

RESOLUTION NO. R 065 84

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

WHEREAS, the sewer district as established includes only the corporate limits of the Town of Bethany and those properties lying along the north side of Fifth Street and the east side of Pennsylvania Avenue on both sides of Ayres Road;

WHEREAS, in the best interests of the present district, and to enhance the general health and welfare of that portion of Sussex County in Bethany Beach, the inclusion of the Sussex Shores 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 that the Sussex County Council hereby revises the boundary of Bethany Beach Sanitary Sewer District to encompass the Sussex Shores Subdivision and bounded as follows:

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

BEGINNING at a point situate on the easterly right-of-way of Pennsylvania Avenue, said point being a corner of Lot 3, Block 1 and a corner of present Bethany Beach Sanitary Sewer District, thence by and with the easterly right-of-way of Pennsylvania Avenue (1) N 08° 25' 05" W, 377.65' to a point, said point being a point where easterly right-of-way of Pennsylvania Avenue becomes the easterly right-of-way of Delaware Route 1, thence by and with the easterly right-of-way of Delaware Route 1 (2) N 08° 19' 35" W, 793.13' to a point, said point being a corner of this parcel and a point on the northerly right-of-way of Gum Road, thence by and with northerly right-of-way of Gum Road (3) N 81° 34' 55" E, 579.15' to a point, said point being a corner of this parcel, thence with eastern boundary line of this parcel (4) S 08° 25' 05" E, 1,505.00' to a point, said point being located on the southerly right-of-way of Ayres Road and northern property line of Lot No. 16, Block A; thence with the northern property line of Lot No. 16, Block A (5) N 81° 34' 55" E, 60.00' to a point, said point being a corner of Lot No. 16, Block A; thence with eastern property line of Lot No. 16 and Lot No. 15, Block A (6) S 08° 25' 05" E, 202.69' by and with westerly right-of-way of Surf Road (8) N 08° 25' 05" W, 55.04' to a point; said point being a corner of Lot No. 12, Block A and a point on the southerly right of way of a 10' Alley; thence by and with said Alley right-of-way (9) S 80° 06' 25" W, 325.10' to a point, said point being situate on the easterly right-of-way of a different 10' Alley and being a corner of this parcel; thence by and with said Alley right-of-way (10) N 08° 25' 06" E, 323.3 to a point, said point being situate on the easterly right-of-way of 10' Alley and being a point on the western boundary of Lot No. 5, Block 1, thence across said 10' Alley (11) S 81° 34' 55" W, 120' to the point of Beginning;

The above described parcel of land contains 19.71 acres being 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 065 PASSED BY THE COUNTY COUNCIL OF SUSSEX COUNTY ON THE 21ST DAY OF AUGUST, 1984.


EMOGENE P. ELLI
CLERK OF THE COUNTY COUNCIL

in.

