

ORDER NO. _____

WHEREAS, Item No. 1670 of the Port of Los Angeles Tariff No.4 provides that any hulk, derelict, wreck or part of any ship, vessel or other watercraft sunk, beached, or allowed to remain in an unseaworthy or dilapidated condition upon tide and submerged lands in the Harbor District for a period longer than 30 days without a watchman or other person being maintained upon or near and in charge of such property and without the consent by resolution of the Board of Harbor Commissioners, is subject to be declared abandoned by Order of the Board of Harbor Commissioners; and

WHEREAS, upon the declaration of abandonment, any such hulk, derelict, wreck, or part of any ship, vessel or other watercraft may be sold, destroyed or otherwise disposed of not less than ten (10) days after the final adoption and publication of an Order by the City; and

WHEREAS, the BETSY ROSS II has not been operated or maintained since left abandoned at Berth 268 in the Port of Los Angeles and poses a risk to the environment because of its unseaworthy and dilapidated condition, is filled with 100 gallons of fuel, and there is no watchman; and

WHEREAS, the registered owner of the BETSY ROSS II is deceased and despite efforts to discover them, no person has come forward to take responsibility for the vessel;

NOW, THEREFORE, the Board of Harbor Commissioners finds that the BETSY ROSS II is a vessel, in an unseaworthy and dilapidated state, abandoned at Berth 268 for more than 30 days without a watchman or other person being maintained at, upon or near and in charge of the vessel, and without the consent of the Board expressed by resolution and hereby orders that the vessel BETSY ROSS II be disposed of in accordance with Item No. 1670 of Port of Los Angeles Tariff No.4.

The Board Secretary is hereby authorized and directed to cause a copy of this Order to be published once in a daily newspaper printed and published in the City of Los Angeles.

I HEREBY CERTIFY that the foregoing Order was adopted by the Board of Harbor Commissioners of the City of Los Angeles at its meeting held _____.

KORLA TONDREAU
Board Secretary

APPROVED AS TO FORM AND LEGALITY

APRIL 26, 2012
CARMEN A. TRUTANICH, City Attorney

By 
KENNETH F. MATTFELD, Deputy