

**CERTIFICATE AS TO ORDINANCE 02-1002 AND ADOPTING VOTE**

I, the undersigned, being the duly qualified and acting recording officer of Big Sky County Water & Sewer District No. 363, Montana (the "District"), hereby certify that the attached ordinance is a true copy of an Ordinance entitled: "AN ORDINANCE OF BIG SKY COUNTY WATER & SEWER DISTRICT NO. 363, MONTANA, RELEASING SFE'S FOR THE PURPOSE OF PERMITTING NEW CONNECTIONS TO THE PUBLIC SEWER SYSTEM" (the "Ordinance"), on file in the original records of the District in my legal custody; that the Ordinance was duly adopted by the Board of Directors of the District at a regular meeting on September 24, 2002 and that the meeting was duly held by the Board of Directors and was attended throughout by a quorum, pursuant to call and notice of such meeting given as required by law.

I further certify that, upon vote being taken on the Resolution at said meeting, the following Directors voted in favor thereof: Skip Radick, Dick Wiggins, Dee Rothschilder, Wendell Ingraham, Gary McRae, Stewart Peacock, and William Shropshire; voted against the same: \_\_\_\_\_; abstained from voting thereon: \_\_\_\_\_; or were absent: \_\_\_\_\_.

WITNESS my hand and seal officially this 24th day of September, 2002.

Dee Rothschilder  
Secretary

**BIG SKY COUNTY WATER & SEWER DISTRICT NO. 363**

**ORDINANCE 02-1002**

Adopted: September 24, 2002

AN ORDINANCE OF BIG SKY COUNTY WATER & SEWER DISTRICT  
NO. 363, MONTANA, RELEASING SFE'S FOR THE PURPOSE OF  
PERMITTING NEW CONNECTIONS TO THE PUBLIC SEWER SYSTEM

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 has issued a net increase of 922.9 SFEs in permits for new and remodeling construction since July 16, 1996; and

WHEREAS, on September 24, 2002, the District Board had 2.12 SFEs remaining for new sewer connection and inspection permits; and

WHEREAS, the District has awarded contracts to construct its Long Term Compliance Work Plan that includes winter storage and summer spray irrigation and an advanced wastewater treatment plant that is expected to be complete by December of 2004; and

WHEREAS, the District's engineer has determined that current capacity and annual flows to the treatment plant, and the additional winter storage and summer irrigation planned for construction can accommodate an additional 75 SFEs:

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:

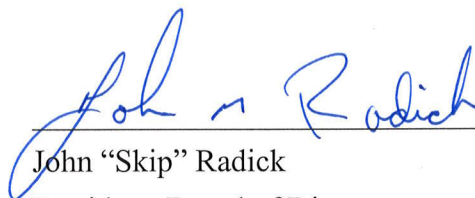
That the District hereby makes **75** SFE's available for sewer connection permits for new and remodeling construction on the effective date of this Ordinance; and

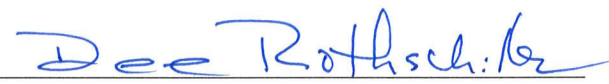
That Ordinances No. 97-1001 and 97-1002 will govern all aspects of the District's wastewater treatment facilities and the permitting process for all hookups to the public system.

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 24th day of September, 2002 by the following vote:  
7 Ayes 0 Nays 0 Abstains.

ATTEST:

  
\_\_\_\_\_  
John "Skip" Radick  
President, Board of Directors

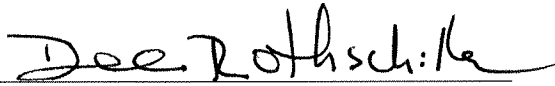
  
\_\_\_\_\_  
Dee Rothschilder  
Secretary, Board of Directors

[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 02-1002 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 September 24, 2002.

Witness my hand and seal officially this 24th day of September, 2002.



Dee Rothschiller

Secretary, Board of Directors