

RESOLUTION R 006A 17

A RESOLUTION TO EXTEND THE BOUNDARY OF THE SUSSEX COUNTY UNIFIED SANITARY SEWER DISTRICT (SCUSSD), ANGOLA NECK AREA, TO INCLUDE THE PROPERTIES SITUATED ON THE EAST AND WEST SIDES OF COUNTY ROAD 279 (CAMP ARROWHEAD ROAD); THE PARCELS ARE LOCATED IN INDIAN RIVER HUNDRED, SUSSEX COUNTY, DELAWARE AND RECORDED IN THE OFFICE OF THE RECORDER OF DEEDS, IN AND FOR SUSSEX COUNTY, DELAWARE

WHEREAS, Sussex County has established the Sussex County Unified 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 the southeasternmost section of Camp Arrowhead 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 Aref Etemadi, 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 that the Sussex County Council hereby revises the boundary of the SCUSSD to encompass the lands mentioned above situated on the east and west sides of Camp Arrowhead Road, as follows:

BEGINNING at a point, situate at the intersection of the easterly right-of-way (ROW) of Camp Arrowhead Road, said point being the southwesternmost corner of lands now or formerly (N/F) of The Executive Council of The Protestant Episcopal Church (Camp Arrowhead); thence following said ROW in a northwesterly direction 1895± feet to a point, said point being a point on the westerly boundary line of said lands of Camp Arrowhead; thence leaving said ROW and following a path shown on Exhibit A, through said lands of Camp Arrowhead in an easterly, northerly, and westerly direction encompassing an area of 2.20± acres, and returning to a point, said point being back on the easterly ROW of Camp Arrowhead Road; thence continuing along said ROW in a northwesterly direction 2800± feet to a point, said point being on the westerly property line of lands N/F of West Bay Trailer Park; thence leaving said lands and crossing said ROW in a westerly direction 50± feet to a point, said point being the northeasternmost corner of land N/F of State of Delaware; thence following said lands of State of Delaware in a westerly direction 1000± feet to a point, said point being a point on the existing Sussex County Unified Sanitary Sewer District (SCUSSD); thence continuing along said lands of Delaware the following direction and distances; southerly 4105± feet, easterly 245± feet to a point; said point being the southwesternmost corner of additional lands N/F of State of Delaware and a point on the Rehoboth Bay; thence following said lands of State of Delaware the following directions and distances southeasterly 781± feet, southerly 169± feet, easterly 450± feet, northerly 880± feet to a point, said point being an intersection of said lands of State of Delaware and previously mentioned lands of State of Delaware and a point on the Rehoboth Bay; thence following the water's edge of said bay in a generally southeasterly direction 5860± feet to a point, said point being a point on the westerly property boundary of lands N/F of Swanson Family Trust; thence following said lands of Swanson Family a northerly direction 110± feet to a point, said point being the southwesternmost corner of lands N/F of Lots at Herring Creek, LLC; thence following said lands of Herring Creek in a northerly direction 182± feet to a point, said point being the southerly ROW of a private road known as Magnolia Drive, thence following said ROW in a northerly direction 50± feet, and easterly 920± to a point; said point being the intersection of said lands of State of Delaware and a point on the westerly ROW of Camp Arrowhead Road, thence following said ROW in a southeasterly direction 990± feet to a point, said point

being the northeasternmost corner of lands N/F of Kevin Brozyna and a point on the northwesterly ROW of Lenape Road; thence crossing said ROW in a southeasterly direction 40± feet to a point, said point being a point on the westerly property boundary of lands N/F of State of Delaware, thence following said lands of State of Delaware the following directions and distances; southwesterly 145± feet, southeasterly 610± feet, easterly 415± feet, southerly 100± feet, easterly 95± feet, southerly 235± feet, southeasterly 100± feet, southwesterly 195± feet to a point, said point being located on the Rehoboth Bay; thence following the water's edge of said Rehoboth Bay in a generally east/northeasterly direction 9840± feet to a point, said point being the intersection of said lands of the State of Delaware and said lands of Camp Arrowhead; thence following said lands of Camp Arrowhead the following directions and distances; southwesterly 250± feet, westerly 1460± feet, southerly 350± feet, southwesterly 98± feet, southeasterly 62± feet, southwesterly 153± feet, northwesterly 30± feet, southwesterly 680± feet to a point, said point being that of the BEGINNING; and

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 006A 17 ADOPTED BY THE SUSSEX COUNTY COUNCIL ON THE 10TH DAY OF JANUARY 2017.

ROBIN A. GRIFFITH
CLERK OF THE COUNCIL