

RESOLUTION NO. R 013 08

A RESOLUTION TO EXTEND THE BOUNDARY OF THE MILLER CREEK SANITARY SEWER DISTRICT (MCSSD) TO INCLUDE CERTAIN LOTS, PIECES OR PARCELS OF LAND, SITUATED SOUTH OF DOUBLE BRIDGES ROAD, INCLUDING BUT ARE NOT LIMITED TO THE ESTUARY, THE WOODLANDS, AND THE LANDS OF CAMP INC. IN BALTIMORE HUNDRED, SUSSEX COUNTY, DELAWARE

WHEREAS, Sussex County has established the Miller Creek Sanitary Sewer District (MCSSD); and

WHEREAS, in the best interests of the present district and to enhance the general health and welfare of that portion of Sussex County, southwest of the existing MCSSD, the inclusion of this property 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 Penny Massey, 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 thirty 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 MCSSD to include certain lots, pieces or parcels of land, situated south of Double Bridges Road, including but are not limited to The Estuary, The Woodlands, and the lands of Camp Inc. better described, as follows:

BEGINNING at a point, said point being the intersection of the centerline of Double Bridges Road and the centerline of Miller Creek, thence by and with the centerline of Miller Creek in an southeasterly direction \pm 3260 feet to a point, said point being a point on the centerline of Miller Creek, then in a southwesterly direction \pm 280 feet to a point, said point being the southeastern most corner of the lands now or formerly (N/F) of Camp Inc. and the northeasternmost corner of the lands N/F of the State of Delaware, thence by

and with said lands of Camp Inc. in the following directions southwesterly, northwesterly, northeasterly and northwesterly respectively to a point, said point being a point on the boundary of lands N/F of Kay H. Keen, thence by and with said lands of Keen in a southwesterly direction to a point, said point being the southwesternmost corner of the said lands and a point on the boundary of the lands N/F of Palisades Land LLC; thence by and with said boundary in a southeasterly, then southwesterly direction to a point, said point being a point on the boundary of said lands and the northeasternmost corner of other lands N/F of Palisades Land, thence by and with said other lands in a southeasterly direction to a point, said point being the southeasternmost corner of said lands and the northeasternmost corner of other lands N/F of Palisades Land, thence by and with said other lands in a southeasterly, then southwesterly direction to a point said point being the southwesternmost corner of said lands and a point on the eastern Right-of way (ROW) of Camp Barnes Road, thence in a southwesterly direction \pm 30 feet to a point, said point being the centerline of Camp Barnes Road; thence by and with said centerline in a northwesterly direction \pm 630 feet to a point, said point being a point on the centerline of said roadway, thence in a southwesterly direction \pm 30 feet to a point, said point being a point on the western ROW of said roadway and the southeasternmost corner of other lands N/F of Palisades Land; thence by and with said lands in a southwesterly direction \pm 140 feet to a point, said point being the southwesternmost corner of said lands and a point on the boundary of the Oak Acres subdivision (found in Plot Book No. 8, Page 124 of the Sussex County Recorder of Deeds Office); thence by and with said subdivision in a southeasterly, then southerly direction to a point, said point being the southeasternmost corner of said subdivision and a point on the northern ROW of White Oak Drive (CR 364A), thence in a southerly direction \pm 50 feet crossing said roadway to a point, said point being on the southern ROW of said roadway, thence in an southeasterly direction \pm 85 feet to a point, said point being a point on said ROW and the northeasternmost corner of other lands N/F of Palisades Land; thence by and with said lands in a southwesterly direction to a point, said point being the southeasternmost corner of said lands and the northeasternmost corner of other lands of Palisades Land; thence by and with said lands in the following directions southwesterly, northwesterly, southwesterly, southeasterly, southwesterly and northwesterly respectively to a point, said point being the southwestern most corner of said

