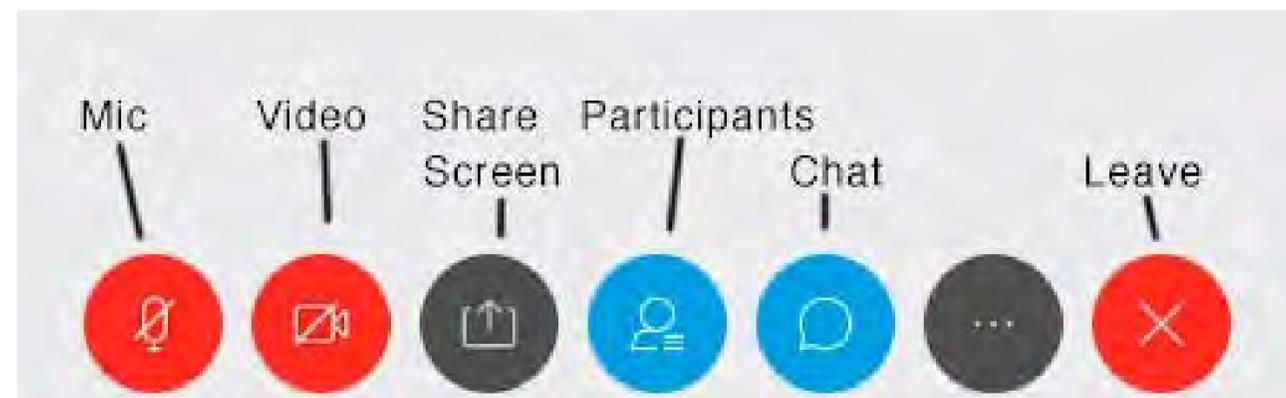




# Resource Damage Assessment (RDA) Committee Meeting

- Please mute your microphone to reduce background noise
- Callers: dial **\*6 to mute and unmute**
- Online attendees please use the mute button





