

RESOLUTION NO. 512

A RESOLUTION OF THE BOARD OF COMMISSIONERS  
OF BIRCH BAY WATER AND SEWER DISTRICT, WHATCOM  
COUNTY, WASHINGTON, ACCEPTING LATITUDE 49  
LATECOMERS AGREEMENT

WHEREAS, Birch Bay Water and Sewer District has previously entered into Latecomers Agreement for Prorata Refunds of Water Distribution and Sewer Main Extension Costs with Latitude 49 (hereinafter "Developer"); and

WHEREAS, Developer has completed and the District has received from Developer a Bill of Sale for said water and sewer main extension lines; now, therefore,

BE IT RESOLVED by the Board of Commissioners of Birch Bay Water and Sewer District, Whatcom County, Washington as follows:

Section 1: The District hereby accepts the water and sewer lines and appurtenances transferred to the District by Developer's Bill of Sale.

Section 2: BE IT FURTHER RESOLVED that any resolutions or parts of resolutions in conflict herewith are hereby repealed insofar as they conflict with the provisions of this resolution.

Section 3: If any section, subsection, sentence, clause or phrase of this Resolution is for any reason held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of this Resolution. The Council hereby declares that it would have passed this code and each section, subsection, sentence, clause and phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases has been declared invalid or unconstitutional, and if, for any reason, this Resolution should be declared invalid or unconstitutional, then the original Resolution or Resolutions shall be in full force and effect.

Section 4: This Resolution shall be in full force and effect on February 6, 1993.

PASSED by the Board of Commissioners of Birch Bay Water and Sewer District, Whatcom County, Washington, at a regular meeting held the 10<sup>th</sup> day of February, 1993.

Carl Heinrichhardt  
COMMISSIONER

Darwin Kasey  
COMMISSIONER

Peter Lewis  
COMMISSIONER

THIS IS TO CERTIFY that the above is a true and correct copy of Resolution No. 512 of Birch Bay Water and Sewer District, Whatcom County, Washington, adopted at the regular meeting of the Board of Commissioners on February 10, 1993.

Peter Lewis  
SECRETARY