

RESOLUTION NO. 498

A RESOLUTION OF THE BOARD OF COMMISSIONERS  
OF BIRCH BAY WATER AND SEWER DISTRICT, WHATCOM  
COUNTY, WASHINGTON, REGARDING UTILITY LOCAL  
IMPROVEMENT DISTRICTS

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

Section 1: There is added to Title 5 of the Birch Bay Water and Sewer District Code a new chapter as follows:

5.12.010. Whenever there is created within Birch Bay Water and Sewer District boundaries, a Utility Local Improvement District ("ULID") which results in installation of water and/or sewer service which directly benefits property outside of the boundaries of the ULID, Birch Bay Water and Sewer District shall create a mock assessment roll for such benefitted property. When such property applies to receive service from the water or sewer lines installed through such ULID, it shall pay the amount of the mock assessment charges against said property together with interest at the rate charged for ULID assessments, from the date the ULID assessments are charged interest, before beginning to receive water or sewer service to such property.

Section 2: BE IT FURTHER RESOLVED that any resolutions or parts of resolutions in conflict herewith are hereby repealed insofar as they conflict with the provisions of this resolution.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 3: 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 4: This Resolution shall be in full force and effect on June 27, 1991.

PASSED by the Board of Commissioners of Birch Bay Water and Sewer District, Whatcom County, Washington, at a regular meeting held the 27th day of June, 1991.

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COMMISSIONER

Herb Lischer  
COMMISSIONER

Carl Fleckhardt  
COMMISSIONER

Barwin Kress  
COMMISSIONER

THIS IS TO CERTIFY that the above is a true and correct copy of Resolution No. 498 of Birch Bay Water and Sewer District, Whatcom County, Washington, adopted at the regular meeting of the Board of Commissioners on June 27, 1991.

Barwin Kress  
SECRETARY

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