# Resource Damage Assessment Committee Meeting

Geoff Baran

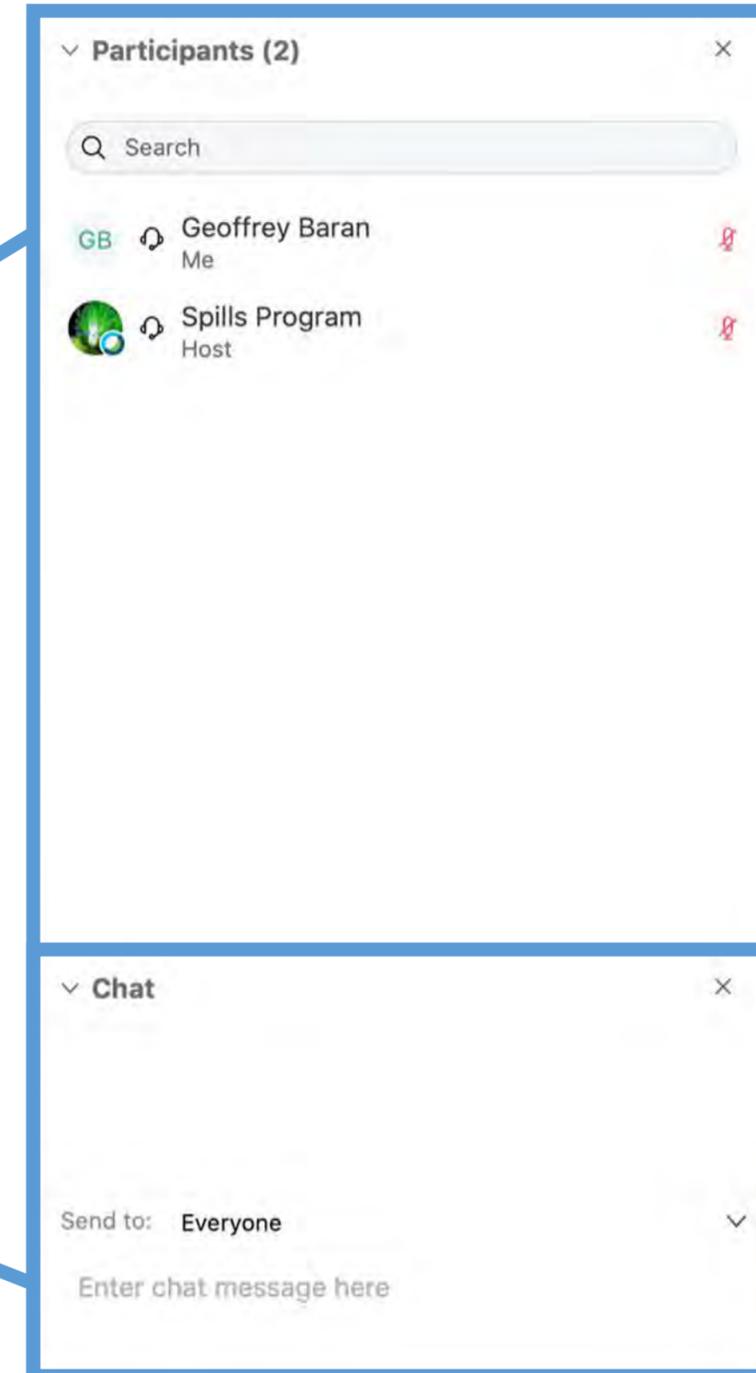
Chair, RDA Committee

October 14, 2020



# Welcome to WebEx

- Please mute your microphone to reduce background noise
  - Callers: dial \*6 to mute and unmute
  - Online attendees please use the mute button



