

RESOLUTION R 020 08

A RESOLUTION TO EXTEND THE BOUNDARY OF THE WEST REHOBOTH EXPANSION OF THE DEWEY BEACH SANITARY SEWER DISTRICT (WRSSD) TO INCLUDE A CERTAIN PARCEL OF LAND SITUATED NORTH OF COUNTY ROAD 266, NEW ROAD, AND BEING IN LEWES & REHOBOTH HUNDRED, SUSSEX COUNTY, DELAWARE

WHEREAS, Sussex County has established the West Rehoboth Expansion of the Dewey Beach 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 north of the City of Lewes, which includes the certain parcel of land situated northerly of County Road 266, New Road, which is contiguous to the WRSSD, 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 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 West Rehoboth Expansion of the Dewey Beach Sanitary Sewer District to encompass a certain parcel of land situated northerly of County Road 266, New Road.

BEGINNING at a point, said point being the intersection of the centerlines of New Road, County Road (CR) 266 and Arkansas Court Road, point also being on the WRE Boundary, thence proceeding by and with the centerline of CR 266 in a southwesterly direction  $\pm 263$  feet to a point, said point being a point on the centerline of CR 266; thence proceeding in a northerly direction  $\pm 50$  feet to a point; said point being a point on

the northern Right of Way (ROW) of CR266 and the southwesternmost corner of the lands now or formerly (N/F) of Dr. Nieves M. Zaldivar; thence proceeding by and with lands of Zaldivar in the following directions and distances northerly  $\pm 153$  feet, northeasterly  $\pm 264$  feet, and southeasterly  $\pm 135$  feet respectively to a point; said point being a point on the northerly Right of Way (ROW) of CR266 and the easternmost corner of said lands of Zaldivar; thence proceeding in a southeasterly direction  $\pm 50$  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 020 08 ADOPTED BY THE SUSSEX COUNTY COUNCIL ON THE 22ND DAY OF JULY 2008.

  
ROBIN A. GRIFFITH  
CLERK OF THE COUNCIL

WEST REHOBOTH EXPANSION OF  
THE DEWEY BEACH SANITARY SEWER DISTRICT  
AFFIDAVIT FOR PUBLIC HEARING

STATE OF DELAWARE )(

COUNTY OF SUSSEX )(

BE IT REMEMBERED that the subscriber, LORA HUDSON, 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 30, 2008 she was a Planning Technician for the Sussex County Engineering Department, Sussex County, State of Delaware; and
- B. On June 30, 2008 she did post the attached "Public Notice," prepared by the Sussex County Engineering Department, at the following locations:
  - 1. On the bulletin board in lobby of U. S. Post Office, Nassau Post Office, Nassau Shopping Center, Nassau, Delaware.
  - 2. In the front window of Vacation Video, 16924 Savannah Road, Lewes, Delaware
  - 3. On the bulletin board of Five Guys Burgers and Fries, 17644 Coastal Highway, Lewes, Delaware
  - 4. On the bulletin board of Bests' Ace Hardware & Garden Center, Routes 1 & 9 Intersection, Nassau, Delaware
  - 5. On a stake on the right side of intersection of Arkansas Road and Sand Dune Drive in Sand Dunes Village. (This is the location of the sewer connection to the existing sanitary sewer district.)
  - 6. On the area of land being considered for the proposed expansion of the West Rehoboth Expansion of the Dewey Beach Sanitary Sewer District, in three locations across the front property line as follows:
    - (1) On a stake at the Northeast corner approximately 10 feet of the

- property line.
- (2) On a stake approximately off the southwest side of property and approximately 100 feet of the west property line.
  - (3) On a tree off the southwest side of the property and approximately 185 feet of the west property line.

Lora Hudson  
LORA HUDSON

SWORN TO AND SUBSCRIBED before me on this 1 day of July A.D., 2008.

Beverly Mitchell  
NOTARY PUBLIC

My Commission Expires 3/20/11.

PROPOSED ZALDIVAR EXPANSION OF THE  
WEST REHOBOTH EXPANSION OF THE  
DEWEY BEACH SANITARY SEWER DISTRICT

AREA IS CROSSHATCHED



MAY 29, 2008

