

RESOLUTION NO. R 007 20

A RESOLUTION TO EXTEND THE BOUNDARY OF THE SUSSEX COUNTY UNIFIED SANITARY SEWER DISTRICT (SCUSSD), TO INCLUDE PARCEL 334-12.00-127.01 ON THE SOUTH SIDE OF JOHN J. WILLIAMS HIGHWAY. THE PARCEL IS LOCATED IN THE LEWES AND REHOBOTH HUNDRED, SUSSEX COUNTY, DELAWARE AND RECORDED IN THE OFFICE OF THE RECORDER OF DEEDS, IN AND FOR SUSSEX COUNTY, DELAWARE (HEROLA EXPANSION)

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 John J. Williams Highway, 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 that the Sussex County Council hereby revises the boundary of the SCUSSD to encompass the lands mentioned above situated on the southeasterly side of John J. Williams Hwy (Rt. 24), as follows:

BEGINNING at a point, situate at the intersection of the southeasterly right of way (ROW) of John J. Williams Highway and a point on the existing boundary of the Sussex County Unified Sanitary Sewer District (SCUSSD); thence leaving said ROW and proceeding by and with said SCUSSD boundary in a southeasterly direction a distance of 376'± to a point; thence in a northeasterly direction a distance of 1,157'± to a point; thence in a generally southeasterly direction a distance of 1,104'± to a point; thence leaving said SCUSSD boundary and proceeding in a southwesterly direction a distance of 125'± to a point, said point being the northwesternmost property corner of lands N/F of J.G. Townsend Jr. Co, said point also being on the SCUSSD boundary; thence proceeding by and with said SCUSSD boundary in a southwesterly direction a distance of 170'± to a point; thence in a northwesterly direction respectively a distance of 1,722'± to a point; thence proceeding in a northeasterly direction across a 50' ROW to a point, said point being that of the BEGINNING; and

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 007 20 ADOPTED BY THE SUSSEX COUNTY COUNCIL ON THE 28TH DAY OF JULY 2020.

**ROBIN A. GRIFFITH
CLERK OF THE COUNCIL**