

**Description**

W-17-006 - W-17-014  
Wallingford Community Council, et al.  
Mandatory Housing Affordability FEIS  
Hearing, Day 2  
Tuesday, June 26, 2018

Time: 9:00 a.m.  
Examiner: Ryan Vancil  
Assistant: Alayna Johnson

**Party Representatives:**

David Bricklin, Counsel for SCALE

Judith Bendich, Friends of Ravenna-Cowen

Toby Thaler, Fremont Neighborhood Council

Talis Abolins, Friends of North Rainier Neighborhood Plan

Dale Johnson, Counsel for the City of Seattle

Jeff Weber, Counsel for the City of Seattle

Daniel Mitchell, Counsel for the City of Seattle

**Date**

6/26/2018

**Location**

Large Hearing Room

<u>Time</u>	<u>Speak</u>	<u>Note</u>
<a href="#">9:00:45 AM</a>		Hearing Examiner opens Day 2 of the hearing.
<a href="#">9:00:55 AM</a>		Bricklin submits new copy of Exhibit 8.
<a href="#">9:03:11 AM</a>		Abolins continues direct examination of Howard.
<a href="#">9:09:09 AM</a>		Abolins concludes.
<a href="#">9:09:17 AM</a>		Bendich begins direct examination of Howard.
<a href="#">9:09:46 AM</a>		Bendich concludes.
<a href="#">9:09:50 AM</a>		Johnson begins cross examination of Howard.
<a href="#">9:53:36 AM</a>		Johnson asks about chapter 3 of the FEIS, Exhibit 2.
<a href="#">9:59:12 AM</a>		Johnson concludes.
<a href="#">9:59:15 AM</a>		Hearing Examiner asks questions of Howard.
<a href="#">10:03:22 AM</a>		Hearing Examiner concludes.
<a href="#">10:03:24 AM</a>		Abolins begins redirect examination of Howard.
<a href="#">10:06:29 AM</a>		Abolins concludes.
<a href="#">10:06:32 AM</a>		Bricklin begins redirect examination of Howard.
<a href="#">10:08:51 AM</a>		Bricklin concludes.
<a href="#">10:09:01 AM</a>		Bricklin calls William Reid as a witness.
<a href="#">10:09:37 AM</a>		Reid is sworn in.
<a href="#">10:10:54 AM</a>		Bricklin begins direct examination of Reid.
<a href="#">10:13:50 AM</a>		Bricklin offers Reid's resume and it is marked as Exhibit 30.
<a href="#">10:14:22 AM</a>		Bricklin moves to admit Exhibit 30 and it is admitted.
<a href="#">10:27:22 AM</a>		Bricklin asks about Exhibit 2.
<a href="#">10:29:51 AM</a>		Break. Back at 10:45.
<a href="#">10:46:00 AM</a>		Back on the record.
<a href="#">10:46:14 AM</a>		Procedural discussion.
<a href="#">10:48:04 AM</a>		Bricklin continues direct examination of Reid.
<a href="#">11:24:44 AM</a>		Weber objects; parts of Reid's testimony was not offered at deposition, while Reid stated no further testimony would be offered other than what was in the deposition.
<a href="#">11:26:34 AM</a>		Bricklin responds.
<a href="#">11:26:52 AM</a>		Weber replies.
<a href="#">11:29:27 AM</a>		Further discussion between Bricklin and Weber regarding the objection.
<a href="#">11:34:12 AM</a>		Hearing Examiner sustains the objection to the extent that it was not disclosed; testimony will move forward until briefing on the subject at a later time.
<a href="#">11:35:11 AM</a>		Bricklin continues direct examination of Reid.
<a href="#">11:40:02 AM</a>		Hearing Examiner asks for clarification.
<a href="#">11:50:53 AM</a>		Weber objects; speculation.
<a href="#">11:51:02 AM</a>		Bricklin rephrases question.
<a href="#">11:55:03 AM</a>		Bricklin concludes.
<a href="#">11:55:06 AM</a>		Thaler begins direct examination of Reid.
<a href="#">11:57:04 AM</a>		Thaler concludes.
<a href="#">11:57:33 AM</a>		Weber begins cross examination of Reid.

