

**BIRCH BAY WATER AND SEWER DISTRICT  
RESOLUTION NO. 779**

A Resolution of the Board of Commissioners Rescinding Resolution No.760  
Declaring a Local Emergency related to the COVID-19 Coronavirus Pandemic and Authorizing  
General Manager or Designee to Exercise Emergency Powers

**WHEREAS**, the recitals set forth in Resolution 760 are incorporated herein; and

**WHEREAS**, the Board adopted Resolution 760 to authorize the District General Manager or designee to exercise all emergency powers available under law in response to the exigencies presented by the COVID-19 coronavirus pandemic; and

**WHEREAS**, the Board also adopted Resolution 760 to authorize the use of electronic Board signatures and telephonic approval; and

**WHEREAS**, on September 8, 2022, the Governor of the State of Washington announced that all remaining COVID-19 emergency proclamations will be lifted by October 31, 2022; and

**WHEREAS**, on October 3, 2022, the Whatcom County Executive rescinded the County's Proclamation of Emergency related to COVID-19, effective October 31, 2022; and

**WHEREAS**, the Board has determined that existing conditions no longer warrant the declaration of a local emergency; and

**WHEREAS**, the Board has determined that there is no longer a need for the District General Manager to use emergency powers to preserve the public health, safety, and welfare; and

**WHEREAS**, the Board will review and consider adopting a more permanent policy on electronic board signatures and telephonic approval of resolutions separately at a later date; and

**WHEREAS**, the Board has decided to rescind Resolution 760 in its entirety; and

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

**NOW, THEREFORE**, the Board of Commissioners ("Board") of the Birch Bay Water and Sewer District do hereby resolve:

**Section 1: Rescission of Resolution.** Resolution No. 760 is hereby rescinded in its entirety.

**Section 2: Timing and Effect of Amendment.** This resolution shall be effective immediately upon adoption.