

RESOLUTION NO. R 027 88

REQUIRING "DRY" SANITARY SEWER COLLECTION SYSTEMS IN NEW DEVELOPMENT OR EXPANSION OF EXISTING DEVELOPMENT IN THE DAGSBORO-FRANKFORD SANITARY SEWER DISTRICT AFTER THE DATE OF ADOPTION OF THIS RESOLUTION

**WHEREAS**, the County proposed an estimate of \$348.00 per year for sanitary sewer service (installation, operations and maintenance) for the average size lot (100 front feet) with a single family residence; and

**WHEREAS**, the eligible voters of the proposed Dagsboro-Frankford Sanitary Sewer District approved the creation of a sanitary sewer district in an election held on September 17, 1988; and

**WHEREAS**, the Sussex County Council declared the establishment of the district on September 20, 1988; and

**WHEREAS**, the Cost Estimate Report For Wastewater Facilities, July 1988, performed by George, Miles and Buhr, did not study the effects new development would have on the capital costs associated with constructing the collection system; and

**WHEREAS**, the burden of the costs of sanitary sewer collection systems for new development should not be imposed on the existing residents; and

**WHEREAS**, new development, for purposes of this resolution, is any number of lots requiring a Minor Street or Collector Street as defined in Sussex County Ordinance No. 90 or any number of lots subdivided along an existing public right-of-way which would require sanitary sewer collection pipelines to be constructed in addition to those outlined in Drawing No. 1 of 1 in the Wastewater Facilities Plan Collection and Transmission Stage Supplement, March 30, 1979, performed by George, Miles and Buhr, or as it may be amended for the Final Wastewater Facilities Plan; and

**WHEREAS**, a "dry" sanitary sewer collection system consists of those pipelines necessary to provide wastewater service from the pipelines to be installed by Sussex County to the future residences or structures planned in the new development or expansion of existing development and being capped at all future connection points; and

**WHEREAS**, Sussex County Ordinance No. 38, as amended by Sussex County Ordinance No. 367 states that a developer of subdivided property requesting the construction of a new water or sewer system or extension shall pay for the water or sewer system, as determined by County policy;

**NOW, THEREFORE,**

**BE IT RESOLVED** that the County Council of Sussex County, Delaware determined that it is in the best interest of the public welfare of the Dagsboro-Frankford Sanitary Sewer District to require the installation of "dry" sanitary sewer collection systems for all new development or expansion of existing development recorded in the Sussex County Recorder of Deeds or approved conditional use projects after the date of adoption of this Resolution.

I DO HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND CORRECT COPY OF RESOLUTION NO. R 027 88 PASSED BY THE COUNTY COUNCIL OF SUSSEX COUNTY ON THE 1ST DAY OF NOVEMBER, 1988

  
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DORIS E. ROGERS  
CLERK OF THE COUNTY COUNCIL