

RESOLUTION NO. R 012 20

A RESOLUTION TO EXTEND THE BOUNDARY OF THE SUSSEX COUNTY UNIFIED SANITARY SEWER DISTRICT (SCUSSD) BAY VIEW ESTATES AREA, TO INCLUDE THE ISLAND WATERSPORTS PROPERTY 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 Island Watersports property, 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 Chris 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 Island Watersports property and further described as follows:

BEGINNING at a point, said point being the easternmost property corner of lands N/F of Carroll Wayne & Kelly C. Wilhelm, said point also being on the SCUSSD boundary, said point further being on the westerly Right-of-Way (ROW) of Williamsville Road; thence proceeding by and with said sewer boundary and ROW in a northwesterly direction a distance of 350' ± to a point, said point being on the northeasterly property line of lands N/F of Dino O. Iacchetta, thence leaving said ROW and Iacchetta lands and proceeding by and with said sewer boundary in a northeasterly direction a distance of 50'± to a point; said point being on the easterly ROW of Williamsville Road, said point also being on a property corner of lands N/F of Bayside Community Association, Inc.; thence leaving said ROW and proceeding by and with said sewer district boundary the following 10 bearings and distances, (1) N46°18'50"E 83.45', (2) N77°42'25"E 54.40', (3) N13°08'15"E 25.07', (4) N13°50'17"W 109.34', (5) N34°29'22"E 156.47', (6) S75°59'17"E 135.72', (7) S72°41'44"E 134.19', (8) S70°06'50"E 110.26, (9) S61°16'12"E 372.15', (10) S30°24'41"W 208.52' to a point, said point being a property corner of lands N/F PJM Properties LLC; thence leaving said sewer district boundary and continuing by and with said PJM Properties LLC the following three courses and distances, (1) N73°31'55"W 253.88', (2) N73°33'57"W 191.20', (3) S43°08'20"W 324.04' to a point, said point being on the northeasterly ROW of Williamsville Road; thence leaving said ROW and proceeding in a southwesterly direction a distance of 50'± 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 012 20 ADOPTED BY THE SUSSEX COUNTY COUNCIL ON THE 22ND DAY OF SEPTEMBER 2020.

ROBIN A. GRIFFITH
CLERK OF THE COUNCIL