

Commissioners

Alan Bennett
Mike Shirley
Butch Smith

PORT OF ILWACO

Manager

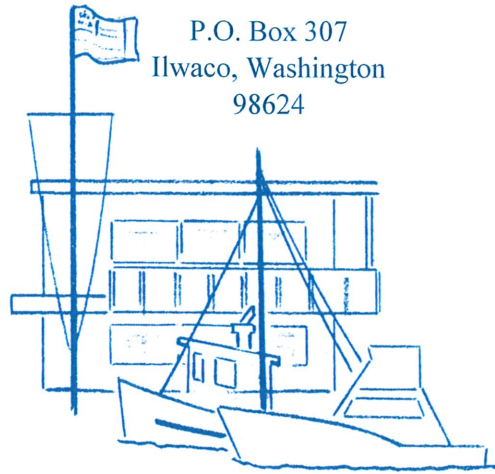
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NOTICE OF INTENT TO OBTAIN CUSTODY

VESSEL This Side Up with Oregon Registration OR193AHX

The Port of Ilwaco (POI) declared the vessel This Side Up, with Oregon Registration OR193AHX, as abandoned. The vessel is 1976 Caljense Fiberglass/ at the Port of Ilwaco.

Port of Ilwaco, acting as an authorized public entity with the authority granted in RCW 79.100, intends to take custody of the vessel on November 18, 2024. After taking custody of the vessel, Port of Ilwaco 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:

- Get authorization to moor or anchor the vessel in its current location, **or**
- Move it to an anchorage area, moorage facility, or storage location that authorizes the vessel.
- Remove the vessel from the water.

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

<p>Pollution Control Hearings Board</p> <p>Physical address: 1111 Israel Road, Ste. 301 Tumwater, WA 98501</p> <p>Mailing address: PO Box 40903</p>	<p>Port of Ilwaco</p> <p>PO Box 307 Ilwaco, WA 98624</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 December 18, 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 Port of Ilwaco in responding to the vessel.**

These costs may include all administrative costs incurred by Port of Ilwaco, 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 Ilwaco also may pursue any other remedies available under law. For example, Port of Ilwaco 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 April Hawkinson, Harbor Master at Port of Ilwaco at 360-642-3143 or ahawkinson@portofilwaco.org.