

RESOLUTION NO. 679

A RESOLUTION OF THE BOARD OF COMMISSIONERS
OF BIRCH BAY WATER & SEWER DISTRICT, WHATCOM
COUNTY, WASHINGTON,
AMENDING RESOLUTION NO. 667
REGARDING SEWER USE CHARGES

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

Section 1: Section 1 of Resolution No. 667 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 classification of users, are hereby fixed and shall be paid as follows:

- A. Residential Inside District: ELEVEN AND 02/100 DOLLARS (\$11.02) per living unit per month; plus ONE AND 79/100 DOLLARS (\$1.79) per one hundred (100) cubic feet of water used at said residence only for the first two thousand (2,000) cubic feet of water used at said residence each two (2) months.
- B. Residential Outside District: SIXTEEN AND 53/100 DOLLARS (\$16.53) per living unit per month; plus TWO AND 68/100 DOLLARS (\$2.68) per one hundred (100) cubic feet of water used at said residence only for the first two thousand (2,000) 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 as follows:
 1. Commercial Inside District: The minimum base charge shall be the appropriate number of Equivalent Living Units multiplied ELEVEN AND 02/100 DOLLARS (\$11.02) per living unit per month; plus ONE AND 79/100 DOLLARS (\$1.79) 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.
 2. Commercial Outside District: The minimum base charge shall be the appropriate number of Equivalent Living Units multiplied by SIXTEEN AND 53/100 DOLLARS (\$16.53) per living unit per month; plus per living unit per month; plus TWO AND 68/100 DOLLARS (\$2.68) 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 2 of Resolution No. 667 shall be amended as follows:

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 79/100 DOLLARS (\$1.79) per month for services located inside the District boundaries and TWO AND 68/100 DOLLARS (\$2.68) 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.

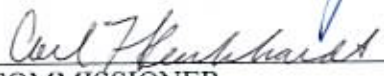
Section 4: If any section, subsection, sentence, clause or phrase of this Resolution is for any reason held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of this Resolution: The Board hereby declares that it would have passed this code and each 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 5: This Resolution shall be effective with billing after April 1, 2009.

PASSED by the Board of Commissioners of Birch Bay Water and Sewer District, Whatcom County, Washington, at a regular meeting held the 12th day of March, 2009.


COMMISSIONER


COMMISSIONER


COMMISSIONER

THIS IS TO CERTIFY that the above is a true and correct copy of Resolution No. 679 of Birch Bay Water and Sewer District, Whatcom County, Washington, adopted at the regular meeting of the Board of Commissioners on March 12, 2009.


SECRETARY