# Welcome

Roll Call  
Agenda Review

1

## Welcome

Roll Call, Agenda Review

2

## Introduction

Purpose, Goal, Objectives, Rules  
Approval of Minutes

3

## New Business

Preassessment Screenings

4

## Old Business

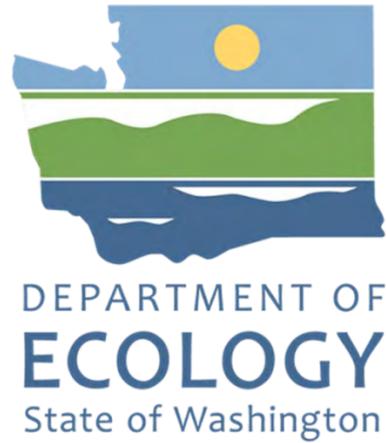
Open case updates

5

## Announcements

Anything else for the good of the order

# Resource Damage Assessment Committee





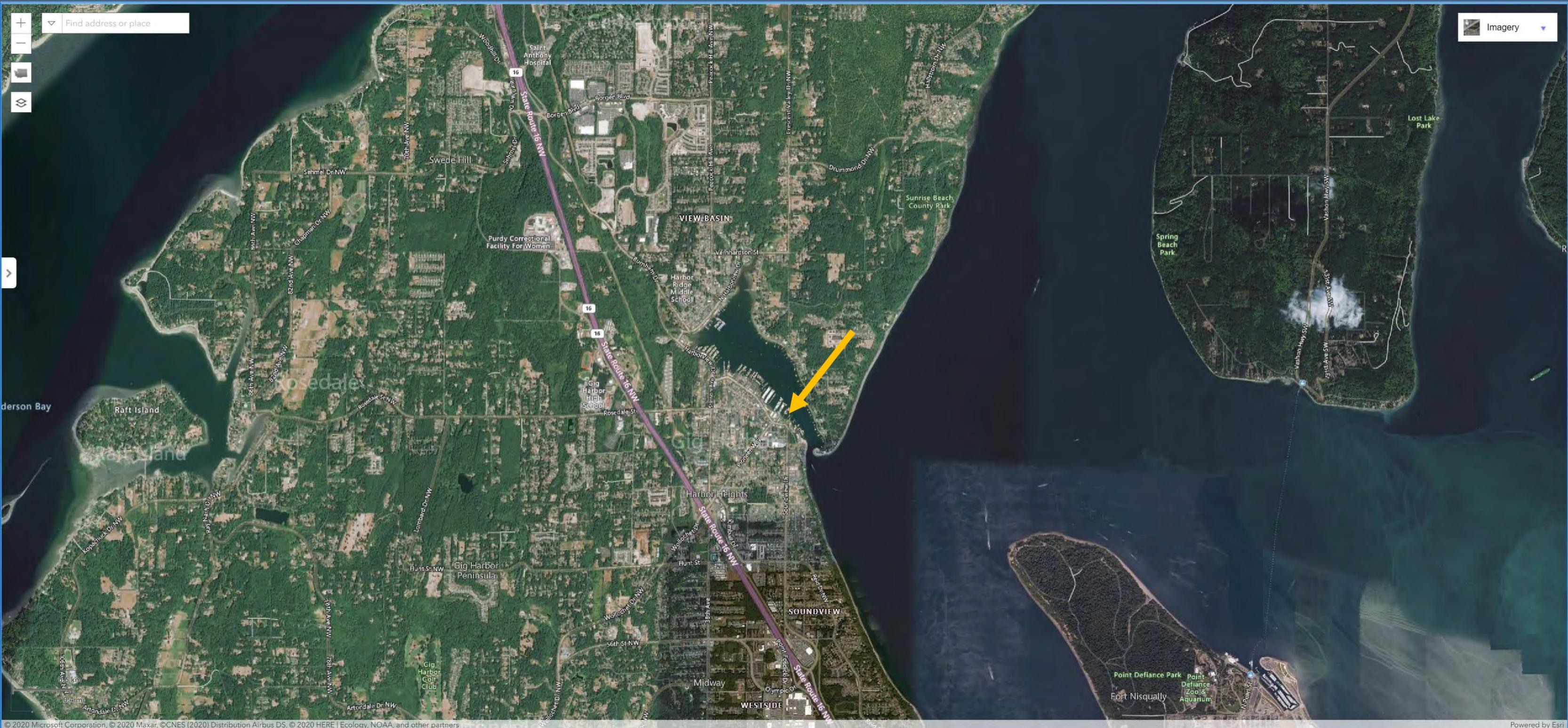
# New Business

## Preassessment Screenings

**ERTS# 699262**  
***P/C Grand Finale***

July 7, 2020 diesel fuel  
spill into Gig Harbor





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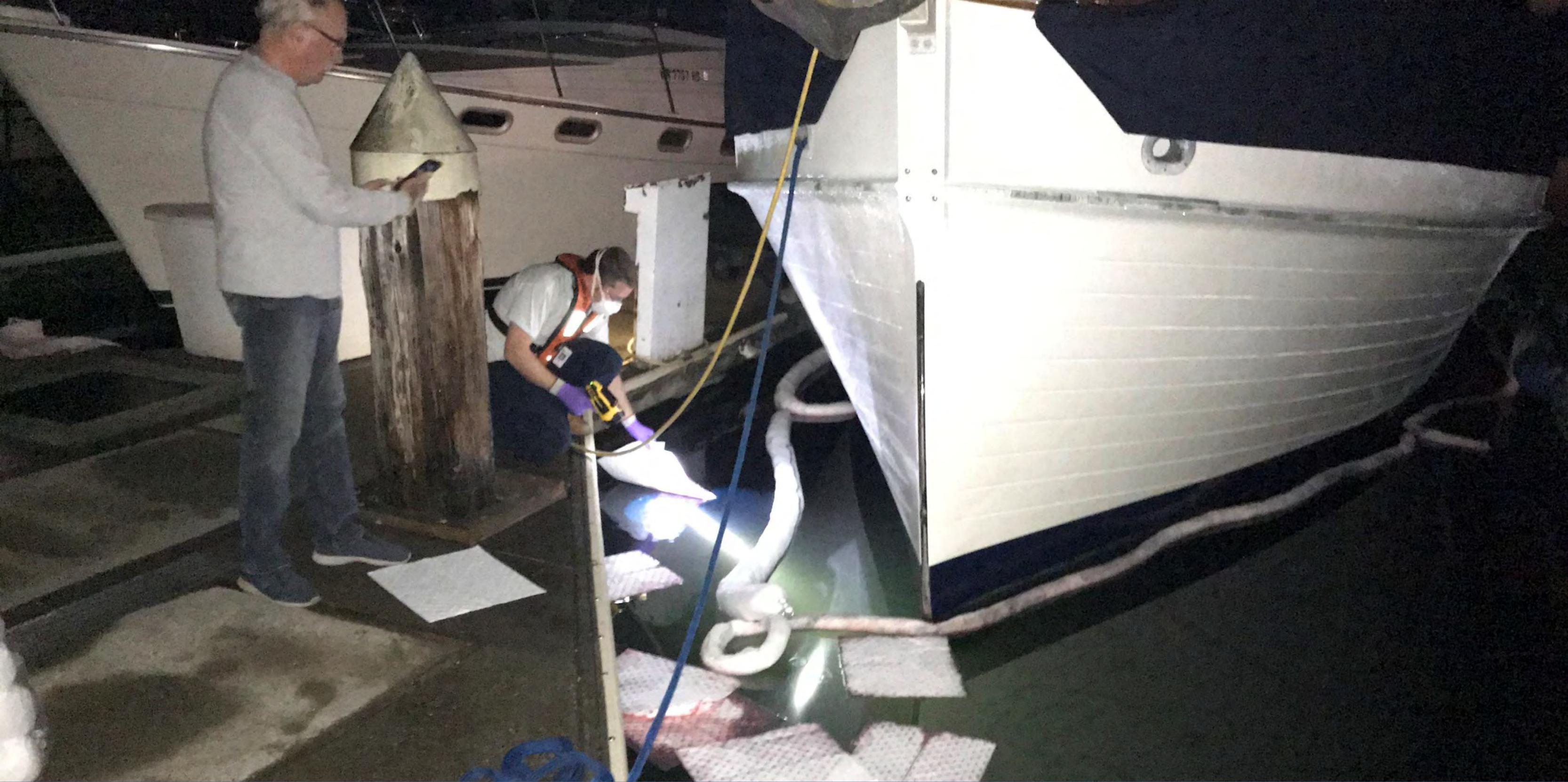
Powered by Esri

