

RESOLUTION OF INTENTION
TO CREATE
UTILITY LOCAL IMPROVEMENT DISTRICT NO. 2

RESOLUTION NO. 61

A RESOLUTION of the Board of Commissioners of Water District No. 8, 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, on June 3, 1971, the Board of Commissioners of Water District No. 8 of Whatcom County, Washington, adopted a Comprehensive Plan for a sanitary sewage collection, treatment and disposal system for the district; and

WHEREAS, it is deemed necessary, advisable, 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, 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 sewer revenue bonds to be issued by the district to pay the cost of the 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 the improvement of the area within the district described in Exhibit "A" attached hereto and by this reference made a part hereof as though fully set forth herein by the acquisition, construction and installation of the improvements described in Section 2 of this resolution.

SECTION 2: The nature and territorial extent of the proposed improvements for said area shall be that portion of the general comprehensive plan of sanitary sewage collection, treatment and disposal system for the district more particularly described as follows:

A) The district shall construct and install sewer trunk lines, laterals, pressure mains and outfalls in, on and along property, streets, roads or easements, all within that area in Exhibit "B" attached hereto and incorporated by reference herein.

B) The district shall construct and install lift pump stations of varying sizes and employing a minimum of two (2) pumps each, with all appurtenances necessary thereto and whenever found to be necessary to provide a proper flow of sewage within the said system.

C) The district shall construct a sewage treatment plant with all necessary units for comminution, sedimentation, digestion, grit removal, aeration and disinfection, with all necessary mechanical, electrical and other devices and appurtenances required to reduce the sewage and reduce an affluent meeting the requirements of all federal, State of Washington and Whatcom County regulatory agencies and offices, on property to be acquired by the district by purchase or condemnation.

D) The district may install wyes in connecting six-inch side sewers from any main line or lateral to the adjacent or vicinal property lines or to the outside boundary of any permanent easement. The district shall acquire, construct, reconstruct and repair all manholes, lamp poles, tees, side sewers, wyes, valves, drains, pumping and all other equipment and appurtenances necessary for the adequate operation of said system. The district shall acquire by purchase or condemnation, gift or grant, all property both real and personal or any interest

therein and all easements, rights-of-way, and franchises which may be found necessary to carry out the above described construction project. Said plans are more particularly set forth in maps and plans prepared by HILL, INGMAN, CHASE & COMPANY, consulting engineers and analysts of Seattle, Washington.

It is 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 such 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. 2." The estimated cost of acquiring, constructing and installing said plan of improvements described in Section 2 hereof is hereby declared to be as near as may be the sum of \$ 8,400,000.⁰⁰/₁₀₀ and that it is proposed that \$ 3,900,000.⁰⁰/₁₀₀ of costs will be borne by government grants and that \$ 4,500,000.⁰⁰/₁₀₀ of such costs shall be borne by assessment levied against property within the proposed utility local improvement district especially benefited by said improvements. The assessments to be levied shall be paid into a revenue bond fund which will be hereinafter designated to pay principal and interest on the revenue bonds which will be issued to pay the cost, in whole or in part, of the improvements to be made.

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 are hereby notified to present such objections in writing to Mr. Gordon S. Sullivan, Sr., at Birch Bay, Blaine, Washington 98230, prior to the meeting of the Board of Commissioners of the District, to be held at 7:30 o'clock p.m., on May 9, 1973, at the Grange Hall at Birch Bay, Washington, which time and place are hereby fixed for hearing all matters relating to the creation of said utility local improvement district, the ordering of the proposed 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 the said hearing by publication of a notice of adoption of this resolution, and by mailing such notice thereof in the manner required by law.

PASSED by the Board of Commissioners of Water District No. 8 of Whatcom County, Washington, at a meeting thereof held this 5th day of April, 1973.

William V. Vocht
WILLIAM VOGT

Gordon J. Sullivan Sr
GORDON SULLIVAN SR.

