

**RESOLUTION NO. R 029 06**

**A RESOLUTION TO EXTEND THE BOUNDARY OF THE DAGSBORO-FRANKFORD SANITARY SEWER DISTRICT (DFSSD) TO INCLUDE PEPPER CREEK CROSSING, LYING WEST OF MAIN STREET, AND BEING IN 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 in the Town of Dagsboro, which includes the balance of Pepper Creek Crossing to 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 Chris Calio and Penney 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 Dagsboro-Frankford Sanitary Sewer District to encompass Delaware Avenue Extended, as follows:**


**BEGINNING at a point, said point being on the DFSSD boundary, said point also being 671 feet more or less southwest of the Right-of-Way (ROW) of Main Street (County Road 401), said point further being on a common boundary line of lands Now or Formerly (N/F) of Helen Turner and B/Z Builders, LLC; thence leaving said DFSSD boundary and proceeding by and with said Turner and B/Z Builder lands in a southwesterly direction a distance of 444 feet more or less to a point at the centerline of Pepper's Canal; thence**

leaving said Turner lands and proceeding by and with said centerline of Pepper's Canal and continuing by and with said B/Z Builders, LLC lands the following four (4) courses and distances (1) North 038439050 West, a distance of 88.74 feet; (2) North 018269590 East, a distance of 103.87 feet; (3) North 008339510 West, a distance of 117.76 feet; (4) North 028329240 East, a distance of 91.15 feet to a point, said point being a common property corner of lands N/F Clarence E. Truitt and B/Z Builders, LLC; thence leaving said centerline of Pepper's Canal and proceeding by and with said common property line of lands Clarence E. Truitt and B/Z Builders, LLC, in a northeasterly direction a distance of 283 feet more or less to a point, said point being on the DFSSD boundary line; thence leaving said common property line and proceeding by and with said DFSSD boundary in a southeasterly direction a distance of 456 feet more or less to the point and place of BEGINNING.

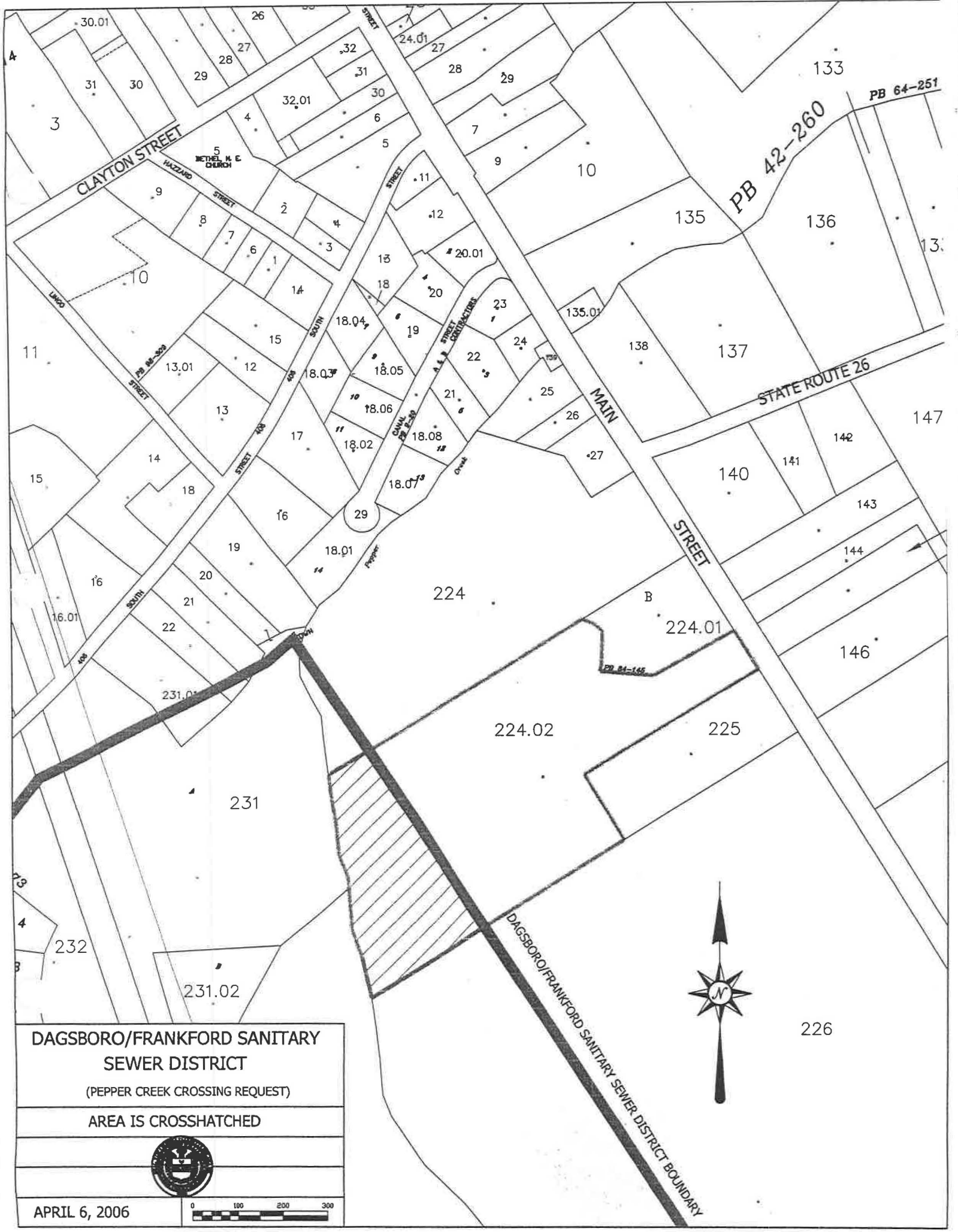
BE IT FURTHER RESOLVED that the Sussex County Council directs the County Engineer and the Attorney for the County Council to procure the necessary lands and right-of-way by purchase, agreement, or condemnation in accordance with the existing statutes;

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 029 06 ADOPTED BY THE SUSSEX COUNTY COUNCIL ON THE 26TH DAY OF SEPTEMBER 2006.



ROBIN A. GRIFFITH  
CLERK OF THE COUNCIL



**DAGSBORO/FRANKFORD SANITARY  
SEWER DISTRICT**

(PEPPER CREEK CROSSING REQUEST)

AREA IS CROSSHATCHED



APRIL 6, 2006

