

RESOLUTION NO. R 004 23

A RESOLUTION TO EXTEND THE BOUNDARY OF THE SUSSEX COUNTY UNIFIED SANITARY SEWER DISTRICT (SCUSSD) OAK ORCHARD AREA, TO INCLUDE THE WARWICK PARK AREA, ON THE NORTH AND SOUTH SIDE OF RIVER ROAD LOCATED IN THE INDIAN RIVER HUNDRED, SUSSEX COUNTY, DELAWARE AND RECORDED IN THE OFFICE OF THE RECORDER OF DEEDS, IN AND FOR SUSSEX COUNTY, DELAWARE.

WHEREAS, Sussex County has established the Sussex County Unified Sanitary Sewer Sanitary Sewer District (SCUSSD); and

WHEREAS, in the best interests of the present district and to enhance the general health and welfare of that portion of Sussex County in the vicinity of Warwick Park, the inclusion of this area will be beneficial; and

WHEREAS, in accordance with 9 Del.C., Section 6502 (a), the Sussex County Council may, upon request of the County Engineer, revise the boundary of an established sewer district when 50 or more houses have been connected by posting a public notice in four public places in the district describing the new or revised boundary; and

WHEREAS, the Sussex County Council has caused to be posted a public notice in at least four public places in the district, as verified by the affidavit of Phillip C. Calio, a copy of which affidavit and public notice is attached hereto and made a part hereof; and

WHEREAS, in accordance with 9 Del.C., Section 6502 (b), the Sussex County Council shall, within ninety days after posting the public notices pass a formal resolution establishing the new boundary of the district;

NOW, THEREFORE, BE IT RESOLVED the Sussex County Council hereby revises the boundary of the SCUSSD to encompass the lands mentioned above in the Warwick Park area and further described as follows:

Beginning at a point, said point being on the SCUSSD boundary, said point also being on the northerly Right-of-Way (ROW) of River Road (SCR 312), said point also being a property corner of lands N/F Warwick Park Owners Association Inc., said point further being the southwesternmost property corner of lands N/F of Linda Johnson; thence leaving said ROW and proceeding in a southerly direction with said SCUSSD boundary a distance of 50'± to a point, said point being on the southerly ROW of River Road; thence leaving said ROW and proceeding by and with said SCUSSD boundary in a southerly direction a distance of 230'± to a point, said point being the high water line of Indian River; thence leaving said SCUSSD boundary and proceeding by and with the high water line of Indian River in a generally westerly direction a distance of 2025'± to a point, said point being the southwesternmost property corner of lands N/F Owners of Gull Point Condominium Assoc., said point also being the southeasternmost property corner of lands N/F Judith A Messick TTEE, Richard Wayne Rogers TTEE, and Mable Rogers ETAL REV TR; thence leaving said high water line and proceeding by and with said the western boundary of Gull Point lands, as found in Plot Book 50 Page 186, in a northerly direction a distance of 1,474'± to a point, said point being the southernmost property corner of lands N/F of Mark J. Avens; thence continuing with said Gull Point lands the following courses and distances, (1) N53°45'06"E 391.35', (2) S25°36'48"E 93.90, (3) N55°27'38"E 292.20', (4) S34°37'37"E 149.57', (5) N55°22'23"E 137.46', (6) S31°40'17"E 50.07', (7) S55°22'23"W 200.37', (8) S34°37'37"E 709.08' to a point,

said point being the southernmost property line of Gerald & Sandra Peters; thence proceeding by and with said Peters lands in a northeasterly direction a distance of 201.24' to a point, said point being on the southerly ROW of River Road; thence crossing River Road in a northeasterly direction a distance of 50'± to a point, said point being on the northerly ROW of River Road, said point also being on the boundary of Warwick Park, said point further being the southeasternmost property corner of lands N/F of Joyce A. Riolo & Ann M. Jackson; thence proceeding by and with said ROW in a generally northwesterly direction a total distance of 1,913'± to a point, said point being on the easterly ROW of Rosedale Road (SCR 313A), said point also being on the boundary line of Warwick Park; thence proceeding by and with said Warwick Park boundary the following 3 courses and distances (1) N42°20'50"E 1,407.82, (2) S47°26'E 1584.15', (3) S06°03'30"W 1,204.81' to a point, said point being that of the **BEGINNING.**

NOTE: The above description has been prepared using Sussex County Tax Map 234-34.00 & 34.09 and Sussex County property assessment records. The annexation contains 120 acres more or less.

A map outlining and describing the extension of the SCUSSD is attached. The area involved is crosshatched and highlighted.

BE IT FURTHER RESOLVED that the Sussex County Council directs the County Engineer and the Attorney for the County Council to procure the necessary lands and right-of-way by purchase, agreement, or condemnation in accordance with the existing statutes; and

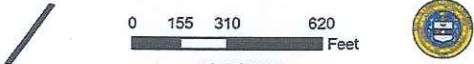
BE IT FURTHER RESOLVED that the County Engineer is hereby authorized to prepare maps, plans, specifications, and estimates, let contracts for and supervise the construction and maintenance of, or enlarging and remodeling of, any and all structures required to provide for the safe disposal of sewage in the sanitary sewer district, as amended.