# Spill Location



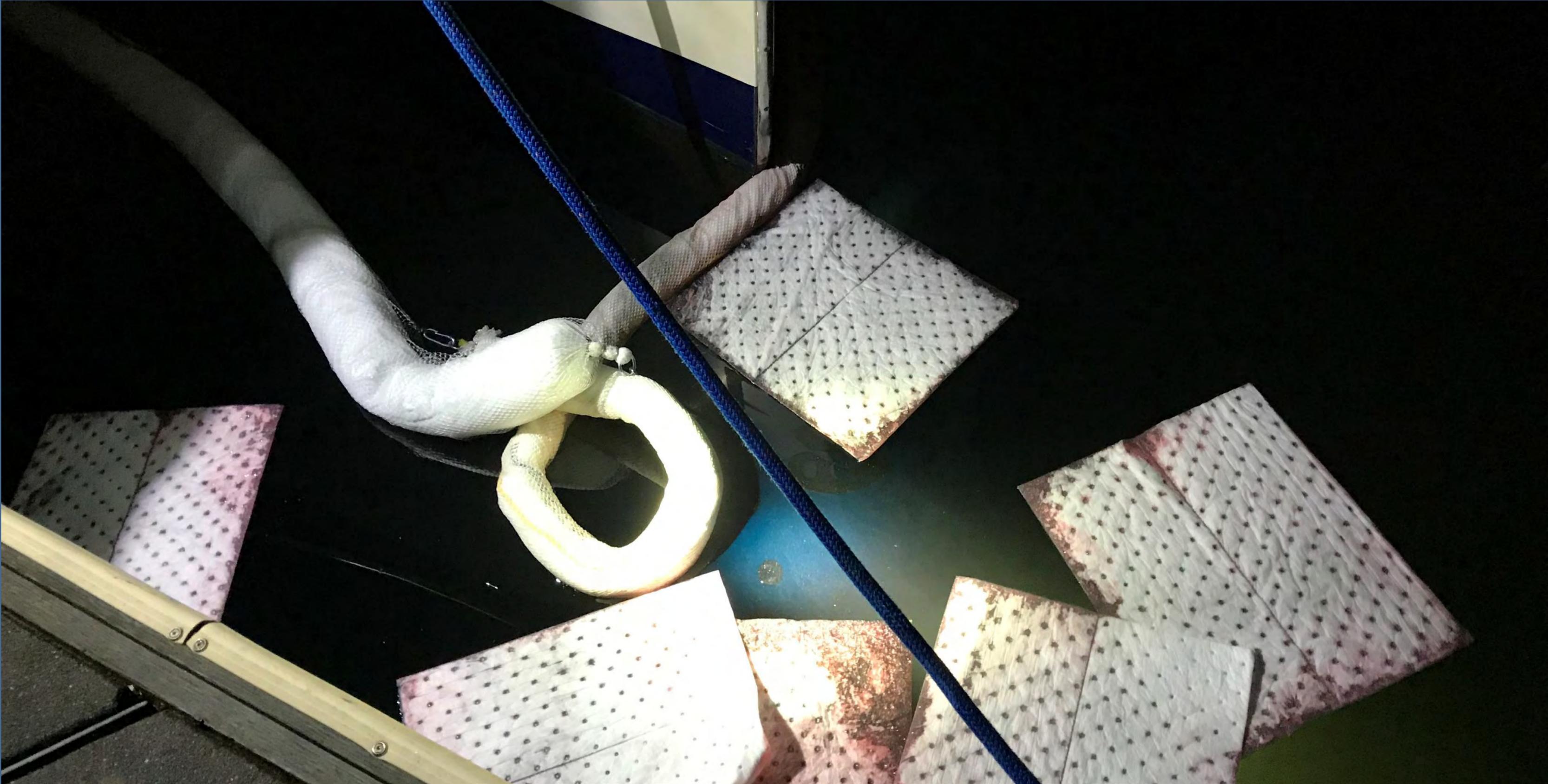


Initial Spill



Ecology on scene





Ecology on scene





Bilge port



Engine Compartment – Spill Origin



Engine Compartment - Bilge



Engine Compartment – Fuel Level

# Preassessment Screening



## **ERTS# 699262 P/C *Grand Finale***

- **Estimated spill to water volume: 45 gallons**
- **Oil Type: Diesel fuel**
- **Geographic Extent of Impacts: Gig Harbor**
- **Volume of oil recovered: 36 gallons**

