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**PROPOSED BY: WHATCOM COUNTY RURAL LIBRARY DISTRICT  
INTRODUCTION DATE: November 23, 2021**

**ORDINANCE NO. \_\_\_\_\_**

**REQUESTING THAT THE WHATCOM COUNTY AUDITOR INCLUDE THE QUESTION OF  
ESTABLISHING A BIRCH BAY LIBRARY CAPITAL FACILITY AREA TO FINANCE A  
NEW LIBRARY FACILITY IN BIRCH BAY ON THE BALLOT AT THE FEBRUARY  
SPECIAL ELECTION**

**WHEREAS**, on November 16, 2021, the Whatcom County Library System Board of Trustees adopted Resolution No. 11/16/21-16 initiating the process for establishing the Birch Bay Library Capital Facility Area to finance a new library facility in Birch Bay; and

**WHEREAS**, the Bookmobile currently serving the Birch Bay community cannot accommodate a collection size to support the rapidly growing population; and

**WHEREAS**, the Birch Bay community lacks public services such as public meeting rooms, public internet computers, free informational and educational programs and events for all ages; and

**WHEREAS**, Chapter 27.15 RCW permits, upon the request of the Library District and the approval of the voters, the creation of a library capital facility area to construct, acquire, maintain, and remodel library capital facilities; and

**WHEREAS**, the Whatcom County Rural Library District has fulfilled all the requirements for the proposed establishment of the Birch Bay Library Capital Facility Area and the proposal is ready to send to a vote of the people.

**NOW, THEREFORE, BE IT ORDAINED** that the Whatcom County Council hereby forwards the Birch Bay Library Capital Facility Area proposal to the Whatcom County Auditor for inclusion on the ballot at the next special election.

**BE IT FURTHER ORDAINED** that the boundaries of the Birch Bay Library Capital Facility Area shall be as described by Exhibit A to this ordinance.

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3 **BE IT FURTHER ORDAINED** that the proposition shall be in substantially the  
4 following form:  
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6 The Whatcom County Council adopted Ordinance No. \_\_\_\_ concerning a proposition  
7 to establish the Birch Bay Library Capital Facility Area to finance a new library  
8 facility in Birch Bay. If approved, this proposition would establish the Birch Bay  
9 Library Capital Facility Area with boundaries as described in County Council  
10 Ordinance No. \_\_\_\_, authorize it to acquire, construct, furnish and equip a new  
11 library in Birch Bay, incur indebtedness to finance such improvements through the  
12 issuance of up to \$4,500,000 in general obligation bonds maturing within 20 years,  
13 and levy annual excess property taxes to repay such bonds. Shall this proposition  
14 be approved?  
15

16 **YES** \_\_\_\_\_

17 **NO** \_\_\_\_\_

18  
19 **ADOPTED** this \_\_\_\_ day of \_\_\_\_\_, 2021.  
20  
21

22  
23 ATTEST:

WHATCOM COUNTY COUNCIL  
WHATCOM COUNTY, WASHINGTON

24  
25 \_\_\_\_\_  
26 Dana Brown-Davis, Clerk of the Council

\_\_\_\_\_  
Barry Buchanan, Council Chair

27  
28  
29  
30 APPROVED AS TO FORM:

WHATCOM COUNTY EXECUTIVE  
WHATCOM COUNTY, WASHINGTON

31 /s/ Karen Frakes (approved via E-mail) / JL

32 \_\_\_\_\_  
33 Civil Deputy Prosecutor

\_\_\_\_\_  
Satpal Sidhu  
County Executive

34  
35  
36 ( ) Approved ( ) Denied

37  
38 Date Signed: \_\_\_\_\_



## Pacific Surveying & Engineering, Inc

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### EXHIBIT 'A'

#### WHATCOM COUNTY RURAL LIBRARY DISTRICT BIRCH BAY LIBRARY CAPITAL FACILITY AREA BOUNDARY DESCRIPTION

ALL THOSE PORTIONS OF UPLAND AND TIDELANDS PROPERTIES INCLUDED WITHIN THE AREA DESCRIBED BELOW, AND LYING WITHIN PORTIONS OF THE FOLLOWING SECTIONS:

TOWNSHIP 39 NORTH RANGE 1 WEST, W.M.  
SECTION 1, SECTION 2, SECTION 11 AND SECTION 12.

