

Description

W-17-006 - W-17-014
Wallingford Community Council, et al.
Mandatory Housing Affordability FEIS
Hearing, Day 8
Wednesday, July 25, 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

Mira Latoszek, Beacon Hill Council of Seattle

Rich Koehler, Amanda Sawyer, and Christine Tobin-Presser, West Seattle Junction
Neighborhood

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

7/25/2018

Location

Large Hearing Room

<u>Time</u>	<u>Speak</u>	<u>Note</u>
9:00:41 AM		Hearing Examiner opens Day 8 of the hearing.
9:00:53 AM		Amanda Sawyer will also be representing JuNO today, along with Richard Koehler. Bricklin brings up procedural issue with exhibits.
9:03:19 AM		Sawyer calls Richard T. Koehler as a witness and he is sworn in.
9:03:40 AM		Sawyer begins direct examination of Koehler.
9:20:16 AM		Sawyer offers the FEIS for the U District Urban Design Alternative and it is marked as Exhibit 162.
9:20:40 AM		Exhibit 162 is admitted.
9:28:49 AM		Sawyer offers the West Seattle Junction Neighborhood Design Guidelines and it is marked as Exhibit 163.
9:29:32 AM		Sawyer moves to admit Exhibit 163 and it is admitted.
9:38:17 AM		Sawyer offers photograph of the Campbell Building and it is marked as Exhibit 164.
9:38:42 AM		Sawyer moves to admit Exhibit 164 and it is admitted.
9:39:03 AM		Sawyer offers the Landmarks Preservation Board application for the Campbell Buidling's historic landmark status and it is marked as Exhibit 165.
9:39:18 AM		Sawyer moves to admit Exhibit 165. Hearing Examiner asks which parts of the document will be used. Pages 1, 2, and 3 will be admitted as Exhibit 165.
9:42:35 AM		Sawyer offers photograph of the Hamm Building and it is marked as Exhibit 166.
9:42:57 AM		Sawyer moves to admit Exhibit 166 and it is admitted.
9:43:52 AM		Sawyer offers photographs of murals in West Seattle Junction and they are marked together as Exhibit 167.
9:44:07 AM		Sawyer moves to admit Exhibit 167 and it is admitted.
9:46:14 AM		Sawyer offers screenshot of the West Seattle parade website describing the West Seattle Grand Parade and it is marked as Exhibit 168.
9:46:53 AM		Sawyer moves to admit Exhibit 168 and it is admitted.
9:47:13 AM		Sawyer offers screenshot from the West Seattle Summer Fest website and it is marked as Exhibit 169.
9:47:43 AM		Sawyer moves to admit Exhibit 169.
9:47:54 AM		Johnson objects; relevance.
9:48:27 AM		Sawyer responds.
9:48:46 AM		Hearing Examiner responds to the objection.
9:49:59 AM		Bricklin responds.
9:55:43 AM		Witness will provide summary of the events in West Seattle shown in Exhibit 169 and other intended exhibits. Exhibit 169 is not admitted.
10:04:02 AM		Sawyer offers letter from JuNO to Sam Assefa and it is marked as Exhibit 170.
10:04:26 AM		Sawyer moves to admit Exhibit 170 and it is admitted.
10:07:44 AM		Johnson objects; hearsay.
10:10:13 AM		Overruled.
10:15:45 AM		Sawyer offers photographs of an SDOT transportatin sign over Fauntleroy Avenue and they are marked as Exhibit 171.

