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BEFORE THE HEARING EXAMINER
CITY OF SEATTLE

In the Matter of the Appeals of:) Hearing Examiner File:
)
SEATTLE FOR GROWTH AND SEATTLE) **W-18-012 & W-18-013**
MOBILITY COALITION,)
) CITY’S FINAL WITNESS & EXHIBIT
Appellants.) LIST
)
From a Determination of Non-Significance issued)
by the Seattle City Council.)
)

Respondent City of Seattle submits the following final list of witnesses and exhibits in the above referenced appeal:

I. WITNESS LIST

1. **Ketil Freeman, Seattle City Council, Council Central Staff Analyst.** Mr. Freeman is expected to testify regarding the proposal that is the subject of this appeal (Proposal”) and the State Environmental Policy Act (SEPA) processes. Mr. Freeman conducts SEPA review for the Legislative branch and was the lead staffer for the DNS decision and analysis that is the subject of this appeal (“DNS”). He will also respond to Appellant’s claims of procedural and substantive SEPA errors, including lay and expert testimony.
2. **Kendra Breiland, Fehr & Peers, Transportation Planner.** Ms. Breiland is expected

1 to testify about development of key components of the proposal, use of a similar
2 methodology in other locations and she will also address the appellants' claims raised in
3 SMB's notice of appeal including lay and expert testimony.

4 3. **Andrew Bjorn, Berk Consulting.** Mr. Bjorn is expected to respond to appellant's
5 claims that the DNS should have analyzed impacts to housing and housing affordability,
6 including expert testimony.

7 4. **Mark Mazzola, SDOT.** Mr. Mazzola is expected to testify about the environmental
8 review process typically used by SDOT and testify about the status for projects
9 identified as impact fee-eligible as an attachment to the non-project action that is the
10 subject of the pending appeal.

11 5. All other witnesses identified or called by any other party, including expert testimony.

12 6. Witnesses necessary to authenticate documents.

13 7. Witnesses in rebuttal or other evidence introduced by any other party.

14 II. EXHIBIT LIST

15 1. Resume of Ketil Freeman.

16 2. Resume of Kendra Breiland.

17 3. Resume of Andrew Bjorn.

18 4. Journal of Planning Education and Research, published online July 23, 2013 entitled
19 "Do All Impact fees Affect Housing Prices the Same?", by Shishir Mathur.

20 5. Memorandum from Rebecca Schwartzman et al., to K. Freeman, Dec. 4, 2018.

21 6. Memorandum from Andrew Bjorn, Berk Consulting, April 29, 2019.

- 1 7. Transportation System Development Charge Update, Prepared for the City of
2 Portland, Oregon by Fehr & Peers, ECON Northwest, Galardi Rothstein Group and
3 JLA Public Involvement, dated October 2017.
- 4 8. DRAFT City of Seattle Transportation Impact Fee-Eligible Projects: Status
5 Document, undated.
- 6 9. Illustrative exhibits.
- 7 10. Exhibits identified in the final witness list of any other party.
- 8 11. Exhibits in rebuttal to testimony or other evidence introduced by any other party.

9 DATED this 29th day of April 2019.

10 PETER S. HOLMES
11 Seattle City Attorney

12
13 By: *s/ Elizabeth E. Anderson*, WSBA #34036
14 Assistant City Attorney
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21 Attorneys for Respondent
22 Seattle City Council
23

1 **CERTIFICATE OF SERVICE**

2 I certify that on this date, I electronically filed a copy of Respondent City’s Final Witness
3 and Exhibit List with the Seattle Hearing Examiner using its e-filing system.

4 I also certify that on this date, a copy of the same document was sent to the following
5 party listed below in the manner indicated:

6 Courtney Kaylor
7 McCullough Hill Leary PS [X] Email
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9 Seattle, WA 98104
10 Phone: (206) 812-3388
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12 Lauren Verbanik, Paralegal
13 Email: lverbanik@mhseattle.com
14 *Attorney for Appellant*
15 *Seattle Mobility*

16 DATED this 29th day of April 2019.

17 *s/Alicia Reise*
18 _____
19 ALICIA REISE, Legal Assistant
20
21
22
23