

RESOLUTION NO. R 010 17

A RESOLUTION TO EXTEND THE BOUNDARY OF THE SUSSEX COUNTY UNIFIED SANITARY SEWER DISTRICT (SCUSSD) WEST REHOBOTH AREA, TO INCLUDE A PROPERTY SITUATED ON THE SOUTH SIDE OF COUNTY ROAD 23 (BEAVER DAM ROAD). THE PARCEL (334-5.00-222.01) IS 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 (LEWES CROSSING)

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 Beaver Dam Road and Plantations 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 south side of Beaver Dam Road, as follows:

BEGINNING at a point, said point being on the southerly ROW of Beaver Dam Rd (CR 23) 1,526 feet more or less from the centerline of Salt Marsh Blvd, said point also being the northeasternmost property corner of lands now or formerly of (N/F) of BDRP, LLC; thence leaving said point and running along and with said property line of BDRP, LLC the following six directions and distances, southeasterly a distance of 1,450 feet ±, southwesterly a distance of 739 feet ±, northwesterly a distance of 788 feet ±, northeasterly a distance of 105 feet ±, northwesterly a distance of 637 feet ±, and northeasterly a distance of 500 feet ±, to a point, said point being that 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; 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 010 17 ADOPTED BY THE SUSSEX COUNTY COUNCIL ON THE 9TH DAY OF MAY 2017.

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