TOWNSHIP 39 NORTH RANGE 1 EAST, W.M.  
SECTION 5, SECTION 6, SECTION 7 AND SECTION 8.

TOWNSHIP 40 NORTH RANGE 1 WEST, W.M.  
SECTION 10, SECTION 15, SECTION 16, SECTION 21, SECTION 22, SECTION 23, SECTION 24,  
SECTION 25, SECTION 26, SECTION 27 AND SECTION 36.

TOWNSHIP 40 NORTH, RANGE 1 EAST, W.M.  
SECTION 19, SECTION 20, SECTION 21, SECTION 22, SECTION 27, SECTION 29, SECTION 30,  
SECTION 31 AND SECTION 32.

#### **CAPITAL FACILITY AREA BOUNDARY:**

BEGINNING AT THE SOUTH 1/16<sup>TH</sup> CORNER ON THE EAST LINE OF SECTION 10, TOWNSHIP 40 NORTH, RANGE 1 WEST, W.M.; THENCE WESTERLY ALONG THE SOUTH 1/16<sup>TH</sup> LINE OF SAID SECTION 10 AND THE SOUTHERLY CITY LIMITS BOUNDARY OF THE CITY OF BLAINE TO THE SHORELINE OF SEMIAHMOO BAY; THENCE ALONG SAID SHORELINE, AS FOLLOWS:

IN A GENERALLY SOUTHERLY DIRECTION ALONG THE SHORELINE OF SEMIAHMOO BAY AND WITHIN SAID SECTIONS 10, 15, 16, AND 21 OF TOWNSHIP 40 NORTH, RANGE 1 WEST, W.M.;

THENCE IN A GENERALLY SOUTHEASTERLY DIRECTION ALONG THE SHORELINE OF SEMIAHMOO BAY AND BIRCH BAY AND WITHIN SAID SECTIONS 21, 22 AND 27 OF TOWNSHIP 40 NORTH, RANGE 1 WEST, W.M.;

THENCE IN A GENERALLY EASTERLY AND NORTHEASTERLY DIRECTION ALONG THE SHORELINE OF BIRCH BAY AND WITHIN SAID SECTIONS 26 AND 23 OF TOWNSHIP 40 NORTH, RANGE 1 WEST, W.M.;

THENCE IN A GENERALLY SOUTHEASTERLY AND SOUTHERLY DIRECTION ALONG THE SHORELINE OF BIRCH BAY AND WITHIN SAID SECTIONS 24 AND 25 OF TOWNSHIP 40 NORTH, RANGE 1 WEST, W.M., AND SECTION 30 OF TOWNSHIP 40 NORTH, RANGE 1 EAST, W.M.;

THENCE IN A GENERALLY SOUTHERLY AND SOUTHWESTERLY DIRECTION ALONG THE SHORELINE OF BIRCH BAY AND WITHIN SAID SECTION 31, TOWNSHIP 40 NORTH, RANGE 1 EAST, W.M., AND SECTION 36, TOWNSHIP 40 NORTH, RANGE 1 WEST, W.M. AND SECTIONS 1 AND 2, TOWNSHIP 39 NORTH, RANGE 1 WEST, W.M.;

THENCE CONTINUING IN A GENERALLY WESTERLY AND SOUTHERLY DIRECTION ALONG THE SHORELINE OF BIRCH BAY AND THE STRAIT OF GEORGIA AND WITHIN SECTION 2, TOWNSHIP 39 NORTH, RANGE 1 WEST, W.M.;

THENCE CONTINUING IN A GENERALLY SOUTHERLY AND SOUTHEASTERLY DIRECTION ALONG THE SHORELINE OF THE STRAIT OF GEORGIA TO THE INTERSECTION WITH THE SOUTH LINE OF SECTION 11, TOWNSHIP 39 NORTH, RANGE 1 WEST, W.M.;

THENCE DEPARTING SAID SHORELINE AND EASTERLY ALONG SAID SOUTH LINE OF SECTIONS 11 AND 12, TOWNSHIP 39 NORTH, RANGE 1 WEST, W.M. TO THE SOUTHEAST CORNER OF SAID SECTION 12;

