

**RESOLUTION NO. R 013 21**

**A RESOLUTION TO EXTEND THE BOUNDARY OF THE SUSSEX COUNTY UNIFIED SANITARY SEWER DISTRICT (SCUSSD), TO INCLUDE PARCEL 234-23.00-115.00 ON THE NORTH SIDE OF JOHN J. WILLIAMS HIGHWAY (RT. 24). THE PARCEL IS LOCATED IN THE INDIAN RIVER HUNDRED, SUSSEX COUNTY, DELAWARE AND RECORDED IN THE OFFICE OF THE RECORDER OF DEEDS, IN AND FOR SUSSEX COUNTY, DELAWARE (PENINSULA SQUARE) (LONG NECK AREA)**

**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 John J. Williams Highway (Rt. 24), 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 situated on the north side of John J. Williams Highway, as follows:**

**BEGINNING at a point, said point being on the SCUSSD boundary, said point also being the easternmost property corner of lands Now-or-Formerly (N/F) of Laura B. Hudson; thence proceeding by and with said SCUSSD boundary the following directions and distances, southeasterly 215'±, southwesterly 245'±, northwesterly 215'±, southwesterly 150'±, southeasterly 325'±, northeasterly 115'±, northwesterly 57'±, northeasterly 254'±, southeasterly 171'±, southwesterly 1,222'± to a point, said point being on the northerly property line of lands N/F of American Storage of Delaware LLC, said point also being on a property line of lands N/F of Four Diamonds Development & Consulting LLC; thence**

leaving said SCUSSD boundary and proceeding by and with said Four Diamonds lands the following directions and distances, northwesterly 1,111', southwesterly 681'±, northwesterly 1,281'±, northeasterly 132'±, southeasterly 1,075'±, northeasterly 590'±, southeasterly 647'± and northeasterly 1,026'± 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 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 013 21 ADOPTED BY THE SUSSEX COUNTY COUNCIL ON THE 29TH DAY OF JUNE 2021.

