

RESOLUTION R 016 01

A RESOLUTION TO EXTEND THE BOUNDARY OF THE WEST REHOBOTH EXPANSION OF THE DEWEY BEACH SANITARY SEWER DISTRICT (WRX) TO ENCOMPASS A CERTAIN PIECE, PARCEL, OR TRACT OF LAND KNOWN AS MARRIOTT FAIRFIELD INN AND SUITES, LYING CONTIGUOUS TO THE WRX, SITUATE ON THE SOUTHERLY RIGHT-OF-WAY OF STATE OF DELAWARE ROUTE 24 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 (WRE); and

WHEREAS, in the best interests of the present district and to enhance the general health and welfare of that portion of Sussex County between the Towns of Lewes and Rehoboth Beach, 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 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 Marriott Fairfield Inn and Suites, situate on the southerly right-of-way of State of Delaware Route 24, as follows:

BEGINNING at an iron pipe located on the southeasterly right-of-way line (ROW) of State Route (SR) #24, said iron pipe also being on the WRX boundary line; thence proceeding by and with said WRX boundary South 45°23'36" East a distance of 373.26 feet to an iron pipe, said iron pipe marking a corner for lands now-or-formerly (N/F) of The Herola Company, G.P.; thence leaving the WRX boundary and proceeding with a curve to the right, with a radius of 50.00 feet, a delta angle of 86°08'05", an arc distance of 75.17 feet to an iron pipe; thence proceeding South 40°44'29" West a distance of 224.77 feet to an iron pipe; thence proceeding with a curve to the right, with a radius of 50.00 feet, a delta angle of 93°51'55", an arc distance of 81.91 feet to an iron pipe; thence proceeding North 45°23'36" West a distance of 366.50 feet to an iron pipe located on the southeasterly ROW line of SR 24, said iron pipe also being on the WRX boundary line; thence proceeding by and with said ROW line and WRX boundary line North 40°44'9" East a distance of 325.00 feet to the point and place 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 016 01 ADOPTED BY THE SUSSEX COUNTY COUNCIL ON THE 8TH DAY OF MAY, 2001.


ROBIN A. GRIFFITH
CLERK OF THE COUNCIL