



NOTICE OF INTENT TO OBTAIN CUSTODY

Jefferson County declared the vessel *WN 7877 NE*, an emergency because it meets the criteria for temporary possession described under RCW 79.100.040(3). Jefferson County took temporary possession of the vessel and had it removed from under the Indian Island bridge over Portage Canal (between Port Hadlock and Indian Island), Jefferson County, WA (photo and GPS on reverse), in order to prevent it breaking up, blocking navigation, or posing a threat to human health and safety or the environment.

Jefferson County intends to take formal and full custody of the vessel on **2/14/2023**. After taking custody, Jefferson 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 the following actions before the Custody Date:

- Pay Jefferson County, WA 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 Jefferson County, WA has custody, or wants to challenge Jefferson County, WA’s decision to take custody, the owner must file a written appeal with the Pollution Control Hearings Board (PCHB) and serve a copy on Jefferson County, WA Addresses are in the boxes below :

Pollution Control Hearings Board (send one original and one copy) Physical address: 1111 Israel Road Tumwater, WA 98501 Mailing address: PO Box 40903 Olympia, WA 98504-0903 Phone: 360-664-9160	Jefferson County, WA ATTN: Board of County Commissioners PO Box 1220 Port Townsend, WA 98368
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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 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 **3/16/2023**. **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 Jefferson County in responding to the vessel.** These costs may include all administrative costs incurred by **Jefferson County**, 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.

Jefferson County also may pursue any other remedies available under law. Jefferson 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 Jefferson County, WA **For more information regarding this action, contact Jefferson County Commissioner, Heidi Eisenhour at heisenhour@co.jefferson.wa.us or 360-385-9103.**

