

**Water Conservancy Board of Thurston County  
Regular Meeting  
April 21, 2008**

**BOARD MEMBERS PRESENT**

Mike Rhubright, Chairman  
Jon Hare, Vice Chairman  
Tom Myrum, Treasurer  
Mike McGinnis, Secretary  
Jerry Louthain  
Mike Schwisow (alternate in-waiting)

**MEETING TIME, PLACE, AND ATTENDEES**

The meeting was called to order at 7:05 pm by Chairman Rhubright at the Board's regular meeting place: Percival Plaza Conference Room, 626 Columbia St. N.W., Suite 1-IF, Olympia, Washington 98501. Guests included: Tom McDonald (representing Todd Hansen Construction per application THUR-04-04); Jill Van Hulle (representing Thurston County per applications THUR-07-01, 02, 03) and Shelly Badger and Stephanie Ray (representing the City of Yelm).

**MINUTES**

**1. Approval of Agenda:** Meeting agenda was reviewed and approved as written.

**2. Approval of Minutes / Correspondence / Financial Report**

- **Minutes** of the March 17, 2008 regular monthly meeting were approved as written.
- **Correspondence received by the Board:**
  1. Letter of submittal (April 18, 2008) from the City of Yelm for an Application for Change of Water Right Certificate No. G2-21613 (McMonigle) including exhibits and check for \$1,450.00 (Board processing fee). Specifically the City requests changes fo purpose of ue, place of use, and points of withdrawal, for 188.44 acre feet of irrigation water rights authorized under certificate G2-21613 (McMonigle).
  2. Letter from Larry Fagerness (April 15, 2008) per THUR-04-01 informing the Board of his communication with Cindy Wilson of the Thurston County Planning Department regarding whether or not the subject parcel is located within a UGA. Ms. Wilson indicated that the subject parcel was not within a UGA of Thurston County.

3. A copy of the letter from Ecology (March 6, 2008) informing the applicant of ECY modifications to the Board's final decision regarding THUR-07-08 & 09 (City of Yelm).
  4. Letter of Commitment from Scott Clark of Thurston County Department of Water and Waste Management per THUR-07-01, 02 & 03. The letter recognizes modeled impacts to Prairie Creek and, ultimately, the Chehalis River and therefore commits the County to a formal long-term Mitigation Plan to be prepared, approved and permitted prior to any use of the proposed water right transfers.
  5. Letter of Approval from Steve Boessow of the Washington State Department of Fish and Wildlife (April 16, 2008) regarding THUR-07-01, 02 & 03 including WDFW recommendations.
- **Financial Report:** The monthly bank statement of April 3, 2008 showed: 1) a balance of \$8,583.83; 2) two payments totaling \$416.81 - (3/4/08 for \$120.00 & 3/24/08 for \$296.81).

### 3. New Applications

- The City of Yelm submitted a new application to the Board for acceptance. Shelly Badger of the City staff presented a brief review of the proposed water right transfer as a follow-up to correspondence received by the Board on April 18, 2008 (see Correspondence #1 above). After a brief question and answer period the Board voted all in favor to accept this application for processing. The application was assigned THUR-08-01 (188.44af) as its unique identifier. Mike McGinnis and Jon Hare agreed to act as Board leads for this application with Mike Schwisow as an advisor.

### 4. Applications in Progress

- Fagerness/Oakville (THUR-04-01: 60): Based upon Mr. Fagerness's communication with the County (see above #2) the Board voted all in favor to end processing this application as originally presented. The Board determined that the current application may not be amended to only include the older non-family farm portion. Mr. Fagerness may contact ECY to process in its current form or begin a new process to exclude the family farm portion. Beginning a new process would be the same as filing a new application with the Board and therefore require another Board processing fee of \$1,450.00. Mr. Fagerness will be informed of the Board decision and alternatives via U.S. Mail.
- Keeneland Park (THUR-04-04): Still awaiting comments on the draft ROE recently sent to Ecology. A meeting with Ecology to discuss the ROE/application has not taken place as of this meeting but is likely to occur within the next two weeks. Immediately after meeting with ECY the Board will convene a special

meeting to review a Final ROE and make a decision on this application. Every attempt will be made to complete the above actions prior to May 12, 2008.

- Grand Mound Water System (THUR-07-01: 45ac.ft., THUR-07-02: 166ac.ft., and THUR-07-03: 140ac.ft.): Final ROEs for each of the above applications were distributed to Board members. A lengthy review and discussion took place between the Board and County representative (Jill Van Hulle). Thereafter, the Board voted all in favor to approve each application for transfer. Signed ROEs and RODs will be sent to ECY for posting and 45 day public review/comment period. Final written decisions by ECY to accept, modify, or reject the Board decisions are expected by the middle of June 2008.
- Grand Mound Water System ( Hamilton, THUR-07-07): Remains in process awaiting an updated hydrogeo report and the preparation of a final draft ROE for review by the Board. Board action on this remaining Thurston County application is expected to occur at the next regular monthly meeting (May 19, 2008).
- City of Yelm (THUR-07-08: 380gpm and THUR-07-09: 80gpm): The Board received a copy of Ecology's decision to *modify* the decision of the Board. Approval was made subject to the instream flows specified for the Lower Reach of the Nisqually River in the Nisqually River Instream Resources Protection Program during the months of November thru March, as measured at RM 4.3. The applicant may appeal the ECY decision to the Pollution Control Hearings Board within 30 days of the receipt of the March 6<sup>th</sup> letter of notification.
- Pattison Water Company (THUR-07-10: 120gpm): This application was voted on and approved (all in favor) after review/discussion of the Final ROE and the determination that the concerns of the Squaxin Tribe had been **fulfilled to the satisfaction of the Board**. The final ROE and Board decision will be posted on the ECY website for a 45 day public review period ending approximately June 15.

## 5. Administration

- *Alternate WCB Commissioner Recruitment*: Board recruit Mr. Mike Schwisow is awaiting approval by the County Commissioners to become a non-voting member awaiting training per letter to the County Commission.
- *New Application/Board Recruitment Outreach*: Nothing new to report.

**6. Reports:** Nothing to report.

**7. Expenditures:** The Board voted all in favor to pay \$290.81 to Anna Giesman for services rendered during the month of March (\$270.00) and for postage costs of \$20.81.

**8. Other:** Two trainings were announced: 1) Water Board Training in Spokane on April 30<sup>th</sup> and 2) Water Rights Sales and Transfers Seminar taking place on June 19<sup>th</sup>, 2008.

Meeting adjourned at 9:07 pm.

Minutes Approved: May 19, 2008