

**BEFORE THE HEARING EXAMINER**  
**City of Seattle**

In the Matter of the Appeal of	)	Hearing Examiner File:
	)	
<b>SAFE AND AFFORDABLE SEATTLE</b>	)	<b>MUP-18-019</b>
	)	
from a SEPA determination and temporary use	)	Department reference:
decision by the Director, Seattle Department of	)	Project 3030888-LU
Construction and Inspections, to allow a	)	
transitional encampment on the property	)	<b>Declaration of William K. Mills</b>
<u>located at 1601 15<sup>th</sup> Avenue W</u>	)	

WILLIAM K. MILLS declares as follows:

I am a Land Use Planner Supervisor with the City of Seattle Department of Construction and Inspections (SDCI). I have personal knowledge of the facts in this declaration and am competent to testify to those facts.

I am the SDCI staff person assigned to the review of Project 3030888-LU and drafted the Master Use Permit (MUP) decision in this matter. I am also the designated representative of SDCI on the appeal of this MUP decision to the Office of Hearing Examiner. My employment duties at DPD include, among other things, review of MUP applications, zoning review of both MUP and building permit applications, drafting of formal land use code interpretations, drafting of legislation, and drafting of letters and other correspondence. I have been an employee of SDCI and its predecessor agencies since 1990.

In my assigned capacity as the reviewer for the project and respondent representative on the appeal, I participated in a prehearing conference for the appeal on August 15, 2018, and I filed a Motion for Partial Dismissal of the Appeal on August 16, 2018. I served this motion on the appellant party, the applicant party, and the Office of Hearing Examiner both by email and by hard copy (personal service on the Examiner and first-class mail to the parties). In fact, I served the motion twice. The first time, in the early afternoon of August 16, I served the motion without a Certificate of Service. After realizing that I forgot to include the certificate, I served the motion a second time, with the Certificate of Service included. I mailed the copies to the parties because, in the prehearing conference, the appellant did not agree to service of documents by electronic means only.

My understanding from the prehearing conference and the recorded record of the conference was that the appellant agreed to a filing deadline for a response to the SDCI motion by August 24, 2018. As of my last review of the Hearing Examiner website on August 31, 2019, under the “case file search” option for MUP-18-019, no response has been filed by the appellant, and to my knowledge no response has been provided to SDCI by email or any other means of service.

On Tuesday August 28, 2018, I received in my office mailbox the returned copy of SDCI’s motion sent to the appellant party. This copy was marked “Return to Sender, Not Deliverable as Addressed, Unable to Forward.” A copy of the envelope used, with the post office notice pasted on it, is attached to this declaration. I note that this is the first notice I sent on August 16 (the one without the Certificate of Service), and as of the date of this declaration the second notice I sent later in the day on August 16 has not been returned to SDCI or at least has not reached my mailbox. However, it is unclear that appellant received a mailed copy of the motion.

The address used to mail the motion to the appellant is the address that is provided on the Hearing Examiner website in the Case Details for HE File Number MUP-18-019. A printed copy of that website page is attached to this declaration. The address matches the address on the envelope used for the mailing.

The appellant in this matter also used the address in question in her appeal statement and has used it in other appeal documents. See, for example, the Case Details for HE File Number MUP-17-037 obtained from the Hearing Examiner website. A printed copy of that website page is also attached to this declaration. Even so, it is not clear that mailed copies of documents are being received by the appellant at the address provided. I note that the copies sent electronically appear to have been received. When I sent these on August 16, I did not receive any “bounce back” from SDCI’s Outlook email system that delivery to either party was unsuccessful. A copy of my email from August 16 is attached to this declaration.

Executed at Seattle, Washington this 31<sup>st</sup> day of August 2018.



William K. Mills

Land Use Planner Supervisor, SDCI

cc. Elizabeth Campbell, for appellant Safe and Affordable Seattle  
Sharon Lee, for applicant Low Income Housing Institute



**City of Seattle**  
 Department of Construction and Inspections  
 700 Fifth Avenue, Suite 2000  
 P.O. Box 34019  
 Seattle, WA 98124-4019

Attention: ELIZABETH CAMPBELL  
 4027 21<sup>ST</sup> AVENUE W, SUITE 205  
 SEATTLE, WA 98199

98124401919  
 98124401919

*Bill Mills*

PRESORTED  
 FIRST CLASS



U.S. POSTAGE  
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 RETURN TO SENDER  
 NOT DELIVERABLE AS ADDRESSED  
 UNABLE TO FORWARD  
 BC: 98124401919 \*2189-03502-19-20  
 98124401919