<a href="#">12:07:09 PM</a>	Weber concludes.
<a href="#">12:07:14 PM</a>	Bricklin begins redirect examination of Reid.
<a href="#">12:13:10 PM</a>	Bricklin concludes.
<a href="#">12:13:34 PM</a>	Procedural discussion.
<a href="#">12:15:32 PM</a>	Scheduling discussion.
<a href="#">12:16:53 PM</a>	September 7th is also set aside if necessary.
<a href="#">12:17:31 PM</a>	Break for lunch. Back at 1.
<a href="#">1:03:33 PM</a>	Back on the record.
<a href="#">1:03:39 PM</a>	Bricklin calls Davidya Kasperzyk as a witness and he is sworn in. Bricklin begins direct examination of Kasperzyk.
<a href="#">1:12:46 PM</a>	Bricklin offers Davidya Kasperzyk's resume and it is marked as Exhibit 31.
<a href="#">1:13:07 PM</a>	Bricklin moves to admit Exhibit 31 and it is admitted.
<a href="#">1:29:34 PM</a>	Bricklin offers Select 150 and Vintage 500 map and it is marked as Exhibit 32.
<a href="#">1:33:45 PM</a>	Bricklin offers Buildings and Parcels by Year Built map and it is marked as Exhibit 33.
<a href="#">1:35:37 PM</a>	Bricklin offers Evaluation Category map and it is marked as Exhibit 34.
<a href="#">1:37:40 PM</a>	Bricklin moves to admit Exhibits 32-34 and they are admitted.
<a href="#">1:39:10 PM</a>	Bricklin offers "Mapping Historic Ballard: From Shingletown to Tomorrow Project Overview" from Confluence Environmental Company and it is marked as Exhibit 35.
<a href="#">1:39:51 PM</a>	Bricklin moves to admit Exhibit 35. Johnson requests to view the complete exhibit.
<a href="#">1:40:15 PM</a>	Exhibit 35 is admitted.
<a href="#">1:44:31 PM</a>	Bricklin offers a document from the Ballard Historical Society and it is marked as Exhibit 36.
<a href="#">1:46:01 PM</a>	Bricklin moves to admit Exhibit 36 and it is admitted.
<a href="#">2:07:15 PM</a>	Bricklin concludes.
<a href="#">2:07:28 PM</a>	Johnson begins cross examination of Kasperzyk.
<a href="#">2:08:37 PM</a>	Johnson asks Kasperzyk to outline the urban village on the map contained in Exhibit 33.
<a href="#">2:13:06 PM</a>	Johnson offers the highlighted version of the map and it is marked as Exhibit 37. Johnson moves to admit Exhibit 37 and it is admitted.
<a href="#">2:31:44 PM</a>	Johnson concludes.
<a href="#">2:31:48 PM</a>	Hearing Examiner asks questions of Kasperzyk.
<a href="#">2:32:31 PM</a>	Kasperzyk will mark the Crown Hill urban village in pink highlighter on Exhibit 37.
<a href="#">2:34:17 PM</a>	Hearing Examiner concludes.
<a href="#">2:34:18 PM</a>	Bricklin begins redirect examination of Kasperzyk.
<a href="#">2:37:08 PM</a>	Bricklin offers a 1997 Ballard historic homes survey and it is marked as Exhibit 38.
<a href="#">2:38:44 PM</a>	Bricklin moves to admit Exhibit 38 and it is admitted.
<a href="#">2:38:50 PM</a>	Bricklin concludes.
<a href="#">2:38:59 PM</a>	Abolins calls Jennifer Ott as a witness.
<a href="#">2:39:43 PM</a>	Ott is sworn in.

