

RESOLUTION NO. 540

A RESOLUTION OF THE BOARD OF COMMISSIONERS
OF BIRCH BAY WATER AND SEWER DISTRICT, WHATCOM
COUNTY, WASHINGTON, RAISING THE CHARGES FOR USE OF
ITS SEWER SYSTEM AND AMENDING RESOLUTIONS
NO. 139, 301, 383, 391, 413, 434 AND 497

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

Section 1: Section I of Resolution No. 139 and Section 1 of Resolutions Nos. 301, 383, 391, 413, 434 and 497 and paragraphs A, B and C of Section 8.12.020 of the Birch Bay Water and Sewer District Code shall be amended to read as follows:

8.12.020 Service Rates and Charges.

The following rates and charges for furnishing sewage disposal services to property within the District, where available, whether or not a connection to the sewage system of the District has been made, within the following classifications of users, are hereby fixed and shall be paid as follows:

a. Residential Within the District: EIGHT AND 50/100THS DOLLARS (\$8.50) per living unit per month; plus ONE AND 25/100THS DOLLARS (\$1.25) per one hundred (100) cubic feet of water used at said residence only for the first two thousand (2000) cubic feet of water used at said residence each two months.

b. Residential Outside the District: TWELVE DOLLARS AND 75/100THS DOLLARS (\$12.75) per living unit per month; plus ONE AND 85/100THS DOLLARS (\$1.85) per one hundred (100) cubic feet of water used at said residence only for the first two thousand (2000) cubic feet of water used at said residence each two (2) months.

c. Commercial (Public Retail, Non-residential, including Water Parks): Rates shall be per equivalent living units based on meter size as follows:

<u>Meter Size</u>	<u>Equivalent Living Units</u>
3/4 inch	1
1 inch	3
1 1/2 inch	5
2 inch	8
3 inch	16
4 inch	25
6 inch	50
8 inch	80

The minimum base charge shall be the appropriate number of Equivalent Living Units multiplied by EIGHT AND 50/100THS DOLLARS (\$8.50); plus ONE AND 25/100THS DOLLARS (\$1.25) per one hundred (100) cubic feet of water used at said premises, Provided, However, that any water which the owner can show does not enter the sewer system will be deducted from the water usage for this purpose.

Section 2: Section 1 of Resolution 434 and Birch Bay Water and Sewer District Code Section 8.12.030 are hereby amended to read as follows:

SIMONARSON, VISSER, ZENDER & THURSTON
1610 GROVER STREET
P.O. BOX 631
LYNDEN, WA 98264

8.12.030 Billing and Handling Charge.

In addition to all other charges set forth herein, each billing unit shall be charged a billing and handling charge of ONE AND 50/100THS DOLLARS (\$1.50) per month for services located within the District boundaries and TWO AND 25/100THS DOLLARS (\$2.25) per month for services located outside the District boundaries.

Section 3: 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 4: 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 5: This Resolution shall be in full force and effect on March 7, 1994.

PASSED by the Board of Commissioners of Birch Bay Water and Sewer District, Whatcom County, Washington, at a regular meeting held the 10th day of February, 1994.



COMMISSIONER

COMMISSIONER



COMMISSIONER

THIS IS TO CERTIFY that the above is a true and correct copy of Resolution No. 540 of Birch Bay Water and Sewer District, Whatcom County, Washington, adopted at the regular meeting of the Board of Commissioners on February 16, 1994.



SECRETARY

SIMONARSON, VISSER, ZENDER & THURSTON
1610 GROVER STREET
P.O. BOX 631
LYNDEN, WA 98264