

**RESOLUTION No. 1201 (2022)**

A Resolution authorizing the public sale of vessels, dinghies, boat related gear and storage unit items because of abandonment or non-payment of moorage and storage fees.

**WHEREAS**, the Port of Everett operates a moorage facility pursuant to statutory authorization and has such powers to dispose of abandoned vessels, dinghies, boat related gear and storage unit items "Auction Items" and to enforce collection of unpaid moorage and storage fees under law including, without limitation, the provisions of RCW 53.08.310 *et seq.*

**WHEREAS**, the vessels, dinghies, boat related gear or storage unit items identified and described on Exhibit A to this Resolution have been abandoned, have unpaid moorage or storage fees which despite notification to the owners thereof pursuant to legal requirements such items remain abandoned and/or such moorage and/or storage fees remain unpaid.

**WHEREAS**, the Port Commission of the Port of Everett desires to authorize public sale of the Auction Items described and identified on Exhibit A attached hereto.

**NOW, THEREFORE, BE IT RESOLVED** by the Port Commission of the Port of Everett that:

**Section 1.** Staff are hereby authorized to conduct a public sale(s) of the Auction Items described and identified on Exhibit A to this Resolution and may engage the services of an auctioneer (online or in person). In conducting such public sale, staff is further authorized to exercise all powers and shall follow all procedures as set forth in RCW 53.08.320, as applicable, for the conduct of and terms and conditions relating to such public sale.

**Section 2.** The sale of any Auction Items shall be without warranty as to title, except that the Port of Everett represents that it has followed the required notification processes to authorize the particular vessel and dinghy sale.

**Section 3.** The proceeds generated from the sales of the Auction Items described and identified in Exhibit A shall be applied as required by law including, without limitation, first to the costs of sale and other obligations owed to the Port of Everett.

**ADOPTED** this 12<sup>th</sup> day of December, 2022.

**EVERETT PORT COMMISSION**

  
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David Simpson, President

  
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Tom Stiger, Vice President

  
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Glen Bachman, Secretary