  
\_\_\_\_\_  
ROBIN A. GRIFFITH  
CLERK OF THE COUNCIL

### Proposed Annexation Peninsula Square

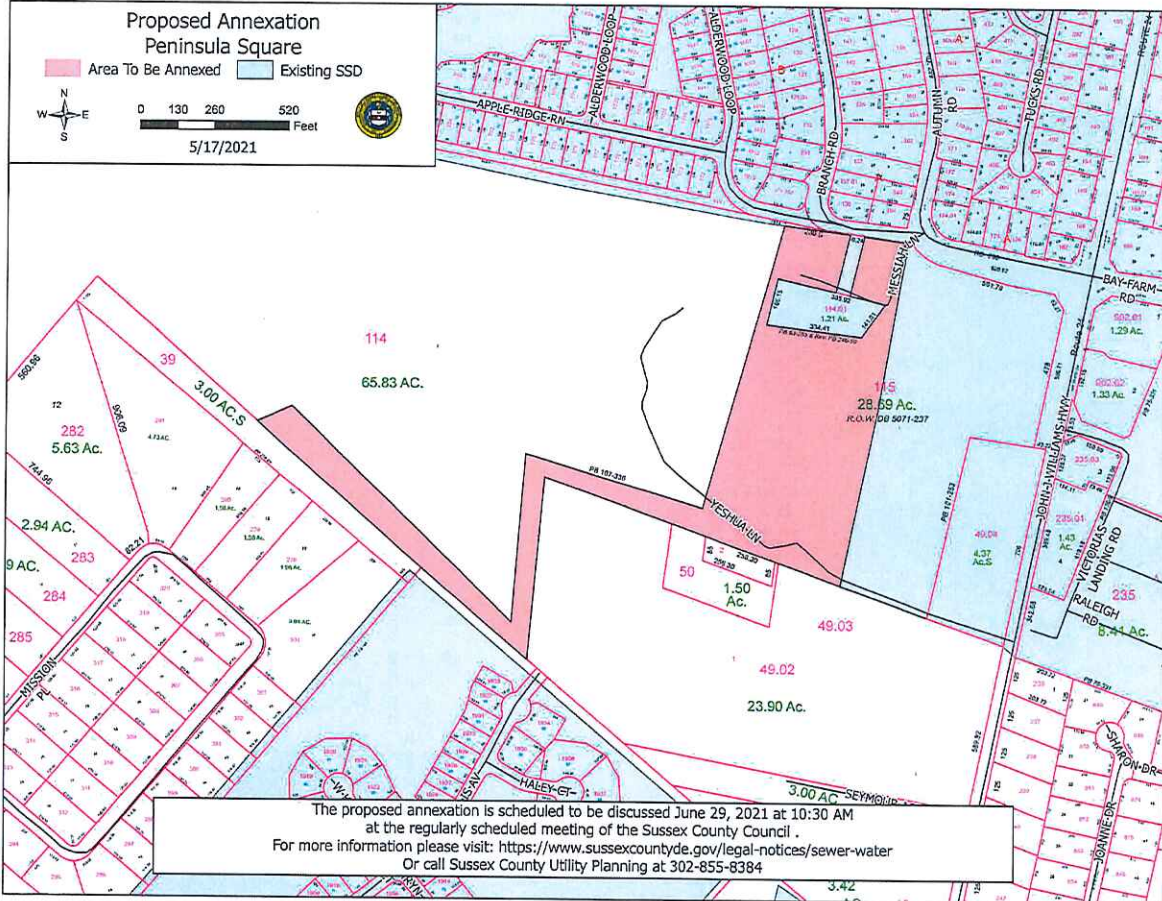
Area To Be Annexed Existing SSD



0 130 260 520 Feet



5/17/2021



# **PUBLIC NOTICE**

## **PROPOSED EXPANSION OF THE SUSSEX COUNTY UNIFIED SANITARY SEWER DISTRICT (LONG NECK AREA)**

**NOTICE IS HEREBY GIVEN** that the Sussex County Council voted on **May 14, 2021** to consider extending the boundary of the Sussex County Unified Sanitary Sewer District (SCUSSD), Long Neck Area, to include a portion of a parcel along the west side of John J. Williams Highway, being situate in Indian River Hundred, Sussex County, Delaware. The parcel being district – map – parcel 234-23.00-115.00.

This action is in conformity with 9 Del.C §6502.

A description of the area, which is contiguous to and to be added to the SCUSSD is described as follows:

**Beginning** at a point, said point being on the SCUSSD boundary, said point also being the easternmost property corner of lands Now-or-Formerly (N/F) of Laura B. Hudson; thence proceeding by and with said SCUSSD boundary the following directions and distances, southeasterly 215'±, southwesterly 245'±, northwesterly 215'±, southwesterly 150'±, southeasterly 325'±, northeasterly 115'±, northwesterly 57'±, northeasterly 254'±, southeasterly 171'±, southwesterly 1,222'± to a point, said point being on the northerly property line of lands N/F of American Storage of Delaware LLC; said point also being on a property line of lands N/F of Four Diamonds Development & Consulting LLC; thence leaving said SCUSSD boundary and proceeding by and with said Four Diamonds lands the following directions and distances, northwesterly 1,111', southwesterly 681'±, northwesterly 1,281'±, northeasterly 132'±, southeasterly 1,075'±, northeasterly 590'±, southeasterly 647'± and northeasterly 1,026'± a point, said point being that of the beginning.

NOTE: The above description has been prepared using Sussex County Tax Map 234-23.00 and Sussex County property assessment records. The parcel contains 17.00 acres more or less.

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

**The public hearing will be held on this issue at 10:30 a.m. on June 29, 2021 at the regularly scheduled Sussex County Council meeting.** All interested persons, officials, residents, voters, taxpayers, property owners, or corporations in any way affected by this boundary extension are welcome to attend. There will be an opportunity for questions and answers. The Sussex County Council following the hearing, at one of their regularly scheduled meetings, will make the final decision on the boundary extension.

For further information, please call or write the Sussex County Engineering Department, 2 The Circle, Post Office Box 589, Georgetown, DE 19947 – (302) 855-1299).

Hans M. Medlarz, P.E.  
County Engineer

SUSSEX COUNTY UNIFIED SANITARY SEWER DISTRICT  
PENINSULA SQUARE EXPANSION  
AFFIDAVIT FOR PUBLIC HEARING

STATE OF DELAWARE )( :  
COUNTY OF SUSSEX )(

BE IT REMEMBERED, That the subscriber, PHILLIP C. CALIO, personally appeared before me and known to me personally to be such, who being by me duly sworn to law did depose and say as follows:

- A. On June 8, 2021 he was a Planning Tech for the Sussex County Engineering Department, Sussex County, State of Delaware; and
- B. On June 8, 2021 he did post the attached "Public Notice," prepared by the Sussex County Engineering Department, at the following locations:
1. On a post in front of a stop sign in the westerly ROW of Alderwood Loop at the intersection with Apple Ridge Run.
  2. On a post in front of a stop sign in the westerly ROW of Branch Road at the intersection with Alderwood Loop.
  3. On a post to the right of DEC transformer 211932 in the southerly ROW of Alderwood Loop'
  4. on a post in the southerly ROW of Alderwood Loop across from pool house.
  5. On a post in front of DEC pole 26464 in the southerly ROW of Branch Road.
  6. On a post in front of a stop sign in the southerly ROW of Branch Road at the intersection with Autumn Road.
  7. On a post in the southerly ROW of Autumn Road at the intersection with John J. Williams Highway
  8. On a post in the southerly ROW of Bay Farm Rd. in front of 40 MPH sign, 83' +/- southeast of John J. Williams Highway.

  
PHILLIP C. CALIO

SWORN TO AND SUBSCRIBED before me on this 10th day of June A.D., 2021

  
NOTARY PUBLIC

My Commission Expires 6/14/22

SHARON E. SMITH  
NOTARY PUBLIC  
STATE OF DELAWARE  
My Commission Expires on 6/14/22