



WASHOE COUNTY

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STAFF REPORT

BOARD MEETING DATE: May 28, 2019

DATE: April 5, 2019

TO: Board of County Commissioners

FROM: Vahid Behmaram, Water Management Planner Coordinator,
Community Services Dept., 954-4647, vbehmaram@washoecounty.us

THROUGH: Dave Solaro, Arch., P.E., Assistant County Manager
Community Services Department, 328-3600, dsolaro@washoecounty.us

SUBJECT: Recommendation to approve a Cancellation Agreement and associated Water Rights Deed to terminate a Water Sale Agreement between Washoe County and Black Rock City, LLC, and re-convey 4.48 acre-feet of water rights from Washoe County to Black Rock City, LLC.
(Commission District 5.)

SUMMARY

Pursuant to amendments to Washoe County Development Code, Chapter 110, Article 422, adopted on December 12, 2017, Washoe County is terminating a Water Sale Agreement between Washoe County and Black Rock City, LLC, and re-conveying 4.48 acre-feet of water rights from Washoe County to Black Rock City, LLC.

Washoe County Strategic Objective supported by this item: Stewardship of our community.

PREVIOUS ACTION

On May 25, 2004, a Water Rights Deed and Water Sale Agreement were recorded with the Washoe County Recorder as document numbers 3049514 and 3049515 (for 4.48 acre-feet).

BACKGROUND

In accordance with Article 422 of Washoe County Development Code, Black Rock City, LLC, dedicated 4.48 acre-feet of ground water rights in support of the water service and facilities at the Burning Man festival staging area and "work ranch" located in Hualapai Flat area. By means of the Water Sale Agreement, Washoe County made the dedicated water rights available to Black Rock City, LLC to be used in support of water service associated with the project.

Washoe County amended its code to remove the mandate for the water rights dedication process and to allow for re-conveyance of previously dedicated water rights. The documents referenced within the subject accomplish the termination of the agreement

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between Washoe County and Black Rock City, LLC and transfers title to said water rights to Black Rock City, LLC.

FISCAL IMPACT

There is no fiscal impact.

RECOMMENDATION

It is recommended the Board of County Commissioners approve a Cancellation Agreement and associated Water Rights Deed to terminate a Water Sale Agreement between Washoe County and Black Rock City, LLC, and re-convey 4.48 acre-feet of water rights from Washoe County to Black Rock City, LLC.

POSSIBLE MOTION

Should the Board agree with staff's recommendation, a possible motion would be: "Move to approve a Cancellation Agreement and associated Water Rights Deed to terminate a Water Sale Agreement between Washoe County and Black Rock City, LLC and re-convey 4.48 acre-feet of water rights from Washoe County to Black Rock City, LLC."