

RESOLUTION R 012 01

A RESOLUTION TO EXTEND THE BOUNDARY OF THE WEST REHOBOTH EXPANSION OF THE DEWEY BEACH SANITARY SEWER DISTRICT (WRX) TO INCLUDE THE PINETOWN AREA, LYING CONTIGUOUS TO THE WRX, SITUATE NORTH OF STATE OF DELAWARE ROUTE 18 AND WEST OF COUNTY ROAD 261, AND BEING IN LEWES-REHOBOTH HUNDRED, SUSSEX COUNTY DELAWARE.

WHEREAS, Sussex County has established the West Rehoboth Expansion of the Dewey Beach Sanitary Sewer District (WRX); and

WHEREAS, in the best interests of the present district and to enhance the general health and welfare of that portion of Sussex County north of Delaware Route 18 and west of County Road 261, which is contiguous to the WRX, 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 Phillip C. Calio, a copy of which affidavit and public notice is attached as Exhibit "A" 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 WRX to encompass the Pinetown area, situate north of State of Delaware Route 18 and west of County Road 261, as follows:

BEGINNING at a point, said point being on the WRX boundary, said point also being on the centerline of County Road (CR) 261, said point also being 2180 feet more or less northwest of the intersection of U.S. Route 9 and CR 261;

thence proceeding in a straight line in a southwesterly direction a distance of 25 feet more or less to a point, said point being on the westerly Right-of-way (ROW) of CR 261, said point also being the southeasterly property corner of lands Now or Formerly (N/F) of Idelle S. Maull; thence proceeding in a southwesterly direction a distance of 487 feet more or less to a point, said point being the southwesternmost property corner of lands N/F of Page Melson; thence proceeding in a northwesterly direction a distance of 1 foot more or less to a point, said point being the southeasternmost property corner of lands N/F of Sonja Ayers; thence proceeding in a southwesterly direction a distance of 160 feet more or less to a point, said point being the southwesternmost property corner of lands N/F of Ernestine Coursey; thence proceeding in a southeasterly direction a distance of 11 feet more or less to a point, said point being the southeasternmost property corner of lands N/F of Evelyn Johnson; thence proceeding in a southwesterly direction a distance of 540 feet more or less to a point, said point being the southwesternmost property corner of lands N/F of Malvin & Helen L. Gelof, said point also being the southeasternmost property corner of lands N/F Ruth Ella White Heirs; thence proceeding in a southwesterly and northwesterly direction respectively with said property line a distance of 564 feet more or less to a point, said point also being on the centerline of Martin Branch; thence proceeding by and with said centerline in a northeasterly direction a distance of 353 feet more or less to a point, where it meets the centerline of Red Mill Pond; thence proceeding by and with said centerline of Red Mill Pond in a northeasterly direction a distance of 1007 feet more or less to a point, said point being the centerline of CR 261, said point also being on the WRX boundary; thence proceeding by and with said boundary in a southeasterly direction a distance of 937 feet more or less to 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, elect 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 012 01 ADOPTED BY THE SUSSEX COUNTY COUNCIL ON THE 20TH DAY OF FEBRUARY, 2001.

  
ROBIN A. GRIFFITH  
CLERK OF THE COUNCIL

WEST REHOBOTH EXPANSION OF THE  
DEWEY BEACH SANITARY SEWER DISTRICT  
AFFIDAVIT FOR PUBLIC HEARING

STATE OF DELAWARE )(

COUNTY OF SUSSEX. )(

BE IT REMEMBERED, That the subscriber, PHILLIP C. CALIO, personally appeared before me and known to me personally to be such, who being by me duly sworn to law did depose and say as follows:

- A. On January 30, 2001 he was a Planning Technician II for the Sussex County Engineering Department, Sussex County, State of Delaware, and
- B. On January 30, 2001 he did post the attached "Public Notice," prepared by the Sussex County Engineering Department, at the following locations:
  - 1. On community bulletin board, U.S. Post Office, Lewes, Delaware.
  - 2. On Conectiv Pole 59519/07336, intersection of Savannah Road and Dove Drive, Lewes, Delaware.
  - 3. On Conectiv Pole 58287/07197, intersection of County Road 265 and Edgewater Drive, Lewes, Delaware.
  - 4. In vestibule of the Wilmington Trust Bank, intersection of Route One and Camelot, Rehoboth Beach, Delaware.
  - 5. In the following four locations on the site of the expansion.
    - a. On Delaware Electric Cooperative Pole 40915 at the intersection of County Road 261 & Pinetown Road.
    - b. On Delaware Electric Cooperative Pole 40949, 1142 feet, more or less, southwest of County Road 261.
    - c. On Delaware Electric Cooperative Pole 40935, 835 feet, more or less, southwest of County Road 261.
    - d. On Delaware Electric Cooperative Pole 40918, 420 feet, more or less, southwest of County Road 261.
  - 6. In vestibule of the Dewey Beach Town Hall, 105 Rodney Avenue, Dewey Beach, Delaware.

