



Code Enforcement Division

NOTICE OF INTENT TO OBTAIN CUSTODY

VESSEL **"Dire Straits"** with partial WA Registration #PEA51090M and **"unknown registration"**

The City of Sequim declared the vessel **"Dire Straits"** (36' Pierson Sailboat, Yellow in color), and partial registration # **PEA51090M**, to be derelict and abandoned. The vessel is abandoned and taking on water during high tides in the tidelands to the South of John Wayne Marina which property is privately owned by Wayne Enterprises.

City of Sequim, as an Authorized Public Entity under the authority granted in RCW 79.100, intends to take formal and full custody of the vessel on **October 4, 2024**. After taking custody, City of Sequim 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 City of Sequim back for costs incurred to date (no costs at this time), 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 the City of Sequim has custody or wants to challenge the City of Sequim's decision to take custody, the owner must file a written appeal with the Pollution Control Hearings Board (PCHB) and serve a copy on the City of Sequim. 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	City of Sequim Sequim Police Department Code Enforcement Division 152 West Cedar Street Sequim, WA 98382
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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 **November 4, 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 Sequim in responding to the vessel.** These costs may include all administrative costs incurred by **City of Sequim**, 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 Sequim also may pursue any other remedies available under law. City of Sequim 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 City of Sequim. **For more information regarding this action, contact City of Sequim's Derelict Vessel Removal Program at (360) 683-7227 Code Enforcement Division.**