

RESOLUTION NO. 607

A RESOLUTION OF THE BOARD OF COMMISSIONERS
OF BIRCH BAY WATER AND SEWER DISTRICT,
WHATCOM COUNTY, WASHINGTON,
AMENDING THE COMPREHENSIVE SEWER PLAN

WHEREAS, the District adopted its Comprehensive Sewer Plan on October 14, 1999; and

WHEREAS, on January 19, 2000, the DOE issued formal approval of the District's updated Comprehensive Sewer Plan; and

WHEREAS, on January 25, 2000, the county legislative authority approved the updated Comprehensive Sewer Plan; and

WHEREAS, on February 17, 2000, the District re-adopted its Comprehensive Sewer Plan to include additional text requested by DOE; and

WHEREAS, the District and ARCO (BP) have now entered into a Project and Services Agreement under which the District will provide conveyance and treatment services for domestic wastewater generated at the ARCO Cherry Point Refinery; and

WHEREAS, the District Commissioners intend to update the sections of the Comprehensive Sewer Plan, as set forth in Exhibit A, for consistency with the District's agreement to provide domestic sewer service to the ARCO Cherry Point Refinery;

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 adopts the amendments, dated April 2001, as set forth in Exhibit A, to the Birch Bay Water and Sewer District Comprehensive Sewer Plan, re-adopted February 17, 2000, by Resolution 596. The Comprehensive Sewer Plan remains in full force and effect, except as modified by the amendments set forth in Exhibit A.

Section 2: BE IT FURTHER RESOLVED that any resolutions or parts of resolutions in conflict herewith are hereby repealed insofar as they conflict with the provisions of this Resolution.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 Board 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 date of adoption set forth below.

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 May, 2001.


COMMISSIONER


COMMISSIONER


COMMISSIONER

THIS IS TO CERTIFY that the above is a true and correct copy of Resolution No. 607 of Birch Bay Water and Sewer District, Whatcom County, Washington, adopted at the regular meeting of the Board of Commissioners on May 10, 2001.


SECRETARY