

RESOLUTION R 028 02

A RESOLUTION TO EXTEND THE BOUNDARY OF THE DAGSBORO-FRANKFORD SANITARY SEWER DISTRICT (DFSSD) TO INCLUDE THE LANDS OF ANTHONY MANUEL, SITUATE, LYING NORTH OF HONOLULU ROAD, AND BEING IN DAGSBORO HUNDRED, SUSSEX COUNTY, DELAWARE

WHEREAS, Sussex County has established the Dagsboro-Frankford Sanitary Sewer District; and

WHEREAS, in the best interests of the present district, and to enhance the general health and welfare of that portion of Sussex County northeast of the Town of Dagsboro, which includes the lands of Anthony Manuel, which is contiguous to the DFSSD, 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 Chris 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 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 Dagsboro-Frankford Sanitary Sewer District to encompass the lands of Anthony Manuel, as follows:

Beginning at a point, said point being on the DFSSD boundary, said point also being on the Town of Frankford boundary, said point also being 110 feet more or less southeast of the intersection of County Road (CR) 355 and CR 356 (Honolulu Road); thence leaving said sewer district and town boundary and proceeding in a straight line in a northeasterly direction a distance of 30 feet more or less to a concrete monument, said monument being on the northeastern Right-of-way (ROW) of CR 356, said concrete monument also being the southeasternmost property corner of lands now-or-formerly (N/F) of Alkay J. Banks;

thence leaving said ROW and proceeding by and with said Banks lands in a northeasterly direction a distance of 161 feet more or less to a point, said point being the westernmost property corner of lands N/F of Jajuan McCray; thence leaving said Banks lands and proceeding by and with said McCray lands in a southeasterly direction a distance of 110 feet more or less to a point, said point being the northernmost property corner of lands N/F of James Walker; thence leaving said McCray lands and proceeding by and with said Walker lands in a southwesterly direction a distance of 158 feet more or less to a concrete monument, said concrete monument being the southernmost property corner of lands N/F of Anthony W. Manuel, said concrete monument also being on the northeastern ROW of CR 356; thence leaving said ROW and Walker lands and proceeding in a straight line in a southwesterly direction a distance of 30 feet more or less to a point, said point being on the DFSSD boundary, said point also being on the Town of Frankford boundary; thence proceeding by and with said sewer district and town boundary in a northwesterly direction a distance of 110 feet more or less 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 028 02 ADOPTED BY THE SUSSEX COUNTY COUNCIL ON THE 10TH DAY OF SEPTEMBER, 2002.


ROBIN A. GRIFFITH
CLERK OF THE COUNCIL

DAGSBORO-FRANKFORD SANITARY SEWER DISTRICT
AFFIDAVIT FOR PUBLIC HEARING

STATE OF DELAWARE)(

COUNTY OF SUSSEX)(

BE IT REMEMBERED, That the subscriber, CHRIS CALIO, personally appeared before me and known to me personally to be such, who being by me duly sworn to law did depose and say as follows:

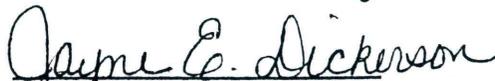
- A. On August 20, 2002 he was a Planning Technician II for the Sussex County Engineering Department, Sussex County, State of Delaware; and
- B. On August 20, 2002 he did post the attached "Public Notice," prepared by the Sussex County Engineering Department, at the following locations:
 - 1. On the bulletin board in lobby of U. S. Post Office, Clayton Street, Dagsboro, Delaware.
 - 2. In the lobby of Bank of Delmarva, Main and Clayton Streets, Dagsboro, Delaware.
 - 3. On the bulletin board of Frankford Library, Main Street, Frankford, Delaware.
 - 4. On the bulletin board in lobby of Frankford Town Hall, 5 Main Street, Frankford, Delaware.
 - 5. On the bulletin board in lobby of U. S. Post Office, Clayton Street, Frankford, Delaware.
 - 6. On bulletin board inside front door of Jay's Market, Route 113 & Hickory Street, Frankford, Delaware.
 - 7. In the front lobby of Dagsboro Town Hall, 504 Main Street, Dagsboro, Delaware.
 - 8. On the bulletin board of Bodies Dairy Market, 912 Clayton Avenue, Dagsboro, Delaware.
 - 9. On the area of land being considered for the proposed extension of the Dagsboro-Frankford Sanitary Sewer