THENCE CONTINUING EASTERLY ALONG THE SOUTH LINE OF SECTIONS 7 AND 8, TOWNSHIP 39 NORTH, RANGE 1 EAST, W.M., ALSO BEING THE CENTERLINE OF ALDERGROVE ROAD (CO. RD. NO. 641) TO THE SOUTHEAST CORNER OF SAID SECTION 8, BEING A POINT OF INTERSECTION OF THE CENTERLINES OF SAID ALDERGROVE ROAD WITH KICKERVILLE ROAD (CO. RD. 228);

THENCE NORTH ALONG SAID CENTERLINE OF KICKERVILLE ROAD, AND THE EAST LINE OF SAID SECTIONS 8 AND SECTION 5 OF SAID TOWNSHIP 39 NORTH, RANGE 1 EAST, W.M. TO THE NORTHEAST CORNER OF SAID SECTION 5, BEING A POINT OF INTERSECTION OF THE CENTERLINES OF SAID KICKERVILLE ROAD AND BAY ROAD (CO. ROAD NO. 42);

THENCE NORTHERLY ALONG THE EAST LINE OF SECTIONS 32 AND 29, TOWNSHIP 40 NORTH, RANGE 1 EAST, W.M., AND ALONG THE CENTERLINE OF SAID KICKERVILLE ROAD TO THE NORTHEAST CORNER OF SAID SECTION 29, BEING THE POINT OF INTERSECTION OF THE CENTERLINES OF SAID KICKERVILLE ROAD AND BIRCH BAY-LYNDEN ROAD (CO. RD. NO. 559); THENCE EAST ALONG THE SOUTH LINE OF SECTIONS 21 AND 22, TOWNSHIP 40 NORTH, RANGE 1 EAST, AND ALONG THE CENTERLINE OF SAID BIRCH BAY-LYNDEN ROAD TO THE POINT OF INTERSECTION WITH PORTAL WAY; THENCE CONTINUING IN AN EASTERLY AND SOUTHEASTERLY DIRECTION ALONG SAID CENTERLINE OF SAID BIRCH BAY-LYNDEN ROAD AND WITHIN SECTIONS 22 AND 27 OF TOWNSHIP 40 NORTH, RANGE 1 EAST, W.M., TO THE WEST MARGIN OF INTERSTATE 5; THENCE NORTHWESTERLY ALONG SAID WEST MARGIN OF INTERSTATE 5 AND WITHIN SAID SECTIONS 27, 22 AND 21 TO THE POINT OF INTERSECTION WITH THE NORTH LINE OF SAID SECTION 21; THENCE WESTERLY ALONG THE NORTH LINE OF SECTIONS 21, 20, AND 19, TOWNSHIP 40 NORTH, RANGE 1 EAST, W.M., AND SECTIONS 24 AND 23, TOWNSHIP 40 NORTH, RANGE 1 WEST, W.M., TO THE NORTHWEST CORNER OF SAID SECTION 23; THENCE NORTHERLY ALONG THE EAST LINE OF SECTIONS 15 AND 10, TOWNSHIP 40 NORTH, RANGE 1 WEST, W.M., TO THE POINT OF BEGINNING.

TOGETHER WITH SECOND CLASS TIDELANDS ABUTTING.

ALSO TOGETHER WITH ANY PROPERTIES LOCATED BETWEEN THE LINE OF ORDINARY HIGH WATER AND THE GOVERNMENT MEANDER LINE.

EXCEPTING THEREFROM ANY PORTION OF LAND LOCATED WITHIN THE CITY OF BLAINE.

SITUATE IN WHATCOM COUNTY, WASHINGTON

NOTE: THE TERM "SHORELINE" USED IN THIS CAPITAL FACILITY AREA BOUNDARY DESCRIPTION IS INTENDED TO REPRESENT THE LEGAL BOUNDARY BETWEEN UPLAND

AND TIDELAND PROPERTIES, WHICH MAY BE EITHER THE GOVERNMENT MEANDER LINE OR THE LINE OR ORDINARY HIGH WATER DEPENDING ON HISTORICAL AND LEGAL CIRCUMSTANCES. IN ALL CASES, AND SPECIFICALLY FOR THE PURPOSES OF THIS CAPITAL FACILITY AREA BOUNDARY DESCRIPTION IT SHOULD BE PRESUMED THAT THERE IS NO GAP BETWEEN UPLAND AND TIDELANDS PROPERTIES.



