

RESOLUTION NO. R 019 03

A RESOLUTION TO EXTEND THE BOUNDARY OF THE WEST REHOBOTH EXPANSION OF THE DEWEY BEACH SANITARY SEWER DISTRICT (WRX) TO ENCOMPASS A SINGLE PARCEL OF LAND ON COUNTY ROAD 275 (PLANTATIONS ROAD) NORTH OF STATE ROUTE 24 (JOHN J. WILLIAMS HIGHWAY), 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 that the Sussex County Council hereby revises the boundary of the WRX to encompass a single parcel of land on County Road 275 (Plantations Road) north of State Route 24 (John J. Williams Highway), as follows:

Beginning at a point, said point being the westernmost corner of the Maplewood subdivision (as recorded in the Sussex County Recorder of Deeds Office, Plot Book 29, page 128), said point also being a common corner of lands now or formerly (N/F) of Five D Limited Liability, Co., lands N/F of Samuel C. Warrington, II and lands N/F of Country Life Homes, Inc., said point also being on the boundary of the WRX; thence proceeding South 34 degrees, 02 minutes, 22 seconds East 812.39 \pm feet to a point, said point being a common corner of lands N/F of Country Life Homes, Inc, and lands N/F of J. G. Townsend Jr. & Co., said point also being in the boundary of the WRX; thence leaving the boundary lines of the Maplewood subdivision and the WRX, and proceeding South 57 degrees, 40 minutes, 38 seconds West 1335.38 \pm feet to a point, said point being a common corner of lands N/F of Country Life Homes, Inc. and lands N/F of J. G. Townsend, Jr. & Co., said point also being on the eastern right of way of County Road 275 1420 \pm feet north of the intersection of the northern right of way of State Route 24 with the eastern right of way of County Road 275; thence proceeding North 32 degrees, 41 minutes, 43 seconds, West 899.72 \pm feet to a point, said point being a common corner of the Aydelotte Estates subdivision (as recorded in the Sussex County Recorder of Deeds Office, Plot Book 71, page 107) and lands N/F of Country Life Homes, Inc., said point also being on the eastern right of way of County Road 275; thence proceeding North 61 degrees, 49 minutes, 33 seconds East 1575.40 \pm feet with the boundary of said Aydelotte Estates subdivision and lands N/F of Samuel C. Warrington, II, respectively, 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; 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 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 019 03 ADOPTED BY THE SUSSEX COUNTY COUNCIL ON THE 17TH DAY OF JUNE, 2003.


ROBIN A. GRIFFITH
CLERK OF THE COUNCIL

WEST REHOBOTH EXPANSION OF THE
DEWEY BEACH SANITARY SEWER DISTRICT
WOODS COVE 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 June 5, 2003 he was a Planning Technician III for the Sussex County Engineering Department, Sussex County, State of Delaware, and
- B. On June 5, 2003 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, Five Points Plaza, 1111 Highway One, Nassau, Delaware.
 - 2. On wall at bulletin display area, Exxon Convenience Store, 18904 Highway One, Intersection of Route One and Route 24, Lewes, Delaware.
 - 3. On window next to entry door, Happy Harry's, 1549 Savannah Road, Lewes, Delaware.
 - 4. On bulletin board at rear of store, Texaco Shore Stop Express, 3107 Highway One, Dewey Beach, Delaware.
 - 5. On window next to main entry door, Dewey Beach Liquors, 1807 Highway One, Dewey Beach, Delaware.
 - 6. On front entry door, Dewey Beach Town Hall, 105 Rodney Avenue, Dewey Beach, Delaware.
 - 7. On window next to entry door, Beach Shop/Exxon Service Station, intersection of Route One & Swedes Street, Dewey Beach, Delaware.
 - 8. On entry door, DeLux Dairy Market, Route One and Cullen Street, Rehoboth Beach, Delaware.
 - 9. On wall of entry vestibule, Delaware National Bank, Route One

& Church Street, Rehoboth Beach, Delaware.

