

RESOLUTION NO. 472

A RESOLUTION OF THE BOARD OF COMMISSIONERS
OF BIRCH BAY WATER AND SEWER DISTRICT, WHATCOM COUNTY
WASHINGTON ESTABLISHING SEWER GENERAL FACILITIES CHARGES

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

Section A: Sewer General Facilities Charge. Any application for sewer service facilities shall be subject to a general facilities charge of four cents (\$.04) per square foot for all area within the parcel or tract, requesting sewer service of \$300.00 whichever is greater, plus a connection charge of \$660.00 for each equivalent living unit to be located on such tract or parcel as defined in Section B of this resolution. the computation of the area within said parcel or tract shall exclude existing county or other publicly owned streets and rights-of-way; and, upon approval by the District, may exclude areas designated to remain in an undeveloped, natural state for aesthetic purposes. Provided, however, that the four cent (\$.04) per square foot charge shall not be levied in any case in which the property has previously been assessed and/or paid a per square foot sewer general facilities charge, by ULID or otherwise and, provided further, that neither of said charges shall apply to a reconnection of service within one (1) year of the date of disconnection of service.

The District will allow a credit against the general facilities charge to any owner who is required to install a larger line than ten inches (10") for the additional cost of acquiring and installing such larger line over and above the cost of the ten inch (10") line.

Section B. For the purpose of establishing equivalent living units for sewer connection charges the following table shall apply. Each unit shown herein is based on the average water usage of 850 cubic feet per month.

The following equivalent living units shall apply:

1. Single family dwellings: For each single family dwelling, one unit.
2. Multiple family residence: For each residential unit, one unit.
3. Mobile Home Park or Trailer Court: For each space in a mobile home park or trailer court or other premises where water and sewer service is available to a space which is used or may be used for living purposes, on a full or part-time basis, three quarters of a unit.
4. Camping Mobile Park or Trailer Court (not intended for general year round use i.e. camping type): For each space in a mobile home park or trailer court or other premises where water and sewer service is available to a space which is used or may be used for living purposes, on a part-time basis, one-half unit.
5. Campgrounds (with water service only to individual sites): For each space in a campground used for camping on a full or part-time basis, one third unit.
6. Campgrounds (without sewer or water service to individual sites): For each space in a campground used for camping on a full or part-time basis, one quarter unit.
7. Motel or Hotel: For each two rooms or fraction thereof, one unit.

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8. Restaurant: For each six seats or fraction thereof, one unit.
9. Cocktail Lounge: For each ten seats or fraction thereof, one unit.
10. Retail Store, Office or Factory: For each ten full-time employees or fraction thereof, one unit.
11. Public or Private Elementary Schools, High Schools or Colleges:
 - a. Without cafeteria or gym or showers: For each forty persons or fraction thereof in average daily full-time attendance, one unit.
 - b. With cafeteria or gym and showers: For each twenty persons or fraction thereof in average daily full-time attendance, one unit.
 - c. With cafeteria and gym and showers: For each fourteen persons or fraction thereof in average daily full-time attendance, one unit.
 - d. Average daily attendance shall be based on annual attendance. "Persons" as used in this section include students, teachers and all school staff and administration.
12. Theater or Auditorium: For each eighty-five seats or fraction thereof, one unit.
13. Churches: For each church, one unit.
14. Laundromats or Self-Service Laundry: For each washing machine in a commercial laundromat or self-service laundry or in any other washing facility, the use of which is not strictly limited to occupants of the residential building, trailer court, or mobile home park in or on which the facility is located, one unit.
15. Hospital, Rest Home, Convalescent Home: For each bed in a hospital, rest home, convalescent home or similar facility, one unit.
16. Gasoline Service Stations: For each gasoline service station with public restrooms, two units; without public restrooms, one unit.
17. Combined Facilities. For each property which has more than one business or function on one sewer or water system, the number of service units will be charged that is the combined sum of the individual units which are applicable to each business or function involved.
18. When a customer is not specifically listed above, the Manager or its designee may determine which category the customer most closely resembles in quantity of water used and quantity and quality of sewage output, and classify each customer accordingly.
19. Where a property is devoted to a business involving special water consuming devices or equipment, the Manager or its designee may establish the number of units based on the quantity of water used and the quantity of sewage output.
20. Minimum charge for each facility is one service unit, unless otherwise specified.

Section C: 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 D: 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,

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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 E: This Resolution shall be in full force and effect on October 20, 1989.

PASSED by the Board of Commissioners of Birch Bay Water and Sewer District, Whatcom County, Washington, at a regular meeting held the 20 day of October, 1989.

Francis A. Gircho
COMMISSIONER

Carl F. Reichardt
COMMISSIONER

Peter Lewin
COMMISSIONER

Francis K. Kuntz
COMMISSIONER

THIS IS TO CERTIFY that the above is a true and correct copy of Resolution No. 422 of Birch Bay Water and Sewer District, Whatcom County, Washington, adopted at the regular meeting of the Board of Commissioners on October 20, 1989.

Francis K. Kuntz
SECRETARY