

**BEFORE THE HEARING EXAMINER
FOR THE CITY OF SEATTLE**

In the Matter of the Appeal of

**QUEEN ANNE
COMMUNITY COUNCIL**

of the adequacy of the Final Environmental
Impact Statement (FEIS) issued by the
Seattle City Council

Hearing Examiner File:


W-18-009

**ORDER ON CITY
MOTION TO STRIKE**

The Respondent, the Seattle City Council (“City”), filed a “Motion to Strike Extra-Record Evidence and Argument Submitted by TreePAC” on April 29, 2019 in response to the Closing Argument filed by TreePAC on April 26, 2019. Intervenor TreePAC filed a response to the motion on May 6, 2019. The Appellant, the Queen Anne Community Council, did not file any response to the motion.

TreePAC attempted to present evidence in its closing argument beyond the scope of the record and beyond the scope of its intervention. For that reason, the City’s motion is hereby **GRANTED**.

Entered this 13th day of May, 2019.


Barbara Dykes Ehrlichman
Deputy Hearing Examiner

**BEFORE THE HEARING EXAMINER
CITY OF SEATTLE**

CERTIFICATE OF SERVICE

I certify under penalty of perjury under the laws of the State of Washington that on this date I sent true and correct copies of the attached **Order on City Motion to Strike & Findings and Decision** to each person listed below, or on the attached mailing list, in the matter of **Queen Anne Community Council**, Hearing Examiner File: **W-18-009**, in the manner indicated.

Party	Method of Service
Appellant Legal Counsel Jeffrey Eustis eustislaw@comcast.net	<input type="checkbox"/> U.S. First Class Mail, postage prepaid <input type="checkbox"/> Inter-office Mail <input checked="" type="checkbox"/> E-mail <input type="checkbox"/> Fax <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Legal Messenger
Department Legal Counsel Tadas Kisielius tak@vnf.com Dale Johnson dnj@vnf.com Clara Park cpark@vnf.com Jeff Weber jeff.weber@seattle.gov	<input type="checkbox"/> U.S. First Class Mail, postage prepaid <input type="checkbox"/> Inter-office Mail <input checked="" type="checkbox"/> E-mail <input type="checkbox"/> Fax <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Legal Messenger
Intervenor Richard Ellison TreePAC climbwall@msn.com	<input type="checkbox"/> U.S. First Class Mail, postage prepaid <input type="checkbox"/> Inter-office Mail <input checked="" type="checkbox"/> E-mail <input type="checkbox"/> Fax <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Legal Messenger

Dated: May 13, 2019



 Alayna Johnson
 Legal Assistant