

# PORT OF OLYMPIA RULES & REGULATIONS

The Port of Olympia has a permit issued by the Washington State Department of Ecology for the operation of Swantown Boatworks. The boatyard rules and Best Management Practices are listed on the permit.

The State requires the Port of Olympia enforce these laws. Please read and understand the requirements and responsibilities you have while in the yard.

1. This agreement must be signed prior to hauling the vessel. An agent, whether an independent brokerage firm or a contractor signing on behalf of an owner, will be deemed a responsible party along with the owner for the compliance with all rules and regulations.
2. **Payments to the Port for all services rendered are due monthly and bills will be paid in full prior to releasing or launching the vessel. Your vessel will not be released until all services are paid for, no exceptions.**
3. If the owner should fail to pay monies due the Port, the Port may, without prejudice:
  - a. Seize the vessel and all its appurtenances and contents until payment of all monies due, after written notice to the owner.
  - b. Sell the vessel and/or its appurtenances and contents by private treaty or public auction and recover from the proceeds of sale the cost of such sale and the monies due and if this claim be invoked then the owner will be deemed to have appointed the Port as its agent for the purpose of such sale. The Port shall be free of all responsibilities of any loss or damage suffered by the owner as a result of such exercise of it rights hereby irrespective of any negligence or willful default by the Port's servants or agents or otherwise.
  - c. Should the vessel not sell at public auction for an amount to cover all incurred Port charges, the Port may demolish the vessel and hold the boat owner or owners representative responsible for all demolition costs per RCW 53.08.310(4)
4. In the event of a sale or change of ownership, the Port shall be immediately notified with both parties (or legal representatives) present to transfer responsibility from the original signer, who remains responsible for all work or storage fees contracted and all accumulating fees until a new services agreement is signed by the new owner or a legal representative.
5. **Only contractors approved by the Port may perform work in the boat yard.** A certificate of insurance naming the Port as an additional insured is required. All outside contractors must check into the office prior to beginning work on project.
6. No power tools may be used in the yard before 7 A.M. or after 7 P.M.
7. **DO NOT shift or adjust pads or blocking on vessel. Only Port employees may perform these duties.**
8. The Port reserves the right to move a vessel blocked in the boat yard, should it become necessary for any reason without consultation or presence of the owner or his representative.
9. No extended living aboard is allowed on the vessel during its stay in the yard.
10. The Port of Olympia does not loan equipment or ladders. Abandoned ladders in the boatyard may be used at one's own risk.
11. Pets must be on a leash. Please clean up after your pet.
12. The Port's shop and storage areas are off limits for your safety. Please stay out of these areas unless you are given explicit permission by the boatyard management.
13. The owner will hold the Port harmless for any damage that may occur due to the lifting or blocking of the vessel by the Port.
14. The Port reserves the right to adjust its rates or modify the rules and regulations as deemed necessary. Any vessel in the boat yard for work or storage at any time of a rate change becomes subject to those changes from the date of effect of the new rates.
15. The Port accepts no responsibility whatsoever for personal, vehicle, or vessel property that may be lost or damaged while in the yard. Owners must take precautions to ensure that their property, vehicles and vessels are secure at all times.
16. The Port accepts no responsibility for any damage or loss whatsoever caused by "Acts of God" (earthquake, lightning, floods, wind, storm, etc.) or nature (animals, insects, flora growth, etc.) to the vessel or property while on in the boatyard facility. Furthermore, the Port accepts no responsibility for injury or death or any personal loss, theft, or damage to any property whatsoever, whether caused by the neglect or willful act or default of its servants, agents, or licensees or by the state of its premises, nor will the Port accept responsibility for or become involved in any claim involving all the aforesaid risks that may be caused by a third party's actions or property whether on or off Port property.
17. A recycle center is available for small quantities of waste oil, diesel, antifreeze, batteries, and other corrosives. Recycling center is for boatyard customers only, and all waste material must be inspected and approved by boatyard staff prior to being disposed.
18. Please report any unsafe practices or polluting conditions to management immediately. Our commitment is to operate a safe, efficient, and clean operation.
19. **ANY violation of the Boatyard Rules & Regulations or Best Management Practices can result in the immediate termination of services at the Port of Olympia and the customer or contractor being barred from working on the vessel covered under this agreement.**