SNOHOMISH COUNTY
Conservation & Natural Resources

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NOTICE OF INTENT TO OBTAIN CUSTODY

VESSEL "Fishing Vessel Frankie" with DVRP# SN20-016

Snohomish County Department of Public Works has declared the vessel *Fishing Vessel Frankie* sunk at the mouth of Steamboat Slough with DVRP# SN20-016, as derelict.

Snohomish County intends to take custody of the vessel on **September 18, 2021 (Custody Date)**. After taking custody, Snohomish County may use or dispose of it without further notice. The owner is responsible for all related costs.

In order to keep the vessel, the owner must take one of the following actions before the Custody Date:

- Move it to a permitted and licensed anchorage area, moorage facility, or storage location that authorizes the vessel, **or**
- Remove the vessel from the water.

If the owner wants to reclaim the vessel after Snohomish County has custody or wants to challenge Snohomish County's decision to take custody, the owner must file a written appeal with the Pollution Control Hearings Board (PCHB) and serve a copy on Snohomish County. Addresses are in the boxes below:

Pollution Control Hearings Board (send one original and one copy) **Physical address:** 1111 Israel Road, Ste. 301 Tumwater, WA 98501 **Mailing address:** PO Box 40903 Olympia, WA 98504-0903 **Phone:** 360-664-9160	**Snohomish County Public Works** **Surface Water Management** 3000 Rockefeller Ave., M/S 607 Everett, WA 98201

The appeal must include the following information:

- A copy of this notice or a copy of the notification letter to the owner.
- Your name and address (mailing and legal, if different) and, if applicable, the name and address of your representative.
- A daytime phone number.
- A brief statement why you are appealing.
- A statement of what you want the Pollution Control Hearings Board to do.
- Your signature or that of your representative. This signature certifies that the content of the appeal is true.

See https://www.eluho.wa.gov/Board/PCHB or call the PCHB at the number above with appeal questions.

The owner may submit the appeal immediately, but the PCHB must receive it no later than **October 18, 2021 (Appeal Date)**. **The owner waives the right to a hearing if the PCHB does not receive an appeal on or before the Appeal Date. The owner is then liable for any costs incurred by Snohomish County in responding to the vessel.** These costs may include all administrative costs incurred by Snohomish County, removal and disposal costs, and costs associated with environmental damages directly or indirectly caused by the vessel. If there is a lawsuit, the successful party may receive reasonable attorneys' fees and costs.

Snohomish County also may pursue any other remedies available under law. For example, Snohomish County may take temporary possession of the vessel under the circumstances described in the Revised Code of Washington (RCW) 79.100.040(3).

Snohomish County is taking this action under the authority of Chapter 79.100 RCW. You can find a copy of this law online at http://apps.leg.wa.gov/RCW/default.aspx?cite=79.100, or by contacting The Washington Department of Natural Resources (DNR). **For more information regarding this action, contact DNR's Derelict Vessel Removal Program at (360) 902-1574 or DVRP@dnr.wa.gov.**