

RESOLUTION R 005 22

A RESOLUTION TO EXTEND THE BOUNDARY OF THE SUSSEX COUNTY UNIFIED SANITARY SEWER DISTRICT (SCUSSD) HOLTS LANDING AREA, TO INCLUDE THE PROPOSED THE KNOLL SUBDIVISION AND AN ADJACENT PARCEL, LOCATED IN THE BALTIMORE 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 the proposed The Knoll subdivision, 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 Knoll subdivision area and further described as follows:

BEGINNING at a point, said point being on the westerly right-of-way (ROW) of Irons Lane (SCR 348), said point also being on the easterly property line of lands Now-or-Formerly (N/F) of The Preserve at Irons Landing; thence leaving said ROW and Preserve lands and proceeding, across the road, in an easterly direction a distance of 50'± to a point, said point being on the easterly ROW of Irons Lane (SCR 348), said point also being the northwesternmost property corner of lands N/F of Kael Holdings, Inc; thence proceeding by and with said Kael lands in an easterly and southerly direction respectively a total distance of 500'± to a point, said point being on the northern boundary line of Irons Knoll LLC; thence leaving said Kael lands and proceeding by and with said Irons Knoll lands in an easterly, southerly, westerly, northerly and westerly directions respectively a total distance of 3,175'± to a point, said point being on the easterly ROW of Irons Lane (SCR 348); thence proceeding in a westerly direction, crossing said Irons Lane, a distance of 50'± to a point, said point being on the westerly ROW of Irons Lane (SCR 348); thence proceeding by and with said ROW in a northerly direction a distance of 328'± to a point, said point being the place of BEGINNING.

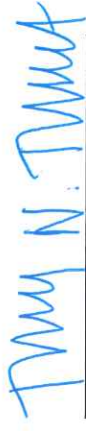
NOTE: The above description has been prepared using Sussex County Tax Map 134-7.00 and Sussex County property assessment records.

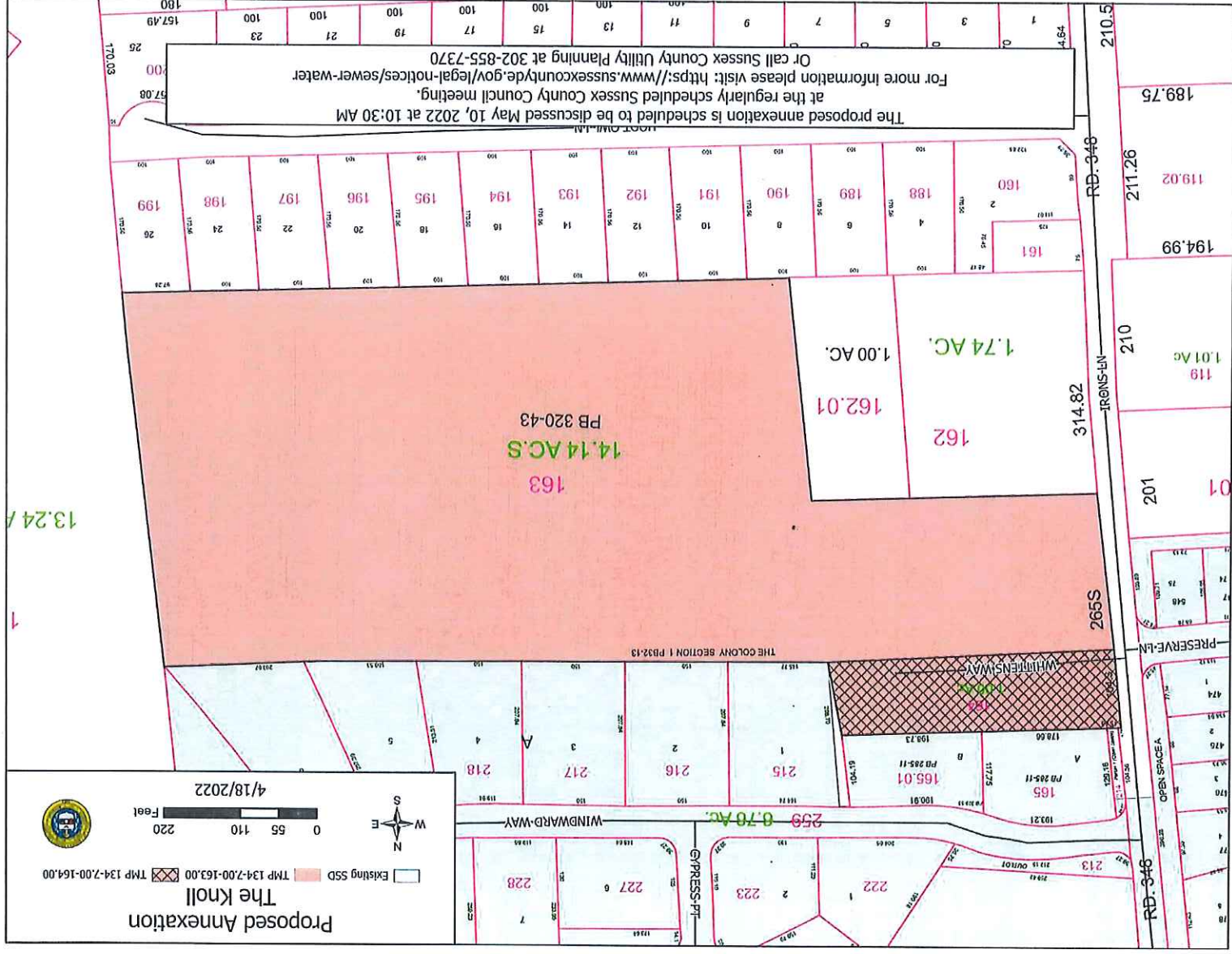
A map outlining and describing the extension of the SCUSSD is attached. The area involved is crosshatched.

