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6 **OFFICE OF THE HEARING EXAMINER**
7 **FOR THE CITY OF SEATTLE**

8 In the Matter of the Appeal of

Hearing Examiner File:
HC-18-001

9
10 FOUR SEASONS HOTEL, SEATTLE, et al.,
11

12 from a decision issued by the Director,
13 DEPARTMENT OF CONSTRUCTION
14 AND INSPECTIONS

KONSTANTARAS AND SMITH-BLUM,
APPELLANTS' FIRST REVISED
WITNESS AND EXHIBIT LIST

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16 Appellants Konstantaras and Smith-Blum (jointly and severally "Residential Appellants")
17 provide this witness and exhibit list.
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19 **WITNESSES**

20 Residential Appellants plan to call the following witnesses:
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No.	Witness	Summary of Expected Testimony
23 1.	James Dasher*	Mr. Dasher will address WSDOT's MPPCNV 24 application and the noise analysis conducted as 25 part of the WSDOT's request for a noise variance 26 and related issues. 27

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KONSTANTARAS AND SMITH-BLUM,
APPELLANTS' FIRST REVISED WITNESS
AND EXHIBIT LIST

HC-18-001-HC-18-007

2.	Joseph Hedges*	Mr. Hedges has been identified as the project contact for the MPPCNV for WSDOT and it is expected that he will address issues relating to WSDOT's MPPCNV application
3.	Brian Nielsen*	Mr. Nielsen is the program administrator for the Alaskan Way Viaduct Replacement Program and may testify to the decisions surrounding the demolition plan for the Alaskan Way Viaduct.
4.	Kevin Sakai*	Mr. Sakai is one of the authors of the Alaskan Way Viaduct Replacement FEIS addressing constructability and scheduling, topics which he is expected to testify to at the hearing.

The witnesses with the asterisk have not confirmed their participation, but since they either currently work on the AWW Replacement Project or have in the past worked on the project, it is expected that they will respond to a subpoena to appear before the hearing examiner.

In addition to the foregoing, Residential Appellants may rely on any of the witnesses listed in the Hearing Examiner's List of Exhibits & Witnesses, including any submitted by other parties. Residential Appellants reserve the right to introduce any additional witnesses relevant to this appeal, including witnesses identified by the parties during the course of this appeal.

Residential Appellants also reserve the right to disclose additional witnesses, if necessary, that it may rely upon during the course of this appeal.

EXHIBITS

The Residential Appellants will provide the following exhibits:

No.	Exhibit	Date
1.	Zoning Map with Photos of Residences	Jul 2018
2.	Tables and Charts Relating to WSDOT Survey of the Public Regarding Preferences and Concerns Associated with Viaduct Demolition	Jul 2018
3.	Article from Medical Journal: Environmental Noise and the Cardiovascular System, Thomas Munzel et al, JACC Vol 71, Issue 6	Feb 2018
4.	Charts and tables summarizing World Health Organization's analysis and recommendations associated with acceptable noise (including the supporting reports)	Jul 2018
5.	Audio recordings of demolition	
6.	White noise machine and ear plugs	
7.	Charts and tables summarizing noise complaints received by WSDOT	
8.	Seattle Noise Code, SMC 28.05	
9.	WSDOT's application for major public project construction noise variance	9 Oct 2017
10.	City's decision granting WSDOT's variance	19 Mar 2018
11.	Alaskan Way Viaduct Replacement Project FEIS	Jul 2011
12.	Email, memos and other documents provided by City and WSDOT in discovery for this case.	varies

1 Residential Appellants reserve the right to timely supplement this exhibit list.

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3 Dated this 29th day of June 2018

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KONSTANTARAS AND SMITH-BLUM,
APPELLANTS' FIRST REVISED WITNESS
AND EXHIBIT LIST

HC-18-001-HC-18-007

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**BEFORE THE HEARING EXAMINER
CITY OF SEATTLE**

CERTIFICATE OF SERVICE

I certify under penalty of perjury under the laws of the State of Washington that on this date I sent true and correct copies of the attached **Konstantaras and Smith-Blum, Appellants' First Revised Witness and Exhibit List** to each person listed below, or on the attached mailing list, in the matter of **Four Seasons Hotel Seattle et al.**, Hearing Examiner Files: **HC-18-001 through HC-18-007** in the manner indicated.

Party	Method of Service
Appellants Four Seasons Hotel Seattle Michael Pedder michael.pedder@fourseasons.com 98 Union Homeowners Association John Gleason johng@secprop.com Kay Smith-Blum kay@butchblum.com Jackie Swarts jackie1.home@yahoo.com Andrew Konstantaras akonsta@me.com Michael Roberts msjroberts@icloud.com	<input type="checkbox"/> U.S. First Class Mail, postage prepaid <input type="checkbox"/> Inter-office Mail <input checked="" type="checkbox"/> E-mail <input type="checkbox"/> Fax <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Legal Messenger

Party	Method of Service
Applicant/Appellant Legal Counsel Deborah Cade Assistant Attorney General deborahc@atg.wa.gov Daniel Oliver daniello@atg.wa.gov Melissa Calahan melissae1@atg.wa.gov E-Service Mailbox tpcef@atg.wa.gov	<input type="checkbox"/> U.S. First Class Mail, postage prepaid <input type="checkbox"/> Inter-office Mail <input checked="" type="checkbox"/> E-mail <input type="checkbox"/> Fax <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Legal Messenger
Department of Legal Counsel Patrick Downs Assistant City Attorney patrick.downs@seattle.gov James Dasher james.dasher@seattle.gov Dan Goodman dan.goodman@seattle.gov Dave Cordaro dave.cordaro@seattle.gov Alicia Reise Alicia.reise@seattle.gov	<input type="checkbox"/> U.S. First Class Mail, postage prepaid <input type="checkbox"/> Inter-office Mail <input checked="" type="checkbox"/> E-mail <input type="checkbox"/> Fax <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Legal Messenger

Dated this 29th day of June 2018



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