

**RESOLUTION R 033 02**

**A RESOLUTION TO EXTEND THE BOUNDARY OF THE WEST REHOBOTH EXPANSION OF THE DEWEY BEACH SANITARY SEWER DISTRICT (WRX) TO ENCOMPASS A CERTAIN PIECE, PARCEL, OR TRACT OF LAND KNOWN AS ESTATES OF SEA CHASE, LYING CONTIGUOUS TO THE WRX, SITUATE NORTHWEST OF THE INTERSECTION OF SUSSEX COUNTY ROADS 275 AND 274, AND BEING IN LEWES-REHOBOTH HUNDRED, SUSSEX COUNTY DELAWARE.**

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

**WHEREAS, in the best interests of the present district and to enhance the general health and welfare of that portion of Sussex County between the Towns of Lewes and Rehoboth Beach, which is contiguous to the WRX, 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 Rob Davis, 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 WRX to encompass the Estates of Sea Chase, situate on the westerly right-of-way of County Road 274 and the northerly right-of-way of County Road 275, as follows:**

**Beginning at a point, said point being the intersection of the center line of County Road 275 with the center line of County Road 274, said point also being in the boundary of the WRX; thence proceeding in a northerly direction with the**

centerline of County Road 274 and the boundary of the WRX 771  $\pm$  feet to a point, said point being on the centerline of County Road 274, said point also being in the boundary of the WRX; thence proceeding in a westerly direction 45  $\pm$  feet to a point, said point being an iron pipe set on the westerly right-of-way of County Road 274, said pipe also being the northeasternmost corner of lands now or formerly (N/F) of Robino Sea Chase, L. L. C. and also being the southeasternmost corner of property N/F known as Sea Chase I Subdivision shown on the Site Development Plot recorded in the Sussex County Recorder of Deeds Office in Plot Book 63 on page 76, said point also being in the boundary of the WRX; thence proceeding North 67 degrees, 57 minutes, 10 seconds West 706.18  $\pm$  feet to an iron rod marking the common corner of lands N/F of Robino Sea Chase, L. L. C. and lands N/F known as the aforementioned Sea Chase I Subdivision, said iron rod also being in the boundary line with lands N/F of the Herola Company, said iron rod also being in the boundary of the WRX; thence turning and proceeding South 17 degrees, 33 minutes, 17 seconds West 543.56  $\pm$  feet to an iron pipe, said pipe being a common corner of the lands N/F Colleen A. Lowe and lands N/F of Robino Sea Chase, L.L.C., said point and also being in the eastern boundary of lands of the Herola Company; thence turning and proceeding South 63 degrees, 00 minutes, 00 seconds East 147.90  $\pm$  feet to an iron pipe, said iron pipe being a common corner of lands N/F of Robino Sea Chase, L. L. C. and lands N/F of Colleen A. Lowe; thence turning and proceeding South 27 degrees, 00 minutes, 00 seconds West 140.0  $\pm$  feet to an iron pipe, said iron pipe being a common corner of lands N/F of Robino Sea Chase, L. L. C. and N/F of Colleen A. Lowe, said point also being on the northerly right-of-way of County Road 275; thence proceeding in a straight line in a southerly direction 30  $\pm$  feet to a point in the center line of Sussex County Road 275; thence turning and proceeding in an easterly direction 585.0  $\pm$  feet with the center line of County Road 275 to the point and place 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; 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 033 02 ADOPTED BY THE SUSSEX COUNTY COUNCIL ON THE 3RD DAY OF DECEMBER 2002.

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ROBIN A. GRIFFITH  
CLERK OF THE COUNCIL

WEST REHOBOTH EXPANSION OF THE  
DEWEY BEACH SANITARY SEWER DISTRICT  
ESTATES OF SEA CHASE EXPANSION  
AFFIDAVIT FOR PUBLIC HEARING

STATE OF DELAWARE )( :  
COUNTY OF SUSSEX )(

BE IT REMEMBERED That the subscriber, ROB DAVIS, 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 November 15, 2002 he was a Planning Technician III for the Sussex County Engineering Department, Sussex County, State of Delaware, and
- B. On November 15, 2002 he did post the attached "Public Notice," prepared by the Sussex County Engineering Department, at the following locations:
  - 1. On community bulletin board, U.S. Post Office, Five Points Plaza, 1111 Highway One, Nassau, Delaware.
  - 2. On Conectiv Pole 59519/07336, intersection of Savannah Road and Ritter Lane/Dove Drive, Lewes, Delaware.
  - 3. On window in foyer, Happy Harry's, 1549 Savannah Road, Lewes, Delaware.
  - 4. On Conectiv Pole 58287/07197, intersection of County Road 265 and Edgewater Drive, Lewes, Delaware.
  - 5. On the parcel of land being considered for the proposed extension of the West Rehoboth Expansion Area in four locations as follows:
    - a. On a driven stake along the westerly right-of-way of County Road 274, approximately 80 feet south the parcel's northeasterly corner;
    - b. Proceeding approximately 225 feet south along the westerly right-of-way of County Road 274, on an existing post;
    - c. On an existing post at the parcel's southeasterly corner; and