10:16:29 AM	Sawyer moves to admit Exhibit 171.
10:16:39 AM	Johnson requests more foundation.
10:16:51 AM	Koehler provides more information.
10:17:02 AM	Exhibit 171 is admitted.
10:19:03 AM	Sawyer offers Google Maps traffic condition screenshots and they are marked as Exhibit 172.
10:20:30 AM	Sawyer moves to admit Exhibit 172 and it is admitted.
10:21:26 AM	Sawyer offers more Google Maps screenshots and they are marked as Exhibit 173.
10:22:35 AM	Sawyer moves to admit Exhibit 173 and it is admitted.
10:23:08 AM	Sawyer offers more traffic condition screenshots and they are marked as Exhibit 174. Sawyer moves to admit Exhibit 174 and it is admitted.
10:23:52 AM	Sawyer offers a screenshot of traffic conditions from SDOT and it is marked as Exhibit 175.
10:24:17 AM	Sawyer moves to admit Exhibit 175 and it is admitted.
10:24:33 AM	Sawyer offers screenshot from SDOT's Traffic/Transit Today from the same day as the other screenshots and it is marked as Exhibit 176.
10:24:54 AM	Sawyer moves to admit Exhibit 176 and it is admitted.
10:25:17 AM	Sawyer offers a screenshot from the West Seattle blog and it is marked as Exhibit 177.
10:27:45 AM	Sawyer moves to admit Exhibit 177 and it is admitted.
10:28:08 AM	Sawyer offers traffic tables from SDOT. The following table created from that original data is marked as Exhibit 178.
10:32:44 AM	Sawyer moves to admit Exhibit 178.
10:33:38 AM	Exhibit 178 is admitted.
10:33:40 AM	Sawyer offers another table and graph created from the same data and it is marked as Exhibit 179.
10:34:53 AM	Sawyer moves to admit Exhibit 179 it is admitted.
10:35:26 AM	Break. Back at 10:50.
10:50:34 AM	Back on the record.
10:50:36 AM	Sawyer continues direct examination of Koehler.
10:50:47 AM	Sawyer offers Terminal 5 Improvement Project Transportation Technical Report excerpt and it is marked as Exhibit 180. Exhibit 180 is admitted.
10:52:50 AM	Sawyer offers another excerpt from the same document and it is marked as Exhibit 181.
10:53:25 AM	Sawyer moves to admit Exhibit 181 and it is admitted.
10:55:09 AM	Sawyer offers screenshot from Seattle Streets Illustrated website and it is marked as Exhibit 182.
10:55:43 AM	Sawyer moves to admit Exhibit 182 and it is admitted.
10:58:29 AM	Sawyer offers excerpt from zoning map from SDCI website and it is marked as Exhibit 183.
11:00:00 AM	Sawyer moves to admit Exhibit 183 and it is admitted.
11:00:22 AM	Sawyer offers another excerpt from the SDCI zoning map and it is marked as Exhibit 184.

11:01:24 AM	Sawyer moves to admit Exhibit 184 and it is admitted.
11:03:48 AM	Sawyer offers multiple documents and they are marked as Exhibit 185.
11:04:53 AM	Sawyer moves to admit Exhibit 185. Johnson asks if there will be more testimony on the documents.
11:05:11 AM	Sawyer responds.
11:05:24 AM	Johnson objects; relevance.
11:05:29 AM	Bricklin responds.
11:06:25 AM	Sawyer continues direct examination regarding the documents.
11:07:43 AM	Hearing Examiner asks for specific sections of the document to be pointed to for admission.
11:11:51 AM	Sawyer moves to admit Exhibit 185 and it is admitted.
11:15:17 AM	Sawyer offers the City of Seattle 2017 Comprehensive Plan Amendment Application prepared by JuNO and it is marked as Exhibit 186.
11:16:02 AM	Sawyer moves to admit Exhibit 186.
11:16:12 AM	Exhibit 186 is admitted.
11:17:18 AM	Sawyer concludes.
11:17:25 AM	Bricklin begins direct examination of Koehler.
11:17:39 AM	Bricklin concludes.
11:17:52 AM	No cross examination.
11:18:40 AM	Koehler calls John H. Miller as a witness and he is sworn in.
11:18:55 AM	Koehler begins direct examination of Miller.
11:22:08 AM	Koehler offers "Councilmember Herbold to Pursue Seattle Legacy Business Preservation" article from Council Connection website and it is marked as Exhibit 187.
11:24:28 AM	Koehler moves to admit Exhibit 187.
11:24:37 AM	Johnson objects; hearsay.
11:24:49 AM	Koehler continues direct examination regarding the document.
11:26:25 AM	Exhibit 187 is admitted.
11:35:42 AM	Koehler concludes.
11:35:44 AM	Johnson begins cross examination of Miller.
11:35:55 AM	Johnson concludes.
11:38:27 AM	Bendich calls Woodrow Kenneth Wheeler as a witness and he is sworn in.
11:38:54 AM	Bendich begins direct examination of Wheeler.
11:43:21 AM	Bendich offers Wheeler's resume and it is marked as Exhibit 188.
11:45:36 AM	Bendich moves to admit Exhibit 188 and it is admitted.
11:54:19 AM	Bendich offers Seattle's Forest Ecosystem Values: Analysis of the Structure, Function, and Economic Benefits from August 2012 and it is marked as Exhibit 189.
11:59:42 AM	Bendich moves to admit Exhibit 189 and it is admitted.
12:00:11 PM	Break for lunch. Back at 1:15.
1:18:46 PM	Back on the record.
1:18:50 PM	Bendich continues direct examination of Wheeler.