lands the northeastern most corner of the lands N/F of Old Mill Bridge Farm Inc.; thence by and with said lands of Old Mill Bridge Farm in the following directions southerly, northeasterly (crossing Millers Neck Road) and southeasterly respectively to a point, said point being on the easternmost boundary of said lands and the shoreline of Dirickson Creek, thence proceeding in an easterly direction ± 440 feet to a point, said point being on the centerline of Dirickson Creek; then in a generally westerly direction ± 5470 feet by and with said centerline of Dirickson Creek to a point, said point being the apparent intersection of said centerline of creek and the westernmost boundary of said lands of Old Mill Bridge Farm, thence proceeding in a northerly direction ± 300 feet to a point, said point being on the northern shoreline of Dirickson Creek and the southeasternmost corner of lands N/F of Dirickson Landing Property Owners; thence by and with said lands in a northerly direction to a point, said point being the northeasternmost corner of said lands and a point on the eastern ROW of Old Mill Bridge Road, then in a westerly direction ± 30 feet to a point, said point being the centerline of said roadway; thence by and with said centerline in a northerly, then northwesterly direction to a point, said point being the apparent intersection of said centerline of roadway and the westernmost boundary of other lands N/F of Palisades Land LLC, thence proceeding in a northerly direction ± 30 feet to a point, said point being a point on the northern ROW of said roadway and the southwesternmost corner of lands N/F of Palisades Land LLC; thence by and with said lands in a northerly direction to a point, said point being the northwesternmost corner of said lands and a point on the boundary of other lands of Palisades Land, thence by and with said other lands in the following directions southwesterly, northerly, northwesterly, and southeasterly respectively to a point, said point being the northeasternmost corner of said lands and a point on the boundary of other lands of Palisades Land; thence by and with said boundary in a northeasterly, then easterly direction to a point, said point being a point on said boundary and the southwesternmost corner of other lands of Palisades Land, then by and with said other lands in a northerly direction to a point, said point being the northwesternmost corner of said lands and a point on the southern ROW of Camp Barnes Road, thence crossing said roadway to a point, said point being a point on the northern ROW of said roadway and the southeasternmost corner of lands N/F of Gregory K. Showell; thence by and with said lands in a northwesterly direction to a point, said point

being the southwesternmost corner of said lands and the southeasternmost corner of the lands N/F of Betty E. Kelley, thence by and with said lands of Kelley in a northwesterly direction to a point, said point being the southeasternmost corner of lands N/F of Walter E. Jr. and Vanette D. Smith, thence by and with lands of Smith in a northwesterly direction to a point, said point being the southwesternmost corner of said lands and the southeasternmost corner the Tanglewood subdivision (Plot Book No. 8, Page 832 of the Sussex County Recorder of Deeds Office); thence by and with said subdivision boundary in the following directions northwesterly, then northeasterly to a point, said point being the northwesternmost corner of said subdivision and a point on the southern ROW of New Marydels Road, thence in a northerly direction ± 25 feet to a point, said point being on the centerline of said roadway, thence by and with said centerline of roadway in a westerly direction ± 140 feet to a point, said point being the apparent intersection of said centerline and the western boundary of lands N/F of Walter S. and Jo Crane Brown Cullen, thence in a northerly direction ± 25 feet to a point, said point being a point on the northern ROW of New Marydels Road and the southwesternmost corner of said lands of Cullen, thence by and with said lands in a northwesterly direction to a point, said point being the northwesternmost corner of said lands and a point on the boundary of lands N/F of Gulfstream Land, Inc.; thence by and with said lands of Gulfstream in a generally westerly direction to a point, said point being the easternmost point of said lands and a point on the southern ROW of Double Bridges Road; thence proceeding in a northwesterly direction ± 30 feet to a point said point being on the centerline of said roadway, thence by and with said centerline roadway in a southwesterly direction ± 160 feet to a point, said point being on said centerline of roadway, thence proceeding in a northerly direction ± 30 feet to a point, said point being a point on the northern ROW of said roadway and the southeasternmost corner of lands N/F of Gulfstream Land, Inc.; thence by and with said lands of Gulfstream Land in the following directions northwesterly, westerly, northwesterly, northeasterly, northerly, westerly, northerly, easterly and southerly respectively to a point, said point being the southeasternmost corner of said lands and a point on the northern ROW of Double Bridge Road, thence proceeding in a southerly direction ± 30 feet to a point said point being a point on the centerline of said roadway;

thence by and with said centerline in a northeasterly direction \pm 3800 feet to a point, said point being that of the BEGINNING.

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 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 013 08 ADOPTED BY THE SUSSEX COUNTY COUNCIL ON THE 12TH DAY OF FEBRUARY 2008.


ROBIN A. GRIFFITH
CLERK OF THE COUNCIL