

Description

Minutes for W-18-009
Queen Anne Community Council
Accessory Dwelling Units FEIS
Monday, March 25, 2019

Time: 9:00 p.m.
Examiner: Barbara Dykes Ehrlichman

Party Representatives:

Queen Anne Community Council, Appellant
Martin Kaplan
1818 1st Avenue West
Seattle WA 98119

Jeffrey Eustis, Appellant Legal Counsel
4616 25th Ave NE No. 608
Seattle WA 98105

Tadas Kisielius, Department Legal Counsel
719 Second Ave, Ste 1150
Seattle WA 98104

Clara Park, Department Legal Counsel
719 Second Ave, Ste 1150
Seattle WA 98104

Aly Pennucci, Seattle City Council Representative
600 4th Ave 2nd Floor
Seattle, WA 98104

Nicholas Welch, Planning and Community Development Representative
600 4th Ave, 5th Floor
Seattle, WA 98014

Date

3/25/2019

Location

Large Hearing Room

<u>Time</u>	<u>Speak</u>	<u>Note</u>
9:00:23 AM		Hearing Examiner opens Day 1 of the hearing.
9:00:57 AM		Introductions are provided.
9:03:06 AM		Hearing Examiner provides administrative information on the hearing process.
9:05:09 AM		Jeffrey Eustis asks questions regarding submitting exhibits.
9:07:54 AM		Tadas Kisielius responds.
9:08:11 AM		Hearing Examiner responds.
9:08:18 AM		Hearing Examiner enters the Accessory Dwelling Units FEIS as Exhibit 1 offered by the City of Seattle.
9:08:45 AM		Richard Ellison asks about hearing process and the Hearing Examiner responds.
9:09:25 AM		Ellison continues.
9:12:12 AM		Kisielius talks about hearing procedures.
9:13:02 AM		Eustis asks questions about the witness list and witness process.
9:14:11 AM		Kisielius responds.
9:15:17 AM		Eustis begins opening statement.
9:20:19 AM		Eustis concludes.
9:20:34 AM		Ellison begins opening statement.
9:24:46 AM		Kisielius objects to providing testimony in opening statement.
9:25:01 AM		Hearing Examiner responds.
9:26:03 AM		Ellison responds.
9:26:42 AM		Kisielius responds.
9:27:36 AM		Hearing Examiner responds and instructs on opening statement parameters.
9:27:59 AM		Eustis responds.
9:28:38 AM		Kisielius responds.
9:29:05 AM		Hearing Examiner responds.
9:29:20 AM		Ellison continues.
9:33:25 AM		Hearing Examiners responds about parameters of opening statement.
9:33:40 AM		Ellison continues.
9:34:50 AM		Kisielius objects to the testimony of impact during opening statement.
9:35:17 AM		Hearing Examiners provides instructions about opening statement.
9:35:36 AM		Ellison concludes.
9:35:59 AM		Kisielius begins opening statement.
9:39:30 AM		Kisielius concludes.
9:39:35 AM		Eustis calls William Reid as a witness and he is sworn in.
9:40:29 AM		Eustis begins direct examination of Reid.
9:46:24 AM		Eustis offers William Reid's resume and it is marked and entered as Exhibit 2.
9:49:21 AM		Hearing Examiner discusses exhibit list process with parties.
9:50:04 AM		Eustis offers EIS Determination as an exhibit and Kisielius responds.