Mike O'Connor
MIKE O'CONNER

ATTEST:

Gordon J. Sullivan Sr
SECRETARY OF BOARD OF COMMISSIONERS

Sr

EXHIBIT "A"

Beginning at the shoreline of Georgia Strait and the South section line of Section 2, Township 39 North, Range 1 West;

Thence Easterly along said South section line to the Southeast corner of Lot 14, Whitehorn Add.;

Thence Northerly along the Easterly line of Lots 14, 15, 16 and the Northerly extension of Lot 16, said Whitehorn Add. to the Northerly margin of Whitehorn Way;

Thence Westerly along said Northerly margin to the Easterly margin of Holeman Ave.

Thence Northerly and Easterly along the Easterly and Southerly margin of Holeman Ave. to the Westerly margin of a right-of-way running Southwesterly in Govt. Lot 5, said Section 2;

Thence Southwesterly along said Westerly margin to its intersection with the Westerly extension of the South line of Lot 35, Haven Addition;

Thence Easterly along said extension and along the South lines of Lots 35 through 51 inclusive to its intersection with a line 150 ft. Southwesterly of and parallel to the Southwesterly margin of Holeman Ave.;

Thence Southeasterly along said parallel line to the South line of said Section 2;

Thence Easterly along said South line to the Southerly extension of the East line of the West 1/2 of Govt. Lot 3, said Section 2;

Thence Northerly along said East line to the Northeast corner of the West 1/2 of said Govt. Lot 3;

Thence Easterly along the North line of the East 1/2 of said Govt. Lot 3 to the Southwesterly margin of Jill St.;

Thence Northwesterly along the Southwesterly margin of Jill St. to the Southwesterly extension of the centerline of Blk. 10, Birchmont Add.;

Thence Northeasterly along said centerline extension and continuing Northeasterly along the centerline of said Blk. 10 and the centerline of Blks. 11, 12, 13 and 14 to the Westerly margin of Whitehorn Road No. 736;

Thence Northerly along said Westerly margin to the 1/4 line of Section 2, Township 39 North, Range 1 West, W.M.

Thence Easterly along said 1/4 line to the 1/4 corner common to said Section 2 and Section 1, Township 39 North, Range 1 West, W.M.

Thence Easterly along the 1/4 line of said Section 1 to the center of said Section 1;

Thence Northerly along the 1/4 line of said Section 1 and continuing Northerly along the 1/4 line of Section 36, Township 40 N., Range 1 West to the Northerly line of Terrell Creek;

Thence Northeasterly along the Northerly line of Terrell Creek to the East 1/16 line of said Section 36;

Thence Southerly along said East 1/16 line to the Northerly line of Highland Drive;

Thence Northeasterly and Easterly along said Northerly margin to the Westerly margin of Co. Rd. No. 212;

Thence Northerly along said Westerly margin to the South 1/16 line of said Section 36;

Thence Easterly along said South 1/16 line and continuing along the South 1/16 line of Section 31, Township 40 North, Range 1 East to its intersection with the Southerly extension of the East line of Block 21, Plat of Birch Bay Park;

Thence Northerly along said extension and continuing Northerly along the East lines of Blocks 21, 20, 19, 18, said Plat of Birch Bay Park, and their extensions to a line 150 feet South of and parallel to the 1/4 line of said Section 31;

Thence Easterly along said parallel line to the West 1/16 line of said Section 31;

Thence Southerly along said West 1/16 line to the South 1/16 line of said Section 31;

Thence Easterly along said South 1/16 line to the East 1/16 line of said Section 31;

Thence Northerly along said East 1/16 line to the North right-of-way line of Alderson Road No. 46;

Thence Westerly along said right-of-way line to the Southeast corner of Lot 5, Block 3, Parkland Add.;

Thence Northerly along the East line of said Lot 5 to the Northeast corner thereof;

Thence Westerly along the North lines of Lots 5, 4 and 3, said Block 3, to Southeast corner of Lot 1, said Block 3;