7. On front door of the Exxon Service Station, intersection of Route One & Swedes Street, Dewey Beach, Delaware.
8. On south facing window of the Texaco Station, Route One, Rehoboth Beach, Delaware.
9. On the front door of the Delux Dairy Market, Route One & Cullen Street, Rehoboth Beach, Delaware.
10. In vestibule of the Baltimore Trust Bank, 4161 Highway One, Rehoboth Beach, Delaware.
11. In vestibule of the Delaware National Bank, Route One & Church Street, Rehoboth Beach, Delaware.

  
PHILLIP C. CALIO

SWORN TO AND SUBSCRIBED before me on this 2<sup>nd</sup> day of February A.D., 2001.

  
NOTARY PUBLIC

My Commission Expires Jayne E. Dickerson  
Notary Public  
Commission Expires 3/10/03





NOTICE

PROPOSED EXPANSION TO THE  
WEST REHOBOTH EXPANSION OF THE  
DEWEY BEACH SANITARY SEWER DISTRICT

NOTICE IS HEREBY GIVEN that the Sussex County Council voted on **August 29, 2000** to consider extending the West Rehoboth Expansion of the Dewey Beach Sanitary Sewer District (WRX) to include the Pinetown area, being situate in Lewes-Rehoboth Hundred, Sussex County Delaware.

This action is in conformity with 9 Del.C. §6502.

A description of the area, which is contiguous to and to be added to the WRX is described as follows:

BEGINNING at a point, said point being on the WRX boundary, said point also being on the centerline of County Road (CR) 261, said point also being 2180 feet more or less northwest of the intersection of U.S. Route 9 and CR 261; thence proceeding in a straight line in a southwesterly direction a distance of 25 feet more or less to a point, said point being on the westerly Right-of-way (ROW) of CR 261, said point also being the southeasterly property corner of lands Now or Formerly (N/F) of Idelle S. Maull; thence proceeding in a southwesterly direction a distance of 487 feet more or less to a point, said point being the southwesternmost property corner of lands N/F of Page Melson; thence proceeding in a northwesterly direction a distance of 1 foot more or less to a point, said point being the southeasterly property corner of lands N/F of Sonja Ayers; thence proceeding in a southwesterly direction a distance of 160 feet more or less to a point, said point being the southwesternmost property corner of lands N/F of Ernestine Coursey; thence proceeding in a southeasterly direction a distance of 11 feet more or less to a point, said point being the southeasterly property corner of lands N/F of Evelyn Johnson; thence proceeding in a southwesterly direction a distance of 540 feet more or less to a point, said point being the southwesternmost property corner of lands N/F of Malvin & Helen L. Gelof, said point also being the southeasterly property corner of lands N/F Ruth Ella White Heirs; thence proceeding in a southwesterly and northwesterly direction respectively with said property line a distance of 564 feet more or less to a point, said point also being on the centerline of Martin Branch; thence proceeding by and with said centerline in a northeasterly direction a distance of 353 feet more or less to a point, where it meets the centerline of Red Mill Pond; thence proceeding by and with said centerline of Red Mill Pond in a northeasterly direction a distance of 1007 feet more or less to a point, said point being the centerline of CR 261, said point also being on the WRX boundary; thence proceeding by and with said boundary in a southeasterly direction a distance of 937 feet more or less to the point of BEGINNING.

The proposed expansion of the WRX is within these boundaries. The boundary description has been prepared using Sussex County Tax Map Nos. 3-34-4 and insert A.

A map outlining and describing the expansion of the WRX is attached. The area involved is crosshatched.

The public hearing will be held on this issue at **11:00 a.m. on February 20, 2001** in the Sussex County Council Chambers, County Administrative Offices, 2 The Circle, Georgetown, Delaware. All interested persons, officials, residents, voters, taxpayers, property owners, or corporations in any way affected by this boundary expansion are welcome to attend. There will be an opportunity for questions and answers. The final decision on the boundary expansion will be made by the Sussex County Council following the hearing, at one of their regularly scheduled meetings.

For further information, please call or write the Sussex County Engineering Department, 2 The Circle, Post Office Box 589, Georgetown, DE 19947 - (302) 855-7719.

Michael A. Izzo, P.E.  
County Engineer



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AREA IS CROSSHATCHED

8/28/00

SEE INSERT A  
INSERT SHEET H  
PARCELS 59, 425-430  
& 467-475 INCLUSIVE @ 25.01  
PONDVIEW ESTATES  
ADD'N TO HERONWOOD  
PARCELS 482 THRU 505

