

Please return to:

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

KENNEWICK IRRIGATION DISTRICT RESOLUTION 2023-50

AMENDMENT TO RESOLUTION 2017-13 AUTHORIZATION FOR COLLECTION OF SURCHARGES IN THE W 21ST PL AND S RAINIER ST SERVICE AREA

A **RESOLUTION** of the Board of Directors of Kennewick Irrigation District (KID), Benton County, Washington, relating to certain rates, charges, and assessments, establishing certain rates, charges and surcharges and directing assessment process related to the W 21st Pl and S Rainier St Service Area; authorizing and directing actions, amending Resolution 2017-13.

Section 1. RECITALS AND FINDINGS.

1.1 Per Resolution 2017-13 the estimated surcharges for the W 21st Pl and S Rainier St Service Area are \$16,790.30 (\$1,679.03 annually for 10 years) or \$12,932.00 per acre.

1.2 Per Resolution 2017-13 new properties created through the platting process connection to the pressurized system shall pay the appropriate surcharge in full at the time of land division unless approved by the KID Board.

1.3 KID system improvements have not yet been installed in the referenced service area.

Section 2. AFFECTED PROPERTIES.

2.1 The property affected by this Amendment to Resolution 2017-13 is:

Parcel 111894020063002, described as follows:

The East 188 Feet Of The West 376 Feet Of The North 132 Feet Of Track 63, The Highlands Plat C, According To The Plat Thereof Recorded In Volume 2 Of Plat, Page 31, Records of Benton County, Washington, Except The South 26 Feet Thereof For Road.

2.2 All other properties listed in Resolution 2017-13 shall be bound by Resolution 2017-13 and shall not be affected by this Amendment to Resolution 2017-13.

Section 3. SURCHARGE.

3.1 Except as provided in this Resolution, the affected property in **Section 2** (and any properties created by a subdivision of the referenced property) shall be subject to Resolution 2017-13 and shall be bound by all obligations applicable to lands which receive water within KID, including but not limited to the obligations to pay assessments and by annual resolution setting the schedule of rates and charges (most recently Resolution 2023-01).

3.2 This Amendment to Resolution 2017-13 shall amend the payment of surcharges applicable to the property in **Section 2** (and any properties created by a subdivision of the referenced property) to the following:

3.2.1 In order to incentivize capital recovery, if the entire project costs are paid by April 30 following the completion of construction, the cost of the surcharge will be reduced to an estimated amount of \$12,932.00 per acre (if construction is completed between March 1 and April 30 of a given year, the entire project costs are due October 31 following the completion of construction). The final amount of the surcharge shall be determined after completion of construction and shall be based on actual construction costs.

3.2.3 If the entire project costs are not paid in full by the date established in paragraph 3.2.1, an annual surcharge of an estimated \$1,679.03 per acre will be added to the KID billing for the affected parcel(s) as a separate Capital Surcharge with equal one-half (1/2) installments due on April 30 and October 31 of each year, beginning April 30 following the completion of construction, for ten (10) years (if construction is completed between March 1 and April 30 of a given year, the first annual surcharge is due October 31 following the completion of construction). If there is a change in property ownership of any affected parcel(s) after connection to the system the entire surcharge amount for the project costs, less any annual surcharges paid, becomes due. The final amount of the surcharge shall be determined after completion of construction and shall be based on actual construction costs.

Section 4. IMPLEMENTATION. The KID District Manager is hereby authorized and directed to take such action as appropriate and necessary to administer and enforce this Resolution.

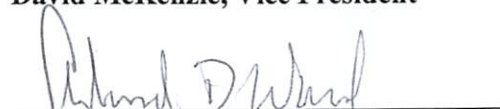
Section 5. REPEALER; FUTURE ACTIONS. Any KID act prior to and inconsistent with this Resolution is hereby superseded and repealed. Nothing in this Resolution shall limit the future authority of KID to modify, rates charges and assessments.


RESOLUTION 2023-50 IS HEREBY ADOPTED by the Board of Directors of Kennewick Irrigation District, Benton County, Washington, at a regular open public meeting with a quorum present thereof this 21st day of November, 2023.