Thence Northerly along the East line of said Lot 1 to the Northeast corner thereof;

Thence Westerly along the North line of said Lot 1 to the Easterly margin of Parkland Drive;

Thence Northerly along said Easterly margin to the South line of Lot 5, Block 2, said Parkland Add.;

Thence Easterly to the Southeast corner of said Lot 5;

Thence Northerly along the East line of said Lot 5 to the Northeast corner thereof;

Thence Westerly along the North line of said Lot 5 to the Southeast corner of Lot 3, said Block 2;

Thence Northerly along the East line of said Block 2 to the Northeast corner of Lot A, said Block 2;

Thence Westerly along the North line of said Lot A and its Westerly extension to the East line of Lot A, Block 1, said Parkland Add.;

Thence Northerly along the East line of said Lot A, Block 1 to the Northeast corner thereof;

Thence Westerly along the North line of said Lot A, Block 1 to the Northwest corner thereof;

Thence Southerly along the West line of said Block 1 to a line 150 feet North of and parallel to the North margin of Alderson Road No. 46;

Thence Westerly along said parallel line to the West 1/16 line of said Section 31;

Thence Northerly along said West 1/16 line to its intersection with the Westerly extension of the South line of Block 1, First Add. to Whispering Pines;

Thence Easterly along said South line, its Easterly extension and the South line of Block 2, said First Add. to Whispering Pines to the East line thereof;

Thence Northerly along said East line and its Northerly extension to the North line of said Section 31;

Thence Easterly along said North line (which is also the South line of Section 30, Township 40 North, Range 1 East, W.M.) to the East 1/16 line of said Section 30;

Thence Northerly along said East 1/16 line to the South 1/16 line of said Section 30;

Thence Westerly along said South 1/16 line to the West 1/16 line of Section 30;

Thence Northerly along said West 1/16 line to the North 1/16 line of said Section 30;

Thence Easterly along said North 1/16 line to the 1/4 line of said Section 30;

Thence Northerly along said 1/4 line to a line 150 feet South of and parallel to the South margin of Birch Bay - Lynden Road;

Thence Easterly along said parallel line to the East line of said Section 30;

Thence Northerly along said East line to the North line of said Section 30;

Thence Westerly along said North line (which is also the South line of Section 19, Township 40 North, Range 1 East, W.M.) to the 1/4 line of said Section 19;

Thence Northerly along said 1/4 line to a line 150 feet North of and parallel to the North margin of Birch Bay - Lynden Road;

Thence Westerly along said parallel line to a line 150 feet East of and parallel to the East line of Harbor View Road No. 8;

Thence Northerly along the line 150 feet East of and parallel to the East line of said Harbor View Road to the 1/4 line of said Section 19;

Thence Westerly along 1/4 line to the Range line of Range 1 East and 1 West;

Thence Westerly along the 1/4 line of Section 24, Township 40 North, Range 1 West to the West right-of-way line of Harbor View Road No. 8;

Thence Southerly along said West right-of-way line to the South 1/16 line of said Section 24;

Thence Westerly along said South 1/16 line to the East 1/16 line of said Section 24;

Thence Northerly along said East 1/16 line to the North right-of-way line of Anderson Road No. 695;

Thence Westerly along said North right-of-way line to the East right-of-way line of Shintaffer Road No. 470.

Thence Northerly along the East right-of-way line of Road No. 470 to a point 40 feet East of the Southeast corner of the North 12 acres of the East 1/2 of the Southwest 1/4, Northwest 1/4 of said Section 24;

Thence Westerly along the South line of said North 12 acres to the Southwest corner of said North 12 acres;

Thence Southerly along the West line of Birch Bay West End Estates to the 1/4 line of said Section 24;

Thence Westerly along the 1/4 line of Section 24 and 23, Township 40 North Range 1 West, W.M.; to the West right-of-way line of Birch Point Road No. 482 in Govt. Lot 2, said Section 23;

Thence Southeasterly along the West right-of-way line of said Road No. 482 to a road running Southwesterly through Govt. Lot 2 of said Section 23;