- d. On Delaware Electric Cooperative utility pole 32923 located along the northerly right-of-way of County Road 275, approximately 225 feet north of the parcel's southwesterly corner.
6. In vestibule of PNC Bank, Route One & Sea Air Avenue, Rehoboth Beach, Delaware.
  7. On entry door, Bay Road Package Store, 3206 Highway One, Rehoboth Beach, Delaware.
  8. On front entry door, Dewey Beach Town Hall, 105 Rodney Avenue, Dewey Beach, Delaware.
  9. On window next to entry door, Beach Shop/Exxon Service Station, intersection of Route One & Swedes Street, Dewey Beach, Delaware.
  10. On front door of the DeLux Dairy Market, Route One and Cullen Street, Rehoboth Beach, Delaware.
  11. In vestibule of the Delaware National Bank, Route One & Church Street, Rehoboth Beach, Delaware.
  12. In foyer of the Baltimore Trust Bank, 4161 Highway One, Rehoboth Beach, Delaware.
  13. On bulletin board in Super Giant, 22 Lighthouse Plaza Shopping Center, Route One, Rehoboth Beach, Delaware.
  14. On bulletin board in Wawa Market, Route One and Wolfe Neck Road (County Road 270), Rehoboth Beach, Delaware.
  15. On bulletin board, Wawa Food Market, Route One and Dartmouth Drive, Lewes, Delaware.

\_\_\_\_\_  
ROB DAVIS

SWORN TO AND SUBSCRIBED before me on this \_\_\_\_ day of \_\_\_\_\_ A.D., 2002.

\_\_\_\_\_  
NOTARY PUBLIC

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



NOTICE

PROPOSED EXPANSION  
TO THE WEST REHOBOTH EXPANSION OF THE  
DEWEY BEACH SANITARY SEWER DISTRICT  
TO INCLUDE LANDS OF ROBINO SEA CHASE L. L. C.

NOTICE IS HEREBY GIVEN that the Sussex County Council voted on October 29, 2002, to consider extending the West Rehoboth Expansion of the Dewey Beach Sanitary Sewer District (WRX) to include a parcel of land northwest of the intersection of Sussex County Roads 275 and 274, being in the Lewes and Rehoboth 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 WRX is described as follows;

Beginning at a point, said point being the intersection of the center line of County Road 275 with the center line of County Road 274, said point also being in the boundary of the WRX; thence proceeding in a northerly direction with the centerline of County Road 274 and the boundary of the WRX 771 ± feet to a point, said point being on the centerline of County Road 274, said point also being in the boundary of the WRX; thence proceeding in a westerly direction 45 ± feet to a point, said point being an iron pipe set on the westerly right-of-way of County Road 274, said pipe also being the northeasternmost corner of lands now or formerly (N/F) of Robino Sea Chase, L. L. C. and also being the southeasternmost corner of property N/F known as Sea Chase I Subdivision shown on the Site Development Plot recorded in the Sussex County Recorder of Deeds Office in Plot Book 63 on page 76, said point also being in the boundary of the WRX; thence proceeding North 67 degrees, 57 minutes, 10 seconds West 706.18 ± feet to an iron rod marking the common corner of lands N/F of Robino Sea Chase, L. L. C. and lands N/F known as the aforementioned Sea Chase I Subdivision, said iron rod also being in the boundary line with lands N/F of the Herola Company, said iron rod also being in the boundary of the WRX; thence turning and proceeding South 17 degrees, 33 minutes, 17 seconds West 543.56 ± feet to an iron pipe, said pipe being a common corner of the lands N/F Colleen A. Lowe and lands N/F of Robino Sea Chase, L.L.C., said point and also being in the eastern boundary of lands of the Herola Company; thence turning and proceeding South 63 degrees, 00 minutes, 00 seconds East 147.90 ± feet to an iron pipe, said iron pipe being a common corner of lands N/F of Robino Sea Chase, L. L. C. and lands N/F of Colleen A. Lowe; thence turning and proceeding South 27 degrees, 00 minutes, 00 seconds West 140.0 ± feet to an iron pipe, said iron pipe being a common corner of lands N/F of Robino Sea Chase, L. L. C. and N/F of Colleen A. Lowe, said point also being on the northerly right-of-way of County Road 275; thence proceeding in a straight line in a southerly direction 30 ± feet to a point in the center line of Sussex County Road 275; thence turning and proceeding in a easterly direction 585.0 ± feet with the center line of County Road 275 to the point and place of Beginning.

The proposed expansion of the WRX is within these boundaries. The boundary description has been prepared using Sussex County Tax Map No. 3-34-12.00, a Final Site Plan of The Estates of Sea Chase prepared by Environmental Consultants International, Corporation and recorded in the Sussex County Recorder of Deeds Office on August 19, 2002, in Plot Book 76 on page 84, a deed recorded in the Sussex County Recorder of Deeds Office on February 5, 2002 in Book 2672, pages 280 through 283 and Sussex County property assessment records.

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

The public hearing will be held on this issue at 11:15 a.m. on Tuesday, December 3, 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 extension are welcome to attend. There will be an opportunity for questions and answers. The final decision on the boundary extension 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



