

# AGENDA REQUEST FORM

**Return completed form and complete agenda item to the Clerk of the Board  
Yakima County Commissioners' Office, Room 232**

Prepared by:  
Joel Freudenthal

Department: Public Services

Requested Agenda Date: 02/02/2021

Presenting: Joel Freudenthal

Document Title:

*Board of County Commissioners Record Assigned*  
  
#  
  
**036-2021**

**APPROVED FOR AGENDA:**  
  
 Consent       Regular  
*Board of County Commissioners Determined*

**In the Matter of Setting a Public Hearing Date to Consider Dissolution of Yakima County Diking Improvement District No. 3**

Action Requested: *Check Applicable Box*

**PASS RESOLUTION**       **EXECUTE or AMEND AGREEMENT CONTRACT or GRANT**  
 **ISSUE PROCLAMATION**    **PASS ORDINANCE**    **OTHER** \_\_\_\_\_

Describe Fiscal Impact:

N/A

Background Information:

Diking Improvement District Number 3 of Yakima County is a self-governing district that was formed by County legislative action October 8, 1917, in accordance with Title 85, Chapter 08 of the Revised Code of Washington. The District appears to meet the definition of "inactive" as defined in RCW 36.96.010.


Summary & Recommendation:

RCW 36.96.030 provides that "at any time a county legislative authority may hold hearings on the dissolution of any special purpose district that appears to meet the criteria of being "inactive" and dissolve such a district pursuant to the proceedings provided for in RCW 36.96.030 through 36.96.080". Following the hearing, the Board of County Commissioners will issue written findings regarding the public benefit of dissolution of Yakima County Diking Improvement District 3 and consider adopting an ordinance to suspend the District

Motion:

Department Head/ Elected Official

**AGREEMENT** Attached Is Approved as to Form  
Corporate Counsel Initial \_\_\_\_\_

  
\_\_\_\_\_  
Signature

*Late Agenda Requests Require BOCC Chairman Signature:*  
  
\_\_\_\_\_

**BOARD OF YAKIMA COUNTY COMMISSIONERS  
RESOLUTION**

**IN THE MATTER OF SETTING A PUBLIC  
HEARING DATE TO CONSIDER  
DISSOLUTION OF YAKIMA COUNTY  
DIKING IMPROVEMENT DISTRICT NO. 3**

**036-2021**

**WHEREAS**, Diking Improvement District Number 3 of Yakima County is a self-governing district that was formed by County legislative action October 8, 1917, in accordance with Title 85, Chapter 08 of the Revised Code of Washington; **and**,

**WHEREAS**, the District appears to meet the definition of “inactive” as defined in RCW 36.96.010; **and**,

**WHEREAS**, the flood control facilities constructed by the District have been supplanted by the construction and maintenance of Interstate 82 by the Washington State Department of Transportation, and have been damaged or destroyed by natural river movement or actively removed or breached by the Yakima County Flood Control Zone District to improve floodplain function and reduce risk to the Interstate 82 due to these unmanaged and unmaintained structures; **and**,

**WHEREAS**, RCW 36.96.030 provides that “at any time a county legislative authority may hold hearings on the dissolution of any special purpose district that appears to meet the criteria of being “inactive” and dissolve such a district pursuant to the proceedings provided for in RCW 36.96.030 through 36.96.080” ; **now, therefore**,

**BE IT HEREBY RESOLVED** by the Board of County Commissioners of Yakima County, Washington, that a virtual public hearing be held on Tuesday, February 23, 2021 at 10:00 a.m., or as soon thereafter as possible in City of Yakima Council Chambers, 129 North 2nd Street, Yakima Washington; and following which the Board of County Commissioners will issue written findings regarding the public benefit of dissolution of Yakima County Diking Improvement District 3 and consider adopting an ordinance to suspend the District; **and**,

**BE IT FURTHER RESOLVED** that the Clerk of the Board is directed to advertise notice of said hearing as required by law.

**BOARD OF YAKIMA COUNTY COMMISSIONERS  
RESOLUTION**

**DONE** FEB 02 2021

*Attest:*

\_\_\_\_\_  
Julie Lawrence, Clerk of the Board *or*  
Linda Kay O'Hara, Deputy Clerk of the Board

\_\_\_\_\_  
Ron Anderson, Chairman

\_\_\_\_\_  
Amanda McKinney, Commissioner

\_\_\_\_\_  
LaDon Linde, Commissioner  
*Constituting the Board of County Commissioners  
for Yakima County, Washington*

**BOARD OF YAKIMA COUNTY COMMISSIONERS**

**NOTICE OF PUBLIC HEARING**

Notice is hereby given that, pursuant to Resolution No. XX-2021 the Board of Yakima County Commissioners will hold a public hearing on Tuesday, February 23, 2021 at 10:00 a.m., or as soon thereafter as possible for the purpose of hearing public testimony concerning the dissolution of drainage improvement district 3 for being inactive in accordance with RCW 36.96.010.

The public hearing will be held **Tuesday, February 23, 2021 at 10:00 a.m.**, or as soon thereafter as possible. The meeting will be conducted telephonically, for the purpose of hearing public testimony concerning the dissolution of drainage improvement district 3 for being inactive in accordance with RCW 36.96.010., they must call 509-574-1500 between 9:45 and 9:55 am and provide their name and the matter upon which they are calling to testify to the Clerk of the Board. **PARTICIPANTS SHOULD MUTE THEIR PHONES AND REMAIN SILENT UNTIL CALLED UPON BY THE CHAIRMAN TO GIVE TESTIMONY.** The regular meeting of the Board of Yakima County Commissioners will be conducted before the Public Hearing. There may be more than one public hearing. Callers will be identified by name when it is their turn to give testimony. Written testimony or translator assistance request may also be submitted to the Clerk of the Board by email to [julie.lawrence@co.yakima.wa.us](mailto:julie.lawrence@co.yakima.wa.us) by 4:00 pm on the Monday prior to the hearing.

**DONE** this 2<sup>nd</sup> day of February 2021

ATTEST: Julie Lawrence  
Clerk of the Board

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PUBLISH: Yakima Herald Republic: February 3, 2021

**Bill to:** Account No. 10483, Yakima County Auditor  
Yakima County Public Services /  
128 North 2nd Street, 4th Floor Courthouse  
Yakima, WA 98901