



Port of Grays Harbor

On Washington's Pacific Coast

NOTICE OF INTENT TO OBTAIN CUSTODY

VESSEL WA Registration # WN3456LA

The Port of Grays Harbor declared the vessel 24Foot Pleasure craft (Unknown Name), and registration # WN3456LA, an emergency because it meets the criteria for temporary possession described under RCW 79.100.040(3). Port of Grays Harbor took temporary possession of the vessel and had it removed from 28th street Boat Launch, Hoquiam, WA, Grays Harbor County, in order to prevent it from sinking, breaking up, blocking navigation, or posing a threat to human health and safety or the environment.

Port of Grays Harbor intends to take formal and full custody of the vessel on **April 6, 2023 (Custody Date)**. After taking custody, Port of Grays Harbor 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 the following actions before the Custody Date:

- Pay Port of Grays Harbor back for costs incurred to date, **and**
- Move the vessel to an anchorage area, moorage facility, or storage location that authorizes the vessel.

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

<p>Pollution Control Hearings Board (send one original and one copy)</p> <p>Physical address: 1111 Israel Road Tumwater, WA 98501</p> <p>Mailing address: PO Box 40903 Olympia, WA 98504-0903</p> <p>Phone: 360-664-9160</p>	<p>Port of Grays Harbor 111 South Wooding Street Aberdeen, WA 98520 PO Box 660 Aberdeen, WA 98520 360-533-9528</p>
--	---

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 of 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 <http://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 **May 6, 2023 (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 Port of Grays Harbor in responding to the vessel.** These costs may include all administrative costs incurred by **Port of Grays Harbor**, removal and disposal costs, and costs associated with environmental damages directly or indirectly caused by the vessel. If there is a law suit, the successful party may receive reasonable attorneys' fees and costs.

Port of Grays Harbor also may pursue any other remedies available under law. Port of Grays Harbor 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 Port of Grays Harbor. **For more information regarding this action, contact Port of Grays Harbor's Derelict Vessel Removal Program at (360) 533-9528 or nwyatt@portgrays.org.**