10. On window next to entry door, Baltimore Trust Bank, 4161 Highway One, Rehoboth Beach, Delaware.
11. On bulletin board at the customer service area, Wal-Mart, 4493 Highway One, Rehoboth Beach, Delaware.
12. On bulletin board in customer area, Wawa Food Market, Route One and Dartmouth Drive, Lewes, Delaware.
13. The parcel of land being considered for the proposed extension of the West Rehoboth Expansion Area in locations as follows:
 - a) Approximately 12 feet north of a wooden stake at the parcel's southernmost corner.
 - b) Approximately 10 feet northeast of the right of way of County Road 275, approximately 400 feet northwest of the aforementioned point.
 - c) Approximately 45 degrees southeast of a wooden stake at the parcel's northwesternmost corner, and approximately 10 feet east of the right of way County Road 275.
 - d) Approximately 45 feet southeast of the intersection of the centerline of Michelle Drive with the parcel's northern boundary line.


ROB DAVIS

SWORN TO AND SUBSCRIBED before me on this 10th day of June A.D., 2003.


NOTARY PUBLIC

My Commission Expires

4/7/07
Jayne E. Dickerson

Notary Public

Commission Expires ~~3/10/03~~

NOTICE

PROPOSED EXPANSION
TO THE WEST REHOBOTH EXPANSION OF THE
DEWEY BEACH SANITARY SEWER DISTRICT
WOODS COVE EXPANSION

NOTICE IS HEREBY GIVEN that the Sussex County Council voted on May 13, 2003, to consider extending the West Rehoboth Expansion of the Dewey Beach Sanitary Sewer District (WRX) to include a single parcel of land on County Road 275 (Plantations Road) north of State Route 24 (John J. Williams Highway), being in the Lewes and 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 westernmost corner of the Maplewood subdivision (as recorded in the Sussex County Recorder of Deeds Office, Plot Book 29, page 128), said point also being a common corner of lands now or formerly (N/F) of Five D Limited Liability, Co., lands N/F of Samuel C. Warrington, II and lands N/F of Country Life Homes, Inc., said point also being on the boundary of the WRX; thence proceeding South 34 degrees, 02 minutes, 22 seconds East 812.39 \pm feet to a point, said point being a common corner of lands N/F of Country Life Homes, Inc, and lands N/F of J. G. Townsend Jr. & Co., said point also being in the boundary of the WRX; thence leaving the boundary lines of the Maplewood subdivision and the WRX, and proceeding South 57 degrees, 40 minutes, 38 seconds West 1335.38 \pm feet to a point, said point being a common corner of lands N/F of Country Life Homes, Inc. and lands N/F of J. G. Townsend, Jr. & Co., said point also being on the eastern right of way of County Road 275 1420 \pm feet north of the intersection of the northern right of way of State Route 24 with the eastern right of way of County Road 275; thence proceeding North 32 degrees, 41 minutes, 43 seconds, West 899.72 \pm feet to a point, said point being a common corner of the Aydelotte Estates subdivision (as recorded in the Sussex County Recorder of Deeds Office, Plot Book 71, page 107) and lands N/F of Country Life Homes, Inc., said point also being on the eastern right of way of County Road 275; thence proceeding North 61 degrees, 49 minutes, 33 seconds East 1575.40 \pm feet with the boundary of said Aydelotte Estates subdivision and lands N/F of Samuel C. Warrington, II, respectively, to the point and place of Beginning.

The proposed expansion of the WRX is within these boundaries. The boundary description has been prepared using Sussex County Tax Map Nos. 3-34-12.00, 3-34-6.00, Sussex County property assessment records, deeds and plots recorded in the Sussex County Recorder of Deeds office, and a legal description provided by Design Consultants Group, LLC.

A map outlining and describing the extension to the WRX is attached. The area involved is crosshatched.

The public hearing will be held on this issue at 10:45 a.m. on Tuesday, June 17, 2003 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

