

Please return to:

*Executive Assistant
Kennewick Irrigation District
2015 South Ely Street
Kennewick, WA 99337*

KENNEWICK IRRIGATION DISTRICT RESOLUTION 2019-07

RED MOUNTAIN NEW ALLOCATION ASSESSMENT CLARIFICATION

A **RESOLUTION** of the Board of Directors of Kennewick Irrigation District (KID), Benton County, Washington, for the purpose of clarifying the assessment payment dates for the additional allocations transferred to properties in the Red Mountain Service Area; and

WHEREAS, on February 6, 2018, the Kennewick Irrigation District Board of Directors (the Board) signed Resolution 2018-03 Approving Water Allotment Transfers for Red Mountain Service Area, which allocated new allotments of 26.99 acres on Red Mountain, bringing the total allocations for Red Mountain to the maximum 1785 acres (see Exhibit A of Resolution 2018-03, incorporated herein as *Exhibit A*).

WHEREAS, pursuant to Resolution 2018-03, "Irrigation assessments for the allotments to said parcels will be added to KID's assessment rolls effective January 1, 2018"; and

WHEREAS, due to inadvertent KID staff error, the aforementioned 26.99 acres in new allocations were not added to the 2018 assessment rolls as provided in Resolution 2018-03; and

WHEREAS, said 26.99 acres were added to the 2019 assessment rolls; and

WHEREAS, the property owners allocated these 26.99 acres were aware that they would be assessed beginning in 2018, and agreed to this provision in their Red Mountain Service Area Water Allotment Allocation Applications, and clearly understood that these assessments would include the surcharges for the construction of the Red Mountain irrigation system (pursuant to KID Resolution 2016-10 Authorization for Collection of Surcharges for the Red Mountain Service Area), whether or not their irrigation infrastructure has been constructed, and annual assessments/charges (which include additional capital and operating surcharges for the Red Mountain Service Area); and

WHEREAS, notwithstanding the inadvertent KID staff error, it is appropriate for these property owners to be charged for 2018 **and** 2019 assessments, and they should be retroactively charged for the 2018 assessments as per Resolution 2018-01 2018 Schedule of Rates and Charges; and

WHEREAS, payment of the 2018 assessments was not made by the property owners due to no fault of their own, as they had not received an assessment notice from KID; and

WHEREAS, it is appropriate to allow said property owners to pay KID for these retroactive 2018 assessments following the 2019 assessment payment schedule, with one half due on April 30, 2019, and one half due on October 31, 2019; and

WHEREAS, it is also appropriate for KID to waive any applicable late fees or charges for said 2018 assessments not paid in 2018; and


NOW, THEREFORE, BE IT RESOLVED as follows:

1. **Exhibit A (Exhibit A of KID Resolution 2018-03, Red Mountain Water Allotment Transfers)** is incorporated herein as though fully set forth in this Resolution;
2. As described in **Exhibit A**, these parcels shall be charged for 2018 and 2019 assessments and charges for the 26.99 acres in new allotments per Resolution 2018-01 and Resolution 2019-01;
3. Both 2018 and 2019 assessments for these 26.99 acres will be due in 2019, with one half due on April 30, 2019, and one half due October 31, 2019, per KID's normal operating rules; and

RESOLUTION 2019-07 IS HEREBY ADOPTED by the Board of Directors of Kennewick Irrigation District, Benton County, Washington, at a regular open public meeting thereof this 19th day of February, 2019.

ABSENT

Dean Dennis, President



Gene Huffman, Vice President



David McKenzie, Director

via telephone

Kirk Rathbun, Director



Raman Venkata, Director