

RESOLUTION NO. 681

A RESOLUTION OF THE BOARD OF COMMISSIONERS  
OF BIRCH BAY WATER & SEWER DISTRICT, WHATCOM COUNTY,  
WASHINGTON, ADOPTING A NEW COMPREHENSIVE WATER SYSTEM PLAN

WHEREAS, the District wishes to adopt a new Comprehensive Water System Plan for water supply and distribution; and

WHEREAS, a new Comprehensive Water System Plan, dated March 2009, has been prepared by CHS Engineers, LLC and stamped by Rodney Langer, a professional engineer, copies of which are on file in the District Office; and

WHEREAS, a Declaration of Non-Significance under the State Environmental Policy Act ("SEPA") was issued for the new draft Comprehensive Water System Plan on March 26, 2009; and

WHEREAS, on April 9, 2009, the District held a public hearing regarding proposed adoption of the new draft Comprehensive Water System Plan – no one attended the hearing or submitted written comments; and

WHEREAS, the Board of Commissioners has reviewed and considered the new Comprehensive Water System Plan; and

WHEREAS, the Board of Commissioners hereby find that adoption of the Comprehensive Water System Plan in its present form is in the best interest of the District; and

WHEREAS, the foregoing recitals and findings are a material part of this Resolution;

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

Section 1: That the aforesaid Comprehensive Water System Plan be adopted as the official Comprehensive Water System Plan of the Birch Bay Water and Sewer District, Birch Bay, Washington, subject to final approval by Whatcom County, the State Department of Health and the City of Blaine.

Section 2: 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 3: 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 9<sup>th</sup> day of April, 2009.

  
COMMISSIONER

  
COMMISSIONER

  
COMMISSIONER

THIS IS TO CERTIFY that the above is a true and correct copy of Resolution No. 681 of Birch Bay Water & Sewer District, Whatcom County, Washington, adopted at the regular meeting of the Board of Commissioners on April 9<sup>th</sup>, 2009.

  
SECRETARY