

RESOLUTION R 018 93

A RESOLUTION TO EXTEND THE BOUNDARY OF THE LONG NECK SANITARY SEWER DISTRICT (LNSSD) TO ENCOMPASS A CONTIGUOUS AREA NORTHWEST OF THE LNSSD, WHICH INCLUDES THE PINES OF LONG NECK AND OTHER AREAS ALONG STATE OF DELAWARE ROUTE 23 (A.K.A. COUNTY ROAD 22), SITUATE, LYING, AND BEING IN THE INDIAN RIVER HUNDRED, SUSSEX COUNTY, DELAWARE.

WHEREAS, Sussex County has established the Long Neck Sanitary Sewer District (LNSSD); and

WHEREAS, The Sussex County Council adopted for implementation the Facilities Planning Study for the LNSSD, Expansion Area No. 1, as prepared by Tatman and Lee Associates, Inc., dated July 1993; and

WHEREAS, the Sussex County Engineering Department recommended the extension of the LNSSD boundaries to include the Pines of Long Neck and other areas along State of Delaware Route 23 (a.k.a. County Road 22); 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 the LNSSD, the inclusion of that property would 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 Anthony DiGiuseppe, 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 LNSSD to encompass a certain piece, parcel, or tract of land lying contiguous to the LNSSD, which includes the Pines of Long Neck and other areas along State of Delaware Route 23 (a.k.a. County Road 22), as follows:

BEGINNING at a point where the western right-of-way (ROW) of county Road 298 intersects the northern ROW of County Road 22 (a.k.a. State of Delaware Route 23), said point being on the boundary line of the LNSSD, said point also being on the southeastern property corner of lands now or formerly (N/F) of Tunnell Companies, L.P.; thence proceeding in a northwesterly direction with said ROW of County Road 22 to a point where it meets the eastern property boundary of the parcel of land N/F of Blanch W. Baker; thence proceeding along and with said property in a northerly direction to a point where it meets the eastern property boundary of lands N/F of V & L Partnership; thence proceeding along and with said property in a northeasterly, northerly, and northwesterly direction, respectively, to a point where it meets the southern waterline of Guinea Creek; thence proceeding in a northwesterly direction with an imaginary straight line to a point where it meets the centerline of said Creek; thence proceeding along and with said Creek in a southwesterly direction to a point where it meets the western ROW of State of Delaware Route 5; said point being on the eastern property boundary of lands N/F of Mid-Sussex Rescue Squad, Inc.; thence proceeding in a southeasterly direction with said ROW of Route 5 to a point where it meets the northeastern property corner of lands N/F of Fondella M. & Francis J. Dunmore; thence proceeding in a southerly direction with said lands to a point where it meets the southwestern property corner of lands N/F of Elva Trantino Norwood & Sandra Johnson; thence proceeding in a southeasterly direction with said lands to a point where it meets the northwestern property corner of lands N/F of Vaughn L. & Marion Elizabeth Wright; thence proceeding in a

southerly direction with said lands to a point where it meets the southwestern property corner of other lands N/F of Vaughn L. & Marion Elizabeth Wright; thence proceeding in a southeastern direction with said lands to a point where it meets the western ROW of State of Delaware Routes 5 and 24; thence proceeding in a southerly direction with said ROW a distance of 1,240 feet more or less to a point where it meets the eastern property boundary of lands N/F of Lena M. Watts, c/o Lena M. English, said lands also known as Timber Acres; thence proceeding in a southeasterly direction with an imaginary straight line a distance of 50 feet more or less to a point where it meets the westernmost property corner of lands N/F of Charles W. & Geraldine J. Coursey; thence proceeding along and with said lands in an easterly, southerly, and southeasterly direction, respectively, to a point where it meets the southwestern property corner of lands N/F of the Indian River School District, said point being on the boundary line of the LNSSD; thence proceeding in a northerly, easterly, and northeasterly direction, respectively, along and with said boundary line 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 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 018 93 PASSED BY THE COUNTY COUNCIL OF SUSSEX COUNTY ON THE 5TH DAY OF OCTOBER, 1993.


Robin A. Griffith
Clerk of the County Council