

RESOLUTION NO. 153

A RESOLUTION of the Board of Commissioners of Water District No. 8 of Whatcom County, Washington, declaring the intention of the Board to order the formation of a utility local improvement district for the construction and installation of that part of the comprehensive plan of the water district applicable to and covering the area within the boundaries of said proposed utility local improvement district, setting forth the nature and territorial extent of such proposed improvement, designating the number of the utility local improvement district, describing the boundaries thereof, stating the estimated cost and expense of the improvement and the amount thereof proposed to be borne by the property within the proposed utility local improvement district, and fixing a date, time and place for a public hearing on the formation of such district.

WHEREAS, a comprehensive plan or scheme of water supply for the District was adopted by the Board of Commissioners on June 19, 1969, by Resolution No. 12, which plan was ratified by the qualified electors of the water district on September 8, 1969, and has been subsequently amended, from time to time; and

WHEREAS, it is deemed necessary, advisable, and economically feasible and to the best interests of the District and its inhabitants that the acquisition, construction and installation of a part of the improvements described in said comprehensive plan as amended be ordered and that a utility local improvement district be created and assessments levied therein in order to pay part of the principal of and interest on the water revenue bonds to be issued by the district to pay the cost of acquisition, construction and installation of such improvements;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of Water District No. 8 of Whatcom County, Washington, as follows:

Section 1. It is the intention of the Board of Commissioners of the District to order, by the acquisition, construction and

installation of the improvements described in Exhibit A of this resolution, the improvement of the area within the District described in Exhibit B, both of which exhibits being attached hereto and incorporated by reference herein.

Section 2. The nature and territorial extent of the proposed improvements for said area shall be that portion of the general comprehensive plan of water supply of the District more particularly described in Exhibit A attached hereto.

Such water supply and distribution lines shall be installed complete with all valves, fittings, and other auxiliary equipment necessary and commonly used or required for complete water supply and distribution systems, and shall be connected with each other.

The District shall acquire by purchase, franchise, lease or condemnation all property, both real and personal, or any interest therein and all rights-of-way, franchises and easements which may be found necessary to acquire, construct and install the above-described improvements which are all as more particularly set forth in the maps and plans prepared by URS Company, consulting engineers of Seattle, Washington.

It is hereby further provided that the hereinbefore authorized plans of improvement shall be subject to such changes as to details of pipe size and location or any other details of said plans not affecting the service to be provided by the main general plan and as shall be authorized by the Board of Commissioners either prior to or during the actual course of construction.

Section 3. Said proposed utility local improvement district shall be designated "Utility Local Improvement District No. 5". The estimated cost of acquiring, constructing and installing said plan of improvements described in Exhibit A hereof is hereby declared to be as near as may be the sum of \$1,550,000. It is proposed that all of the cost of such improvements not provided

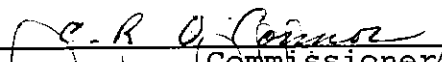
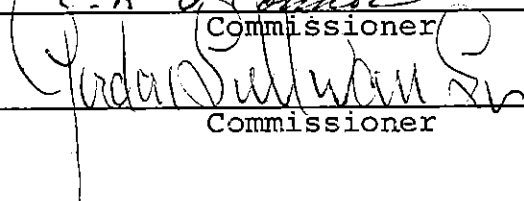
for by grants received by the District for such purposes will be borne by assessments levied against property within the proposed utility local improvement district and specially benefited by said improvements. It is expected that approximately \$160,000 of such costs will be covered by governmental grants to be received by the District.

Section 4. All persons who may desire to object to the formation of the proposed utility local improvement district and the ordering of said improvements must present such objections in writing to the Secretary of the Board of Commissioners of the District, at the District offices, Birch Bay, Washington, prior to the meeting of the Board of Commissioners to be held at 7:30 o'clock p.m., on June 17, 1976, at the Grange Hall, Birch Bay, Washington, which time and place are hereby fixed for hearing all matters relating to the creation of the proposed utility local improvement district, the ordering of such improvements, the method of payment therefor and all objections thereto.

Section 5. The Secretary of the Board of Commissioners of the District is hereby directed to give notice of said hearing by publication of a notice of adoption of this resolution and by mailing notice thereof to all affected property owners in the manner required by law.

