

Chapter 7

Exit Strategy

This exit strategy statement outlines the agreed course of events between Grays Harbor County and the Interagency Committee for Outdoor Recreation (IAC) that shall be followed in the event that Grays Harbor County can no longer sustain activities at the Straddleline ORV Park and must close the facility.

As the project sponsor, Grays Harbor County is aware that it at no time shall convert the “Straddleline ORV” real property acquired in December 2005, or the facilities it subsequently develops/restores pursuant to IAC agreement(s) to uses other than those purposes for which assistance was originally approved, without the approval of the IAC, or its Director (as delegated). Approval of any conversion must be in compliance with applicable statutes, rules and policies as identified in the Project Agreement. In the event the County enters into a conversion without the approval of the IAC, the IAC will pursue all rights, including redress for monetary losses, judicial enforcement of provisions of its agreement with the County, and related documents or easements expressing the rights of the State in the real property and facilities, such as a Deed-of-Right. The County and the IAC agree the County has no contractual obligations for state-funded capital improvements that occurred prior to January 1, 2006. The County and the IAC also agree that they will negotiate, as part of the Project Agreement, an appropriate schedule for depreciation of any capital investment grants made to the County after January 2006.

The County and the IAC understand that it is the intent of Grays Harbor County to maintain the Straddleline ORV park facility for public use for ORV-related recreation unless and until such time as events (including but not limited to cost, environmental concerns, lack of user base, and/or liability concerns) predicate closure. At the end of each use season, park operations shall be reviewed in an effort to determine the operational feasibility of the coming year. This will provide sufficient lead time to notify all responsible parties, satisfy the elements of the exit strategy and minimize impacts to users.

- I.** In the event that park closure for uses for ORV-related recreation is imminent Grays Harbor County shall:
 - Provide notification to the IAC and impacted ORV users in a timely manner so as to facilitate ample public review and comment, and
 - Disclose justification for closure.

- II.** If, after notice and consultation, closure of the County-sponsored ORV-related recreation facility is necessary, the County shall:
 - First attempt to transfer and convey the land and related facilities and equipment to a state or local agency for the purpose of motorized off-road vehicle recreation.
 - If unsuccessful in finding a sponsor to continue ORV-related recreation at the facility, the County will attempt to transfer and convey the land and

facilities for use for another eligible Nonhighway and Off-Road Vehicle Activities (NOVA) activity.

- III.** If, after pursuing the steps outlined in I. and II. above, no other state or local agency is willing to assume ownership of the property for NOVA-related recreation, then the County shall sell or cause to be sold within one year, at the highest price achievable, all such lands and related facilities and equipment with IAC approval. The County shall deduct all reasonable administrative costs for the sale. Remaining funds will be turned over to the NOVA program.

Pursuant to the above, the County and the IAC agree that the real property and facilities will benefit from continued minimal maintenance and custodial support during a period of closure, transfer to another eligible entity, or pending sale. The IAC understands it will be requested to provide NOVA assistance to share in the financial burden of so maintaining the property and providing for site security so as to maintain the asset.

The County and the IAC reserve the right to modify these procedures in order to bring them into line with changes in state law and/or IAC policy.