

RESOLUTION NO. R 010 22

A RESOLUTION TO EXTEND THE BOUNDARY OF THE SUSSEX COUNTY UNIFIED SANITARY SEWER DISTRICT (SCUSSD) BAY VIEW ESTATES AREA, TO INCLUDE THE MAYAPPLE SUBDIVISION AND 7 PARCELS 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 Mayapple 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 Mayapple Farm property 6 additional properties and further described as follows:

BEGINNING at a point, said point being the southeasternmost property corner of lands Now-or-Formerly (N/F) of David R. Kohout, said point also being on the SCUSSD boundary, said point further being on the westerly Right-of-Way (ROW) of Williamsville Road; thence leaving said ROW and proceeding across Williamsville Road in an northeasterly direction a distance of 50'± to a point, said point being on the easterly ROW of Williamsville Road; thence proceeding by and with said ROW in a southeasterly direction a distance of 76'± to a point, said point also being the northwesterly property corner of lands N/F Robert E. Dickerson TTEE & Jacqueline R. Dickerson TTEE of RED and JRD REV TR; thence proceeding by and with said Dickerson lands in a northeasterly, southeasterly, southwesterly, northwesterly and southwesterly direction respectively a total distance of 748'± to a point, said point being on the easterly ROW of Williamsville Road; thence proceeding by and with said ROW in a southeasterly direction a distance of 433'± to a point, said point also being the northwestern most property corner of lands N/F of Robert E. Dickerson, Trustee; thence leaving said ROW and proceeding by and with said other lands of Dickerson northeasterly, southeasterly and southwesterly direction respectively a total distance of 626'± to a point, said point being on the easterly ROW of Williamsville Road; thence proceeding by and with said ROW in a southeasterly direction a distance of 790'± to a point, said point being on the Delaware-Maryland boundary; thence leaving said ROW and proceeding by and with said Delaware-Maryland boundary, crossing over Williamsville Road, a distance of 1,525'± to a point, said point being the southeasternmost property corner of Bay View Estates (DE), said point also being on the SCUSSD boundary; thence continuing with said SCUSSD boundary in a northwesterly, northerly, northeasterly and southeasterly direction a total distance of 1,669'± to a point, said point being the southwesternmost property corner of lands N/F of David R. Kohout; thence continuing with said SCUSSD

boundary in an easterly direction a distance of 177'± to a point, said point being that of the BEGINNING.

NOTE: The above description has been prepared using Sussex County Tax Map 533-19.00 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 010 22 ADOPTED BY THE SUSSEX COUNTY COUNCIL ON THE 9TH DAY OF AUGUST 2022.

Tracy N. Torbert
Clerk of the Council

