

RESOLUTION NO. R 007 15

(ROUTE 54 EXPANSION)

A RESOLUTION TO EXTEND THE BOUNDARY OF THE FENWICK ISLAND SANITARY SEWER DISTRICT (FISSD) TO INCLUDE ALL THOSE CERTAIN LOTS, PIECES OR PARCELS OF LAND, SITUATED ALONG COUNTY ROAD 54, (LIGHTHOUSE ROAD) PRIMARILY FROM ZION CHURCH RD TO WILLIAMSVILLE RD, AND BEING IN BALTIMORE HUNDRED, SUSSEX COUNTY, DELAWARE, AS AMENDED BY ADDING PARCEL NO. 533-18.00-27.00

WHEREAS, Sussex County has established the Fenwick Island 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 area of Lighthouse Rd primarily from Zion Church to Williamsville Rd, 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 Robert Lynch, 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 Fenwick Island Sanitary Sewer District to encompass the lands of situated northerly and southerly of Lighthouse Road primarily from Zion Church to Williamsville, as follows:

BEGINNING at a point on the FISSD boundary, said point also being the southeasternmost corner of lands now or formerly (N/F) of Darryl W Brasure; thence following said FISSD boundary line in a northwesterly direction 700± feet to a point, said point being the intersection of the FISSD boundary and a point on the property line N/F of David L Brasure; thence following said property line of David L. Brasure in a northwesterly direction 185± feet to a point, said point being an intersection with other lands N/F of David

L Brasure; thence following said other lands of Brasure the following directions and distances; northwesterly 390± feet, southwesterly 115± feet, southwesterly 160± feet to a point, said point being the northeasternmost corner of lands N/F of Darryl W Brasure; thence following said lands of David L Brasure the following directions and distances; southwesterly 330± feet, northwesterly 477± feet, southwesterly 617± feet to a point, said point being the northeasternmost corner of lands N/F of James & Rebecca Snyder; thence following said lands of Snyder westerly 40± feet to a point, said point being northwesternmost corner of said lands of Snyder and a point on the easterly Right of Way (ROW) of County Road 391 (New Road); thence crossing said ROW in a westerly direction 50± feet to a point, said point being on the property line lands N/F of John Emory Truitt; thence following said lands of Truitt the following directions and distances; northerly 745± feet, westerly 610± feet to a point, said point being the northeasternmost corner of lands N/F of Jeanette M Griffin; thence following said lands of Griffin the following directions and distances; westerly 140± feet, northerly 680± feet, westerly 375± feet to a point, said point being the northeasternmost corner of lands N/F of Daniel Magee Trustee; thence following said lands of Magee the following directions and distances; westerly 400± feet, southerly 790± feet, westerly 520± feet, southerly 1560± feet to a point, said point being located on the northerly property line of lands N/F of Daniel & Ellen Magee; thence following said lands of Magee in a northwesterly direction 190± feet to a point, said point being the northeasternmost corner of lands N/F of Ruby Quillen; thence following said lands of Quillen the following directions and distances; southerly 400± feet, southwesterly 115± feet, southeasterly 210± feet, southwesterly 120± feet, northwesterly 230± feet, southwesterly 100± feet to a point; said point being the northeasternmost corner of lands N/F of Iacchetta Development Corp.; thence following said lands of Iacchetta in a southwesterly direction 100± feet to a point, said point being the northeasternmost corner of lands N/F of David Lauer; thence following said lands of Lauer the following directions and distances; northwesterly 255± feet, southwesterly 235± feet, southerly 215± feet to a point, said point being the southwesternmost corner of said lands of Lauer and the northerly ROW of Lighthouse Road; thence crossing said ROW in a southerly direction 60± feet to a point, said point being the intersection of the southerly ROW of Lighthouse Road and a point on the lands N/F of Guillermo Trinidad; thence following said ROW southeasterly 560± feet to a point, said point the on the westerly ROW of County Road

396 (West Line Road); thence crossing said ROW in a southeasterly direction 60± feet to a point, said point being the northwesternmost corner of lands N/F of CSM LLC; thence following said lands of CSM the following directions and distances; southeasterly 410± feet, northeasterly 85± feet, northwesterly 205± feet to a point, said point being the southwesternmost corner of lands N/F of Lee Roy Silvernail; thence following said lands of Silvernail in a northeasterly direction 70± feet to a point, said point being the southwesternmost corner of lands N/F of Charles Lynch; thence following said lands of Lynch in a northeasterly direction 75± feet to a point, said point being the southwesternmost corner of other lands N/F of Charles Lynch; thence following said lands of Lynch in a northeasterly direction 80± feet to a point, said point being the southwesternmost corner of lands N/F John & June Truitt; thence following said lands of Truitt the following directions and distances; northeasterly 110± feet, southeasterly 50± feet, northeasterly 70± feet to a point; said point being the northeasternmost corner of said lands of Truitt and a point on the southerly ROW of County Road 395 (Williamsville Road); thence crossing said ROW in a northeasterly direction 50± feet to a point, said point being a point located on the lands N/F of Audrey Cooper and a point on the northerly ROW of Williamsville Rd; thence following said ROW southeasterly 230± feet to a point, said point being the southeasternmost corner of other lands N/F of Audrey Cooper; thence following said lands of Cooper northeasterly 225± feet to a point, said point being the northeasternmost corner of said lands of Cooper and a point on the southwesterly property line of lands N/F of Fenwick Commons LLC; thence following said lands of Fenwick Commons southeasterly 430± feet to a point, said point being a point on the Bay View Estates Sanitary Sewer District boundary (BVESSD); thence following said BVESSD boundary the following directions and distances; northeasterly 940± feet; southeasterly 988± feet, southwesterly 210± feet, southeasterly 121± feet, northeasterly 237± feet, southeasterly 206± feet to a point, said point being an intersection of the BVESSD boundary and the FISSD boundary; thence following said FISSD boundary the following directions and distances; northeasterly 410± feet, easterly 2080± feet, northerly 900± feet, northwesterly 1425± feet, southwesterly 735± feet, northerly 60± feet, northeasterly 1115± feet to a point, said point being the POINT 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 007 15 ADOPTED BY THE SUSSEX COUNTY COUNCIL ON THE 2ND DAY OF JUNE 2015.

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