PASSED by the Board of Commissioners of Water District No. 4 of Whatcom County, Washington at a regular meeting thereof held this 6th day of May, 1976.

  
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President and Commissioner

  
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Commissioner  
  
\_\_\_\_\_  
Commissioner

ATTEST:  
  
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Secretary of said Commission

WHATCOM COUNTY WATER DISTRICT NO. 8

PROPOSED U.L.I.D. NO. 5

WATER TRANSMISSION AND STORAGE FACILITIES

<u>Size</u>	<u>On</u>	<u>From</u>	<u>To</u>
12"	Drayton Harbor Rd.	Blaine Rd.	Easement 200' Wly. of Blaine Rd.
10"	Easement	Drayton Harbor Rd.	Lincoln Rd.
10"	Lincoln Rd.	Easement 1600' Ely Harbor View Rd.	Harbor View Rd.
10"	Harbor View Rd.	Lincoln Rd.	Birch Bay Dr.
10"	Birch Bay Dr.	Shintaffer Rd.	Harbor View Rd.
14"	Birch Bay Dr.	Harbor View Rd.	Alderson Rd.
12"	Birch Bay Dr.	Alderson Rd.	Jackson Rd.
10"	Birch Bay Dr.	Jackson Rd.	Easement Wly. of Highland Dr.
10"	Easement Wly of Highland Dr.	Birch Bay Dr.	Bay Rd.
10"	Bay Rd.	Easement Wly of Highland Dr.	Blaine Rd.
14"	Bay Rd.	Blaine Rd.	Kickerville Rd.
14"	Kickerville Rd.	Bay Rd.	Approximately 1,300 ft. Sly of Bay Rd.
10"	Jackson Rd.	Bay Rd.	County Rd. 1/4 Mile North of Grandview Rd.
10"	County Rd. and Easement	Jackson Rd.	Pt. Whitehorn Rd.
8"	Pt. Whitehorn Rd.	1/4 Mile North of Grandview Rd.	Birch Bay Dr. (Priester Dr.)
8"	Birch Bay Dr. (Priester Dr.)	Pt. Whitehorn Rd.	Holeman Ave.

Exhibit A

WHATCOM COUNTY WATER DISTRICT NO. 8

U.L.I.D. NO. 5

AREA I

NORTHERLY & WESTERLY OF BIRCH BAY VILLAGE

Beginning at the North Quarter Corner of Section 22, Township 40 North, Range 1 West, W.M.;

Thence Easterly along the North line of said Section 22, and the North line of Section 23, Township 40 North, Range 1 West, W.M., to its intersection with the East line of the West 1/2 of the N.W. 1/4 of said Section 23;

Thence Southerly along said East line to its intersection with the North line of the South 1/2 of the said N.W. 1/4;

Thence Easterly along said North line to its intersection with the West line of the N.E. 1/4 of said Section 23;

Thence Northerly along said West line to its intersection with the North line of said Section 23;

Thence Easterly along said North line and the North line of Section 24, Township 40 North, Range 1 West, W.M., to its intersection with the East line of the West 1/2 of the N.W. 1/4 of said Section 24;

Thence Southerly along said East line to its intersection with the South line of the North 12 acres of the East 1/2 of the S.W. 1/4 of the said N.W. 1/4;

Thence Westerly along said South line to its intersection with the West line of the said East 1/2;

Thence Northerly along said West line to its intersection with the South line of the N.W. 1/4 of the said N.W. 1/4;

Thence Westerly along said South line to its intersection with the East line of said Section 23;

Thence Southerly along said East line to its intersection with the Easterly extension of the centerline of Birch Point Road as delineated on the plat of Birch Bay Village Division 11A, as recorded in volume 13 of plats, page 9, records of Whatcom County, Washington;

Thence Westerly along said centerline and its Easterly extension to its intersection with the East line of the West 1/2 of the S.E. 1/4 of said Section 22;

Thence Southerly along said East line and the East line of Government Lot 2, Section 27, Township 40 North, Range 1 West, W.M., to its intersection with the line of extreme low tide of Birch Bay of Georgia Strait;

Thence Northwesterly along said line of extreme low tide to its intersection with the West line of said Government Lot 2;

Thence Northerly along said West line, and the North-South centerline of said Section 22 to the North Quarter Corner of said Section 22 and the Point of Beginning.

