

BIG SKY COUNTY WATER & SEWER DISTRICT NO. 363
ORDINANCE 98-1002
Adopted June 16, 1998

WHEREAS, the Big Sky County Water & Sewer District No. 363 (the "District"), by Ordinance, lifted the moratorium on new sewer hookups to the sewage treatment facility on July 16, 1996; and

WHEREAS, the District intends to provide a safe, healthful, and orderly process by which undeveloped lands in the District currently paying sewer assessments and meeting all other applicable requirements of the District and law, may hook-up to the District's sewage treatment facility; and

WHEREAS, the District released a total of 400 Single Family Equivalents (SFEs) for sewer permitting for new and remodeling construction; and

WHEREAS, the District has issued 280 SFEs in permits for new and remodeling construction since July 16, 1996; and

WHEREAS, in 1998, the District received applications for sewer permit SFEs that exceeds the remaining SFEs available for permitting; and

WHEREAS, the Summit Hotel project which has applied for 214 SFEs is projected to be a 2 to 3 year project that is not expected to contribute any wastewater flow until January of 2000; and

WHEREAS, the cumulative wastewater flow into the treatment plant for 1998 has decreased 11.8 million gallons for the same period from 1997 flow data; and

WHEREAS, the District's engineer has determined that additional winter storage to accommodate an additional 125 SFEs can be constructed on either the golf course storage pond site (old driving range), mountain treatment plant site, or the Westland/TM land below the existing storage ponds currently under negotiation:

BE IT ORDAINED AND ENACTED BY THE BOARD OF DIRECTORS OF THE BIG SKY COUNTY WATER & SEWER DISTRICT NO. 363, STATE OF MONTANA, AS FOLLOWS:

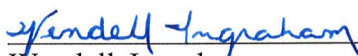
That the District hereby makes **125** SFE's available for sewer connection permits for new and remodeling construction on the effective date of this Ordinance; and

That Ordinances No. 97-1001 and 97-1002 will govern all aspects of the District's wastewater treatment facilities and the permitting process for all hookups to the public system.


DATE OF EFFECT: This Ordinance shall take effect and be in force from and after its passage, approval, recording, and publication as provided by law.

Passed and adopted by the Board of Directors of the Big Sky County Water and Sewer District No. 363, State of Montana, on this 16th day of June, 1998 by the following vote: 5 Ayes 0 Nays 0 Abstains.

ATTEST:



Wendell Ingraham
President, Board of Directors



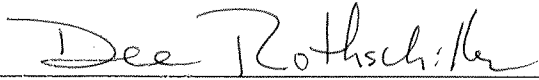
Dee Rothschild
Secretary, Board of Directors

[SEAL]

CERTIFICATION

The undersigned, Dee Rothschiller, hereby certify that I am the Secretary of the Big Sky County Water & Sewer District No. 363, and that the first and second readings of the foregoing Ordinance 98-1002 were waived by a two thirds majority of the Board and that it was duly adopted by the Board of Directors of the District at a regular meeting on June 16, 1998.

Witness my hand and seal officially this 16th day of June, 1998.



Dee Rothschiller
Dee Rothschiller
Secretary, Board of Directors