

RESOLUTION NO. R 029 88

REVISING THE BOUNDARIES OF SOUTH BETHANY SANITARY SEWER DISTRICT
TO ENCOMPASS PROPERTIES OF STEPHENS MANAGEMENT CORPORATION

WHEREAS, Sussex County has established the South Bethany Sanitary Sewer District; and

WHEREAS, the sanitary sewer district as established includes the Town of South Bethany, Sea Colony, Middlesex Beach, Bay View Park and Foxfire Meadows; and

WHEREAS, in the best interests of the present district and to enhance the general health and welfare of that portion of Sussex County to be referred to as the property of Stephens Management Corporation; and

WHEREAS, in accordance with Title 9, Delaware Code, Section 6502 (a), the Sussex County Council may, upon request of the County Engineer, revise the boundaries 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 boundaries; 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 William A. Siegmund, Jr., a copy of which affidavit and public notice is attached hereto and made a part hereof; and

WHEREAS, in accordance with Title 9, Delaware Code, Section 6502 (b) the Sussex County Council shall, within thirty (30) days after posting the public notices pass a formal resolution establishing the new boundaries of the district;

NOW, THEREFORE,

BE IT RESOLVED the Sussex County Council hereby revises the boundary of the South Bethany Sanitary Sewer District to encompass the private lands referred to as the property of Stephens Management Corporation, as follows:

ALL that certain lot, tract, piece and parcel of land situate and lying on the Northerly side of Road No. 363 in Baltimore Hundred, Sussex County and State of Delaware, more particularly described as follows, to wit:

BEGINNING at a point situate at the edge of Northerly right-of-way of Road 363, said point of beginning being 0.5 miles more or less West of the intersection of Road 363 with Road 361; thence North 15° 14' West 1335.18 feet to an iron pipe; thence North 86° 50' West 1701.50 feet to a stake; thence South 22° 26' East 1795.0 feet to a point situate at the edge of the Northerly right-of-way of Road 363; thence by and with the edge of the Northerly right-of-way of Road 363 North 78° 30' East 1402.50 feet to the place and point of beginning, said to contain 53.066 acres of land, be the same more or less, as set forth on a plot of a survey by John G. Watson, Jr. bearing date of May 5, 1972.

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 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 029 88 PASSED BY THE COUNTY COUNCIL OF SUSSEX COUNTY ON THE 1ST DAY OF NOVEMBER 1988.


DORIS E. ROGERS
CLERK OF THE COUNTY COUNCIL

NOTICE

SOUTH BETHANY SANITARY SEWER DISTRICT

The Sussex County Council voted on September 27, 1988 to consider extending the South Bethany Sanitary Sewer District to include a parcel of land contiguous to the South Bethany Sanitary Sewer District.

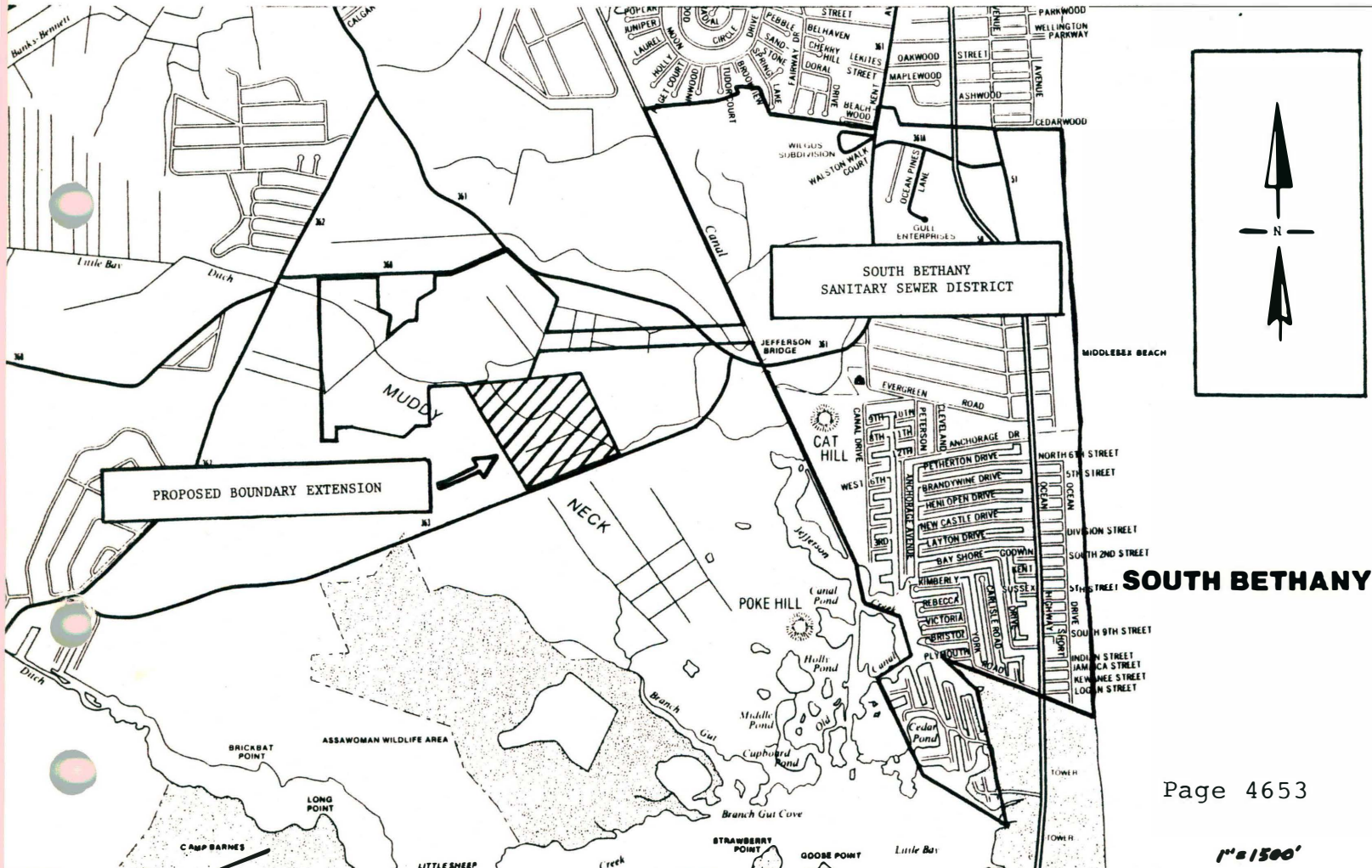
This action is in conformity with Delaware Code, Title 9, Chapter 65, Section 6502.