<a href="#">2:39:49 PM</a>	Abolins begins direct examination of Ott.
<a href="#">2:43:32 PM</a>	Abolins offers Historic Resources Plan from Seattle Parks and Recreation and it is marked as Exhibit 39.
<a href="#">2:48:35 PM</a>	Abolins offers excerpt from the 2035 Comprehensive Plan, "Historic Preservation and Cultural Resources" for illustrative purposes.
<a href="#">2:50:12 PM</a>	Abolins offers Parks Playgrounds and Boulevards 1909 report and it is marked as Exhibit 40.
<a href="#">3:00:07 PM</a>	Abolins offers letter from Jennifer Ott to Jean Godden and it is marked as Exhibit 41.
<a href="#">3:01:29 PM</a>	Abolins offers Conservation Futures (CFT) 2016 Annual Collections Application for Funds and it is marked as Exhibit 42.
<a href="#">3:03:19 PM</a>	Abolins offers North Rainier Town Center Park Illustrations and they are marked as Exhibit 43.
<a href="#">3:05:07 PM</a>	Abolins offers Hao Mai Play Area Photos and they are marked as Exhibit 44.
<a href="#">3:11:24 PM</a>	Abolins concludes.
<a href="#">3:11:27 PM</a>	Break. Back at 3:30.
<a href="#">3:30:29 PM</a>	Back on the record.
<a href="#">3:30:32 PM</a>	Abolins moves to admit Exhibits 39-44 and they are admitted.
<a href="#">3:30:49 PM</a>	Bendich begins cross examination of Ott.
<a href="#">3:34:17 PM</a>	Bendich concludes.
<a href="#">3:34:21 PM</a>	Johnson begins cross examination of Ott.
<a href="#">3:36:45 PM</a>	Johnson moves to strike response; witness lacks qualifications to make the statement.
<a href="#">3:36:57 PM</a>	Abolins responds.
<a href="#">3:37:02 PM</a>	Overruled.
<a href="#">3:46:33 PM</a>	Johnson concludes
<a href="#">3:46:35 PM</a>	Abolins begins redirect examination of Ott.
<a href="#">3:47:58 PM</a>	Johnson objects; calls for legal conclusion. Sustained.
<a href="#">3:49:38 PM</a>	Abolins concludes.
<a href="#">3:49:56 PM</a>	Bendich calls Sarah Sodt as a witness and she is sworn in.
<a href="#">3:50:22 PM</a>	Bendich begins direct examination of Sodt.
<a href="#">3:51:54 PM</a>	Bendich offers "Historic Property Survey Report: Seattle's Neighborhood Commercial Districts" and it is marked as Exhibit 45.
<a href="#">4:22:38 PM</a>	Bendich offers photographs of notebooks containing survey and inventory work done in the 1970s from the Department of Neighborhoods and they are marked as Exhibit 46.
<a href="#">4:26:45 PM</a>	Bendich offers Guide to the Inventory Files from the Department of Neighborhoods and it is marked as Exhibit 47.
<a href="#">4:32:39 PM</a>	Bendich moves to admit Exhibits 45-47 and they are admitted.
<a href="#">4:33:29 PM</a>	Bendich offers a copy of the Department of Neighborhoods Inventory Listings binder and it is marked as Exhibit 48.
<a href="#">4:37:21 PM</a>	Bendich moves to admit Exhibit 48 and it is admitted.
<a href="#">4:47:52 PM</a>	Bendich concludes.
<a href="#">4:47:57 PM</a>	Bricklin begins cross examination of Sodt.
<a href="#">4:50:03 PM</a>	Bricklin concludes.
<a href="#">4:50:05 PM</a>	Johnson begins cross/direct examination of Sodt.

<a href="#">4:55:45 PM</a>	Bendich objects; beyond the scope of direct.
<a href="#">4:55:55 PM</a>	Overruled; Sodt was listed as a City witness.
<a href="#">4:58:52 PM</a>	Bricklin objects; leading. Sustained.
<a href="#">5:01:55 PM</a>	Johnson concludes.
<a href="#">5:02:00 PM</a>	Bendich begins redirect examination of Sodt.
<a href="#">5:04:53 PM</a>	Bendich concludes.
<a href="#">5:05:19 PM</a>	Procedural discussion regarding site visit.
<a href="#">5:05:57 PM</a>	Hearing Examiner closes Day 2 of the hearing.