

RESOLUTION NO. R 005 18

A RESOLUTION TO EXTEND THE BOUNDARY OF THE SUSSEX COUNTY UNIFIED SANITARY SEWER DISTRICT (SCUSSD), TO INCLUDE PARCELS 334-12.00-124.01, 125.00, 127.02, 127.04 AND 127.05 ON THE NORTH SIDE OF WARRINGTON ROAD THE PARCELS ARE LOCATED IN THE LEWES AND REHOBOTH HUNDRED, SUSSEX COUNTY, DELAWARE AND RECORDED IN THE OFFICE OF THE RECORDER OF DEEDS, IN AND FOR SUSSEX COUNTY, DELAWARE (ARBOR-LYN EXPANSION)

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 Warrington Road, 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 Warrington Road, as follows:

BEGINNING at a point, situate at the intersection of the southerly right of way (ROW) of Warrington Road, a point on the existing boundary of the Sussex County Unified Sanitary Sewer District (SCUSSD), and the northwesternmost property corner of lands now or formerly (N/F) of Robert J. & Barbara F. Redden, Trustees; thence following said ROW in a westerly direction a distance of 1,821 feet± to a point, said point being on the northerly property line of lands N/F of J.G. Townsend, Jr. Co.; thence leaving said ROW and proceeding in a northerly direction across Warrington Rd. a distance of 50 feet± to a point, said point being on the northerly ROW of Warrington Rd., said point also being the southwesternmost property corner of lands N/F of Arbor Lyn Rehoboth Beach, LLC; thence proceeding by and with said Arbor Lyn lands N 09° 32' 54" E 404.06 feet to a point, said point being on the southeasterly property line of lands N/F of Beebe Medical Center, Inc.; thence leaving said Arbor Lyn lands and proceeding by and with said Beebe Medical Center lands in a southwesterly direction a distance of 363.87 feet to a point, said point being on the northeasterly ROW of Warrington Road; thence continuing by and with said Beebe lands and said ROW in a northwesterly direction a distance of 911 feet +/- to a point; thence leaving said ROW and proceeding by and with said Arbor Lyn lands the following bearings and distances, (1) northeasterly 886.58 feet, (2) southeasterly 192.37 feet and (3) southeasterly 505.45 to a point, said point being a property corner of lands N/F Arbor Lyn Rehoboth Beach, LLC; thence leaving said Beebe lands and continuing by and with said Arbor Lyn lands the following five (5) bearings and distances (1) S 53° 09' 22" E 605.54 feet, (2) S 53° 09' 27" E 119.51 feet, (3) N 40° 57' 14" E 439.29 feet, (4) S 37° 40' 48" E 682.80 feet (5) S 08° 27' 35" W 960.33 feet to a point, said point being the southwestern most property corner of lands N/F of Christopher & Patricia Michener; thence following said Michener lands in a southeasterly direction a distance of 125 feet± to a point, said point being on the northerly ROW of Warrington Rd.; thence in a southeasterly direction across Warrington Rd 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; 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 005 18 ADOPTED BY THE SUSSEX COUNTY COUNCIL ON THE 10TH DAY OF APRIL 2018.

**ROBIN A. GRIFFITH
CLERK OF THE COUNCIL**