District, in four locations as follows:

- (1) On a post, east of Honolulu Road, 135 feet +/- southeast of County Road 355;
- (2) On a post, east of Honolulu Road, 160 feet +/- southeast of County Road 355;
- (3) On a post, east of Honolulu Road, 200 feet +/- southeast of County Road 355; and
- (4) On a post, east of Honolulu Road, 240 feet +/- southeast of County Road 355.


CHRIS CALIO

SWORN TO AND SUBSCRIBED before me on this 21st day of August A.D., 2002.


NOTARY PUBLIC

My Commission Expires _____.

Jayne E. Dickerson
Notary Public
Commission Expires 3/10/03

PROPOSED EXPANSION TO THE
DAGSBORO-FRANKFORD
SANITARY SEWER DISTRICT

NOTICE IS HEREBY GIVEN that the Sussex County Council voted on **July 23, 2002** to consider extending the Dagsboro-Frankford Sanitary Sewer District (DFSSD) to include the lands of Anthony Manuel, situate, lying north of Honolulu Road, and being in Dagsboro Hundred, Sussex County, Delaware.

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 DFSSD is described as follows:

Beginning at a point, said point being on the DFSSD boundary, said point also being on the Town of Frankford boundary, said point also being 110 feet more or less southeast of the intersection of County Road (CR) 355 and CR 356 (Honolulu Road); thence leaving said sewer district and town boundary and proceeding in a straight line in a northeasterly direction a distance of 30 feet more or less to a concrete monument, said monument being on the northeastern Right-of-way (ROW) of CR 356, said concrete monument also being the southeasternmost property corner of lands now-or-formerly (N/F) of Alkay J. Banks; thence leaving said ROW and proceeding by and with said Banks lands in a northeasterly direction a distance of 161 feet more or less to a point, said point being the westernmost property corner of lands N/F of Jujan McCray; thence leaving said Banks lands and proceeding by and with said McCray lands in a southeasterly direction a distance of 110 feet more or less to a point, said point being the northernmost property corner of lands N/F of James Walker; thence leaving said McCray lands and proceeding by and with said Walker lands in a southwesterly direction a distance of 158 feet more or less to a concrete monument, said concrete monument being the southernmost property corner of lands N/F of Anthony W. Manuel, said concrete monument also being on the northeastern ROW of CR 356; thence leaving said ROW and Walker lands and proceeding in a straight line in a southwesterly direction a distance of 30 feet more or less to a point, said point being on the DFSSD boundary, said point also being on the Town of Frankford boundary; thence proceeding by and with said sewer district and town boundary in a northwesterly direction a distance of 110 feet more or less to the point of BEGINNING.

