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| 14 | Traffic Report – Traffic Impact Analysis Prepared by Gibson Traffic Consultants Dated June 2016 |
| 15 | Traffic Report – Updated Traffic Impact Analysis Prepared by Gibson Traffic Consultants, Inc. Dated May 2017 |
| 16 | Traffic Report – Response to Tilghman Group Comments Prepared by Gibson Traffic Consultants, Inc. Dated May 26, 2017 |
| 17 | Traffic Report – PCC Truck Count Information GTC#16-097 Counted June 2017 |
| 18 | Right-of-Way Improvement Exemption Request Dated February 24, 2017 |
| 19 | Correction Letter Cycle 1 Corrections for ECA Slide Dated May 15, 2017 |
| 20 | Correction Letter Cycle 1 Corrections for POTECH Dated July 28, 2016 |
| 21 | Correction Letter Cycle 1 Corrections for POTECH v3 Dated October 3, 2016 |
| 22 | Correction Letter Cycle 2 Corrections for POTECH Dated October 25, 2016 |
| 23 | Correction Letter Cycle 3 Corrections for POTECH Dated July 10, 2017 |
| 24 | Correction Response for ECA Slide Correction Notice 1 Dated July 24, 2017 |
| 25 | Correction Response for Land Use Correction Notice 3 Dated March 7, 2018 |
| 26 | Correction Response for Land Use Correction Notice 4 Dated April 30, 2018 |
| 27 | Correction Response 1 for Transportation Dated June 26, 2017 |
| 28 | MUP 3020338 Early Design Guidance 1 Proposal Dated July 13, 2016 |
| 29 | MUP 3020338 Early Design Guidance 2 Proposal Dated September 28, 2016 |
| 30 | MUP 3020338 Early Design Guidance 3 Proposal Dated January 25, 2017 |
| 31 | MUP 3020338 Recommendation Proposal Dated September 13, 2017 |
| 32 | MUP 3020338 Early Design Guidance 1 Memo to the East Design Review Board Dated July 5, 2015 |
| 33 | MUP 3020338 Early Design Guidance 2 Memo to the East Design Review Board Dated October 18, 2016 |
| 34 | MUP 3020338 Early Design Guidance 3 Memo to the East Design Review Board Dated January 18, 2017 |
| 35 | MUP 3020338 Recommendation Memo to the East Design Review Board Dated September 5, 2017 |
| 36 | MUP 3020338 Early Design Guidance 1 Draft Meeting Packet Memo to the Applicant Dated June 21, 2016 |
| 37 | MUP 3020338 Early Design Guidance 2 Draft Meeting Packet Memo to the Applicant Dated October 5, 2016 |
| 38 | MUP 3020338 Early Design Guidance 3 Draft Meeting Packet Memo to the Applicant Dated January 13, 2016 |
| 39 | MUP 3020338 Recommendation Draft Meeting Packet Memo to the Applicant Dated August 17, 2017 |
| 40 | MUP 3020338 Early Design Guidance 1 Meeting Report Dated July 13, 2016 |
| 41 | MUP 3020338 Early Design Guidance 2 Meeting Report Dated October 26, 2016 |
| 42 | MUP 3020338 Early Design Guidance 3 Meeting Report Dated January 25, 2017 |

