

**Description**

Minutes for MUP-18-020 & S-18-011 Day 4  
Save Madison Valley  
2925 E Madison St  
Thursday, December 13, 2018

Time: 9:00 a.m.  
Examiner: Barbara Dykes Ehrlichman  
Assistant: Alayna Johnson

**Party Representatives:**

Bryan Telegin, Counsel for Appellant  
1424 Fourth Ave, Suite 500  
Seattle, WA 98101

Claudia Newman, Counsel for Appellant  
1424 Fourth Ave, Suite 500  
Seattle, WA 98101

Magda Hogness, for Department  
SDCI  
700 Fifth Ave  
Seattle, WA 98104

William Mills, for Department  
SDCI  
700 Fifth Ave  
Seattle, WA 98104

Patrick Mullaney, Counsel for Applicant  
1111 Third Ave, Suite 3000  
Seattle, WA 98101

**Date**

12/13/2018

**Location**

Large Hearing Room

<u>Time</u>	<u>Speake</u>	<u>Note</u>
<a href="#">9:00:07 AM</a>		Hearing Examiner opens Day 4 of the hearing.
<a href="#">9:00:42 AM</a>		Telegin continues direct examination of Bolz.
<a href="#">9:01:09 AM</a>		Telegin offers annotated SEPA checklist and it is marked and admitted as Exhibit 55.
<a href="#">9:05:04 AM</a>		Telegin offers two comment letters submitted by Bolz and they are marked and admitted as Exhibits 56 and 57.
<a href="#">9:22:06 AM</a>		Telegin offers design review recommendation packet and it is marked and admitted as Exhibit 58.
<a href="#">9:37:16 AM</a>		Telegin concludes.
<a href="#">9:37:19 AM</a>		Mills begins cross examination of Bolz.
<a href="#">9:42:41 AM</a>		Mills concludes.
<a href="#">9:42:44 AM</a>		Mullaney begins cross examination of Bolz.
<a href="#">9:49:01 AM</a>		Mullaney offers Google Earth image and it is marked and admitted as Exhibit 59.
<a href="#">10:03:03 AM</a>		Mullaney concludes.
<a href="#">10:03:07 AM</a>		Telegin begins redirect examination of Bolz.
<a href="#">10:06:07 AM</a>		Mullaney objects; outside scope. Withdrawn.
<a href="#">10:07:14 AM</a>		Telegin concludes.
<a href="#">10:07:42 AM</a>		Discussion of schedule. January 22, 23, and 24 will not work for continuation of the hearing.
<a href="#">10:10:16 AM</a>		Hearing will continue on February 4th and 5th.
<a href="#">10:12:11 AM</a>		Closing arguments will be due February 20th.
<a href="#">10:14:34 AM</a>		Break. Back at 10:30.
<a href="#">10:30:47 AM</a>		Back on the record.
<a href="#">10:31:02 AM</a>		Newman asks procedural question.
<a href="#">10:31:51 AM</a>		Mills calls Magda Hogness as a witness and she is sworn in.
<a href="#">10:32:22 AM</a>		Mills asks procedural question.
<a href="#">10:33:10 AM</a>		Telegin asks procedural question.
<a href="#">10:36:30 AM</a>		Mills begins direct examination of Hogness.
<a href="#">10:39:11 AM</a>		Mills offers Hogness's resume and it is marked and admitted as Exhibit 60.
<a href="#">10:42:11 AM</a>		Mills offers larger version of Exhibit 12 and it is marked and admitted as Exhibit 61.
<a href="#">11:01:46 AM</a>		Mills offers memorandum from Hogness to Lucas Branham and Tony Fan and it is marked and admitted as Exhibit 62.
<a href="#">11:05:14 AM</a>		Mills offers updated proposal based on feedback for the early design guidance meeting and it is marked and admitted as Exhibit 63.
<a href="#">11:12:43 AM</a>		Mills offers memo from Hogness to design review board members and it is marked and admitted as Exhibit 64.
<a href="#">11:14:37 AM</a>		Mills offers early design guidance meeting report and it is marked and admitted as Exhibit 65.
<a href="#">11:20:54 AM</a>		Mills offers memo from Hogness to Branham and Fan and it is marked and admitted as Exhibit 66.
<a href="#">11:22:21 AM</a>		Mills offers early design guidance meeting #2 packet and it is marked and admitted as Exhibit 67.

<a href="#">11:27:56 AM</a>	Mills offers second memorandum from Hogness to design review board members and it is marked and admitted as Exhibit 68.
<a href="#">11:31:27 AM</a>	Mills offers second early design guidance meeting report and it is marked and admitted as Exhibit 69.
<a href="#">11:39:52 AM</a>	Mills offers memorandum from Hogness to Branham and Fan and it is marked and admitted as Exhibit 70.
<a href="#">11:40:23 AM</a>	Mills offers early design guidance packet #3 and it is marked and admitted as Exhibit 71.
<a href="#">11:50:27 AM</a>	Mills offers memorandum from Hogness to design review board and it is marked and admitted as Exhibit 72.
<a href="#">11:51:14 AM</a>	Mills offers third meeting report for the design review board and it is marked and admitted as Exhibit 73.
<a href="#">12:06:47 PM</a>	Mills offers memorandum from Hogness to Branham and Tan and it is marked and admitted as Exhibit 74.
<a href="#">12:07:51 PM</a>	Mills offers larger copy of Exhibit 58 and it is marked and admitted as Exhibit 75.
<a href="#">12:20:01 PM</a>	Mills offers memorandum from Hogness to design review board and Recommendation of the East Design Review Board and they are marked and admitted as Exhibits 76 and 77.
<a href="#">12:33:09 PM</a>	Break for lunch. Back at 1:45.
<a href="#">1:48:17 PM</a>	Back on the record.
<a href="#">1:48:30 PM</a>	Mills continues direct examination of Hogness.
<a href="#">2:15:24 PM</a>	Mills concludes.
<a href="#">2:16:12 PM</a>	Mullaney begins direct examination of Hogness.
<a href="#">2:41:31 PM</a>	Mullaney concludes.
<a href="#">2:41:55 PM</a>	Newman begins cross examination of Hogness.
<a href="#">2:48:29 PM</a>	Mullaney objects; asked and answered. Overruled.
<a href="#">3:24:18 PM</a>	Mullaney objects; mischaracterizing statements. Newman rephrases.
<a href="#">3:37:35 PM</a>	Break. Back at 3:50.
<a href="#">3:51:20 PM</a>	Back on the record.
<a href="#">3:51:24 PM</a>	Newman continues cross examination of Hogness.
<a href="#">4:16:09 PM</a>	Newman offers Velmeir EDG Response Summary and it is marked and admitted as Exhibit 78.
<a href="#">4:19:41 PM</a>	Newman concludes.
<a href="#">4:19:47 PM</a>	Telegin begins cross examination of Hogness.
<a href="#">4:35:30 PM</a>	Mullaney objects; compound. Telegin rephrases.
<a href="#">4:37:43 PM</a>	Mills objects.
<a href="#">4:38:10 PM</a>	Telegin rephrases.
<a href="#">5:01:52 PM</a>	Hogness's testimony will continue on Monday.
<a href="#">5:02:01 PM</a>	Hearing Examiner closes Day 4 of the hearing.