Thence Southwesterly along the West side of said Road to a creek;

Thence Westerly along said creek to the 1/4 line of said Section 23;

Thence Northerly along said 1/4 line to the center of said Section 23;

Thence Westerly along the 1/4 line of Section 23 and 22, Township 40 North, Range 1 West, W. M., to the East 1/16 line of said Section 22;

Thence Southerly along said 1/16 line to the South 1/16 line of said Section 22;

Thence Easterly along said South 1/16 line to the Northeast corner of the West 1/2 of the Southeast 1/4, Southeast 1/4, said Section 22;

Thence Southerly along the East line of said West 1/2 to the South Section line of said Section 22;

Thence Southerly along the East line of the West 1/2 of Govt. Lot 3, Section 27, Township 40 North, Range 1 West to the shoreline;

Thence along shoreline to the point of beginning.

Exhibit "B"

Page Two

8"	Alder St.	Cedar Ave.	400' E of Beach Wy. Dr.
8"	Cowichan Rd.	Nootka Loop	250' E
8"	Fern St.	Cedar Ave.	Beach Wy. Dr.
8"	Cedar St.	Beach Wy. Dr.	400' E of Beach Wy Dr.
8"	Maple St.	Beach Wy. Dr.	700' E. of Beach Wy Dr.
15"	Birch Bay Rd	Beach Way Dr.	Alderson Rd.
8"	Forsberg Dr	Henley St.	Harbor View Rd.
8"	Comfort Ln.	Henley St.	Harbor View Rd.
10"	Birch Bay Lynden Rd.	Harbor View Rd.	500' W of Blaine Rd.
8"	Evergreen Ln.	Birch Bay Dr.	End
8"	Fir Tree Ln.	Birch Bay Dr.	End
8"	Pine-Tree Ln.	Birch Bay Dr.	End
8"	Shady Ln.	Birch Bay Dr.	End
8"	Birch Ln.	Birch Bay Dr.	End
8"	Cedar Ln.	Birch Bay Dr.	End
8"	Timber Ln.	Birch Bay Dr.	End
8"	Lora Lane	Birch Bay Dr.	600' E
24"	Alderson Rd.	Birch Bay Dr.	Sunset Dr. 350' E of Parkland Dr.
8"	Alderson Rd.	Sunset Rd.	1,330 ft W. of Blaine Rd.
8"	Sunset Dr.	Sterling Ave.	Boundry Ln.
8"	Fir Dr.	Sterling Ave.	Boundry Ln
8"	Birch Dr.	Morrison Ave.	Terrell Ave.
8"	Willow Dr.	Morrison Ave.	Terrell Ave.
8"	Broadway	Birch Bay Dr.	400' E Sunset Dr.
8"	Key St.	Wooldridge Ave.	Sunset Dr.
8"	Highland Dr.	Jackson Rd.	1600' SWly. of Jackson Rd.

<u>Pipe Size</u>	<u>On</u>	<u>From</u>	<u>To</u>
8"	Holeman Ave.	S Line of Section 2	Wly to Dist Bdry.
8"	Whithorn Way	Holeman Ave.	Pemberton Pl.
8"	Pemberton Pl.	Whitehorn Wy	Cul-de-sac
8"	Camas Rd.	800' S of Salish Rd	Salish Rd.
8"	Cul-de-sac 900 ft. W. of Chilliwack Rd.	Salish Rd.	End
8"	Cul-de-sac 600' W of Chilliwack Rd.	Salish Rd.	End
8"	Cul-de-sac 300' W of Chilliwack Rd	Salish Rd.	End
8"	Chilliwack Rd.	Salish Rd.	Snohomish Rd.
8"	Snohomish Rd.	Salish Rd.	Chilliwack Rd.
8"	Quinalt Rd.	Salish Rd.	Chilliwack Rd.
8"	Comox Rd.	Salish Rd.	Chinook Way
15"	Comox Rd.	Chinook Way	Nakat Way
8"	Kispiox Rd.	Skeena Way	Nakat Way
8"	Niska Rd.	Skeena Way	Nakat Way
8"	Makah Rd.	Skeena Way	Nakat Way
8"	Chinook Way	Comox Rd.	Nakat Way
8"	Sehome Rd.	Salish Rd.	600' SE of Salish Rd.
8"	Frances Ln.	Lora Ln	200' South
8"	Pine Dr	Lora Dr	200' South
8"	Parkland Dr.	200' N. of Alderson Rd.	North end
24"	Birch Bay Dr.	Alderson Rd.	Westerly exten- sion of Bay Rd.
8"	Morrison Ave.	Alderson Rd.	Wooldridge Ave.

