

*Please return to:*

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

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## **KENNEWICK IRRIGATION DISTRICT RESOLUTION 2019-21**

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### **Approving City of Kennewick Short Plat 2019-06 Voluntary Mitigation Agreement**

A **RESOLUTION** of the Board of Directors of Kennewick Irrigation District (KID), Benton County, Washington, for the purpose of approving a development agreement with Mike Smithee, a private land owner (hereinafter “Developer”),

**WHEREAS**, the Board of Directors of KID (the Board) met in regular session on June 18<sup>th</sup>, with a quorum present, and

**WHEREAS**, the Property is proposed for subdivision into a development known as “Short Plat 2016-06” consisting of 4.85 acres, of which 4.50 acres are classified as irrigable, which are proposed to be subdivided into 3 lots legally described in **Exhibit A** of the attached “City of Kennewick Short Plat 2019-06 Voluntary Mitigation Agreement”; hereinafter referred to as the “Property.”

**WHEREAS**, the Property is being developed into a residential subdivision within the Benton County 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**, KID submitted a comment letter to the COK to incorporate certain conditions into its final decision approving the Subdivision; and

**WHEREAS**, the Developer agrees to make irrigation improvements on the Property, which include the installation of distribution piping and service connections to each property of the subdivision; and

**WHEREAS**, the Developer and KID mutually agree that it is in each of their best interest for the Developer to install distribution piping from the KID point of connection to the proposed subdivision; and

**WHEREAS**, the Developer and KID mutually agree that it is in each of their best interest for the Developer and KID to contribute funds towards KID's planned system improvements to serve the subdivision; and

**WHEREAS**, KID's planned system improvements are estimated at \$47,240.44 and include 7 Equivalent Irrigation Units (EIU's); and

**WHEREAS**, the parties desire to set forth their agreements on how Developer's contributions to irrigation facilities serving the Subdivision will be constructed, operated, maintained, and replaced;

**NOW, THEREFORE, BE IT RESOLVED** that the attached "City of Kennewick Short Plat 2019-06 Voluntary Mitigation Agreement" is approved.

**RESOLUTION 2019-21 IS HEREBY ADOPTED** by the Board of Directors of Kennewick Irrigation District, Benton County, Washington, at a regular open public meeting thereof this 18<sup>th</sup> day of June, 2019.

  
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**Dean Dennis**

  
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**Kirk Rathbun**

  
\_\_\_\_\_  
**Gene Huffman**

**ABSENT**  
\_\_\_\_\_  
**David McKenzie**

  
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**Raman Venkata**