

RESOLUTION NO. R 022 07

ANGOLA NECK SANITARY SEWER DISTRICT DECLARED UNDER THE PROVISIONS OF TITLE 9, CHAPTER 65 OF THE DELAWARE CODE

WHEREAS, the eligible voters of the proposed Angola Neck Sanitary Sewer District approved the creation of the sewer district by a vote of 568 to 339 in an election held on August 18, 2007; and

WHEREAS, Title 9, Delaware Code, Section 6507 requires the County Council to issue a determination of the sewer district within thirty days of its approval by the eligible voters;

NOW, THEREFORE,

BE IT RESOLVED that the County Council of Sussex County, Delaware hereby determines that the eligible voters of the Angola Neck Sanitary Sewer District have approved the creation of said district, that the description of the Angola Neck Sanitary Sewer District is described in Exhibit "A"; and that the said district is hereby declared to be validly constituted under the provisions of Title 9, Chapter 65 of the Delaware Code.

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 rights-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 structures required to provide for the safe disposal of sewage in the sanitary sewer district.

BE IT FURTHER RESOLVED that the Sussex County Council directs the County Finance Director and County Engineer to apply for, accept, and receive grants, loans, and other funding necessary to provide adequate financing for the planning, design, construction, and all other phases of the sanitary sewer district.

I DO HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND CORRECT COPY OF RESOLUTION NO. R 022 07 ADOPTED BY THE SUSSEX COUNTY COUNCIL ON THE 21ST DAY AUGUST 2007.


ROBIN A. GRIFFITH
CLERK OF THE COUNCIL

Exhibit "A"

Description of the Angola Neck Sanitary Sewer District

Beginning at a point, said point being the intersection of the centerline of C.R. 277 and centerline of Sarah Run; thence by and with said centerline of Sarah Run in a southerly direction ± 2900 feet to a point, said point being the intersection of said centerline and the centerline of Burton Prong; thence proceeding by and with said centerline of Burton Prong in an southeasterly direction ± 6450 feet to a point where it intersects with the centerline of Herring Creek; thence by and with said centerline of Herring Creek in a southeasterly direction ± 6750 feet to a point; thence in a northerly direction in a straight line ± 600 feet to a point, said point being the southeasternmost corner of the lands now or formerly of (N/F) The Woods on Herring Creek subdivision (found in Plot Book No. 30, Page 343 of the Sussex County Recorder of Deeds Office); thence by and with boundary of said subdivision in a northerly direction ± 5000 feet to a point; said point being the northwesternmost corner of the lands N/F Freeman C. III and Kathleen Miller; thence proceeding in an easterly direction along the northernmost boundary of said lands ± 525 feet to a point, said point being the northeasternmost corner of said lands and the southern edge of Right of Way (ROW) of C.R. 279; thence proceeding in an easterly direction, in a straight line ± 25 feet to the centerline of said county road; thence proceeding in a northwesterly direction along said centerline ± 1275 feet to a point; thence proceeding in a northeasterly direction, in a straight line ± 25 to a point, said point being the southeasternmost corner of the lands N/F Jeffrey M. & Victoria J. Konigsbaur and the northern edge of Right of Way (ROW) of C.R. 279; thence proceeding in an northeasterly direction ± 200 feet to a point, said point being the corner of said property and the corner of the lands N/F Bayfront subdivision (found in Plot Book No. 94, Page 39 of the Sussex County Recorder of Deeds Office); thence by and with boundary of said subdivision in a northwesterly direction ± 1000 feet to a point, said point being the corner of said lands and a point on the eastern boundary of the lands N/F Angola Neck Park (found in Plot Book No. 8, Page 269 of the Sussex County Recorder of Deeds Office); thence continuing in a northwesterly direction ± 2000 feet by and with said boundary of Angola Neck Park to a point, said point being the corner of the lands N/F Angola Neck Park and lands N/F Bay Oaks subdivision (found in Plot Book No. 68, Page 131 of the Sussex County Recorder of Deeds Office); thence proceeding in a westerly direction ± 1275 feet with said subdivision to a point, said point being the southeasternmost corner of the Eugene D. Bookhammer Subdivision (found in Plot Book No. 8, Page 608 of the Sussex County Recorder of Deeds Office) and southwesternmost corner of the lands N/F Bay Oaks subdivision; thence in a northerly direction ± 750 feet to a point, said point being the corner of the Bookhammer Subdivision and the lands N/F William G. Adams; thence proceeding by and with said Bookhammer Subdivision ± 725 feet to a point, said point being the northeasternmost corner of said subdivision and the lands N/F Charles L. Sockriter; thence proceeding by and with Bookhammer Subdivision ± 600 feet in a southerly direction to a point, said point being the corner of lots 4 & 7 of the lands N/F Charles L. Sockriter; thence proceeding in a westerly direction, with the southern boundary of lot 4, ± 430 feet to a point, said point being the southwesternmost corner of said lot of the lands N/F Charles L. Sockriter and the eastern edge of Right of Way (ROW) of C.R. 279; thence proceeding in a westerly direction, in a straight line ± 25 feet to a point, said point being the centerline of said county road; thence proceeding in a northerly direction along said centerline ± 225 feet to a point; thence proceeding in a westerly direction, in a straight line ± 25 feet to a point, said point being the southeasternmost corner of the lands N/F Brian L. and Lisa D. White and the western edge of Right of Way (ROW) of C.R. 279; thence proceeding along said boundary in a westerly direction ± 500 feet to a point, said point being the southwesternmost corner of the lands N/F Brian L. and Lisa D. White and a point on the eastern boundary of the lands N/F Sara Katherine Kielbasa; thence proceeding in a northerly direction along said boundary ± 2900 feet to a point, said point being the northeasternmost corner of the lands N/F Sara Katherine Kielbasa and the northwesternmost corner of the lands N/F Virginia C. Adkins Quigley; thence proceeding in a southwesterly direction along the boundary of the lands N/F Sara Katherine Kielbasa ± 700 feet to a point, said point being the northwesternmost corner of said lands and the northeasternmost corner of the lands N/F Bay Ridge Woods subdivision (found in Plot

