

RESOLUTION NO. 716

A RESOLUTION OF THE BOARD OF COMMISSIONERS
OF BIRCH BAY WATER & SEWER DISTRICT, WHATCOM COUNTY,
WASHINGTON, UPDATING THE DISTRICT CODE ON ACCELERATION
OF ULID ASSESSMENTS DUE IN THE FUTURE ON ACCOUNTS
DELINQUENT MORE THAN TWO YEARS

WHEREAS, the Board of Commissioners ("Board") of the Birch Bay Water & Sewer District ("District") needs to update the language of the District Code on acceleration of ULID assessments due in the future on accounts delinquent more than two years; 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: Section 5.04.010 of the District Code is hereby deleted and replaced as follows:

Whenever the annual payments on any ULID created by the district are two years delinquent, and foreclosure action is to be begun, the commissioners may, without notice to the property owner, declare immediately due and payable in full the entire balance of all future principal, together with all interest and penalties then due.

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 4: This Resolution shall become effective immediately.

ADOPTED by the Board of Commissioners of Birch Bay Water & Sewer District, Whatcom County, Washington, at a regular meeting held the 9th day of February, 2012.


COMMISSIONER


COMMISSIONER


COMMISSIONER

THIS IS TO CERTIFY that the above is a true and correct copy of Resolution No. 716 of Birch Bay Water & Sewer District, Whatcom County, Washington, adopted at the regular meeting of the Board of Commissioners on February 9th, 2012.



SECRETARY