

RESOLUTION NO. R 023 10

**A RESOLUTION TO EXTEND THE BOUNDARY OF THE WEST REHOBOTH EXPANSION OF THE DEWEY BEACH SANITARY SEWER DISTRICT (WRSSD) TO INCLUDE FOUR PARCELS OF LAND ALONG DELAWARE ROUTE 9 (LEWES-GEORGETOWN HIGHWAY) AND COUNTY ROAD (CR) 285 (BEAVER DAM ROAD), WEST OF THE CITY OF LEWES AND REHOBOTH HUNDRED, SUSSEX COUNTY, DELAWARE (DEEP VALLEY FARM ANNEXATION)**

**WHEREAS, Sussex County has established the West Rehoboth Expansion of the Dewey Beach Sanitary Sewer District (WRSSD); and**

**WHEREAS, in the best interests of the present district and to enhance the general health and welfare of that portion of Sussex County west and south of the WRSSD, which is contiguous to the WRSSD, 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 Anthony Diguseppe, Jr., 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 WRSSD to include parcels of land along Delaware Route 9 (Lewes-Georgetown Highway) and CR 285 (Beaver Dam Road), as follows:**

**BEGINNING at a point situate on the southerly right of way (ROW) of Beaver Dam Road ( $\pm 50'$  ROW), said point being  $\pm 115.00$  feet southwest of the intersection of Bee Jay Lane and Beaver Dam Road; thence crossing said ROW of Beaver Dam Road in a northwesterly direction  $\pm 50$  feet to a point, said point being a common boundary corner between lands now or formerly (N/F) of Delaware Farm, LLC and the lands N/F of Frances E. Graves Trust; thence by and with said common boundary line in a northwesterly direction  $\pm 1370.00$  feet to a point, said point being on the southwesternmost corner of lands**

N/F of William D. and Dean M. Graves; thence continuing by and with said lands in a northwesterly direction  $\pm 216.00$  feet to a monument; said monument being at the northeasternmost corner of lands N/F of Delaware Farm LLC and a point on the southerly ROW of Delaware Route 9; thence crossing said ROW ( $\pm 60'$ ) in a northwesterly direction  $\pm 30.00$  feet to a point, said point being on the centerline of Delaware Route 9 and a point on the WRE boundary; thence by and with said boundary in the following distances and directions: northeasterly  $\pm 3070.00$  feet, southeasterly  $\pm 526.00$  feet, southwesterly  $\pm 1160.00$  feet, southeasterly  $\pm 215.00$  feet and northeasterly  $\pm 26.87$  feet to a point, said point being a point on the centerline of Beaver Dam Road; thence leaving said centerline and crossing the ROW of Beaver Dam Road in a southeasterly direction  $\pm 25.00$  feet to a concrete monument, said monument being at the common boundary corner of other lands N/F of Frances E. Graves Trust and lands N/F of Delaware State Housing Authority; thence proceeding by and with said common boundary line in the following distances and directions: southeasterly  $\pm 627.25$  feet and southwesterly  $\pm 118.77$  feet to a concrete monument, said monument being the most easterly point of other lands N/F of Delaware Farm, LLC; thence by and with said lands of Delaware Farm, LLC in the following two courses and distances: southwesterly  $\pm 1371.47$  feet and northwesterly  $\pm 534.13$  feet to a concrete monument, said monument being the northwesternmost corner of other lands N/F of Frances E. Graves Trust and a point on the southerly ROW of Beaver Dam Road; thence proceeding by and with said ROW in a southwesterly direction  $\pm 180.00$  feet to a point, said point be 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, 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 023 10 ADOPTED BY THE SUSSEX COUNTY COUNCIL ON THE 21ST DAY OF SEPTEMBER 2010.



ROBIN A. GRIFFITH  
CLERK OF THE COUNCIL

**NOTICE  
PROPOSED ANNEXATION  
TO THE WEST REHOBOTH EXPANSION OF THE  
DEWEY BEACH SANITARY SEWER DISTRICT TO INCLUDE FOUR PARCELS OF LAND LOCATED  
ALONG COUNTY ROAD 285 (BEAVER DAM ROAD) & DELAWARE ROUTE 9 (LEWES-GEORGETOWN  
HIGHWAY)**

NOTICE IS HEREBY GIVEN that the Sussex County Council voted on August 17, 2010, to consider extending the boundary of the West Rehoboth Expansion of the Dewey Beach Sanitary Sewer District (WRE) to include four parcels of land along Delaware Route 9 (Lewes-Georgetown Hwy) and County Road (CR) 285 (Beaver Dam Rd), west of the City of Lewes, being in Lewes & Rehoboth Hundred, Sussex County, Delaware, being tax map 334-5.00 parcels 176.00, 177.00, 177.01, and 177.02. File number OM 9.13-AD.