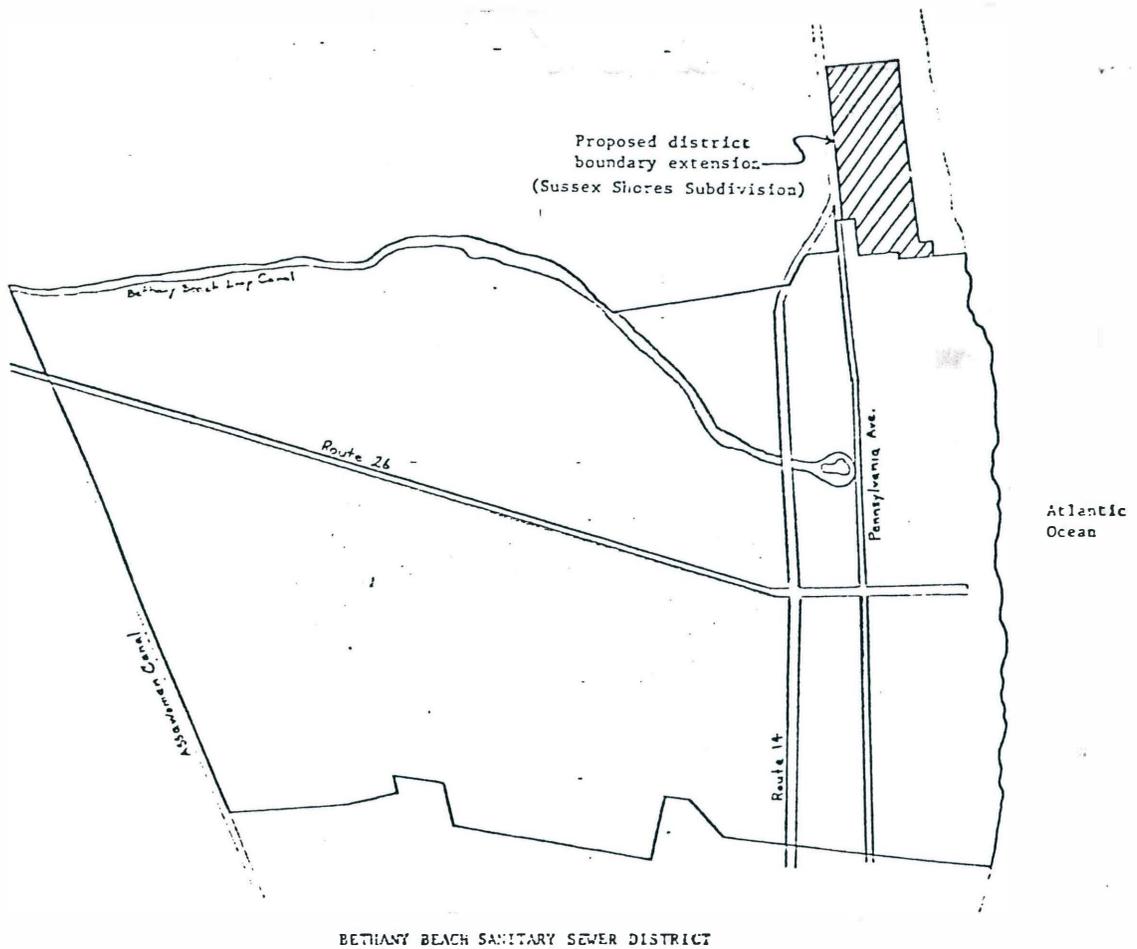
NOTICE

BETHANY BEACH SANITARY SEWER DISTRICT

The Sussex County Council vote + on June 26, 1984 to consider extending the Bethany Beach Sanitary Sewer District to include a parcel of land contiguous to the Bethany Beach Sanitary Sewer District. The area includes 96 building lots totaling 19.71 acres more or less.

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

Below is a map outlining and describing the extension. The area involved is cross hatched.



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

A description of properties is attached.

BEGINNING at a point situate on the easterly right-of-way of Pennsylvania Avenue, said point being a corner of Lot 3, Block 1 and a corner of present Bethany Beach Sanitary Sewer District, thence by and with the easterly right-of-way of Pennsylvania Avenue (1) N 08° 25' 05" W, 377.65' to a point, said point being a point where easterly right-of-way of Pennsylvania Avenue becomes the easterly right-of-way of Delaware Route 1, thence by and with the easterly right-of-way of Delaware Route 1 (2) N 08° 19' 35" W, 793.13' to a point, said point being a corner of this parcel and a point on the northerly right-of-way of Gum Road, thence by and with northerly right-of-way of Gum Road (3) N 81° 34' 55" E, 579.15' to a point, said point being a corner of this parcel, thence with eastern boundary line of this parcel (4) S 08° 25' 05" E, 1,505.00' to a point, said point being located on the southerly right-of-way of Ayres Road and northern property line of Lot No. 16, Block A; thence with the northern property line of Lot No. 16, Block A (5) N 81° 34' 55" E, 60.00' to a point, said point being a corner of Lot No. 16, Block A; thence with eastern property line of Lot No. 16 and Lot No. 15, Block A (6) S 08° 25' 05" E, 202.69' by and with the westerly right-of-way of Surf Road (8) N 08° 25' 05" W, 55.04' to a point; said point being a corner of Lot No. 12, Block A and a point on the southerly right of way of a 10' Alley; thence by and with said Alley right-of-way (9) S 80° 06' 25" W, 325.10' to a point, said point being situate on the easterly right-of-way of a different 10' Alley and being a corner of this parcel; thence by and with said Alley right-of-way (10) N 08° 25' 06" E, 323.37' to a point, said point being situate on the easterly right-of-way of 10' Alley and being a point on the western boundary of Lot No. 5, Block 1, thence across said 10' Alley (11) S 81° 34' 55" W, 120' to the point of Beginning;

The above described parcel of land contains 19.71 acres being the same more or less;

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

BE IT REMEMBERED, That on this 1st day of August, A. D. 1984 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 depose and say as follows:

- 1. That on July 30, 1984 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 Bethany Beach Sanitary Sewer District to include building lots totaling 19.71 acres more or less of the Sussex Shores Subdivision which is currently outside of 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 July 30, 1984 at the following locations:
1. Bethany West Office Route 26 and Halfmoon Drive.
2. Sussex County Library.
3. Bethany Beach Town Hall.
4. Pole No. 62399/99250 at the corner of Oakwood Street and Pennsylvania Avenue.
5. Bethany Beach Post Office.
6. Pole No. AD/20 at the corner of Ayres and Pennsylvania Avenue.
7. Pole No. 45 Entrance to Turtlewalk, Route 26.
8. Pole No. 61756/99531 Entrance to Lake Bethany, Route 26.

(Signed) Robert C. Green
ROBERT C. GREEN

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

(Signed) Jayne E. Dickerson
NOTARY PUBLIC

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