1:19:11 PM	Bendich offers a hardcopy of Wheeler's PowerPoint presentation and it is marked as Exhibit 190.
2:11:11 PM	Bendich concludes.
2:11:14 PM	Hearing Examiner asks for clarification from Wheeler.
2:12:44 PM	Mitchell begins cross examination of Wheeler.
2:18:05 PM	Bendich objects.
2:18:14 PM	Mitchell withdraws the question.
2:20:43 PM	Bendich objects. Mitchell responds.
2:21:01 PM	Objection overruled.
2:22:08 PM	Mitchell concludes.
2:22:14 PM	Bendich begins redirect examination of Wheeler.
2:23:02 PM	Bendich concludes.
2:23:41 PM	Latoszek calls Frederica Merrell as a witness and she is sworn in.
2:24:25 PM	Latoszek begins direct examination of Merrell.
2:26:27 PM	Latoszek offers "Images of America: Seattle's Beacon Hill" by Frederica Merrell and Mira Latoszek and it is marked as Exhibit 191.
2:27:39 PM	Latoszek offers the Beacon Hill Historic Context Statement and it is marked as Exhibit 192.
2:34:04 PM	Latoszek offers article from Northwest Asian Weekly and it is marked as Exhibit 193.
2:40:15 PM	Latoszek offers a blown up version of a map contained in Exhibit 22 and it is marked as Exhibit 194.
2:42:59 PM	Latoszek offers listings for Beacon Hill and North Beacon Hill historic sites and they are marked as Exhibit 195.
2:46:26 PM	Latoszek offers database information for a property in Beacon Hill and it is marked as Exhibit 196. The database information for a second property is marked as Exhibit 197.
2:50:32 PM	Latoszek offers article from The Seattle Times and it is marked as Exhibit 198.
3:10:55 PM	Latoszek offers Merrell's notes from testimony and they are marked as Exhibit 199.
3:11:26 PM	Latoszek moves to admit Exhibit 191 through 199.
3:12:06 PM	Exhibits 191 through 199 are admitted.
3:12:12 PM	Johnson begins cross examination of Merrell.
3:12:22 PM	Bricklin objects; ambiguous.
3:12:55 PM	Johnson rephrases the question.
3:16:13 PM	Johnson concludes.
3:16:32 PM	Break. Back at 3:15.
3:16:52 PM	Back on the record. Break. Back at 3:35.
3:36:49 PM	Back on the record. Bricklin brings up procedural matter concerning scheduling of witnesses.
3:43:06 PM	Christine Tobin-Presser calls Janine Rees as a witness and she is sworn in.
3:43:27 PM	Tobin-Presser begins direct examination of Rees.
3:45:05 PM	Hearing Examiner asks for more information from the witness.

3:48:36 PM	Tobin-Presser offers Seattle Public Utilities 2006 Wastewater Systems Plan and it is marked as Exhibit 200.
3:49:05 PM	Tobin-Presser moves to admit Exhibit 200 and it is admitted.
3:53:35 PM	Tobin-Presser offers a map from the DEIS of the comprehensive plan and it is marked as Exhibit 201.
3:55:25 PM	Tobin-Presser moves to admit Exhibit 201 and it is admitted.
3:57:50 PM	Tobin-Presser offers comments on DEIS analysis section 3.8, public services and utilities, submitted by JuNO and it is marked as Exhibit 202.
4:00:45 PM	Tobin-Presser moves to admit Exhibit 202 and it is admitted.
4:13:53 PM	Tobin-Presser offers Drainage and Wastewater Integrated System Planning page from the Seattle Public Utilities website and it is marked as Exhibit 203.
4:14:33 PM	Tobin-Presser moves to admit Exhibit 203 and it is admitted.
4:27:27 PM	Tobin-Presser offers Assessment of Sworn Staffing Needs report. The pages used in testimony will be marked as Exhibit 204.
4:49:50 PM	Tobin-Presser moves to admit Exhibit 204 and it is admitted.
4:53:22 PM	Tobin-Presser offers Seattle Fire response report and it is marked as Exhibit 205.
4:53:57 PM	Tobin-Presser moves to admit Exhibit 205 and it is admitted.
5:00:18 PM	Hearing Examiner asks how much more time is needed for the Appellants' week 2 witnesses.
5:01:23 PM	Hearing Examiner closes Day 8 of the hearing.