



NOTICE OF INTENT TO OBTAIN CUSTODY

VESSEL *Helicity* with 2017 sticker decal #DO597441 and USCG documentation # 597441

The City of Olympia declared the 1978, 29ft sailboat *Helicity*, with 2017 sticker decal # DO597441 and USCG documentation # 597441, as derelict or abandoned.

City of Olympia, acting as an authorized public entity with the authority granted in RCW 79.100, intends to take custody of the vessel on **February 28, 2024 (custody date)**. After taking custody of the vessel, City of Olympia may use or dispose of it without further notice to the owner.

In order to keep the vessel, before the Custody Date, the owner must:

- Pay the City of Olympia back for all moorage fee's, **and**
- Move it to an 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 City of Olympia has custody or wants to challenge City of Olympia's decision to take custody, the owner must file a written appeal with the Pollution Control Hearings Board (PCHB) and serve a copy on City of Olympia. 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	City of Olympia PO Box 1967 Olympia, WA 98501-1967
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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://eluhho.wa.gov/> 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 **Friday, March 29, 2024 (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 City of Olympia in responding to the vessel.**

These costs may include all administrative costs incurred by City of Olympia, 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.

City of Olympia also may pursue any other remedies available under law. For example, City of Olympia may take temporary possession of the vessel under the circumstances described in the Revised Code of Washington (RCW) 79.100.040(3). You can find a copy of this law online at <http://apps.leg.wa.gov/RCW/default.aspx?cite=79.100> .

For more information, contact Scott River at **City of Olympia** at sriver@ci.olympia.wa.us.