I DO HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND CORRECT COPY OF RESOLUTION NO. R 004 23 ADOPTED BY THE SUSSEX COUNTY COUNCIL ON THE 10TH DAY OF JANUARY 2023.

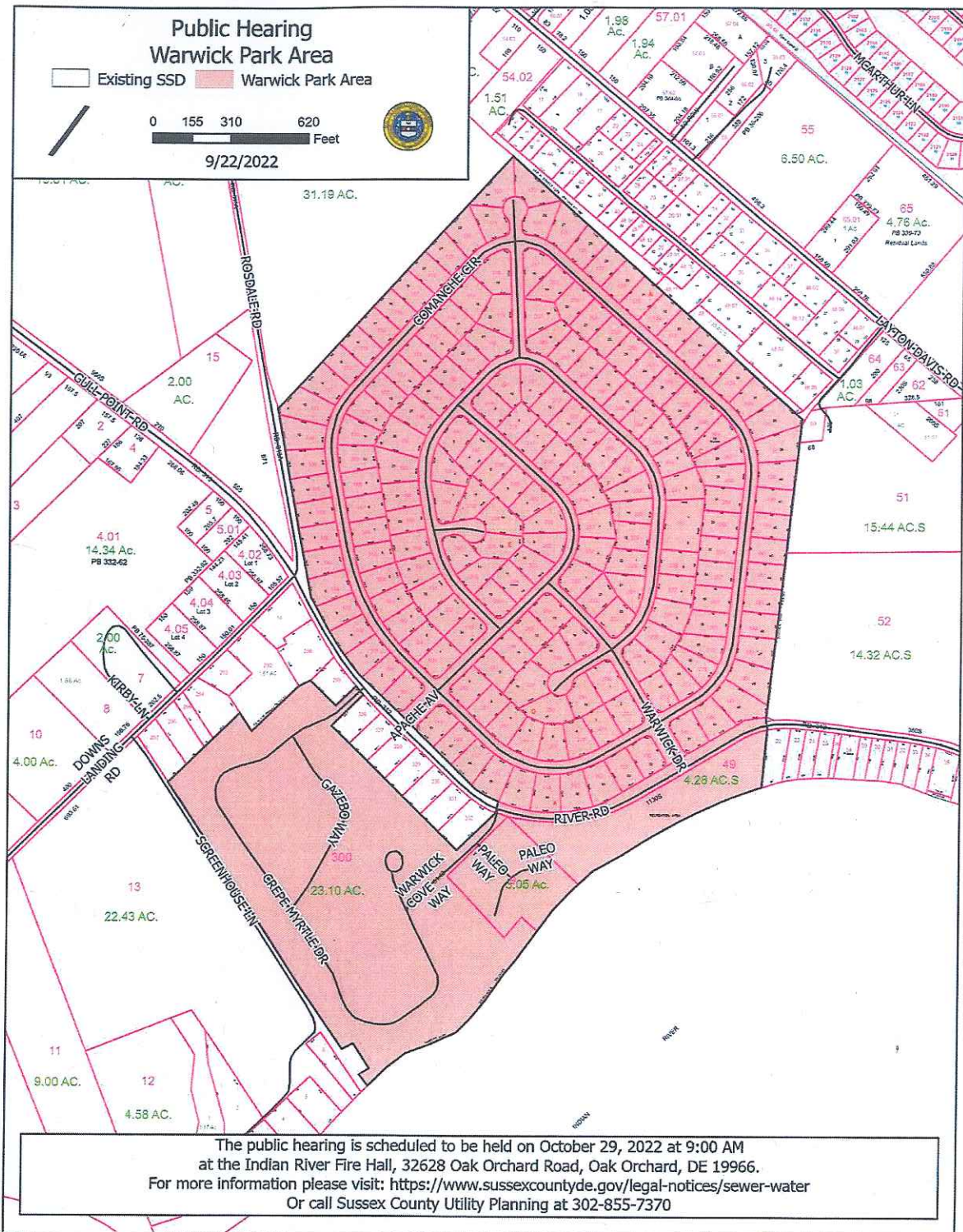
TRACY N. TORBERT
CLERK OF THE COUNCIL

Public Hearing Warwick Park Area

Existing SSD Warwick Park Area



9/22/2022



The public hearing is scheduled to be held on October 29, 2022 at 9:00 AM
at the Indian River Fire Hall, 32628 Oak Orchard Road, Oak Orchard, DE 19966.
For more information please visit: <https://www.sussexcountyde.gov/legal-notices/sewer-water>
Or call Sussex County Utility Planning at 302-855-7370