## Case Details for HE File Number: MUP-18-019

Case Name: Safe and Affordable Seattle, et al.  
Property Address: 1601 15th Ave W  
Mailing Address:  
Examiner:  
Date Received: 7/19/2018  
Date Filed: 7/19/2018  
Filing Fee: \$85.00  
Form of Payment: cc

### Master Use Permit

Notations: Temporary Use , SEPA

### Contacts

#### Appellant:

Elizabeth Campbell  
4027 21st Ave W Suite 205  
Seattle, WA 98199  
Email: neighborhoodwarrior@gmail.com  
Phone: (206) 769-8459

#### Department:

William Mills  
SDCI  
Email: william.mills@seattle.gov  
Phone: (206) 684-8738

#### Applicant:

Sharon Lee  
Low Income Housing Institute  
Email: sharonl@lihi.org  
Phone: (206) 571-5730

### Events

8/15/2018 1:00 PM Pre-Hearing Conference

### Documents

Notice of Appeal 7/19/2018 5:08:49 PM  
SDCI Decision 7/19/2018 5:29:51 PM  
Notice of Telephonic Prehearing Conference 8/13/2018 8:32:52 AM  
Prehearing Conference 8/15/2018 1:30:56 PM  
SDCI Motion for Partial Dismissal 8/16/2018 2:29:45 PM

## Case Details for HE File Number: MUP-17-037

Case Name: Safe and Affordable Seattle  
Property Address: 336 W Bertona St  
Mailing Address:  
Examiner:  
Date Received: 11/16/2017  
Date Filed: 11/16/2017  
Filing Fee: \$85.00  
Form of Payment: cc

### Master Use Permit

Notations: Conditional Use , SEPA

### Contacts

#### Appellant:

Elizabeth Campbell  
4027 21st Ave W  
Seattle, WA 98199  
Email: neighborhoodwarrior@gmail.com  
Phone: (206) 769-8459

#### Applicant:

Gib Dammann  
Email: gibd@comcast.net  
Phone: (206) 919-3546

#### Department:

William Mills  
Email: william.mills@seattle.gov  
Phone: (206) 684-8738

### Events

None

### Documents

Appeal Statement 11/17/2017 9:59:09 AM  
Director's Analysis and Decision 11/17/2017 10:01:50 AM  
City Motion to Dismiss 11/22/2017 4:07:18 PM  
Notice of Prehearing Conference 11/27/2017 1:09:51 PM  
Appellant Response to Motion to Dismiss 12/7/2017 4:38:03 PM  
SDCI Reply, Proposed Order, and Dec. of WM 12/7/2017 4:38:22 PM  
Order on Motion to Dismiss Appeal 12/8/2017 4:43:44 PM

## Mills, William

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**From:** Mills, William  
**Sent:** Thursday, August 16, 2018 4:33 PM  
**To:** Johnson, Alayna; 'Elizabeth Campbell, MPA'; 'Ralph Neis'  
**Subject:** RE: MUP-18-019(SDCI Motion for Partial Dismissal) - Resending  
**Attachments:** MUP-18-019 SDCI Motion.pdf; MUP-18-019 Cert of Service.pdf

Hello all – I am resending SDCI’s motion with a Certificate of Service included. Sorry for leaving this off on the earlier submittal. The motion is otherwise exactly the same document.



Bill Mills  
Land Use Planner Supervisor  
Seattle Department of Construction and Inspections

O: 206.684.8738 | [william.mills@seattle.gov](mailto:william.mills@seattle.gov)  
[Facebook](#) | [Twitter](#) | [Blog](#)

*As stewards and regulators of land and buildings, we preserve and enhance the equity, livability, safety, and health in our communities.*

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**From:** Mills, William  
**Sent:** Thursday, August 16, 2018 2:18 PM  
**To:** Johnson, Alayna <[Alayna.Johnson@seattle.gov](mailto:Alayna.Johnson@seattle.gov)>; Elizabeth Campbell, MPA <[neighborhoodwarrior@gmail.com](mailto:neighborhoodwarrior@gmail.com)>;  
Ralph Neis <[rneis@lihi.org](mailto:rneis@lihi.org)>  
**Subject:** MUP-18-019(SDCI Motion for Partial Dismissal)



Hello Ms. Johnson and Parties – SDCI’s motion is attached for your reference. A signed hard copy has been served on the Hearing Examiner and hard copies are served by mail on the parties.

Bill Mills  
Land Use Planner Supervisor  
Seattle Department of Construction and Inspections

O: 206.684.8738 | [william.mills@seattle.gov](mailto:william.mills@seattle.gov)  
[Facebook](#) | [Twitter](#) | [Blog](#)

*As stewards and regulators of land and buildings, we preserve and enhance the equity, livability, safety, and health in our communities.*