

Please return to:

*Executive Assistant
Kennewick Irrigation District
12 West Kennewick Avenue
Kennewick, WA 99336*

KENNEWICK IRRIGATION DISTRICT RESOLUTION 2014-31

Approving Grand Meadows Voluntary Mitigation Agreement

A **RESOLUTION** of the Board of Directors of Kennewick Irrigation District (KID), Benton County, Washington, for the purpose of approving a voluntary mitigation agreement with Brad Beauchamp, BMB Development, Inc. a Washington Corporation (hereinafter “Developer”),

WHEREAS, the Board of Directors of KID (the Board) met in regular session on December 2nd, 2014, with a quorum present, and

WHEREAS, the Property is proposed for subdivision into a development known as “Grand Meadows” consisting 4.35 acres, of which 4.35 acres is classified as irrigable, which are proposed to be subdivided into 15 lots and legally described as follows;

Parcel Number: 134993000025000

SECTION 34 TOWNSHIP 9 NORTH RANGE 29: THE EAST ONE/HALF OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER LESS THE WEST ONE/HALF OF THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER AND LESS THE WEST ONE/HALF OF THE EAST ONE/HALF OF THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER, WEST ONE/HALF OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER EXCEPT THE NORTH 330 FEET THEREOF, EXCEPT THE WEST 165 FEET THEREOF, PUD RIGHT OF WAY EASEMENT 6-3-53, LESS PORTION TO CITY OF KENNEWICK FOR ROAD RIGHT OF WAY SWD 8-21-92

hereinafter referred to as the “Property.”

WHEREAS, the Property is being developed into a residential subdivision within the City of Kennewick boundaries; and

WHEREAS, the Property is owned by the Developer and has an allotment of irrigation water from

KID; and

WHEREAS, RCW 58.17.310 requires that irrigation water rights-of-way be provided for each parcel of land, and also requires that, if the subdivision lies within land within an irrigation district classified as irrigable, completed irrigation water distribution facilities for such land may be required by the irrigation district by resolution as a condition for approval of the short plat or final plat by the legislative authority of the city, town, or county; and

WHEREAS, KID Resolution 86-15A requires completed irrigation facilities as a condition for approval of the short plat or final plat; and

WHEREAS, KID Policy 4.19 "Standard Specifications" specifies what comprises completed irrigation facilities; and

WHEREAS, the Developer has made irrigation improvements on the Property, but has not completed the construction of a pump station, and appurtenant facilities to provide pressurized irrigation water to the subdivision as a completed irrigation facility; and


WHEREAS, the Developer and KID mutually agree that it is in each of their best interest for the Developer to contribute funds towards KID's planned regional system in lieu of constructing a pond, pump station, and appurtenant facilities to service the Property; and


WHEREAS, the Developer desires to contribute funds equal to the mutually agreed cost of completed irrigation facilities, which is \$30,514.61 towards the planned regional system in lieu of construction of a pond, pump station, and appurtenant facilities and the Property; and


WHEREAS, the parties desire to set forth their agreements on how said Voluntary Mitigation Agreement will be constructed, operated, maintained, replaced, and bettered for their mutual benefit and for the benefit of their heirs, assigns and successors;


NOW, THEREFORE, BE IT RESOLVED that the attached "Grand Meadows Voluntary Mitigation Agreement" is approved.


RESOLUTION 2014-31 IS HEREBY ADOPTED by the Board of Directors of Kennewick Irrigation District, Benton County, Washington, at a regular open public meeting thereof this 2nd day of December, 2014.


Kirk Rathbun


Patrick McGuire


Gene Huffman


David McKenzie


Dean Dennis