Gene Huffman, President


David McKenzie, Vice President


Kirk Rathbun, Director


Arland Ward, Director


Griffin Hanberg, Director

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Kennewick Irrigation District
2015 South Ely Street
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KENNEWICK IRRIGATION DISTRICT RESOLUTION 2017-13

Authorization of Collection of Surcharges for PLA Properties in the W. 21st Pl. and S. Rainier St. Service Area.

A **RESOLUTION** of the Board of Directors of Kennewick Irrigation District (KID), Benton County, Washington, for the purpose of authorizing collection of surcharges for the W. 21st Place and S. Rainier Street service area.

WHEREAS, on April 4, 2017 the KID Board authorized staff to establish a surcharge service area located in Kennewick, Washington; and

WHEREAS, the surcharge service area shall include the frontage properties along W. 21st Place, bound to the west by S. Rainier Street and parcel 111894010542006 to the east. The service area includes the following parcels:

- 111894020063004
 - The West 94 Feet Of The North 132 Feet Of Tract 63, Highlands Plat C, According To The Plat Thereof Recorded In Volume 2 Of Plats, Page 31, Records Of Benton County, Washington, Except The South 26 Feet Thereof For Road Purposes.
- 111894020063003
 - The East 94 Feet Of The West 188 Feet Of The North 132 Feet Of Tract 63, The Highlands Plat C, According To The Plat Thereof Recorded In Volume 2 Of Plats, Page 31, Records Of Benton County, Washington, Except The South 26 Feet For Road Purposes.
- 111894020063002
 - The East 188 Feet Of The West 376 Feet Of The North 132 Feet Of Tract 63, The Highlands Plat C, According To The Plat Thereof Recorded In Volume 2 Of Plat, Page 31, Records Of Benton County, Washington, Except The South 26 Feet Thrcrof For Road.
- 111894020063001
 - The North 132 Feet Of Tract 63, The Highlands Plat C, According To The Plat Thereof Recorded In Volume 2 Of Plats, Page 31, Records Of Benton County, Washington; Except The South 26 Feet; And Except The West 376 Feet Thereof.
- 111894020063005
 - The South 146 Feet Of The North 278 Feet Of Tract 63, The Highlands, Plat C, According To The Plat Thereof Recorded In Volume 2 Of Plats, Page 31, Records Of Benton County, Washington

WHEREAS, the surcharge service area lies within an established private line area (PLA); and

WHEREAS, the system improvements shall be delayed until enough participation by property owners exists, participation shall be at the KID Board's discretion; and

WHEREAS, the surcharge service area shall be subject to KID Policy 2.41, "KID Surcharges for System Improvements". The surcharges applicable to these properties upon connection shall be calculated as follows:

1. The transmission surcharge shall be waived as a KID Master Plan for this service areas has yet to be established, this can be modified through a resolution in the future.
2. The distribution surcharge shall be determined based construction estimates, since the work has not yet occurred and will be adjusted based on actual costs of construction.
 - a. The initial estimated amount to pay for improvements in full is **\$12,932.00** per acre.
 - b. If not paid in full within 6 months of connection, an annual surcharge of **\$1,679.03** per acre will be added to the KID billing to the property as a separate Capital Charge, with equal one-half (1/2) installments due on April 30 and October 31 of each year, beginning on April 30 of the following year, for ten (10) years.

WHEREAS, upon connection PLA properties in the surcharge service area will be required to enter into an Irrigation Water Service Agreement, guaranteeing that KID will be paid for the improvements; and

WHEREAS, new properties created through the platting process connecting to the pressurized system shall pay the appropriate surcharge in full at the time of land division unless approved by the KID Board (i.e. Voluntary Mitigation Agreement). These surcharges will not include financing fees; and

WHEREAS, the Board of Directors of Kennewick Irrigation District met in regular session on May 2, 2017, with a quorum present,

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of Kennewick Irrigation District that the collection of surcharges for PLA properties in the W. 21st Place and S. Rainier Street service area is hereby authorized.

RESOLUTION 2017-13 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 May, 2017.


Gene Huffman, President


David McKenzie, Director


Dean Dennis, Vice President


Kirk Rathbun, Director