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 WRE is described as follows:

**BEGINNING** at a point situate on the southerly right of way (ROW) of Beaver Dam Rd ( $\pm 50'$  ROW), said point being  $\pm 115.00$  feet southwest of the intersection of Bee Jay Lane and Beaver Dam Rd; thence crossing said ROW of Beaver Dam Rd in a northwesterly direction  $\pm 50$  feet to a point, said point being a common boundary corner between lands now or formerly (N/F) of Delaware Farm LLC and the lands N/F of Frances E Graves Trust; thence by and with said common boundary line in a northwesterly direction  $\pm 1370.00$  feet to a point, said point being on the southwesternmost corner of lands N/F of William D & Dean M Graves; thence continuing by and with said lands in a northwesterly direction  $\pm 216.00$  feet to a monument, said monument being at the northeasternmost corner of lands N/F of Delaware Farm LLC and a point on the southerly ROW of Delaware Route 9; thence crossing said ROW ( $\pm 60'$ ) in a northwesterly direction  $\pm 30.00$  feet to a point, said point being on the centerline of Delaware Route 9 and a point on the WRE boundary; thence by and with said boundary in the following distances and directions: northeasterly  $\pm 3070.00$  feet, southeasterly  $\pm 526.00$  feet, southwesterly  $\pm 1160.00$  feet, southeasterly  $\pm 215.00$  feet and northeasterly  $\pm 26.87$  feet to a point, said point being a point on the centerline of Beaver Dam Rd; thence leaving said centerline and crossing the ROW of Beaver Dam Rd in a southeasterly direction  $\pm 25.00$  feet to a concrete monument, said monument being at the common boundary corner of other lands N/F of Frances E Graves trust and lands N/F of Delaware State Housing Authority; thence proceeding by and with said common boundary line in the following distances and directions: southeasterly  $\pm 627.25$  feet and southwesterly  $\pm 118.77$  feet to a concrete monument, said monument being the most easterly point of other lands N/F of Delaware Farm LLC; thence by and with said lands of Delaware Farm LLC in the following two courses and distances: southwesterly  $\pm 1,371.47$  feet and northwesterly  $\pm 534.13$  feet to a concrete monument, said monument being the northwesternmost corner of other lands N/F of Frances E Graves Trust and a point on the southerly ROW of Beaver Dam Rd; thence proceeding by and with said ROW in a southwesterly direction  $\pm 180.00$  feet to a point, said point be that of the **BEGINNING**.