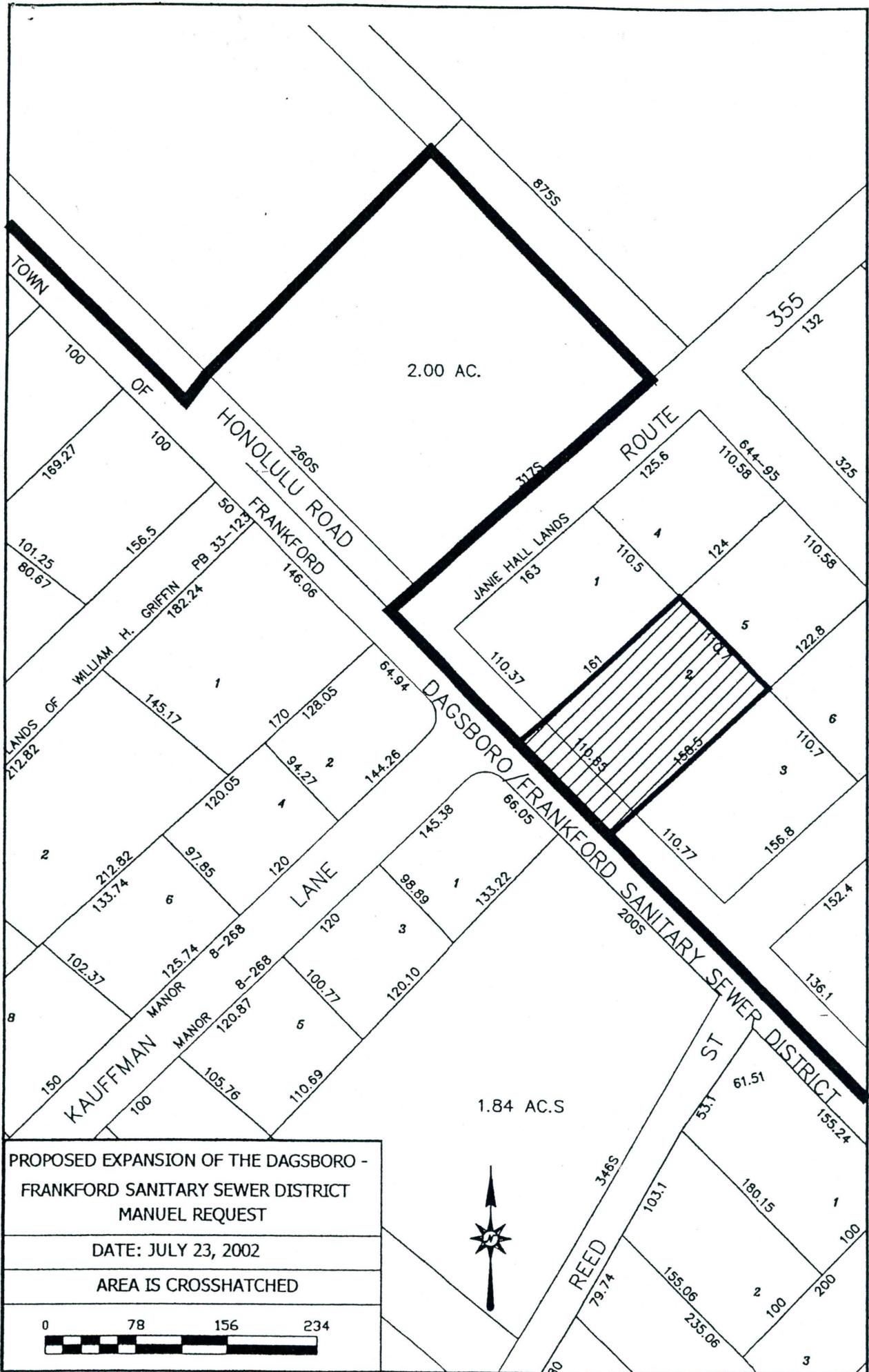
The proposed expansion of the DFSSD is within these boundaries. The boundary description has been prepared using Sussex County Tax Map No. 4-33-6.15.

A map outlining and describing the expansion of the DFSSD is attached. The area involved is crosshatched.

The public hearing will be held on this issue at **11:00 A.M. on September 10, 2002** 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 expansion are welcome to attend. There will be an opportunity for questions and answers. The final decision on the boundary expansion 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) 855-7719.

Michael A. Izzo, P.E.
County Engineer



PROPOSED EXPANSION OF THE DAGSBORO -
FRANKFORD SANITARY SEWER DISTRICT
MANUEL REQUEST

DATE: JULY 23, 2002

AREA IS CROSSHATCHED

0 78 156 234