9:53:39 AM	Eustis continues direct examination of Reid.
10:30:16 AM	Eustis asks about entering documents as exhibits from the MHA EIS.
10:30:23 AM	Kisielius responds.
10:31:47 AM	Break. Back at 10:46.
10:47:05 AM	Back on the record.
10:47:11 AM	Eustis resumes direct examination of Reid.
11:20:00 AM	Kisielius objects. Has not provided expertise on parking.
11:20:24 AM	Eustis responds.
11:20:33 AM	Eustis continues direct examination.
11:21:32 AM	Hearing Examiner overrules objection.
11:21:58 AM	Reid responds.
11:25:52 AM	Eustis concludes direct examination.
11:25:58 AM	Kisielius asks procedural question.
11:26:27 AM	Ellison asks to question the witness.
11:27:57 AM	Hearing Examiner responds that specific questions could be asks of the witness by Ellison.
11:28:25 AM	Ellison begins direct examination of Reid.
11:30:50 AM	Ellison concludes.
11:30:54 AM	Kisielius begins cross examination of Reid.
12:14:14 PM	Kisielius concludes.
12:14:37 PM	Eustis begins redirect examination of Reid.
12:19:59 PM	Eustis concludes.
12:20:14 PM	Break for lunch. Back at 1:35.
12:20:47 PM	Back on th record.
1:35:34 PM	Eustis calls Ross Tilghman as a witness.
1:36:01 PM	Eustis asks an administrative question about notes.
1:36:39 PM	Kisielius responds.
1:37:22 PM	Ross Tilghman is sworn in.
1:37:53 PM	Eustis begins direct examination of Tilghman.
1:41:01 PM	Eustis offers Mr. Tilghman's resume and it is marked and admitted as Exhibit 3.
2:03:43 PM	Eustis offers Block Front Plan data sheets NE 82nd St. and 6th Ave. They are marked and admitted as Exhibit 4 and 5.
2:10:36 PM	Eustis offers Parking Inventory document NE Quadrant and it is marked and admitted as Exhibit 6.
2:20:36 PM	Eustis offers Parking Inventory document NW Quadrant and it is marked and admitted as Exhibit 7.
2:27:36 PM	Eustis moves admission of Pipeline Project in Northwest Study Area document and it is marked and admitted as Exhibit 8.
2:29:29 PM	Eustis moves admission of Gibson Traffic Study on 6726 Greenwood Avenue TIA and it is marked and admitted as Exhibit 9.
2:30:58 PM	Eustis moves admission of Gibson Traffic Study on Isola Greenwood TIA and it is marked and admitted as Exhibit 10.
2:32:22 PM	Eustis moves admission of Tilghman Group Memo dated 6-5-2017 and documents and it is marked and admitted as Exhibit 11.

2:39:58 PM	Eustis moves admission of Google Earth aerial maps and it is marked and admitted as Exhibit 12.
2:42:42 PM	Eustis moves admission of Google Earth aerial map of Northeast Study Area and it is marked and entered as Exhibit 13.
2:46:24 PM	Eustis moves admission of Existing Utilization of Block Segments document and it is marked and entered as Exhibit 14.
2:55:30 PM	Eustis moves admission of Existing Utilization of Block Segments document and it is marked and entered as Exhibit 15.
3:04:46 PM	Eustis moves admission of Impact of Maximum Occupancy ADU Dev. Doc. NE Quadrant. It is marked and admitted as Exhibit 16.
3:07:01 PM	Eustis moves admission of Impact of Maximum Occupancy ADU Dev. Doc. NW Quadrant. It is marked and admitted as Exhibit 17.
3:08:51 PM	Eustis moves admission of Impact of Maximum Occupancy ADU Dev. Doc. SE and SW Quadrants. It is marked and admitted as Exhibit 18.
3:17:28 PM	Eustis moves admission of Summary Impact Maximum Occupancy ADU Lot Table. It is marked and admitted as Exhibit 19.
3:26:46 PM	Eustis moves admission of email response from Seattle Public Records Request Center dated 1/15/2019 and 1/30/2019. They are marked and entered as Exhibit 20 and 21.
3:31:35 PM	Kisielius objects. Sustained.
3:33:00 PM	Eustis concludes.
3:33:11 PM	Break. Back at 3:48.
3:47:53 PM	Back on the Record.
3:48:07 PM	Ellison begins direct examination of Tilghman.
3:49:33 PM	Ellison concludes.
3:49:35 PM	Kisielius begins cross examination of Tilghman.
4:00:57 PM	Kisielius moves admission of Seattle Dept. of Construction and Inspections TIP 117 and it is marked and admitted as Exhibit 22.
4:27:58 PM	Eustis objects.
4:28:07 PM	Hearing Examiner asks for clarification of question.
4:29:01 PM	Kisielius clarifies question.
4:48:49 PM	Kisielius concludes.
4:48:54 PM	Eustis begins redirect examination of Tilghman.
4:57:09 PM	Eustis concludes.
4:57:24 PM	Eustis offers Housing Affordability and Livability Appendix M and is marked and admitted as Exhibit 23.
4:58:20 PM	Hearing Examiner closes Day 1 of the Hearing.