

RESOLUTION R 018 02

**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 HENLOPEN LANDING EXPANSION AREA, LYING CONTIGUOUS TO THE WRX, SITUATE AT THE INTERSECTION OF COUNTY ROADS 275 AND 285 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 Rob Davis, 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 Henlopen Landing Expansion Area, situate on the southerly right-of-way of County Roads 275 and 285, as follows:**


**Beginning at a point, said point being the intersection of the centerline of County Road 285 with the centerline of County Road 275; thence proceeding in a southeasterly direction with the centerline of County Road 275 and the boundary of the WRX, 2743± feet to a point, said point being on the centerline of County Road 275, said point also being on the boundary of the WRX; thence proceeding in a southwesterly direction 30± feet to an**

iron pipe found being a common corner of lands N/F of Bridle Ridge Properties, L.L.C. and lands N/F of James and Marie Taylor; thence proceeding South 35 degrees, 32 minutes, 29 seconds West, 940.88 feet to an iron pipe found on the easterly outlines of lands N/F of Walls Farm L.L.C., said pipe being a common corner of lands N/F of Bridle Ridge Properties, L.L.C. and lands N/F of Kenneth and Sara Koon; thence proceeding with lands N/F of Bridle Ridge Properties, L.L.C. the following two (2) courses and distances: 1) North 53 degrees, 29 minutes, 58 seconds West, 1509.79 feet to a concrete monument found, 2) South 52 degrees, 59 minutes, 30 seconds West, 987.95 feet to a point, said point being a common corner of lands N/F of Bridle Ridge Properties, L.L.C. and lands N/F of the Delaware State Housing Authority; thence proceeding with said lands N/F of Bridle Ridge Properties, L.L.C. North 40 degrees, 01 minutes, 44 seconds West, 1408.18 feet to an iron pipe found, said pipe being a common corner for lands N/F of Bridle Ridge Properties, L.L.C. and lands N/F of the Delaware State Housing Authority, said pipe also being on the southerly right-of-way of County Road 285; thence proceeding in a northwesterly direction 30± feet to a point in the centerline of County Road 285, said point also being in the boundary of the WRX; thence proceeding in a northeasterly direction with the centerline of County Road 285 and boundary of the WRX, 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; and

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 018 02 ADOPTED BY THE SUSSEX COUNTY COUNCIL ON THE 11TH DAY OF JUNE, 2002.

  
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ROBIN A. GRIFFITH  
CLERK OF THE COUNCIL



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

STATE OF DELAWARE )( :  
COUNTY OF SUSSEX )(

BE IT REMEMBERED, That the subscriber, ROB DAVIS, 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 May 23, 2002 he was a Planning Technician III for the Sussex County Engineering Department, Sussex County, State of Delaware, and
- B. On May 23, 2002 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 window in foyer, Happy Harry's, 1549 Savannah Road, Lewes, Delaware.
  - 4. On Conectiv Pole 58287/07197, intersection of County Road 265 and Edgewater Drive, Lewes, Delaware.
  - 5. In the following four locations on the site of the expansion.
    - a. On an existing stake located along the southerly right-of-way of County Road 285, southeast of the intersection with Belltown Road.
    - b. On Delaware Electric Cooperative Pole 23211 located along the southerly right-of-way of County Road 285, approximately 630 feet northeast of a common property corner of Delaware State Housing Authority lands and the expansion area.
    - c. On driven stake along southerly right-of-way of County Road 275, west of the main entrance to Lewes Home Improvement Warehouse.

- d. On Delaware Electric Cooperative Pole 23492 along the southerly right-of-way of County Road 275, approximately 600 feet northwest of the intersection of County Road 275 with County Road 277.
6. In vestibule of PNC Bank, Route One & Sea Air Avenue, Rehoboth Beach, Delaware.
  7. On entry door, Shore Stop/Texaco, southwest of the intersection of Route One and Josephine Drive, Rehoboth Beach, Delaware.
  8. On front entry door, Dewey Beach Town Hall, 105 Rodney Avenue, Dewey Beach, Delaware.
  9. On window next to entry door, Beach Shop/Exxon Service Station, intersection of Route One & Swedes Street, Dewey Beach, Delaware.
  10. On front door of the DeLux Dairy Market, Route One and Cullen Street, Rehoboth Beach, Delaware.
  11. In vestibule of the Delaware National Bank, Route One & Church Street, Rehoboth Beach, Delaware.
  12. In foyer of the Baltimore Trust Bank, 4161 Highway One, Rehoboth Beach, Delaware.
  13. On bulletin board in Super Giant, 22 Lighthouse Plaza Shopping Center, Route One, Rehoboth Beach, Delaware.
  14. On bulletin board in Wawa Market, Route One and Wolfe Neck Road (County Road 270), Rehoboth Beach, Delaware.
  15. On bulletin board, Wawa Food Market, Route One and Dartmouth Drive, Lewes, Delaware.

  
ROB DAVIS

SWORN TO AND SUBSCRIBED before me on this 31<sup>st</sup> day of May A.D., 2002.

  
NOTARY PUBLIC

Jayne E. Dickerson  
Notary Public

My Commission Expires ~~Commission Expires~~ 3/10/03



NOTICE

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

NOTICE IS HEREBY GIVEN that the Sussex County Council voted on April 9, 2002 to consider extending the West Rehoboth Expansion of the Dewey Beach Sanitary Sewer District (WRX) to include parcels southwest of the intersection of Sussex County Roads 285 and 275 at Five Points, being 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 the intersection of the centerline of County Road 285 with the centerline of County Road 275; thence proceeding in a southeasterly direction with the centerline of County Road 275 and the boundary of the WRX, 2743± feet to a point, said point being on the centerline of County Road 275, said point also being on the boundary of the WRX; thence proceeding in a southwesterly direction 30± feet to an iron pipe found being a common corner of lands N/F of Bridle Ridge Properties, L.L.C. and lands N/F of James and Marie Taylor; thence proceeding South 35 degrees, 32 minutes, 29 seconds West, 940.88 feet to an iron pipe found on the easterly outlines of lands N/F of Walls Farm L.L.C., said pipe being a common corner of lands N/F of Bridle Ridge Properties, L.L.C. and lands N/F of Kenneth and Sara Koon; thence proceeding with lands N/F of Bridle Ridge Properties, L.L.C. the following two (2) courses and distances: 1) North 53 degrees, 29 minutes, 58 seconds West, 1509.79 feet to a concrete monument found, 2) South 52 degrees, 59 minutes, 30 seconds West, 987.95 feet to a point, said point being a common corner of lands N/F of Bridle Ridge Properties, L.L.C. and lands N/F of the Delaware State Housing Authority; thence proceeding with said lands N/F of Bridle Ridge Properties, L.L.C. North 40 degrees, 01 minutes, 44 seconds West, 1408.18 feet to an iron pipe found, said pipe being a common corner for lands N/F of Bridle Ridge Properties, L.L.C. and lands N/F of the Delaware State Housing Authority, said pipe also being on the southerly right-of-way of County Road 285; thence proceeding in a northwesterly direction 30± feet to a point in the centerline of County Road 285, said point also being in the boundary of the WRX; thence proceeding in a northeasterly direction with the centerline of County Road 285 and boundary of the WRX, 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. 3-34-5.00 and 3-34-6.00, a preliminary survey, dated August 18, 2000, and a Particular Description provided by Design Consultants Group, L.L.C.

A map outlining and describing the extension 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 Tuesday, June 11, 2002 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 extension are welcome to attend. There will be an opportunity for questions and answers. The final decision on the boundary extension 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



