

RESOLUTION NO. 650

A RESOLUTION OF THE BOARD OF COMMISSIONERS
OF BIRCH BAY WATER & SEWER DISTRICT, WHATCOM COUNTY,
WASHINGTON, AMENDING RESOLUTION 642 AND DISTRICT CODE SECTIONS
9.04.010 AND 9.08.010 PERTAINING TO DEVELOPER PROJECT MANUAL

WHEREAS, the Board of Commissioners ("Board") of the Birch Bay Water & Sewer District ("District") has previously adopted resolutions pertaining to the District's Developer Project Manual; and

WHEREAS, the District has discovered the need for additional revisions since the last amendment to the Developer Project Manual was made in February 2005; and

WHEREAS, the District has determined that the Developer Project Manual should be amended and updated to incorporate these revisions; and

NOW, THEREFORE, be it resolved by the Board of Commissioners of Birch Bay Water and Sewer District, Whatcom County, Washington as follows:

Section 1: The Developer Project Manual dated February 2005 as adopted by Resolution 642, along with any revisions thereto, is hereby superseded and replaced by the Developer Project Manual dated June 2005 and the conditions and standards therein. The revised conditions and standards in the June 2005 Developer Project Manual shall be the standards for Owner Water Service Extensions and Owner Sewer Service Extensions for the District.

Section 2: Section 9.04.010 of the District code and Section 3 of Resolution No. 642 shall be amended to read as follows:

The Developer Extension Agreement for Water System Extensions shall be as adopted by Section 1 of Resolution No. 650, which by this reference shall be incorporated herein in its entirety. The required Developer Extension Agreement for Water System Extensions may be found in the Developer Project Manual adopted pursuant to said resolution.

Section 3: Section 9.08.010 of the District code and Section 4 of Resolution No. 642 shall be amended to read as follows:

The Developer Extension Agreement for Sewer System Extensions shall be as adopted by Section 1 of Resolution No. 650, which by this reference shall be incorporated herein in its entirety. The required Developer Extension Agreement for Sewer System Extensions may be found in the Developer Project Manual adopted pursuant to said resolution.

Section 4: BE IT FURTHER RESOLVED that any resolutions or parts of resolutions in conflict herewith are hereby repealed insofar as they conflict with the provisions of this resolution.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 5: 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 Board of Commissioners hereby declare 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 effective immediately.

ADOPTED by the Board of Commissioners of Birch Bay Water & Sewer District, Whatcom County, Washington, at a regular meeting held the 23rd day of June 2005.


COMMISSIONER


COMMISSIONER


COMMISSIONER

THIS IS TO CERTIFY that the above is a true and correct copy of Resolution No. 650 of Birch Bay Water & Sewer District, Whatcom County, Washington, adopted at the regular meeting of the Board of Commissioners on June 23, 2005.


SECRETARY