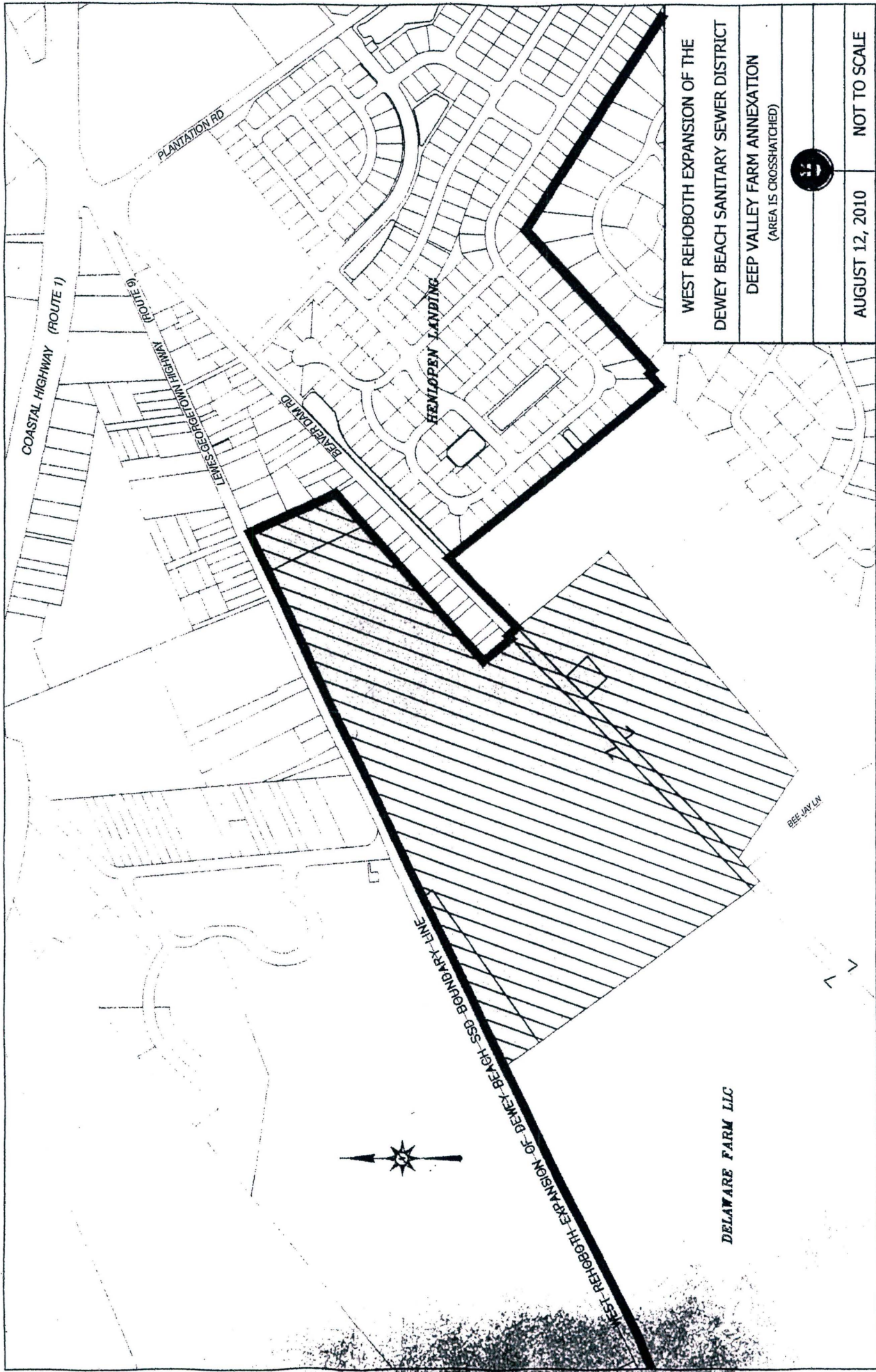
The proposed expansion of the WRE is within these boundaries and said to contain 91.64 acres, more or less. The boundary description has been prepared using Sussex County Tax Map Number 334-5.00.

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

The public hearing will be held on this issue at 11.00 a.m. September 21, 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 Sussex County Council following the hearing, at one of their regularly scheduled meetings, will make the final decision on the boundary extension.

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.


Michael A. Izzo, P. E.  
County Engineer

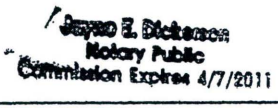


- d. On a utility pole located near the southeasterly property corner of that portion of parcel 3-34-5.00-177.00 located on the northerly side of Beaver Dam Road;
  - e. On a driven stake near the northwesterly property corner of parcel 3-32-5.00-177.02;
  - f. On a utility pole located on the northwesterly property corner of parcel 3-34-5.00-177.01;
  - g. On a driven stake near the northwesterly property corner of parcel 3-34-5.00-176.00.
- 5. On ice machine located near the main entrance of, Bay Road Package Store, 20859 Coastal Highway, Rehoboth Beach, Delaware.
  - 6. On community bulletin board next to front entry door, in Dewey Beach Town Hall, 105 Rodney Avenue, Dewey Beach, Delaware.
  - 7. On window next to entry door, in Beach Shop/Exxon Service Station, intersection of Route One & Swedes Street, Dewey Beach, Delaware..
  - 8. On bulletin board in Wawa Food Market, Route One and Wolfe Neck Road (County Road 270), Rehoboth Beach, Delaware.
  - 9. On bulletin board, in Wawa Food Market, Route One and Dartmouth Drive, Lewes, Delaware.

  
ANTHONY DIGIUSEPPE, JR.

SWORN TO AND SUBSCRIBED before me on this 2<sup>ND</sup> day of Sept A.D., 2010.

  
NOTARY PUBLIC

  
Jayne E. Dickerson  
Notary Public  
Commission Expires 4/7/2011

My Commission Expires \_\_\_\_\_

