

RESOLUTION R 016 02

A RESOLUTION TO EXTEND THE BOUNDARY OF THE OCEAN VIEW EXPANSION OF THE BETHANY BEACH SANITARY SEWER DISTRICT (OVX) TO INCLUDE PARCELS ON CENTRAL AVENUE, CONTIGUOUS TO THE OVX, LYING WEST OF THE TOWN OF OCEAN VIEW, AND BEING IN BALTIMORE HUNDRED, SUSSEX COUNTY DELAWARE.

WHEREAS, Sussex County has established the Ocean View Expansion of the Bethany Beach Sanitary Sewer District (OVX); and

WHEREAS, in the best interests of the present district and to enhance the general health and welfare of that portion of Sussex County west of the Town of Ocean View, which is contiguous to the OVX, 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 Chris 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 OVX to include parcels on Central Avenue, situate west of the Town of Ocean View, as follows:

BEGINNING at a point, said point being on the OVX boundary, said point also being on the northwesterly Right-of-way (ROW) of County Road (CR) 84, said point also being a property corner of lands now or formerly (N/F) of Ronald J & Vincent W. & Megan G. Dills; thence proceeding by and with said OVX boundary and Dills lands the following four courses: (1) northeast 128.46 feet more or less, (2) northwest 150 feet more or less, (3) northeast 171.24 feet more or less, (4) northwest 32.34 feet more or less, said point being on the northwesterly property corner of lands N/F Sussex County, said point also being on the southeasterly property corner of lands N/F Emmett J. Flynn Hrs.; thence leaving said OVX boundary and proceeding in a northeasterly direction a distance of 376 feet more or less to a point, said point being on the northernmost property corner of lands N/F James Gabriel, said point also being the northeasternmost property corner of lands N/F Emmett J. Flynn Hrs., said point also being on the southerly ROW of Reba Road; thence proceeding in a straight line in a northeasterly direction a distance of 50 feet more or less to a point, said point being on the northerly ROW of Reba Road, said point also being the southwestern property corner of lands N/F Hamby Living Trust, said point also being on the southeastern property corner of lands N/F Edmund R. & Michaline Dombrowski; thence proceeding in a northeasterly and northwesterly direction, respectively, a distance of 304.40 feet more or less to a point, said point being the westernmost property corner of lands N/F Michael J. & Kathleen M. Cummings, said point also being the southernmost property corner of lands N/F Lester R. & Jane C. Brubaker; thence proceeding by and with said Cummings lands in a northeasterly direction a distance of 200 feet more or less to a point, said point being the northernmost property corner of lands

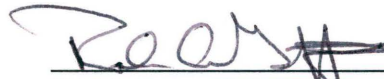
N/F Michael J. & Kathleen M. Cummings, said point also being on the southerly ROW of CR 349A; thence proceeding by and with said ROW in a southeasterly direction a distance of 150 feet more or less, said point being on the OVX boundary; thence proceeding by and with said ROW and OVX boundary in a southeasterly direction a distance of 137 feet more or less to a point, said point being on the OVX boundary and the northwesterly ROW of CR 84; thence proceeding by and with said OVX boundary and said ROW in a southwesterly direction a distance of 1043 feet more or less to the point of BEGINNING.

EXCEPTING THEREFROM that parcel of land identified as Lot B in the Woodcrest subdivision (as recorded in Plot Book 23, Page 73, in the Sussex County Recorder of Deeds Office).

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 02 ADOPTED BY THE SUSSEX COUNTY COUNCIL ON THE 30TH DAY OF APRIL, 2002.



ROBIN A. GRIFFITH
CLERK OF THE COUNCIL