Exhibit "B"
Page Four

<u>Pipe Size</u>	<u>On</u>	<u>From</u>	<u>To</u>
8"	Wooldridge Ave.	Sunset Dr.	Key Street
8"	Leeside Dr.	Alderson Dr.	Rob-Lee Dr.
8"	Rob-Lee Dr.	Leeside Dr.	Leeside Dr.
8"	Sterling Ave.	Alderson Rd.	Fir Dr.
18"	Jackson Rd.	Highland Dr.	Key St.
15"	Sehome Rd.	Cowichan Rd.	600' So of Salick Rd.
8"	Chinook Way	Skeena Wy.	Nakat Way
10"	Chinook Way	Skeena Way	Comox Rd
8"	Nakat Way	Kisprox Rd	Chinook Way
8"	Deer Trail	Birch Bay Rd	Fond Crescent Rd.
8"	Fond Crescent Rd.	Deer Trail	Cul-de-sac
8"	Shintaffer Rd.	Birch Bay Dr.	300' northerly Anderson Rd.
8"	Sunset Street	Seaview Dr.	Anderson Rd.
8"	Maple Crest Ave.	Birch Bay Dr.	700' North
8"	Cottonwood Dr.	Birch Bay Dr.	Morgan Dr.
8"	Cottonwood Court	Cottonwood Dr.	650' Northwesterly
8"	Morgan Dr.	Harbor View Rd.	1400' Northwesterly
8"	Henley St.	Harbor View Rd.	1050' Northwesterly
8"	Meril Pl.	Henley St.	150' Northerly
8"	Nitinat Way	Haida Way	Cowichan Rd.
18"	Harbor View Rd.	Birch Bay Lynden Rd.	Anderson Rd.
21"	Harbor View Rd.	Birch Bay Dr	Birch Bay Lynden Rd
8"	Terrill Dr.	Morrison Ave.	Birch Dr.

Exhibit "B"
Page Five

8"	Poplar Pl.	Sunset Dr.	150 East
18"	Birch Bay Dr.	Alderson Rd.	800' Northerly of Priester Dr.
8"	Cotterill Blvd.	Maple St.	550' Northeasterly
8"	Maple St.	Birch Bay Dr.	Cotterill Blvd.
8"	Birch Bay Dr.	Priester Dr.	800' Northerly of Priester Dr.
8"	Priester Dr.	Holeman Rd.	Birch Bay Dr.

EASEMENTS

12"	300' Easterly Comox Rd.	Sehome Rd.	Comox Rd.
8"	Southerly of Salish Rd	Salish Rd.	Sehome Rd.
8"	1600' Southerly of Salish Rd.	Comox Rd.	300' Easterly
8"	300' Easterly Deer Trail	Birch Bay Rd.	300' Northerly
8"	220' Northwesterly Forsberg Dr.	Henley Dr.	250' Northeasterly
18"	Along southerly line sec. 36	Birch Bay Dr.	Highland Dr.
F.M.	Along centerline Section 2	Priester Dr.	Approx. 1000' Easterly
8"	170' Northerly of Holeman Rd.	Priester Dr.	2300' Westerly

Sewage treatment facilities

8 lift stations

9500 L.F. Outfall