

RESOLUTION NO. R 017 16

CHAPEL BRANCH AREA OF THE SUSSEX COUNTY UNIFIED SANITARY SEWER DISTRICT DECLARED UNDER THE PROVISIONS OF TITLE 9, CHAPTER 65 OF THE DELAWARE CODE

WHEREAS, the eligible voters of the proposed Chapel Branch Area approved the creation of the sewer district by a vote of 311 to 11 in an election held on October 14, 2016; and

WHEREAS, Title 9, Delaware Code, Section 6507 requires the County Council to issue a determination of the sewer district within thirty days of its approval by the eligible voters;

NOW, THEREFORE, BE IT RESOLVED that the County Council of Sussex County, Delaware hereby determines that the eligible voters of the Chapel Branch Area of the Sussex County Unified Sanitary Sewer District have approved the creation of said district, that the description of the Chapel Branch Area is described in Exhibit "A"; and that the said district is hereby declared to be validly constituted under the provisions of Title 9, Chapter 65 of the Delaware Code.

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 rights-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 structures required to provide for the safe disposal of sewage in the sanitary sewer district.

BE IT FURTHER RESOLVED that the Sussex County Council directs the County Finance Director and County Engineer to apply for, accept, and receive grants, loans, and other funding necessary to provide adequate financing for the planning, design, construction, and all other phases of the sanitary sewer district.

I DO HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND CORRECT COPY OF RESOLUTION NO. R 017 16 ADOPTED BY THE SUSSEX COUNTY COUNCIL ON THE 1ST DAY OF NOVEMBER 2016.

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

Exhibit "A"

Description of the Chapel Branch Area of the Sussex County Unified Sanitary Sewer District

BEGINNING at a point located on the northerly right-of-way (ROW) of County Road 280B (Conleys Chapel Rd) said point being the southwesternmost corner of lands N/F of Christopher Borris; thence following said lands of Borris the following directions and distances: northeasterly 980± feet, northeasterly 405± feet to a point, said point being the northwesternmost corner of lands N/F of Tyndall Bishoff; thence following said lands of Bishoff in a northeasterly direction 1130± feet to a point, said point being the southeasternmost corner of lands N/F of Alfred Lawrence, and a point on the southwesterly ROW of lands N/F of Frederick & Doris Tana; thence following said lands of Tana the following directions and distances: northwesterly 800± feet, westerly 945± feet, northerly 610± feet, southeasterly 910± feet, northeasterly 290± feet, northwesterly 180± feet, to a point, said point being the southeasternmost corner of lands N/F of Adam Gelof; thence following said lands of Gelof in a northwesterly direction 205± feet to a point, said point being the southeasternmost corner of lands N/f of Frederick & Doris Tana; thence following said lands of Tana the following directions and distances: northerly 65± feet, northwesterly 80± feet, northeasterly 1230± feet to a point, said point being the northeasternmost corner of lands N/F of Bartolomeo & Vincenza Camarca; thence following said lands of Camarca in a northwesterly direction 185± feet, to a point, said point being the lands N/F of Alan Waldron; thence following said lands of Waldron northwesterly 260± feet to a point, said point being a point on the southeastern boundary of lands N/F of John & Linda Novosel; thence following said lands of Novosel in a southwesterly direction 350± feet to a point, said point being a point on the southerly boundary of lands N/F of The Adkins Co.; thence following said lands of Adkins in a southwesterly direction 2755± feet to a point, said point the southeasternmost corner of lands N/F of Diane Loekle; thence following said lands of Loekle in the following directions and distances: northwesterly 202± feet, southwesterly 915± feet to a point, said point being a point on the easterly ROW of Country Road 288 (Wil King Rd); thence following said ROW in a northerly direction 392± feet to a point, said point being the southwesternmost corner of lands N/F of William King Sr.; thence following said lands of King in a northeasterly direction 215± feet to a point, said point being the northeasternmost corner of said lands of King and a point on the boundary of other lands N/F of William King Sr.; thence following said lands of King in the following directions and distances: northwesterly 200± feet, southwesterly 210± feet, northwesterly 60± feet, northeasterly 210± feet, northwesterly 205± feet, northeasterly 70± feet to a point, said point being the easternmost corner of lands N/F of Brenda Hastings; thence following said lands of Hastings the following directions and distances: northwesterly 130± feet, southwesterly 270± feet to a point, said point being the northwesternmost corner of said lands N/F of Hastings and a point on the easterly ROW of Wil King Rd; thence crossing said ROW in a westerly direction 50± feet to a point, said point being located on the easterly boundary of lands N/F of Helen Wert; thence following said lands of Wert in a southeasterly direction 95± feet to a point, said point being located on the northerly side of a private ROW known as Penny Ln; thence following said ROW in a northwesterly direction 1200± feet to a point, said point being the southeasternmost corner of lands N/F of Gary & Kathy Kaier; thence following said lands of Kaier in a northeasterly direction 475± feet to a point, said point being a point on the southerly property line of lands N/F of Sarah C Harmon, Heirs; thence following said lands of Harmon the following directions and distances: southeasterly 983± feet, northwesterly 197± feet, westerly 175± feet, northerly 260± feet, northeasterly 148± feet, northerly 20± feet, westerly 150± feet, northwesterly 216± feet to a point, said point being a point on the southerly boundary of lands N/F of Janet Linton; thence following said lands of Linton in the following directions and distances: southeasterly 98± feet, northeasterly 109± feet, easterly 100± feet to a point, said point being located on the westerly ROW of Wil King Rd, thence following said ROW in a northwesterly direction 525± feet to a point, said point being the southeasternmost corner of lands N/F of Elmer Norwood; thence following said lands of Norwood in a northwesterly direction 350± feet to a point, said point being the southeasternmost corner of lands N/F of Jacqueline McGrellis Trustee; thence following said lands of McGrellis the following directions and distances: northwesterly 890± feet, southerly 175± feet, southeasterly 971± feet, northwesterly 1040± feet to a point, said point being the easternmost corner of lands N/F of Kris Knutsen; thence following said lands of Knutsen the following directions and distances: southwesterly 13± feet, westerly 1345± feet to a point, said point being the southwesternmost corner of said lands of Knutsen and a point on the easterly boundary of

