

RESOLUTION R 021 10

A RESOLUTION TO EXTEND THE BOUNDARY OF THE MILLVILLE EXPANSION OF THE BETHANY BEACH SANITARY SEWER DISTRICT (MVE) TO INCLUDE PARCELS OF LAND ALONG BEAVER DAM ROAD EAST OF ROXANA ROAD, THAT IS CONTIGUOUS TO THE MVE, AND BEING IN BALTIMORE HUNDRED, SUSSEX COUNTY, DELAWARE

WHEREAS, Sussex County has established the Millville Expansion of the Bethany Beach Sanitary Sewer District (MVE); and

WHEREAS, in the best interest of the present district and to enhance the general health and welfare of that portion of Sussex County in the Town of Millville south of Beaver Dam Road, which is contiguous to the MVE, 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 Penny Massey, copies of which affidavit and public notice are 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 Millville Expansion of the Bethany Beach Sanitary Sewer District to encompass the proposed expansion, south of Beaver Dam Road, as follows:

BEGINNING at a point situate on the southerly right of way (ROW) of Beaver Dam Road, said point being ± 268.88 feet west of the intersection of the centerline of Substation Road and the centerline of Beaver Dam Road, and being the northeasternmost corner of lands, now or formerly (N/F) of Felix Medina and Carlos Valasquez and a point on the existing MVE sewer district boundary; thence by and with said lands N/F of Felix Medina and Carlos Valasquez in a southeasterly direction ± 148.77 feet to a point, said point being the southeasternmost corner of said lands; thence by and with said lands in a southwesterly direction ± 285.30 feet to a point, said point being the southeasternmost corner of lands N/F of

Peter Demarie, then by and with the said lands of Demarie ± 260.00 feet to a point, said point being the southeasternmost corner of other lands N/F of Peter Demarie; thence by and with said other lands of Demarie ± 275.00 feet to a point, said point being the southwesternmost corner of said lands of Demarie and the northwesternmost corner of lands N/F of Kenneth F. and Sheree J. Bedell, thence by and with said lands of Demarie ± 155.07 in a northwesterly direction to a point, said point being the northwesternmost corner of said lands of Demarie and a point on the existing MVE sewer district boundary, thence following said sewer district boundary in a northeasterly direction ± 813.10 to a point, said point being that of the BEGINNING; and

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, let 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 021 10 ADOPTED BY THE SUSSEX COUNTY COUNCIL ON THE 8TH DAY OF JUNE 2010.


ROBIN A. GRIFFITH
CLERK OF THE COUNCIL

**PROPOSED EXPANSION TO THE MILLVILLE EXPANSION OF THE
BETHANY BEACH SANITARY SEWER DISTRICT
TO INCLUDE THE LANDS OF H & D TOWNHOUSES**

NOTICE IS HEREBY GIVEN that the Sussex County Council voted on April 20, 2010 to consider extending the Millville Expansion of the Bethany Beach Sanitary Sewer District (MVE) to include parcels of land along Beaver Dam Road east of Roxana Road, being in the Baltimore Hundred, Sussex County, State of Delaware. The parcels are comprised of tax map 134-16.00-7.01, 7.02, and 7.03. File Number: NM-9.17.

This action is in conformity with 9 Del.C. §6502.

A description of the areas, which are contiguous to and to be added to the MVE, is described as follows:

BEGINNING at a point situate on the southerly right of way (ROW) of Beaver Dam Road, said point being ± 268.88 feet west of the intersection of the centerline of Substation Road and the centerline of Beaver Dam Road, and being the northeasternmost corner of lands, now or formerly (N/F) of Felix Medina and Carlos Valasquez and a point on the existing MVE sewer district boundary; thence by and with said lands N/F of Felix Medina and Carlos Valasquez in a southeasterly direction ± 148.77 feet to a point, said point being the southeasternmost corner of said lands; thence by and with said lands in a southwesterly direction ± 285.30 feet to a point, said point being the southeasternmost corner of lands N/F of Peter Demarie, then by and with the said lands of Demarie ± 260.00 feet to a point, said point being the southeasternmost corner of other lands N/F of Peter Demarie; thence by and with said other lands of Demarie ± 275.00 feet to a point, said point being the southwesternmost corner of said lands of Demarie and the northwesternmost corner of lands N/F of Kenneth F. and Sheree J. Bedell, thence by and with said lands of Demarie ± 155.07 in a northwesterly direction to a point, said point being the northwesternmost corner of said lands of Demarie and a point on the existing MVE sewer district boundary, thence following said sewer district boundary in a northeasterly direction ± 813.10 to a point, said point being that of the BEGINNING.

The proposed expansion of the MVE is within these boundaries and said to contain 3.21 acres, more or less. The boundary description has been prepared using Sussex County Tax Map Number 134-16.00, and Sussex County property assessment records.

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

The public hearing will be held on this issue at 11:00 a.m. on June 8, 2010 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) 855-7718.

