

# Resolution No. 493

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BIRCH BAY WATER AND SEWER DISTRICT, WHATCOM COUNTY, WASHINGTON, APPROVING THE SEPTEMBER, 1990, REVISION OF THE INTERLOCAL AGREEMENT FOR MUNICIPAL SLUDGE DISPOSAL (BBBLENS) AND AUTHORIZING THE CHAIR TO EXECUTE THE SAME.

WHEREAS, the Cities of BLAINE, LYNDEN, EVERSON, NOOKSACK, and SUMAS, are each non-charter, code cities of the State of Washington, LYNDEN, EVERSON, NOOKSACK and SUMAS utilizing a mayor-council form of government, and BLAINE utilizing a council-manager form of government, and the BIRCH BAY WATER AND SEWER DISTRICT is a duly organized and existing combined water and sewer district;

WHEREAS, District and the Cities are each located in Whatcom County, Washington, own and operate municipal sanitary sewer collection systems; own, operate and/or contract for the primary and secondary treatment of the municipal wastewater so collected; and contract privately for the transportation and disposal of the byproducts of secondary treatment, hereinafter referred to as "sludge";

WHEREAS, Chapter 39.34 RCW, the Interlocal Cooperation Act, authorizes local government units of the State of Washington to coordinate by interlocal agreement the mutual provision, performance or acquisition of any services, activities, undertakings or facilities, or the exercise of such power or powers, privileges or authority, as are exercised or capable of exercise or performance by each individually;

WHEREAS, the Participants, in a desire to equalize costs, coordinate the acquisition of sludge transportation, storage and disposal services, including the joint provision of such services directly by the Cities by means of the authority and through the Administrative Committee established by interlocal Agreement, provide input and expertise to Whatcom County in the preparation and updating of its Comprehensive Solid Waste Management Plan as it relates to municipal sludge disposal, and undertake such other related activities, enterprises or services as may from time to time be authorized by the Participants, have prepared and entered an Interlocal Agreement for Municipal Sludge Disposal, commonly referred to as "BBBLENS"; and

WHEREAS, the Administrative Committee has prepared and recommended approval of a September, 1990, revision of said Interlocal Agreement, particularly as to the method of

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allocating costs and expenses between the Participants; now therefore

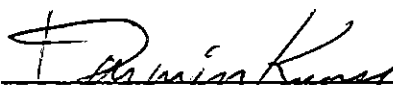
BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE BIRCH BAY WATER AND SEWER DISTRICT, WHATCOM COUNTY, WASHINGTON, AS FOLLOWS:

SECTION 1. The District hereby approves and agrees to be bound by and participate in the Interlocal Agreement for Municipal Sludge Disposal, September, 1990, Revision, a copy of which is attached hereto.

SECTION 2. The Secretary is authorized and directed to present and certify a duplicate executed original of the Interlocal Agreement for Municipal Sludge Disposal, September, 1990, Revision, and to submit the same, together with a duplicate original of this Resolution, to the Everson City Clerk, as custodian of the BBBLENS documentation.

ADOPTED by a majority of the members of the Board of Commissioners of the Birch Bay Water and Sewer District, Whatcom County, Washington, as certified by its Secretary at a regular meeting of said Council held the 4th day of October, 1990.

BIRCH BAY WATER & SEWER DIST.

By:   
DARWIN KRUSE, Commissioner

By:   
PETER LEWIS, Commissioner

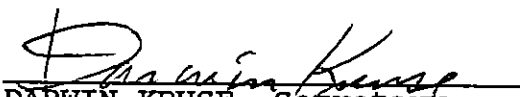
By:   
CARL REICHHARDT,  
Commissioner

By: \_\_\_\_\_  
HERB GISCHER, Commissioner

The undersigned hereby certifies that the foregoing is a true and correct copy of Resolution No. \_\_\_\_\_ of the Birch Bay Water and Sewer District adopted by a majority of its

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Board of Commissioners on the 4<sup>th</sup> day of October, 1990.

  
DARWIN KRUSE, Secretary