WHATCOM COUNTY WATER DISTRICT NO. 8

U.L.I.D. NO. 5

AREA II

PROPOSED BIRCH BAY VILLAGE DIV. 15

Beginning at the intersection of the centerline of Sehome Road with the center line of Cowichan Road as delineated on, Birch Bay Village Div. 1, as recorded in volume 9 of plats, pages 91 and 92, records of Whatcom County, Washington;

Thence Southwesterly and Westerly along said centerline of Cowichan Road to its intersection with the centerline of Nitinat Way as delineated on, Birch Bay Village Div. 6, as recorded in volume 9 of plats, page 135, records of Whatcom County, Washington;

Thence Southerly along said centerline of Nitinat Way to its intersection with the Easterly extension of the Northerly line of Lot 21, said Birch Bay Village Div. 6;

Thence Southwesterly along said Easterly extension and the Northerly lines of Lots 21 through 16 said Birch Bay Village Div. 6, to the most Westerly corner of said Lot 16;

Thence Northwesterly to the Northeast corner of Lot 13, of Birch Bay Village Div. 10, according to plat thereof recorded in volume 11 of plats, page 63, records of Whatcom County, Washington;

Thence Westerly and Southwesterly along the Northerly line of said Lot 13 and its Southwesterly extension to its intersection with the centerline of Matsqui Place;

Thence Westerly along said centerline to its intersection with the centerline of Comox Road;

Thence Northerly along said centerline to its intersection with the Westerly extension of the most Southerly line, of Birch Bay Village Div. 8, according to plat thereof recorded in volume 9 of plats, page 142, records of Whatcom County, Washington;

Thence Easterly along said South line and its Westerly extension to the Easterly line of said Birch Bay Village Div. 8;

Thence Northerly along said Easterly line and the Easterly line, of Birch Bay Village Div. 2, according to plat thereof recorded in volume 9 of plats, pages 93 and 94, records of Whatcom County, Washington, to the most Easterly corner of Lot 55 said Birch Bay Village Div. 2;

Thence Northeasterly along the Northeasterly extension of the Southerly line of said Lot 55 to its intersection with the centerline of Sehome Road;

Thence Southerly along said centerline to its intersection with the centerline of said Cowichan Road and the Point of Beginning.



WHEATCOM COUNTY WATER DISTRICT NO. 8

U.L.I.D. NO. 5

AREA III

PROPOSED HARBOR VIEW ESTATES

Beginning at the Northwest corner of the N.W. 1/4 of Section 19, Township 40 North, Range 1 East, W.M.;

Thence Easterly along the North line of the said N.W. 1/4 to the Northeast corner thereof;

Thence Southerly along the East line of the said N.W. 1/4 to its intersection with the South line of the North 1/2 of the said N.W. 1/4;

Thence Westerly along said South line to its intersection with the East line of the West 1/2 of the said N.W. 1/4;

Thence Northerly along said East line to its intersection with the South line of the North 1/2 of the South 1/2 of the N.W. 1/4 of the said N.W. 1/4;

Thence Westerly along said South line to its intersection with the West line of the said N.W. 1/4;

Thence Northerly along said West line to the Northwest corner of the said N.W. 1/4 and the Point of Beginning.

WHATCOM COUNTY WATER DISTRICT NO. 8

U.L.I.D. NO. 5

AREA IV

BIRCH BAY-LYNDEN ROAD

Beginning at the intersection of the North line of Section 30, Township 40 North, Range 1 East, W.M., with the East line of the West 201.50 feet thereof;

Thence South  $0^{\circ}00'00''$  East along said line 181.50 feet;

Thence South  $19^{\circ}04'00''$  East 198.67 feet;

Thence South  $23^{\circ}44'00''$  East 120.00 feet;

Thence South  $66^{\circ}47'00''$  West 168.35 feet;

Thence South  $28^{\circ}27'00''$  East 895.86 feet to the South line of the North 1/2 of the N.W. 1/4 of said Section 30;

