

RESOLUTION NO. R 050 85

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

WHEREAS, the sanitary sewer district as established only extends west as far as Keenwick Sound Subdivision;

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 Sound 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 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;

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 Robert C. Green, 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 (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 Fenwick Island Sanitary Sewer District to encompass the property near the Keenwick Sound 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 southernly right-of-way of Delaware Rt. 54, said point being 766 ± easternly


from the centerline of the entrance of Keenwick Sound, Phase 1, River Run Road, said point being a corner of this parcel of land and point of beginning; thence by and with the southernly right-of-way of State of Delaware Rt. 54 (1) N 86° 39' 58" W 150' to a 3/4" iron pipe; thence by and with other land now or formerly (N/F) of Marvin Long (2) S 05° 44' 45" W 257.07' to a 3/4" iron pipe; thence by and with lands of the Keenwick Sound Subdivision (3) S 80° 04' 49" E 150' to a point; thence by and with other lands N/F Marvin Long N 05° 48' 04" E 274.30' to the point of beginning.

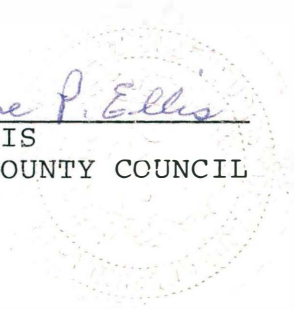
The above described parcel of land contains 0.91 acres be the same more or less.

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 050 85 PASSED BY THE COUNTY COUNCIL OF SUSSEX COUNTY ON THE 19TH DAY OF NOVEMBER, 1985.


EMOGENE P. ELLIS
CLERK OF THE COUNTY COUNCIL



EXHIBIT

STATE OF DELAWARE)
 (
COUNTY OF SUSSEX)

BE IT REMEMBERED, that on this 25th day of October A.D., 1985, personally appeared before me, the subscriber, an Engineering Technician with Sussex County Engineering Department, ROBERT C. GREEN, known to me personally to be such, who being by me duly sworn according to law did despose and say as follows:

1. That on 25 October 1985, he was an Engineering Technician for the Sussex County Engineering Department, Sussex County, State of Delaware.
2. That the Sussex County Engineering Department prepared a "Public Notice" proposing the extension of the Fenwick Island Sanitary Sewer District to include that property near the Keenwick Sound Subdivision, which is currently outside the limits of the existing district. Attached hereto is a copy of the notice containing the described area to be included.
3. That he did post this "Public Notice" on 25 October 1985 at the following locations:
 1. Fenwick Island Town Hall
 2. Bayville Quick Stop Market
 3. Keenwick Community Bulletin Board
 4. Pole No. RA1 - 106X located on south side of Route 54
 5. Jerry Adkins Real Estate Office
 6. Pumping Station No. 35 Pole
 7. Keenwick Sound electric box enclosure SR1 - L1
 8. Keenwick West, Telephone Junction Box on sand Dollar Lane
 9. Keenwick West, Telephone Junction Box on Crab Bay Lane
 10. Keenwick West, Intersection of Salty Way East and Salty Way West

(Signed) Robert C. Green
Robert C. Green

SWORN TO AND SUBSCRIBED before me this day and year aforesaid.

(Signed) Emogene P. Ellis
Notary Public

ATTACHMENT

PUBLIC NOTICE

FENWICK ISLAND SANITARY SEWER DISTRICT

The Sussex County Council voted on October 22, 1985 to consider extending the Fenwick Island Sanitary Sewer District to include a parcel of land contiguous to the Fenwick Island Sanitary Sewer District. This action is in conformity with the Delaware Code, Title 9, Chapter 65, Section 6502. A description is given below.

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:

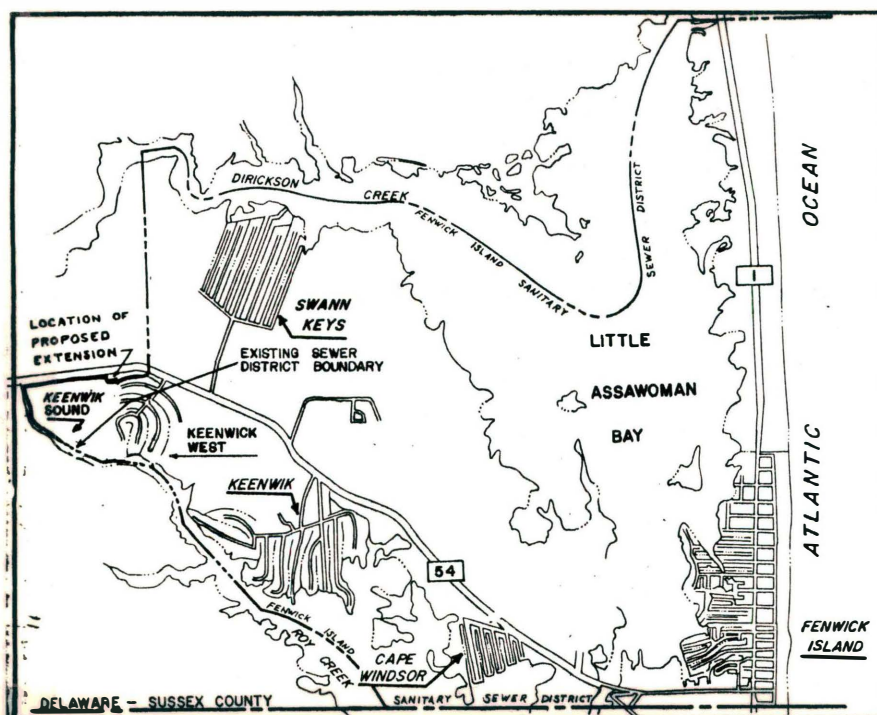
BEGINNING at a point situated on the southernly right-of-way of Delaware Rt. 54, said point being 766 ± easternly from the centerline of the entrance of Keenwick Sound, Phase 1, River Run Road, said point being a corner of this parcel of land and point of beginning; thence by and with the southernly right-of-way of State of Delaware Rt. 54 (1) N 86° 39' 58" W 150' to a 3/4" iron pipe; thence by and with other land now or formerly (N/F) of Marvin Long (2) S 05° 44' 45" W 257.07' to a 3/4" iron pipe; thence by and with lands of the Keenwick Sound Subdivision (3) S 80° 04' 49" E 150' to a point; thence by and with other lands N/F Marvin Long N 05° 48' 04" E 274.30' to the point of beginning.

The above described parcel of land contains 0.91 acres be the same more or less.

For further information, please call or write Sussex County Engineering Department, 8 North Race Street, Georgetown, DE 19947 - (302) 856-7701.

A drawing showing the location of the property is attached.

ATTACHMENT



FENWICK ISLAND SANITARY SEWER DISTRICT



AUGUST 16, 1985