

RESOLUTION NO. R 008 20

A RESOLUTION TO EXTEND THE BOUNDARY OF THE SUSSEX COUNTY UNIFIED SANITARY SEWER DISTRICT (SCUSSD), TO INCLUDE PARCELS 334-12.00-50.00 AND 51.00 ON THE SOUTH SIDE OF PLANTATION ROAD. THE PARCELS ARE LOCATED IN LEWES AND REHOBOTH HUNDRED, SUSSEX COUNTY, DELAWARE AND RECORDED IN THE OFFICE OF THE RECORDER OF DEEDS, IN AND FOR SUSSEX COUNTY, DELAWARE (OCEAN PARK)

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 Plantation Road, 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 south side of Plantation Road, as follows:

BEGINNING at a point, situate at the intersection of the northerly right of way (ROW) of Plantations Road, and a point on the existing boundary of the Sussex County Unified Sanitary Sewer District (SCUSSD); thence continuing by and with said ROW and SCUSSD boundary in a southeasterly direction a distance of 576'± to a point; thence leaving said ROW and proceeding in a southwesterly direction across Plantation Road a distance of 60'± to a point, said point being on the southerly ROW of Plantation Road; thence leaving said ROW and continuing by and with said SCUSSD boundary in a southwesterly direction a distance of 949'± to a point, said point being the southeasternmost property corner of lands N/F of HKLS LLC; thence continuing with said LLC and SCUSSD boundary in a northwesterly direction a distance of 155'± to a point, said point being on the previous western ROW of Cedar Grove Road; thence proceeding by and with said SCUSSD boundary in a northeasterly direction a distance of 1,049'± to a point, said point being the former westerly ROW of Cedar Grove Road, thence proceeding in a northeasterly direction, crossing Plantation Road to the northerly ROW a distance of 60'± 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 008 20 ADOPTED BY THE SUSSEX COUNTY COUNCIL ON THE 28TH DAY OF JULY 2020.

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