WHATCOM COUNTY RURAL LIBRARY DISTRICT  
 BIRCH BAY LIBRARY  
 CAPITAL FACILITY BOUNDARY EXHIBIT

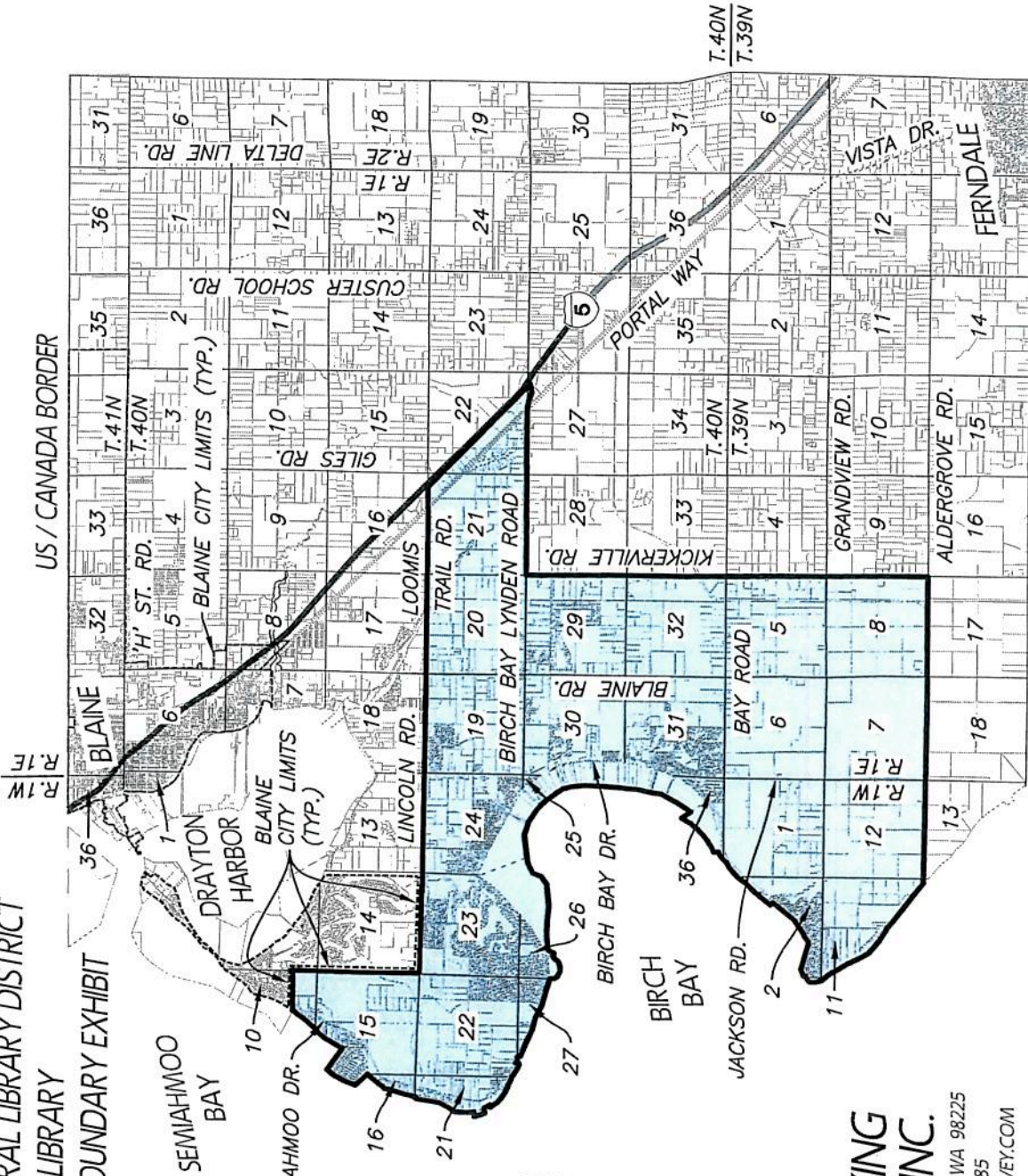


STRAIT OF  
 GEORGIA



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 & ENGINEERING, INC.**

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DWG#: 2021084\_svE\_Exhibit.dwg DATE: 6.8.2021 JOB#: 2021084 SCALE: 1"=9000' SHEET: 1 OF 1