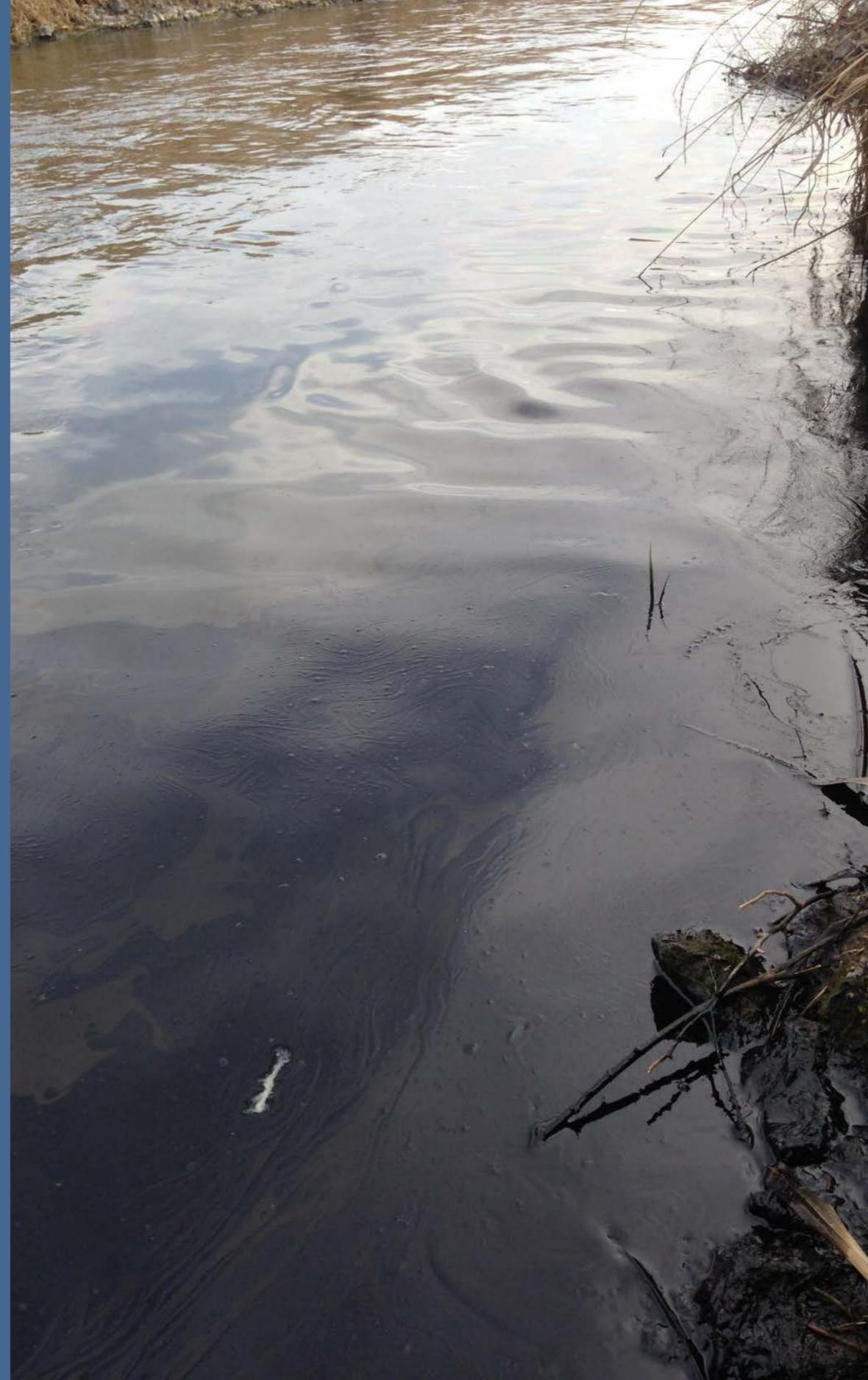


# Old Business

Open RDA case updates

# ERTS# 655112 Deaton Land LLC

March 1, 2015



# ERTS# 655112

## Deaton Land LLC

Approximately 2,700 gallons of oil was lost from the tank, 1,900 gallons of which damaged seven miles of Sulphur Creek and 12 miles of the Yakima River, from Mabton to Prosser, over four days.

- March 1, 2015 Spill event
- August 12, 2015 Preassessment Screening, trustees determine damages to be calculated using Compensation Schedule
- September 4, 2015 Received wetland rating from SEA Program, Ecology
- October 22, 2015 Follow-up letter sent, clarifying case details
- October 23, 2018 Deaton Land proposes Buena habitat improvement project
- January 9, 2019 RDA committee reviews project, determines that this project does not adequately compensate damages State and tribal trustees evaluate next steps, potential outcomes
- February 6, 2019 Ecology informs Deaton Land of the decision Grants additional 30 days to identify a new project
- June 13, 2019 Wetland Compensation Schedule finalized
- June 20, 2019 Demand Letter issued by AAG
- August 7, 2019 Deaton land proposes WDFW Sunnyside Snake River Wildlife Area wetland enhancement project
- August 14, 2019 RDA Committee reviews project, determines that this project does not adequately compensate damages
- October 2, 2019 Ecology informs Deaton Land of committee decision, issues second demand letter
- October 23, 2019 Representation for Deaton Land responds, indicates that their client is unable to pay

## Next steps

- If unable or unwilling to pay or settle, Ecology will open discussions with NPFC
  - Ecology and Yakama nation to bring the claim jointly.
  - The USFWS is not pursuing damages.
  - This claim will seek funding for a project identified by the RDA committee and Yakama Nation.
  - NRD claim valuation using the compensation schedule

- **National Pollution Fund Center**
  - Statute of Limitations
  - Identify a project
  - Environmental injury and the compensation schedule

# Announcements

