

RESOLUTION NO. 787

TEMPORARY POLICY WAIVER ALLOWING FIRE STORAGE AND
STANDBY STORAGE TO OCCUPY THE SAME SPACE (NESTING) IN THE
PANGBORN RESERVIOR

WHEREAS, on or about April 5, 2021, Microsoft and the East Wenatchee Water District entered into the Microsoft Corporation Construction Agreement with the East Wenatchee Water District (the "Agreement") for the water system improvements to support three buildings of similar size identified as "EAT02, EAT03 & EAT04", and

WHEREAS, as a part of that agreement a Capacity Analysis was developed by RH2 Engineering on behalf of the District on or about November 5, 2020 to calculate the demand required to serve the "EAT02, EAT03 & EAT04", and

WHEREAS, it was determined that supply deficiencies in the current system could not accommodate the original proposal and certain improvements would need to be installed to accommodate "EAT02, EAT03 & EAT04", and

WHEREAS, at such time the Developer requests a certificate of water availability for EAT03, the District agreed to provide a temporary policy waiver allowing fire storage and standby storage to occupy the same space (nesting) in the Pangborn reservoir until the new reservoir is in service, and

WHEREAS, contractual requests added to the scope of the work and created "Amendments" to the Agreement, creating what is now the proposed Fourth Amendment to the Construction Agreement, and

WHEREAS, at such time the Developer agrees to the "expanded" improvements within the Fourth Amendment, the certificate of water availability for EAT03 can be approved by the District, and

WHEREAS, upon the execution of the Fourth Amendment the District will establish this temporary policy waiver allowing water availability of "EAT03 & EAT04", and


BE IT ALSO HEREBY RESOLVED, by the BOARD OF COMMISSIONERS of the EAST WENATCHEE WATER DISTRICT, that said temporary policy be effective from the signatures of the Fourth Amendment and remain in effect until the improvements detailed in the Fourth Amendment have been satisfied and completed.

ADOPTED, by the BOARD OF COMMISSIONERS of the EAST WENATCHEE WATER DISTRICT, Douglas County, Washington at a regular meeting thereof, on this 7th day of December, 2022.



Tracy Petersen, President
Nick Warner

ATTEST:



Terry Barnes, Secretary
Tracy Petersen