

RESOLUTION NO. R 014 08

A RESOLUTION TO EXTEND THE BOUNDARY OF THE DAGSBORO-FRANKFORD SANITARY SEWER DISTRICT (DFSSD) TO INCLUDE ALL THOSE CERTAIN LOTS, PIECES OR PARCELS OF LAND, SITUATED WEST OF STATE ROUTE 113 AND NORTH OF STATE ROUTE 26, LOCATED IN THE DAGSBORO HUNDRED, SUSSEX COUNTY, DELAWARE.

WHEREAS, Sussex County has established the Dagsboro-Frankford 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 West of the DFSSD, 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 Lora Hudson, a copy of which affidavits 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 Dagsboro-Frankford Sanitary Sewer District to include all those certain lots, pieces or parcels of land, situated West of State Route 113 and North of State Route 26, as follows:


BEGINNING at a point, said point being a point at the center line of the intersection of State Route (SR) 113 and center line of SR 26, thence proceeding on the center line of SR 113 in a northwesterly direction ± 321 feet to a point, said point being on said center line of SR 113; thence proceeding in a southwesterly direction crossing SR 113 highway ± 80 feet to a point; said point being on the westerly Right of Way (ROW) of SR 113 and the northeasternmost corner of the lands now or formerly (N/F) of B J Unlimited Corp; thence proceeding by and with said lands in a southwesterly direction ± 160 feet to a point, said point being on the northwesternmost corner of said lands and a point on the boundary of

lands N/F The Dagsboro American Legion Post No. 24; thence proceeding by and with said lands in the following directions: northwesterly ± 200 feet, southwesterly ± 200 feet, southeasterly ± 501 feet to a point, said point being the southwesternmost corner of said lands and a point on the northernly ROW of SR 26, thence proceeding in a southeasterly direction ± 50 feet crossing SR 26 to a point on the southernly ROW of SR 26, thence proceeding by and with said ROW in an easterly direction ± 425 feet to a point, said point being on the center line of SR 113 highway, thence proceeding in a northwesterly direction ± 25 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;

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 014 08 ADOPTED BY THE SUSSEX COUNTY COUNCIL ON THE 12TH DAY OF FEBRUARY 2008.


ROBIN A. GRIFFITH
CLERK OF THE COUNCIL