

# RESOLUTION 2023 631

BEFORE THE BOARD OF COMMISSIONERS OF BENTON COUNTY, WASHINGTON:

IN THE MATTER OF A MEMORANDUM OF UNDERSTANDING BETWEEN THE STATE OF WASHINGTON DEPARTMENT OF NATURAL RESOURCES PUBLIC LAND SURVEY OFFICE AND BENTON COUNTY

**WHEREAS**, the County is required under Washington State Administrative Code to file a permit to cover, remove or destroy any land survey monument; and

**WHEREAS**, the County regularly covers monuments on a temporary basis as part of its chip sealing operations necessitating numerous permits to be filed; and

**WHEREAS**, the Department of Natural Resources, along with several Counties, recognize the need to expedite the process of covered monument reporting in relations to chip seal operations; and

**WHEREAS**, the parties have prepared a Memorandum of Understanding outlining a simplified reporting process; and

**WHEREAS**, the County Engineer recommends the County to execute the Memorandum of Understanding as prepared and authorize the County Engineer to sign the same; **NOW, THEREFORE**,

**BE IT RESOLVED**, the Board of County Commissioners hereby approves the Memorandum of Understanding between the State of Washington Department of Natural Resources Public Land Survey Office and Benton County as presented; and

**BE IT FURTHER RESOLVED**, the County Engineer is authorized to execute said Memorandum of Understanding as presented on behalf of Benton County.

Dated this 12<sup>th</sup> day of September 2023.

**WILL MCKAY - ABSENT**

Chairman

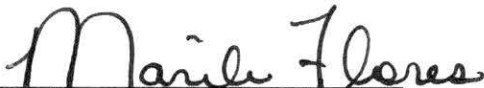
**Jerome Delvin**  
**Approved Telephonically**

Chairman Pro-Tem

**Michael Alvarez**  
**Approved Telephonically**

Commissioner

Attest:



Clerk of the Board

Constituting the Board of County  
Commissioners of Benton County,  
Washington

MEMORANDUM OF UNDERSTANDING WITH THE STATE OF WASHINGTON  
DEPARTMENT OF NATURAL RESOURCES PUBLIC LAND SURVEY OFFICE  
AND BENTON COUNTY

I. GENERAL INFORMATION:

Memorandum of Understanding (MOU) between the State of Washington, Department of Natural Resources, Public Land Survey Office, hereinafter referred to as the PLSO, and The County Road Engineer of BENTON COUNTY, whose address is PO BOX 1001, PROSSER, 99350-0954, hereinafter referred to as the County.

II. PURPOSE:

The purpose of this MOU is to ensure preservation of land survey monuments in compliance with Washington Administrative Code (WAC) 332-120-080. This MOU acknowledges the County's responsibility to ensure that all known survey monuments within all pavement preservation treatment project areas are located and perpetuated.

III. RESPONSIBILITIES OF PARTIES:

The County will:

- Search for and identify all known survey monuments within the project limits.
- Send notification with attachments to the PLSO of planned projects for the upcoming year which may cover survey monuments including road names and mileposts and/or beginning and ending intersections. Include start date and expected date of completion.
- Ensure monuments that were covered during a project are uncovered and made accessible after completion of annual activities.
- Submit a signed and sealed annual letter to the department with attachments certifying that the affected monuments were uncovered as soon as possible after completion.
- Attachments will include a map showing locations, or a spread sheet listing road names by mile post for the project limits.
- Comply with RCW 58.24.040(8), WAC 332-120-020 through 070, RCW 58.09, and WAC 332-130, for every monument disturbed, replaced, or modified in character.

PLSO will:

- Assist County to facilitate success of this MOU.
- Acknowledge receipt of each document via email.
- Review and verify the documents are complete and sufficient.
- Index both the planned and completed report documents to the WebXtender public facing database.
- Maintain a copy of this signed MOU.
- Provide communication at least annually to the County Road Administration Board (CRAB) on the status of this MOU.

IV. SUBSIDIARY AGREEMENTS:

Additional working agreements, regarding specific cooperative efforts, if needed, shall be effected in writing by both parties as the need arises.

V. AMENDMENTS AND REVIEW:

This MOU may be amended if PLSO and a majority of affected agencies concur at any time by the mutual written consent of the parties concerned or terminated with thirty (30) days written notice by either party.

VI. NATURE OF AGREEMENT

This MOU is intended to facilitate the statutory obligations imposed upon the various counties and the State of Washington with respect to the preservation of survey monuments.

It is understood that professionally licensed engineers and land surveyors hold themselves to the professional standards of conduct as outlined in Chapter 196-27A WAC "Rules of Professional Conduct and Practice".

*This MOU does not take effect until signed by both parties.*

APPROVED:

BENTON COUNTY ROAD ENGINEER  
Matt Rasmussen, PE

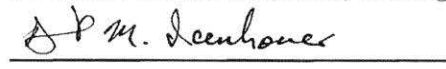


Signature  
9/19/2023  
Date

Address  
PO Box 1001  
Prosser, WA 99350-0954

(509) 786-5611  
Phone

DEPARTMENT OF NATURAL RESOURCES  
David M. Icenhower, PLS, Manager of the PLSO



Signature  
9/19/2023  
Date

Address  
801 88<sup>th</sup> Ave SE, MS 47019  
Tumwater, WA 98501-7019

(360) 902-1197  
Phone



## CERTIFICATION OF MONUMENT PRESERVATION FOLLOWING ROAD SURFACE PRESERVATION TREATMENTS

COUNTY:  REPORT DATE:

FOR TIME PERIOD FROM:  TO:

The purpose of this document is to certify that all monuments covered by road preservation surface treatments, such as chip seal, within the time frame specified above, have been uncovered. This is in compliance with the County's responsibility per the Memorandum Of Understanding (MOU) with the State of Washington, Department of Natural Resource (DNR), Public Land Survey Office (PLSO), regarding the preservation of survey monuments during and following road surface preservation treatments.

(Please check this box if this season's plan has been modified since the original submittal, as shown in "comments" or in attachment(s)):

COMMENTS:

SIGNATURE:

TITLE:

DATE:



## PLANNED ROAD SURFACE PRESERVATION TREATMENTS

COUNTY:  REPORT DATE:

FOR TIME PERIOD FROM:  TO:

The purpose of this document is to report roadway surface areas where it is likely that survey monuments may become covered by planned road surface preservation treatments, such as chip-seal. This is to comply with the County's responsibility per the Memorandum Of Understanding (MOU) with the State of Washington, Department of Natural Resource (DNR), Public Land Survey Office (PLSO), regarding the preservation of monuments during and following road surface preservation treatments.

Upon completion of road surface treatment projects, all monuments will be uncovered as soon as possible. At the end of the season, the County Engineer, County Road Engineer, or County Land Surveyor, will submit a signed and sealed (stamped) letter to the PLSO certifying that all monuments in the reported road surface treatment areas have been uncovered.

The following road surfaces are planned to be treated within the time-frame specified above:

(Check all that apply):

See list, below:

See attached map:

See attached spreadsheet:

COMMENTS:

SIGNATURE:

DATE:

TITLE: