

RESOLUTION NO. 473

A RESOLUTION OF THE BOARD OF COMMISSIONERS  
OF BIRCH BAY WATER AND SEWER DISTRICT, WHATCOM COUNTY  
WASHINGTON, REGARDING WATER 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: Water General Facilities Charges. Any application for water service facilities shall be subject to a general facilities charge of two cents (\$.02) per square foot for all area within the parcel or tract, requesting water service or \$150.00 whichever is greater, plus a connection charge of \$80.00 for each equivalent living unit to be located on said parcel or tract as defined in Section B of Resolution No. 472 as amended. Provided, however, that the two cent (\$.02) 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 general facilities charge by ULID or otherwise, and provided, further, that the \$80.00 connection charge and the general facilities charge shall not apply to a reconnection of service within one (1) year of the date of disconnection of service.

The computation of the area within said parcel or tract shall exclude existing county or other publicly owned streets and right-of-ways; and, upon approval by the District, may exclude areas designated to remain in an undeveloped natural state for aesthetic purposes.

In the case of tracts larger than 30,000 square feet which will have less than one equivalent living unit per 15,000 square feet, residential lots of 15,000 square feet per living unit may be segregated from the whole tract for purposes of computing the general facilities charge.

The District will allow for a credit against the general facilities charge to any owner who is required to install a larger line than eight inches (8") for the additional cost of acquiring and installing such larger line over and above the cost of the eight inch (8") line.

Payment shall be made before construction begins.

Section B: BE IT FURTHER RESOLVED that any resolutions or parts of resolutions in conflict herewith are hereby repealed insofar as they conflict with the provisions of this resolution.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 C: 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, 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 D: This Resolution shall be in full force and effect on October \_\_, 1989.

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

Francis A. Gischer  
COMMISSIONER

Carl H. Hinkhardt  
COMMISSIONER

Peter Lewis  
COMMISSIONER

Francis Kuss  
COMMISSIONER

THIS IS TO CERTIFY that the above is a true and correct copy of Resolution No. 473 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 Kuss  
SECRETARY