A description of the property which is contiguous to and to be added to the South Bethany Sanitary Sewer District is described as follows:

All that certain lot, tract, piece and parcel of land situate and lying on the Northerly side of Road No. 363 in Baltimore Hundred, Sussex County and State of Delaware, more particularly described as follows, to wit:

BEGINNING at a point situate at the edge of Northerly right-of-way of Road 363, said point of beginning being 0.5 miles more or less West of the intersection of Road 363 with Road 361; thence North 15° 14' West 1335.18 feet to an iron pipe; thence North 86° 50' West 1701.50 feet to a stake; thence South 22° 26' East 1795.0 feet to a point situate at the edge of the Northerly right-of-way of Road 363; thence by and with the edge of the Northerly right-of-way of Road 363 North 78° 30' East 1402.50 feet to the place and point of beginning, said to contain 53.066 acres of land, be the same more or less, as set forth on a plot of a survey by John G. Watson, Jr. bearing date of May 5, 1972.

A map outlining and describing the extension is shown below. The area involved is cross-hatched.



For further information, please call or write Sussex County Engineering Department, 8 North Race Street, Georgetown, Delaware 19947 - (302) 855-7718.

COST ESTIMATES FOR EXTENDING SOUTH BETHANY
WASTEWATER SERVICES TO PROPERTIES WEST OF THE
ASSAWOMAN CANAL

ANNUAL ASSESSMENT CHARGES

	<u>Collection</u>	<u>Transmission & Treatment</u>	<u>Total</u>
South Bethany Sanitary Sewer District Transmission & Treatment	N/A	\$0.58/ff	\$0.58/ff
Total	N/A	\$0.58/ff	\$0.58/ff

ff = front foot
N/A = not applicable

ANNUAL SERVICE CHARGE ESTIMATE

\$ 125.00/EDU

EDU = Equivalent Dwelling Unit

ONE TIME CHARGES - COST ESTIMATES

Impact Fee	5.69/ff
System Expansion Fee	\$1400.00/EDU

ff = front foot
EDU = Equivalent Dwelling Unit

STATE OF DELAWARE)(
 :SS.
 COUNTY OF SUSSEX)(

BE IT REMEMBERED, That on this 1st day of November, A.D., 1988, personally appeared before me, the subscriber, an Engineering Technician I, with the Sussex County Engineering Department, WILLIAM A. SIEGMUND, JR., known to me personally to be such, who being by me duly sworn to law did depose and say as follows:

1. On October 10, 1988 he was an Engineering Technician I for the Sussex County Engineering Department, Sussex County, State of Delaware.
2. The Sussex County Engineering Department prepared a "Public Notice" proposing the extension of the South Bethany Sanitary Sewer District to include a parcel of land contiguous to the South Bethany Sanitary Sewer District to be known as the Stephens Management Corporation property. Attached hereto is a copy of the Notice containing the described area to be included.
3. He did post this "Public Notice" on October 10, 1988 at the following locations:
 - (1) On Delaware Electric Cooperative Pole Number RA1-34/53.
 - (2) On Delaware Electric Cooperative Pole Number RA1-34/52.
 - (3) Approximately 500' west of the northeast property corner.
 - (4) Approximately 1000' west of the northeast property corner.
 - (5) South Bethany Town Hall Bulletin Board.
 - (6) B & R Bait and Tackle front door, York Beach Mall.
 - (7) Shore Foods Convenience Store, Route 1.
 - (8) Shore Stop Convenience Store, Route 26.

William A. Siegmund Jr.
WILLIAM A. SIEGMUND, JR.

SWORN TO AND SUBSCRIBED before me on the day and year aforesaid.

Jayne E. Dickerson
NOTARY PUBLIC