Beaver Dam Rd; thence following said ROW in a southerly direction 1270± feet to a point, said point being located on the northerly property boundary of lands N/F of Diana Butler; thence following said lands Butler the following directions and distance: southwesterly 140± feet, 155± feet, northwesterly 140± feet to a point, said point being the northwesternmost corner of lands N/F of Oak Crest Farms Property Owners Association; thence following said lands of Oak Crest Farms the following directions and distances: southwesterly 70± feet, southeasterly 140± feet to a point, said point being the northeasternmost corner of lands N/F of Joseph Choma; thence following said lands of Choma southwesterly 150± feet to a point, said point being the northwesternmost corner of lands N/F of Mathew Cottrell; thence following said lands of Cottrell southwesterly 165± feet to a point, said point being a point on the northerly boundary of lands N/F of Hilda Norwood, Trust; thence following said lands of Norwood the following directions and distances: easterly 790± feet, southeasterly 1820± feet to a point, said point being a point on the westerly boundary of lands N/F of Oakwood Village at Lewes, LLC; thence following said lands of Oakwood Village the following directions and distance: northerly 225± feet, easterly 695± feet, southeasterly 640± feet to a point, said point being the northwesternmost corner of lands N/F of Oswaldo & Zully Echevery; thence following the said lands of Echevery the following directions and distances: southeasterly 221± feet, easterly 140± feet to a point, said point being the southeasternmost corner of said lands of Echevery and a point on the westerly ROW of Wil King Rd; thence following said ROW in a southeasterly direction 1330± feet to a point, said point being a point on the easternmost boundary line of lands N/F of Joseph & Teresa Mocci; thence leaving said lands of Mocci crossing said ROW of Wil King Rd in a northeasterly direction 50± feet to a point, said point being the northwesternmost corner of lands N/F of Charles & Gladys Smith; thence following said lands of Smith in a northeasterly direction 300± feet, to a point said point being the northwesternmost corner of lands N/F of Tall Grass Estates, LLC; thence following said lands of Tall Grass the following directions and distances: northeasterly 645± feet, southeasterly 1080± feet to a point, said point being the northeasternmost corner of lands N/F of Linda Wardrup; thence following said lands of Wardrup southeasterly 230± feet to a point, said point being the northeasternmost corner of lands N/F of Michael Hazzard; thence following said lands of Hazzard the following directions and distances: southeasterly 135± feet, southwesterly 695± feet, southerly 97± feet to a point, that being the point of the BEGINNING.

NOTE: The above description has been prepared using Sussex County Tax Map Nos. 234-6.00.

The Chapel Branch Area of the Sussex County Unified Sanitary Sewer District is within these boundaries. A map drawn to scale indicating the boundaries of the area is attached.