

RESOLUTION NO. R 004 25

A RESOLUTION TO EXTEND THE BOUNDARY OF THE SUSSEX COUNTY UNIFIED SANITARY SEWER DISTRICT (SCUSSD), TO INCLUDE TWO PARCELS (433-11.00-17.00 & 17.01) ON THE EAST AND WEST SIDES OF DELAWARE AVENUE EXTENDED, AND THE EAST SIDE OF DUPONT BOULEVARD (RT. 113) AND SOUTH OF THE TOWN OF FRANKFORD AND IS LOCATED IN THE DAGSBORO 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 south of Frankford, 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 situated on the east and west sides of Delaware Avenue Extended, and further described as follows:

Beginning at a point, said point being on the Sussex County Unified Sanitary Sewer District (SCUSSD) boundary, said point also being on the westerly Right-of-Way (ROW) of Delaware Avenue Extended, said point further being the northeasternmost property corner of lands Now-or-Formerly (N/F) of 34910 Delaware Ave Frankford LLC; thence proceeding by and with said ROW and Delaware Ave lands, in the southwesterly direction a distance of 61'± to a point, said point being a point on the SCUSSD boundary and a point on the western ROW of Delaware Avenue Extended; thence leaving said ROW and Delaware Ave lands and proceeding in a southeasterly direction across Delaware Avenue Extended a distance of 40'± to a point, said point being on the easterly ROW of Delaware Avenue Extended, said point also being the northwesternmost property corner of lands N/F of 34913 Delaware Ave Frankford LLC, said point further being the southwesternmost property corner of lands N/F of Wesley H. Hayes, Sr.; thence proceeding by and with said Hayes lands in an southeasterly direction a distance of 140'± to a point, said point being on the northwesterly property line of Country Hamlet MHP; thence leaving said Hayes lands and continuing with 34913 Delaware Ave lands in a southwesterly direction a distance of 98'± to a point, said point being the northwesterly property corner of lands N/F of Country Hamlet MHP; thence continuing with said 34913 Delaware lands in a southwesterly and northerly direction respectively a total distance of 435'± to a point, said point being on the southerly ROW of Delaware Avenue Extended and the easterly ROW of DuPont Highway (Rt. 113); thence proceeding in a northerly direction across Delaware Avenue Extended a distance of 69'± to a point, said point being on the northerly ROW of Delaware Avenue Extended, said point also being the southwesternmost property corner of lands N/F of 34910 Delaware Ave Frankford LLC; thence proceeding by and with said 34910 Delaware lands in a northerly and northeasterly direction respectively a total distance of 387'± to a point, said point being that of the Beginning.

NOTE: The above description has been prepared using Sussex County Tax Map 433-11.00 and Sussex County property assessment records. The site contains 1.61 acres more or less.

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

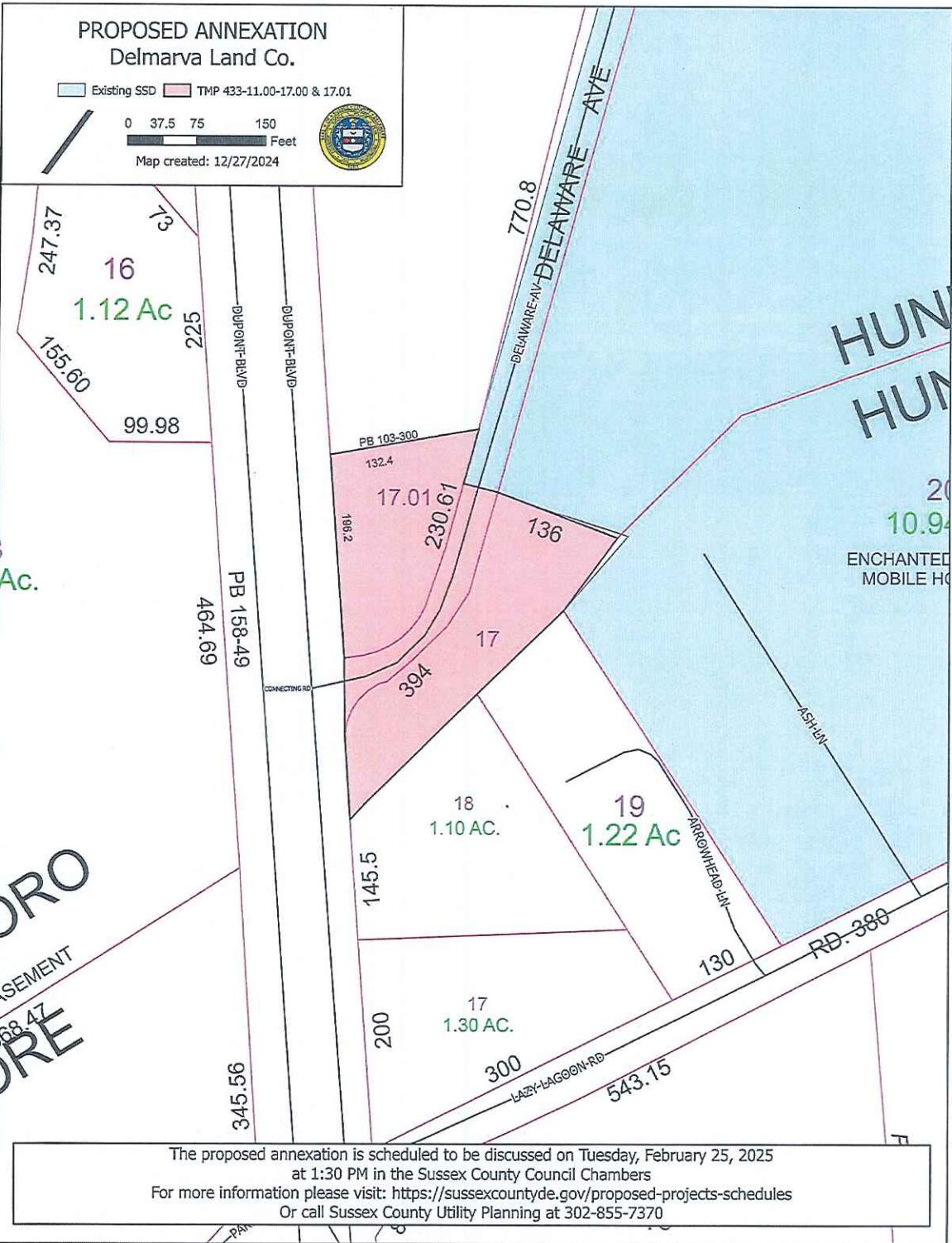
BE IT FURTHER RESOLVED that the Sussex County Council directs the County Engineer and the Attorney for the County Council to procure the necessary lands and right-of-way by purchase, agreement, or condemnation in accordance with the existing statutes; and

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 ORDINANCE NO. R 004 25 ADOPTED BY THE SUSSEX COUNTY COUNCIL ON THE 25TH DAY OF FEBRUARY 2025.



Tracy N. Torbert
Clerk of the Council



The proposed annexation is scheduled to be discussed on Tuesday, February 25, 2025
at 1:30 PM in the Sussex County Council Chambers
For more information please visit: <https://sussexcountycle.gov/proposed-projects-schedules>
Or call Sussex County Utility Planning at 302-855-7370