

PORT OF SHELTON

Resolution 11-12

A Resolution of the Port Commission of the Port of Shelton Authorizing the Execution of a Stipulation and Agreed Order of Dismissal for Pollution Control Hearings Board No. 10-173.

WHEREAS, the Washington State Department of Ecology issued Order Docket No. DE 8109 ("Order") dated November 19, 2010 to the Port of Shelton; and

WHEREAS, the Order provides for the Port to cease and desist the use of water at its industrial park site referred to as Johns Prairie Industrial Park in Mason County, Washington by May 1, 2011, except for that quantity authorized under the ground water permit exemption under RCW 90.44.050; and

WHEREAS, the Parties extended the stay of the current Order of Ecology until December 30, 2011; and

WHEREAS, the Port has executed a Wholesale Water Supply Agreement with the City of Shelton for the purpose of providing city water to the Industrial Park; and

WHEREAS, by March 1, 2013, the Port shall serve all customers within the service area of the Industrial Park with City water under the Wholesale Agreement with the City.

NOW THEREFORE BE IT RESOLVED, by the Port of Shelton Commission as follows:

1. The Attorney for the Port of Shelton, Tom McDonald, Cascadia Law Group PLLC is authorized to execute the Stipulation and Agreed Order of Dismissal of PCHB No. 10-173.

ADOPTED by the Port of Shelton Commission at a Regular Meeting thereof held this 6th day of December, 2011.

PORT OF SHELTON
BOARD OF COMMISSIONERS

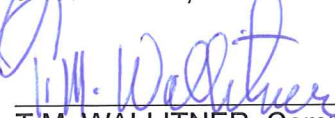
By:



JAY HUPP, Commissioner



JACK MILES, Commissioner



T.M. WALLITNER, Commissioner