

RESOLUTION NO. 645

A RESOLUTION OF THE BOARD OF COMMISSIONERS  
OF BIRCH BAY WATER & SEWER DISTRICT, WHATCOM COUNTY,  
WASHINGTON, ON AMENDING RESOLUTIONS  
NO. 616 AND 617 ON EQUIVALENT LIVING UNITS

WHEREAS, the purpose of this Resolution is to amend Resolution Nos. 616 and 617, so that the number of Equivalent Living Units ("ELUs") (water and sewer) applicable for Time Share Condominiums and any other Condominiums are the same; and

WHEREAS, the foregoing recitals and findings are a material part of this Resolution;

NOW, THEREFORE, be it resolved by the Board of Commissioners of Birch Bay Water & Sewer District, Whatcom County, Washington, as follows:

Section 1: Section 5, subparagraphs (2) and (7) of Resolution No. 616 and District Code Section 7.04.083 (2) and (7) are hereby amended to now read as follows:

2. Multiple Family Residence or Condominium: For each residential unit, one ELU.
7. Motel or Hotel: For each two rooms/units or fraction thereof, one ELU.

Section 2: Section 5, subparagraphs (2) and (7) of Resolution No. 617 and District Code Section 8.08.065 subsections (2) and (7) are hereby amended to read as follows:

2. Multiple Family Residence or Condominium: For each residential unit, one ELU.
7. Motel or Hotel: For each two rooms/units or fraction thereof, one ELU.

Section 3: BE IT FURTHER RESOLVED that any resolutions or parts of resolutions in conflict herewith are hereby repealed insofar as they conflict with the provisions of this resolution.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 Board of Commissioners hereby declare 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 effective immediately.

ADOPTED by the Board of Commissioners of Birch Bay Water & Sewer District, Whatcom County, Washington, at a ~~regular~~<sup>Special</sup> meeting held the 5<sup>th</sup> day of May, 2005.

  
COMMISSIONER

  
COMMISSIONER

  
COMMISSIONER

THIS IS TO CERTIFY that the above is a true and correct copy of Resolution No. 645 of Birch Bay Water & Sewer District, Whatcom County, Washington, adopted at the ~~regular~~<sup>Special</sup> meeting of the Board of Commissioners on May 5, 2005.

  
SECRETARY