

RESOLUTION NO. R 005 21

BLACKWATER VILLAGE AREA OF THE SUSSEX COUNTY UNIFIED SANITARY SEWER DISTRICT DECLARED UNDER THE PROVISIONS OF TITLE 9, CHAPTER 65, OF THE DELAWARE CODE

WHEREAS, the eligible voters of the proposed Blackwater Village Area approved the creation of the sewer area by a vote of **91** to **61** in an election held on January 22, 2021; and

WHEREAS, Title 9, Delaware Code, Section 6507 requires the County Council to issue a determination of the sewer district within thirty days of its approval by the eligible voters;

NOW, THEREFORE, BE IT RESOLVED that the County Council of Sussex County, Delaware hereby determines that the eligible voters of the Blackwater Village Area of the Sussex County Unified Sanitary Sewer District have approved the creation of said area, that the description of the Blackwater Village Area is described in Exhibit "A"; and that the said district is hereby declared to be validly constituted under the provisions of Title 9, Chapter 65 of the Delaware Code; 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 rights-of-way by purchase, agreement, or condemnation in accordance with the existing statutes; and

BE IT FURTHER RESOLVED that the County Engineer is hereby directed to prepare maps, plans, specifications and estimates, let contracts for and supervise the construction and maintenance of, or enlarging and remodeling of, any structures required to provide for the safe disposal of sewage in the sanitary sewer district; and

BE IT FURTHER RESOLVED that the Sussex County Council directs the County Finance Director and County Engineer to apply for, accept, and receive grants, loans, and other funding necessary to provide adequate financing for the planning, design, construction, and all other phases of the sanitary sewer district; and

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately upon its adoption by majority vote of all members of the County Council of Sussex County, Delaware.

I DO HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND CORRECT COPY OF RESOLUTION NO. R 005 21 ADOPTED BY THE SUSSEX COUNTY COUNCIL ON THE 9TH DAY OF FEBRUARY 2021.

ROBIN A. GRIFFITH
CLERK OF THE COUNCIL

Exhibit "A"

Description of the Blackwater Village Area of the Sussex County Unified Sanitary Sewer District:

Beginning at a point, said point being on the northerly Right-of-Way (ROW) of State Route 26, said point also being the southwesterly property corner of lands Now-or-Formerly (N/F) of Roland John Hoffman Trustee & Mary Ann Hoffman, Trustee, said point further being the southeasternmost property corner of lands N/F of Keith Properties, Inc.; thence proceeding by and with said ROW in a westerly direction a distance of 1,851'± to a point, said point being the westernmost property corner of lands N/F of LSF8 Master Participation Trust, said point further being a property corner of Black Water Village, a subdivision; thence leaving said ROW and proceeding by and with said subdivision lands in a northerly and westerly direction a distance of 1,311'± to a point, said point being on the easterly ROW of County Road (CR) 345; thence proceeding by and with said ROW and continuing with said subdivision boundary in a northerly direction a distance of 304'± to a point; thence leaving said ROW and continuing by and with said subdivision boundary in a northeasterly, northerly, northeasterly, northwesterly, northeasterly direction respectively a distance of 3,307'± to a point, said point being the southernmost property corner of lands N/F of Denise Hoeksema & Cheryl Rehrig; thence continuing with said subdivision boundary in a southerly and easterly direction respectively a distance of 3,932'± to a point, said point being the easternmost property corner of land N/F of John F. & Carol A. Adams; thence leaving said subdivision lands and continuing with said Adams lands in a westerly direction a distance of 361'± to a point, said point being the northernmost property corner of lands N/F of Richard C & Juanita M. Seibert; thence leaving said Adams lands and continuing with said Seibert lands in a southeasterly and southerly direction a distance of 517'± to a point, said point being the northeasternmost property corner of lands N/F of Keith Properties, Inc., thence leaving said Seibert lands and continuing with said Keith lands in a generally southerly direction a distance of 1,439'± to a point, said point being the place of **Beginning**.

NOTE: The above description has been prepared using Sussex County Tax Map Nos. 134-11.00.

The Blackwater Village Area of the Sussex County Unified Sanitary Sewer District is within these boundaries. A map drawn to scale indicating the boundaries of the area is attached.