

RESOLUTION NO. 492

A RESOLUTION OF THE BOARD OF COMMISSIONERS
OF BIRCH BAY WATER AND SEWER DISTRICT, WHATCOM
COUNTY, WASHINGTON, REGARDING RESOLUTION CODE BOOK

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

WHEREAS, the Book Publishing Company, Seattle, Washington, has compiled, edited, and published a codification of the permanent and general resolutions of the Birch Bay Water and Sewer District of Whatcom County, Washington; and

WHEREAS, there have been filed and there are now on file in the office of the Birch Bay Water and Sewer District, for public inspection, three copies of a document entitled "Birch Bay Water and Sewer District Code."

Section 1. Adoption: The "Birch Bay Water and Sewer District Code," as compiled, edited, and published by Book Publishing Company, Seattle, Washington, is hereby adopted.

Section 2. Title - Citation - Reference: This code shall be known as the "Birch Bay Water and Sewer District Code." It shall be sufficient to designate any resolution adding to, amending, correcting or repealing all or any part or portion thereof as an addition to, amendment to, correction, or repeal of the "Birch Bay Water and Sewer District Code." Further reference may be had to the titles, chapters, sections, and subsections of the "Birch Bay Water and Sewer District Code" and such references shall apply to that numbered title, chapter, section, or subsection as it appears in the code.

Section 3. Codification Authority: This code consists of all the regulatory and certain of the administrative ordinances of the Birch Bay Water and Sewer District of Whatcom County, Washington.

Section 4. Ordinances Passed Prior to Adoption of the Code: The last resolution included in the initial code is Resolution 489, passed May 17, 1990. The following resolutions, passed subsequent to Resolution 489, but prior to adoption of this code, are hereby adopted and made a part of this code: Resolution 490 and 491.

Section 5. Reference Applies to all Amendments: Whenever a reference is made to this code as the "Birch Bay Water and Sewer District Code" or to any portion thereof, or to any resolution of the Birch Bay Water and Sewer District of Whatcom County, Washington, the reference shall apply to all amendments, corrections, and additions heretofore, now or hereafter made.

Section 6. Title, Chapter, and Section Headings: Title, chapter, and section headings contained herein shall not be deemed to govern, limit, modify, or in any manner affect the scope, meaning, or intent of the provisions of any title, chapter, or section hereof.

Section 7. Reference to Specific Resolutions: The provisions of this code shall not in any manner affect matters of record which refer to, or are otherwise connected with resolutions which are therein specifically designated by number or otherwise and which are included within the code, but such reference shall be construed to apply to the corresponding provisions contained within this code.

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1610 GROVER STREET
P.O. BOX 631
LYNDEN, WA 98264

Section 8. Effect of Code on Past Actions and Obligations: Neither the adoption of this code nor the repeal or amendment hereby of any resolution or part or portion of any resolution of the Birch Bay Water and Sewer District shall in any manner affect any license, fee, or penalty at said effective date due and unpaid under such resolution, nor be construed as affecting any of the provisions of such resolutions relating to the collection of any such license, fee, or penalty, or the penal provisions applicable to any violation thereof, nor to affect the validity of any bond or cash deposit in lieu thereof, required to be posted, filed or deposited pursuant to any resolution and all rights and obligations thereunder appertaining shall continue in full force and effect.

Section 9. Effective Date: This code shall become effective on the date the resolution adopting this code as the "Birch Bay Water and Sewer District Code" shall become effective.

Section 10: BE IT FURTHER RESOLVED that any resolution or parts of resolutions in conflict herewith are hereby repealed insofar as they conflict with the provisions of this resolution.

Section 11: 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 12: This Resolution shall be in full force and effect on September 6, 1990.

PASSED by the Board of Commissioners of Birch Bay Water and Sewer District, Whatcom County, Washington, at a regular meeting held the 6th day of September, 1990.

Carl F. Leichhardt
COMMISSIONER

Francis A. Bischoff
COMMISSIONER

Peter Lewis
COMMISSIONER

Darwin Kussel
COMMISSIONER

THIS IS TO CERTIFY that the above is a true and correct copy of Resolution No. 492 of Birch Bay Water and Sewer District, Whatcom County, Washington, adopted at the regular meeting of the Board of Commissioners on September, 6, 1990.

Darwin Kussel
SECRETARY