Thence Easterly along said South line and the South line of the North 1/2 of the N.E. 1/4 of said Section 30 to its intersection with the East line thereof, which is also the West line of Section 29, Township 40 North, Range 1 East, W.M.;

Thence Northerly along said West line to its intersection with a line which is 40 rods Northerly of and parallel with the South line of the N.W. 1/4 of the N.W. 1/4 of said Section 29;

Thence Easterly along said parallel line to its intersection with a line which is 32 rods Easterly of and parallel with the East line of the Westerly 20 feet of the said N.W. 1/4 of the N.W. 1/4;

Thence Southerly along said parallel line to its intersection with the South line of the said N.W. 1/4 of the N.W. 1/4;

Thence Easterly along said South line to its intersection with the East line of the said N.W. 1/4 of the N.W. 1/4;

Thence Northerly along said East line to its intersection with a line which is 300 feet Southerly of and parallel with the North line of the said N.W. 1/4 of the N.W. 1/4;

Thence Westerly along said parallel line to its intersection with a line which is 75 feet Westerly of and parallel with the East line of the said N.W. 1/4 of the N.W. 1/4;

Thence Northerly along said parallel line to its intersection with the North line of said Section 29;

Thence Westerly along said North line and the South line of Section 19, Township 40 North, Range 1 East, W.M., to a point which is South  $89^{\circ}14'30''$  East 1,208.08 feet from the South Quarter corner of said Section 19;

Thence North  $0^{\circ}08'44''$  East 1,208.28 feet;

Thence North  $89^{\circ}07'00''$  West 1,208.82 feet to the North-South centerline of said Section 19;

Thence South  $1^{\circ}12'27''$  West along said North-South centerline 1,210.90 feet to the South Quarter corner of said Section 19;

Thence Westerly along the South line of said Section 19, which is also the North line of said Section 30, to its intersection with the East line of the West 201.50 feet of said Section 30 and the Point of Beginning.

WHATCOM COUNTY WATER DISTRICT NO. 8

U.L.I.D. NO. 5

AREA V

EAST OF LEISURE PARK

Beginning at the East Quarter corner of Section 31, Township 40 North, Range 1 East, W.M.;

Thence Westerly along the South line of the East 1/2 of the N.E. 1/4 of said Section 31, to its intersection with the West line of the said East 1/2;

Thence Northerly along said West line to its intersection with the South line of the N.W. 1/4 of the said N.E. 1/4;

Thence Westerly along said South line to its intersection with the West line of the East 1/2 of the said N.W. 1/4;

Thence Northerly along said West line to its intersection with a line which is 150 feet Southerly of and parallel with the North line of the said N.W. 1/4;

Thence Westerly along said parallel line to its intersection with the East line of the N.E. 1/4 of the N.W. 1/4 of said Section 31;

Thence Southerly along said East line to its intersection with the South line of the said N.E. 1/4;

Thence Westerly along said South line to its intersection with a line which is 60 feet Easterly of and parallel with the West line of the East 1/2 of the said N.E. 1/4;

Thence Northerly along said parallel line to its intersection with a line which is 430 feet Northerly of and parallel with the South line of the said N.E. 1/4;

Thence Westerly along said parallel line to its intersection with the West line of the said East 1/2 of the N.E. 1/4;

Thence Northerly along said West line to its intersection with the North line of said Section 31, which is also the South line of Section 30, Township 40 North, Range 1 East, W.M.;

Thence Easterly along said South line to its intersection with the West line of the S.E. 1/4 of the S.E. 1/4 of said Section 30;

Thence Northerly along said West line to its intersection with the South line of the North 1/2 of the said S.E. 1/4 of Section 30;

Thence Westerly along said South line to its intersection with the West line of the said S.E. 1/4;

Thence Northerly along said West line to its intersection with the North line of the South 1/2 of the North 1/2 of the said S.E. 1/4;

Thence Easterly along said North line to its intersection with the East line of said Section 30, which is also the West line of Section 29, Township 40 North, Range 1, East, W.M.;

Thence Northerly along said West line to its intersection with the East-West centerline of said Section 29;

