



WASHOE COUNTY

Integrity Communication Service

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STAFF REPORT

BOARD MEETING DATE: August 28, 2018

DATE: August 1, 2018

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: Approve the Cancellation Agreement and associated Water Rights Deed to terminate Water Sale Agreements between Washoe County and DL Lakeshore, LLC, and re-convey 0.61 acre-feet of water rights from Washoe County to DL Lakeshore, LLC. (Commission District 2)

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 DL Lakeshore, LLC, and re-conveying 0.61 acre-feet of water rights from Washoe County to DL Lakeshore, LLC.

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

PREVIOUS ACTION

On August 27, 2013, the Board of County Commissioners approved the Water Rights Deed and Water Sale Agreement, recorded with Washoe County Recorder on September 5, 2013 as document numbers 4276876 and 4276877 (for 0.61 acre-feet).

BACKGROUND

In accordance with Article 422 of Washoe County Development Code, DL Lakeshore, LLC, as successor in interest to Cross Development DG New Washoe, LLC, dedicated 0.61 acre-feet of ground water rights in support of their building permit application to construct a Dollar General Store in East Washoe Valley. By means of the Water Sale Agreement, Washoe County made the dedicated water rights available to DL Lakeshore, LLC to be used in support of water demand created by their new project.

Washoe County amended its code to remove the mandate for the water rights dedication process and allow for re-conveyance of previously dedicated water rights. The documents attached herewith accomplish the termination of the agreement between Washoe County and DL Lakeshore, LLC and transfers title to said water rights to DL Lakeshore, LLC.

AGENDA ITEM # _____

FISCAL IMPACT

There is no fiscal impact associated with this staff report.

RECOMMENDATION

It is recommended the Board of County Commissioners approve the Cancellation Agreement and associated Water Rights Deed to terminate Water Sale Agreements between Washoe County and DL Lakeshore, LLC, and re-convey 0.61 acre-feet of water rights from Washoe County to DL Lakeshore, LLC.

POSSIBLE MOTION

Should the Board agree with staff's recommendation, a possible motion would be: "Move to approve the Cancellation Agreement and associated Water Rights Deed to terminate Water Sale Agreements between Washoe County and DL Lakeshore, LLC, and re-convey 0.61 acre-feet of water rights from Washoe County to DL Lakeshore, LLC."

Attachments