

RESOLUTION NO. R 021 17

A RESOLUTION TO EXTEND THE BOUNDARY OF THE SUSSEX COUNTY UNIFIED SANITARY SEWER DISTRICT (SCUSSD) MILLER CREEK AREA, TO INCLUDE A PARCEL OF LAND (134-19.00-69.00) ALONG THE SOUTH SIDE OF DOUBLE BRIDGES ROAD LOCATED IN THE BALTIMORE HUNDRED, SUSSEX COUNTY, DELAWARE AND RECORDED IN THE OFFICE OF THE RECORDER OF DEEDS, IN AND FOR SUSSEX COUNTY, DELAWARE (SALISBURY ANNEXATION)

WHEREAS, Sussex County has established the Sussex County Unified Sanitary Sewer District (SCUSSD); and

WHEREAS, in the best interests of the present district and to enhance the general health and welfare of that portion of Sussex County along Double Bridges Road, the inclusion of this area 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 Phillip C. Calio, 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 ninety 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 SCUSSD to encompass the lands mentioned above situated on the south side of Branch Road, as follows:

BEGINNING at a point, said point being the northwesternmost property corner of lands N/F Banks Properties LLC, a point on the southerly ROW of Double Bridges Road and said point also being on the easterly ROW of Wooded Way, said point further being on the boundary of the Sussex County Unified Sanitary Sewer District – Miller Creek Area; thence proceeding by and with said sewer district boundary the following courses and distances, southeasterly 585± feet and northeasterly 568.07± feet to a point, said point being the southeasternmost property corner of said lands of Banks Properties LLC and a point on the boundary of lands N/F of State of Delaware, thence by and with said lands of State northwesterly 368.43± feet to a point, said point being the southeasternmost property corner of lands N/F of Charles L. & Bertha M. Payton, thence by and with said lands of Payton in a southwesterly direction 103.58± feet to a point, said point being the southwesternmost property corner of said lands of Payton and the southeasternmost property corner of lands N/F of Ricky L. & Laura Hess, thence by and with said lands of Hess the following directions and distances, southwesterly 103.58± feet and northwesterly 200.07± feet to a point, said point being the northwesternmost property corner of said lands of Hess and a point on the southerly ROW of Double Bridges Road, thence by and with said ROW of Double Bridges Road in a generally westerly direction 173.71± feet to a point, said point being that of the BEGINNING.

NOTE: The above description has been prepared using Sussex County Tax Map 134-19.00 and Sussex County property assessment records.

A map outlining and describing the extension of the SCUSSD is attached. The area involved is crosshatched.

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 authorized 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 17 ADOPTED BY THE SUSSEX COUNTY COUNCIL ON THE 22ND DAY OF AUGUST 2017.

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