

RESOLUTION NO. R 012 23

A RESOLUTION TO EXTEND THE BOUNDARY OF THE SUSSEX COUNTY UNIFIED SANITARY SEWER DISTRICT (SCUSSD) ELLENDALE AREA, TO INCLUDE TWO PARCELS ON THE EAST SIDE OF NORTH OLD STATE ROAD LOCATED IN THE CEDAR CREEK 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 Ellendale, 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 Forest Landing area and further described as follows:

Beginning at a point, said point being on the Sussex County Unified Sanitary Sewer District (SCUSSD) boundary, said point also being on the easterly Right-of-Way (ROW) of Old State Road (SCR 213), approximately 1,540' north of the intersection with Ingram Blvd.; thence leaving said SCUSSD boundary and continuing with said ROW N00°21'26"W 2,007.80' to a point, said point being the northwesternmost corner of lands Now-or-Formerly (N/F) of LFW Delaware Holdings 2015, LLC; thence leaving said ROW and proceeding with the following 3 courses and distances, (1) S81°06'14"E 1070.01', (2) S27°33'14"E 528.12', (3) N60°20'32"E 309.04' to a point, said point being on the westerly ROW of Peninsula Lines LLC; thence proceeding in a northwesterly direction a distance of 60'± to a point, said point being on the easterly ROW of Peninsula Lines LLC; thence leaving said ROW and proceeding the following 9 courses and distances, (1) N60°19'57"E 658.90', (2) S01°47'08" 349.80', (3) S00°12'48"W 165.02', (4) S11°38'52"E 165.00', (5) S27°56'06"E 891.73', (6) S37°38'21"E 732.95' (7) S61°35'21"W 846.61', (8) N30°15'59"W 336.12', (9) S63°43'26"W 560.25' to a point, said point being on the easterly ROW of Peninsula Lines LLC; thence proceeding in a southwesterly direction a distance of 60' to a point, said point being on the westerly ROW of Peninsula Lines LLC, said point also being on the SCUSSD boundary; thence proceeding by and with said boundary the following three (3) courses and distances, (1) S89°45'43"W 1448.53', (2) N00°14'02"W 539.25', (3) S89°50'57"W 149.27' to a point, said point being that place of Beginning.

NOTE: The above description has been prepared using Sussex County Tax Map 230-19.00, 230-20.00 and Sussex County property assessment records. The annexation contains 126 acres more or less.

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

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 23 ADOPTED BY THE SUSSEX COUNTY COUNCIL ON THE 9TH DAY OF MAY 2023.

Tracy N. Torbert
Clerk of the Council

Proposed Annexation Forest Landing

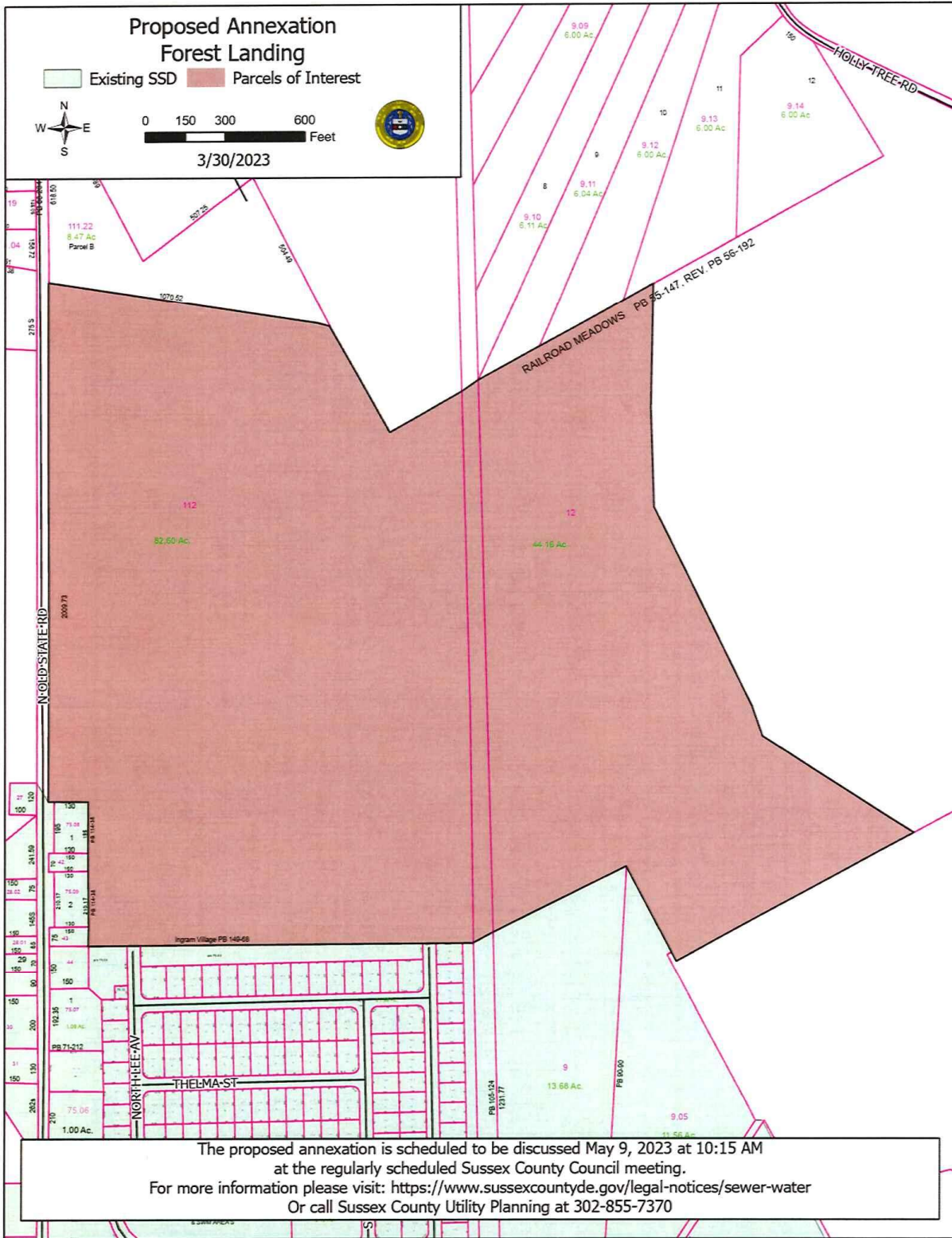
Existing SSD Parcels of Interest



0 150 300 600
Feet



3/30/2023



The proposed annexation is scheduled to be discussed May 9, 2023 at 10:15 AM at the regularly scheduled Sussex County Council meeting. For more information please visit: <https://www.sussexcountyde.gov/legal-notices/sewer-water> Or call Sussex County Utility Planning at 302-855-7370