

RESOLUTION NO. R 027 92

A RESOLUTION TO EXTEND THE BOUNDARY OF THE FENWICK ISLAND SANITARY SEWER DISTRICT TO ENCOMPASS A CONTIGUOUS AREA OF 2.45± ACRES ALONG ROUTE 54 ACROSS FROM KEENWICK WEST

WHEREAS, Sussex County has established the Fenwick Island Sanitary Sewer District;

WHEREAS, the sanitary sewer district boundary as established extends west as far as Keenwick Sound subdivision on the south side of State Route 54 and to a point across from Keenwick West on the north side of State Route 54;

WHEREAS, a letter dated June 9, 1992 was received by the Sussex County Council from the property owner requesting 2.45± acres to be included in the sanitary sewer district;

WHEREAS, in the best interests of the present district, and to enhance the general health and welfare of that portion of Sussex County west of Fenwick Island, the inclusion of the property near the Keenwick subdivision would be beneficial;

WHEREAS, in accordance with 9 Delaware Code, 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;

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 DiGiuseppe, a copy of which affidavit and public notice is attached hereto and made a part hereof;

WHEREAS, in accordance with 9 Delaware Code, 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 the Sussex County Council hereby revises the boundary of the Fenwick Island Sanitary Sewer District to encompass the property near the Keenwick West subdivision as follows:

ALL that certain piece, parcel or lot of land lying and being situated in Baltimore Hundred, Sussex County, State of Delaware being more fully described as follows, to wit:

BEGINNING at a point situated on the northerly right-of-way (ROW) of State of Delaware Route 54, said point being 723.08± feet east of the southeasternmost property corner of land now or formerly (N/F) of Margie Fryer, said point also being on the boundary line of the Fenwick Island Sanitary Sewer District; thence proceeding in a westerly direction by and with the northerly ROW of Route 54 and a curve to the left having a radius of 984.93 feet the following chord bearing and distance, North 80° 27' 49" West, 260.00 feet to a point, thence proceeding North 06° 20' 04" East, 524.48 feet to a point, being also the centerline of a ditch, thence proceeding South 85° 26' 53" East, 113.50 feet to a point, thence proceeding South 83° 14' 54" East, 34.52 feet to a point on the boundary line of the Fenwick Island Sanitary Sewer District, thence proceeding with said line and leaving the aforementioned ditch, South 05° 17' 51" East, 553.66 feet to the point 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.

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 027 92 PASSED BY THE COUNTY COUNCIL OF SUSSEX COUNTY ON THE 17TH DAY OF NOVEMBER, 1992.



Robin A. Griffith
Clerk of the County Council