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| 43 | MUP 3020338 Recommendation Meeting Report Dated September 13, 2017 |
| 44 | Land Use Code Interpretation No. 17-004 (Project 3028345) dated July 23, 2018, including Attachments 1 and 2 |
| 45 | Geocortex map of site, from SDCI electronic mapping system, showing property lines and applicable zoning |
| 46 | Geocortex map of site, from SDCI electronic mapping system, showing contours and mapped Environmentally Critical Areas |
| 47 | Site survey from Plan set Cycle 6 (see Exhibit 2 above) |
| 48 | Plan sheets from Plan set Cycle 6: G002, AS101, A201, A202, A203, A204, L0.01 through L0.38 (see Exhibit 2 above) |
| 49 | Application for Relief from ECA development standards filed by Jerry Kesselring dated June 8, 2016 |
| 50 | ECA Consideration (ECA Exemption) Review by Jim Mattoon, SDCI Geotechnical Engineer dated July 5, 2016 (filed under Project No. 6541076) |
| 51 | ECA Slide Correction Notice for Project 3020338 from Robert McIntosh, SDCI Geotechnical Engineer dated May 15, 2017 |
| 52 | SDCI Tip 327A |
| 53 | H. N. Clifton grading application November 1955, including letter and plans (filed under Project 3028345) |
| 54 | Three grading permits from SDCI microfilm: Permit 015 dated December 14, 1955; Permit 048 dated August 29, 1957; Permit 00329 dated October 3, 1972 |
| 55 | Seattle Building Permit No. 562961 dated April 15, 1976 from SDCI microfilm |
| 56 | SDCI Director's Rule 4-2012 |
| 57 | Former ECA Code Sections 25.09.180, 25.09.060, 25.09.320 |
| 58 | SDOT street grade profiles (filed under Project 3028345 and also found in GeoEngineers geotechnical reports) |

The Department lists the following witnesses:

1. William K. Mills, Land Use Planner Supervisor, will testify regarding the facts and analysis of Interpretation No. 17-004, including explanation of all exhibits supporting the interpretation.
2. Magda Hogness, Urban Designer, former Senior Land Use Planner, will testify regarding the SEPA environmental review and Design Review analysis in Project No. 3020338-LU.
3. John G. Shaw, Senior Transportation Planner, will testify regarding facts and analysis of transportation and traffic issues related to Project No. 3020338-LU.
4. Robert M. McIntosh, Senior Geotechnical Engineer, will testify regarding facts and analysis of geotechnical issues pertaining to Project No. 3020338-LU and Interpretation 17-004 (Project 3028345), including the geotechnical basis for SDCI's conclusion that the project qualifies for relief from the prohibition on steep slope development.

Entered this 15th day of October 2018.



William K. Mills, Land Use Planner Supervisor
Department of Construction and Inspections

cc. Claudia M. Newman, for Appellant Save Madison Valley
Jeremy Eckert and Patrick Mullaney, for Applicant TVC Madison Co. LLC

**BEFORE THE HEARING EXAMINER
CITY OF SEATTLE**

In the Matter of the Appeals of) Hearing Examiner File:
SAVE MADISON VALLEY,) **MUP-18-020 (DR, W) &**
) **S-18-011**
from approval of a land use application and a)
) Department References:
land use interpretation by the Director,) 3020338, 3028345
Department of Construction and Inspections)
) **2925 E Madison Street**
)
) **Certificate of Service**

The undersigned certifies the following:

1. I am a Land Use Planner Supervisor at Seattle Department of Construction and Inspections (SDCI), representing SDCI in the above-entitled appeal proceeding; I am over the age of majority and am able to testify as to the matters stated herein;
2. On Monday, October 15, 2018, I delivered SDCI's Preliminary List of Exhibits and Witnesses, by e-mail only, to the following named parties:

Claudia Newman,
for appellant Save Madison Valley
1424 Fourth Avenue, Suite 500
Seattle, WA 98101
Ph: (206) 264-8600
E-mail: newman@bnd-law.com

Jeremy Eckert and Patrick Mullaney, Foster
Pepper PLLC, for applicant TVC Madison Co.
LLC
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Seattle, WA 98101
Ph: (206) 447-4400
E-mail: jeremy.eckert@foster.com
patrick.mullaney@foster.com

Both e-mail copy and hand delivered hard copy are provided to the Office of Hearing Examiner.

I declare under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct.

DATED this 15th day of October 2018.



William K. Mills, Land Use Planner Supervisor, SDCI

cc. Claudia M. Newman, for Appellant Save Madison Valley
Jeremy Eckert and Patrick Mullaney, for Applicant TVC Madison Co. LLC