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 RESOLUTION NO. R 005 22 ADOPTED BY THE SUSSEX COUNTY
COUNCIL ON THE 10TH DAY OF MAY 2022.


TRACY N. TORBERT
CLERK OF THE COUNCIL



PUBLIC NOTICE

PROPOSED THE KNOLL EXPANSION OF THE SUSSEX COUNTY UNIFIED SANTARY SEWER DISTRICT (HOLTS LANDING AREA)

FILE NUMBER: HL-10.08

NOTICE IS HEREBY GIVEN that the Sussex County Council voted on March 22, 2022 to consider extending the boundary of the Sussex County Unified Sanitary Sewer District (SCUSSD), Holts Landing Area, to include The Knoll subdivision and Parcel 134-7.00-164.00, east of Irons Lane, being situate in Baltimore Hundred, Sussex County, Delaware.

This action is in conformity with 9 Del.C §6502.

A description of the area, which is contiguous to and to be added to the SCUSSD is described as follows:

Beginning at a point, said point being on the westerly right-of-way (ROW) of Irons Lane (SCR 348), said point also being on the easterly property line of lands Now-or-Formerly (N/F) of The Preserve at Irons Landings; thence leaving said ROW and Preserve lands and proceeding, across the road, in an easterly direction a distance of 50'± to a point, said point being on the easterly ROW of Irons Lane (SCR 348), said point also being the northwesternmost property corner of lands N/F of Kalel Holdings, Inc; thence proceeding by and with said Kalel lands in an easterly and southerly direction respectively a total distance of 500'± to a point, said point being on the northern boundary line of Irons Knoll LLC; thence leaving said Kalel lands and proceeding by and with said Irons Knoll lands in an easterly, southerly, westerly, northerly and westerly directions respectively a total distance of 3,175'± to a point, said point being on the easterly ROW of Irons Lane (SCR 348); thence proceeding in a westerly direction, crossing said Irons Lane, a distance of 50'± to a point, said point being on the westerly ROW of Irons Lane (SCR 348); thence proceeding by and with said ROW in a northerly direction a distance of 328'± to a point, said point being the place of **BEGINNING**.

NOTE: The above description has been prepared using Sussex County Tax Map 134-7.00 and Sussex County property assessment records. The annexation contains 15.14 acres more or less.

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

The public hearing will be held on this issue at 10:30 p.m. on May 10, 2022 in the Sussex County Council Chambers, County Administrative Offices, 2 The Circle, Georgetown, Delaware. All interested persons, officials, residents, voters, taxpayers, property owners, or corporations in any way affected by this boundary extension are welcome to attend. There will be an opportunity for questions and answers. The Sussex County Council following the hearing, at one of their regularly scheduled meetings, will make the final decision on the boundary extension.

For further information, please call or write the Sussex County Engineering Department, 2 The Circle, Post Office Box 589, Georgetown, DE 19947 – (302) 855-1299.

Hans M. Medlarz, P.E.
County Engineer

PROPOSED THE KNOLL EXPANSION
AFFIDAVIT FOR PUBLIC HEARING

STATE OF DELAWARE)(:
COUNTY OF SUSSEX)(

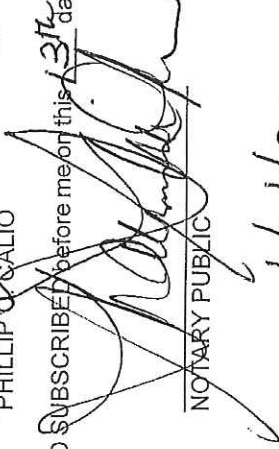
BE IT REMEMBERED, That the subscriber, PHILLIP C. CALIO, personally appeared before me and known to me personally to be such, who being by me duly sworn to law did depose and say as follows:

- A. On April 11, 2022 he was a Planning Technician IV for the Sussex County Engineering Department, Sussex County, State of Delaware; and
- B. On April 11, 2022 he did post the attached "Public Notice," prepared by the Sussex County Engineering Department, at the following locations:

1. On a post at the stop sign at the southerly exit on Colony Drive at the intersection with Irons Lane,
2. On a post at the stop sign exiting Cripple Creek Drive at the intersection with Irons Lane,
3. On a post at the stop sign exiting Winward Way at the intersection with Irons Lane,
4. On a post in front of the stop sign at the exit of Preserve Lane at the intersection with Irons Lane,
5. In front of Wittens Way sign in the easterly Right-of-Way (ROW) of Irons Lane,
6. In the easterly ROW of Irons Lane, 40'± south of Whittens Way,
7. In the easterly ROW of Irons Lane, across the road from DEC Pole 16549,
8. In the easterly ROW of Irons Lane, 265'± south of Whittens Lane.


PHILLIP C. CALIO

SWORN TO AND SUBSCRIBED before me on this 13th day of April, 2022


NOTARY PUBLIC

SHARON E. SMITH
NOTARY PUBLIC
STATE OF DELAWARE
My Commission Expires on 6/14/22

My Commission Expires 6/14/22