Book No. 76, Page 190 of the Sussex County Recorder of Deeds Office); thence by and with boundary of said subdivision in a southwesterly direction ± 1600 feet to a point, said point being the northwesternmost corner of the lands N/F Bay Ridge Woods subdivision and the southwesternmost corner of the lands N/F Richard J. and Helen M. Marsh; thence by and with boundary of said subdivision in a southerly direction ± 1200 feet to a point, said point being the northeasternmost corner of the lands N/F Eleanor Joan Baerens and Charles L. Baker; thence proceeding by and with said lands in a westerly direction ± 600 feet to a point, said point being the northwesternmost corner of the said lands and the northeasternmost corner of the lands N/F Pauline M. Revel; thence proceeding by and with said lands in a westerly direction ± 600 feet to a point, said point being the northwesternmost corner of the said; thence proceeding in a northerly direction ± 2500 feet to a point, said point being the northwesternmost corner of the lands N/F The Adkins Company and a point on the boundary of the lands N/F Wandendale Farms Inc.; thence proceeding by and with said boundary in a westerly direction ± 450 feet to a point, said point being the northeasternmost corner of the lands N/F John T. Jensen; thence proceeding in a southwesterly direction along said lands ± 1500 feet to a point; thence proceeding in a westerly direction along said Jensen lands ± 1100 feet; thence proceeding in a northerly direction along said Jensen lands ± 1100 feet to a point, said point being the northwesternmost corner of the lands N/F James T. Jensen and the northeasternmost corner of the lands N/F Franklin R. Marsh, thence proceeding along said boundary in a southwesterly direction ± 750 feet to point, said point being the northwesternmost corner of the lands N/F Franklin R. Marsh, said point further being on the centerline of Sarah Run, thence by and with the said centerline of Sarah Run in a southerly direction ± 2350 feet to a point, said point being that of the **Beginning**.

Saving and Excepting those certain lots and parcels of land west of Angola Beach Road as follows;

Tax map reference 2-34-18.00 Parcel 1 and 2-34-12.00 Parcel 7 and described as follows: **Beginning** at a point, said point being the intersection of the southerly ROW of C.R. 277 with the westerly ROW of C.R. 278; thence proceeding in a southerly, westerly, northerly and easterly direction with the lands N/F of Angola Community Partners LLC, to a point, said point being that of the **Beginning**.

The Angola Neck Sanitary Sewer District is within these boundaries. A map drawn to scale indicating the boundaries of the proposed sanitary sewer district is available in the Sussex County Utility Planning Division.