



NOTICE OF INTENT TO OBTAIN CUSTODY

VESSEL: 1981 34ft XYM Sailboat WN8123NR

The Port of Edmonds declared the vessel 1981 34ft XYM Sailboat WN8123NR as abandoned. The vessel is a white sailboat with blue striping.

The Port of Edmonds, acting as an authorized public entity with the authority granted in RCW 79.100, intends to take custody of the vessel on **6/10/2024**. After taking custody of the vessel, the Port of Edmonds 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 outstanding account balance; **and**
- Remove the vessel from the Port of Edmonds property.

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

<p>Pollution Control Hearings Board (send one original and one copy)</p> <p>Physical address: 1111 Israel Road, Ste. 301 Tumwater, WA 98501</p> <p>Mailing address: PO Box 40903 Olympia, WA 98504-0903</p> <p>Phone: 360-664-9160</p>	<p>Entity Name</p> <p>Port of Edmonds 471 Admiral Way Edmonds, WA 98020</p>
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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://elaho.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 7/10/2024. 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 the Port of Edmonds in responding to the vessel.

These costs may include all administrative costs incurred by the Port of Edmonds, 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.

The Port of Edmonds also may pursue any other remedies available under law. For example, the Port of Edmonds 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 Brandon Baker at the Port of Edmonds at 425.775.4588 or bbaker@portofedmonds.gov