

**RESOLUTION NO. R 011 09**

**A RESOLUTION TO EXTEND THE BOUNDARY OF THE SOUTH BETHANY SANITARY SEWER DISTRICT TO ENCOMPASS A PARCEL OF LAND ALONG COUNTY ROAD 363 (DOUBLE BRIDGES ROAD), WEST OF OCEAN FARM, LYING CONTIGUOUS TO THE SOUTH BETHANY SANITARY SEWER DISTRICT, SITUATE SOUTH OF THE TOWN OF OCEAN VIEW AND BEING IN BALTIMORE HUNDRED, SUSSEX COUNTY, DELAWARE**

**WHEREAS, Sussex County has established the South Bethany Sanitary Sewer District; and**

**WHEREAS, in the best interests of the present district, and to enhance the general health and welfare of that portion of Sussex County south of the Town of Ocean View, the inclusion of this parcels would 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 Penny Massey, a copy of which affidavit and public notice are attached hereto and made a part hereof; and**

**WHEREAS, in accordance with 9 Del.C., Section 6502 (b), the Sussex County Council shall, within thirty 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 South Bethany Sanitary Sewer District to encompass a parcel of land along County Road 363 (Double Bridges Road), west of Ocean Farm, south of the Town of Ocean View as follows:**

**BEGINNING at a point situate on the northerly right of way (ROW) of County Road 363 (Double Bridges Road), said point being  $\pm 109.49$  west of the intersection of the centerlines of County Road 363 and Neptune Drive, said point also being the southeasternmost corner of lands, now or formerly (N/F) of Double Bridges OV, LLC and a point on the existing SBSSD sewer district boundary; thence by and with said lands in a**

northwesterly direction  $\pm$  471.75 feet to a point, said point being the northeasternmost corner of proposed Lot 7 of Parcel 134-17.00-33.00, and a point on the boundary line of lands N/F of Ocean Farms; thence passing through lands N/F of Double Bridges OV, LLC in a southwesterly direction  $\pm$  1098.88 feet to a point; said point being the northwesternmost corner of proposed Lot 1 of Parcel 134-17.00-33.00, of Double Bridges OV, LLC, thence by and with said boundary of proposed Lot 1 of Parcel 134-17.00-33.00 in a southerly direction  $\pm$  451.24 feet to a point, said point being the southwesternmost corner of said proposed Lot 1 and a point on the boundary of lands N/F of the State of Delaware; then by and with said lands  $\pm$  35.57 feet in a southeasterly direction to a point, said point being a point on the northerly ROW of County Road 363; thence by and with said ROW in a northeasterly direction  $\pm$  1153.80 feet to a point, said point being that of the BEGINNING.

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 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 011 09 ADOPTED BY THE SUSSEX COUNTY COUNCIL ON THE 7TH DAY OF APRIL 2009.

  
ROBIN A. GRIFFITH  
CLERK OF THE COUNCIL