

RESOLUTION NO. 21-01

A RESOLUTION of Coolin Sewer District, Boner County, Idaho, confirming and continuing a moratorium on certain connections to the District sewer system; and providing for other matters properly relating thereto.

COOLIN SEWER DISTRICT
Bonner County, Idaho

BE IT RESOLVED BY THE BOARD OF DIRECTORS OF COOLIN SEWER DISTRICT, Bonner County, Idaho, as follows:

WHEREAS, Coolin Sewer District (the "District") is a sewer district under and by virtue of the constitution and laws of the state of Idaho and is governed by an elected Board of Directors (the "Board");

WHEREAS, pursuant to Idaho Code § 42-3212(h), the Board is charged with the management, control and supervision of all the business and affairs of the District;

WHEREAS, at the District's October 5, 2021 regular meeting, the Board heard public comment regarding residential development within the District's boundaries and concern regarding the District's sewer system capacity;

WHEREAS, during the District's October 5, 2021 regular meeting, the Board considered and voted to adopt a "moratorium on will serve letters and hookups on non existing LID's and subdivided lots within the district but does not affect existing LID customers and the moratorium will stay in place and reviewed at every board meeting until sufficient data for capacity is completed by the district's engineer, Dan Larson";

WHEREAS, during the District's December 7, 2021 regular meeting, the Board voted to authorize retention of an independent engineer to conduct a capacity study to identify system capacity and amount of, if any, capacity available for new connections in addition to those reserved for LID-assessed parcels;

WHEREAS, the District solicited and received a proposed contract for an independent engineer to conduct a capacity study to identify system capacity and amount of, if any, capacity available for new connections in addition to those reserved for LID-assessed parcels, which contract will be reviewed at the District's February 2022 regular meeting;

WHEREAS, the completion of the system capacity is estimated at 8-12 weeks from execution of the independent engineer contract; and

WHEREAS, the Board seeks to continue the moratorium on will serve letters and hookups on non existing LID's and subdivided lots, adopted October 5, 2021, to allow adequate time for the independent engineer to conduct their capacity study and additional District review and study

the results of the feasibility study and all other information it determines relevant regarding issuance future will serve letters.

NOW, THEREFORE, IT IS HEREBY FURTHER RESOLVED as follows:

Section 1: Incorporation of Recitals. The recitals and findings set forth above are hereby adopted as findings of the Board in support of the moratorium imposed by this Resolution.

Section 2: Moratorium Imposed. A moratorium is hereby imposed to prohibit issuance of will serve letters and hookups for new connections. This moratorium does not apply to connections reserved for LID-assessed parcels.

Section 3: Duration of Moratorium. The moratorium shall terminate only upon adoption by the Board of a resolution to terminate such moratorium.

Section 4: Work Plan. During the moratorium period, the District will obtain an independent capacity study and review all other information it determines relevant regarding issuance of future will serve letters.

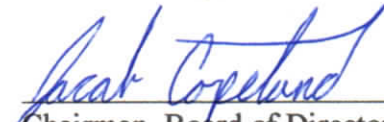
Section 5: Ratification. The Board hereby ratifies all acts taken by members of the Board and/or agents on behalf of the Board or District relative to the moratorium.

Section 6: Severability. If any section, paragraph, clause, or provision of this Resolution shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of each section, paragraph, clause, or provision shall in no manner affect any remaining provision of this Resolution.

Section 7: Effective Date. This Resolution shall become and is effective as of the date of its adoption.


PASSED at a special meeting of the Board of Directors of Coolin District, held on the 28th day of January 2022.

COOLIN SEWER DISTRICT
Bonner County, Idaho



Chairman, Board of Directors

ATTEST:



District Secretary