Thence Easterly along said East-West centerline to its intersection with the North-South centerline of said Section 29;

Thence Southerly along said North-South centerline to its intersection with the South line of the North 1/2 of the S.W. 1/4 of said Section 29;

Thence Westerly along said South line to its intersection with the East line of the West 1/2 of the S.W. 1/4 of the said S.W. 1/4;

Thence Southerly along said East line to its intersection with the South line of said Section 29, which is also the North line of Section 32, Township 40 North, Range 1 East, W.M.;

Thence Easterly along said North line to the North Quarter corner of said Section 32;

Thence Southerly along the North-South centerline of said Section 32 to its intersection with the South line of the North 1/2 of the N.W. 1/4 of said Section 32;

Thence Westerly along said South line to its intersection with the West line of said Section 32, which is also the East line of said Section 31;

Thence Southerly along said East line to the East Quarter corner of said Section 31 and the Point of Beginning.

WHATCOM COUNTY WATER DISTRICT NO. 8

U.L.I.D. NO. 5

AREA VI

NORTHEAST CORNER OF BAY RD. & JACKSON RD.

Beginning at the Southwest corner of Section 31, Township 40 North, Range 1 East, W.M.;

Thence Northerly along the West line of said Section 31 to its intersection with a line 150 feet Southerly of and parallel with the North line of the S.W. 1/4 of the S.W. 1/4 of said Section 31;

Thence Easterly along said parallel line to its intersection with a line which is parallel with the West line of the said S.W. 1/4 and passes through the Southeast corner, of Birch Bay Park, according to plat thereof recorded in volume 6 of plats, pages 16 through 21, records of Whatcom County, Washington;

Thence Northerly along said parallel line to its intersection with the North line of the said S.W. 1/4 of the S.W. 1/4;

Thence Easterly along said North line to the Northeast corner of the said S.W. 1/4 of the S.W. 1/4;

Thence Southerly to the Southeast corner of the said S.W. 1/4 of the S.W. 1/4;

Thence Westerly to the Southwest corner of said Section 31 and the Point of Beginning.

WHATCOM COUNTY WATER DISTRICT NO. 8

U.L.I.D. NO. 5

AREA VII

EAST OF BIRCH BAY STATE PARK

Beginning at the Northeast corner of Section 1, Township 39 North, Range 1 West, W.M.;

Thence Southerly to the Southeast corner of the N.E. 1/4 of said Section 1;

Thence Westerly to the Southwest corner of the said N.E. 1/4;

Thence Northerly to the Northwest corner of the said N.E. 1/4;

Thence Easterly to the Northeast corner of said Section 1 and the Point of Beginning.

WHATCOM COUNTY WATER DISTRICT NO. 8

U.L.I.D. NO. 5

AREA VIII

BIRCHMONT

Beginning at the Southeast corner of Section 2 Township 39 North, Range 1 West, W.M.;

Thence Westerly along the South line of said Section 2 to its intersection with the Southeasterly extension of the centerline of Holeman Road as described in Auditor's file No. 831576;

Thence Northwesterly along said centerline to its intersection with a line which is 320 feet Southeasterly of and parallel with the Northwesterly margin of Priester Drive (Birch Bay Drive);

Thence Northeasterly along said parallel line to its intersection with a line which is 165 feet Northeasterly of and parallel with the centerline of said Holeman Road;

Thence Northwesterly along said parallel line to its intersection with a line which is 160 feet Southeasterly of and parallel with the Northwesterly margin of said Priester Drive;

Thence Southwesterly along said parallel line to its intersection with a line which is 130 feet Northeasterly of and parallel with the centerline of said Holeman Road;

Thence Northwesterly along said parallel line to its intersection with a line which is 20 feet Southeasterly of and parallel with the Northwesterly margin of said Priester Drive;

Thence Northeasterly along said parallel line to its intersection with the centerline Whitehorn Road (County Road No. 736);

Thence Southerly along said centerline to its intersection with the South line of the North 60 feet of the N.E. 1/4 of the S.E. 1/4 of said Section 2;

Thence Easterly along said South line to its intersection with the East line of said Section 2;

Thence Southerly along said East line to the Southeast corner of said Section 2 and the Point of Beginning.