

1
2
3
4
5
6
7
8 BEFORE THE HEARING EXAMINER
9 FOR THE CITY OF SEATTLE

10 In the Matter of the Appeal of

11
12 MAGNOLIA COMMUNITY COUNCIL AND
13 OTHERS; and FRIENDS OF THE LAST 6,000

14 From a decision issued by the Director, Seattle
15 Department of Construction and Inspections
16

Hearing Examiner File: MUP 21-016 (CU)
and MUP 21-017 (ECA)

Department Reference: 3028072-LU

APPLICANT’S WITNESS AND EXHIBIT
LIST

17 The Applicant Oceanstar LLC(“Applicant”) submits the following list of witnesses and
18 exhibits in this appeal.
19

20 I. WITNESS LIST

21 The following are witnesses that Applicant may call in this matter:

22 1. Eric Drivdahl, Principal, Gelotte Hommas Drivdahl. Mr. Drivdahl’s resume is
23 included as an exhibit. Mr. Drivdahl may testify regarding the project that is the subject of this
24 appeal (“Project”) including its location, design, and other characteristics. Mr. Drivdahl may
25 also respond to testimony offered by Appellant Magnolia Community Council (“MCC”) and
26
27

28 APPLICANT’S WITNESS AND EXHIBIT LIST - 1

McCULLOUGH HILL LEARY, PS

701 Fifth Avenue, Suite 6600

Seattle, WA 98104

206.812.3388

206.812.3389 fax

Appellant Friends of the Last 6,000 (“Friends”) (collectively, “Appellants”) regarding the Project and revisions or conditions Appellants allege should be required. Applicant estimates Mr. Drivdahl’s direct testimony may take approximately two hours.

2. Tom Brown, Senior Project Manager, Gelotte Hommas Drivdahl. Mr. Brown’s resume is included as an exhibit. Mr. Brown may testify regarding the Project, including its location, design and other characteristics. Mr. Brown may also respond to testimony offered by Appellants regarding the Project and revisions or conditions Appellants allege should be required. Applicant estimates Mr. Brown’s direct testimony may take approximately one hour.

3. Brian Gilles, Gilles Tree Consulting. Mr. Gilles’ resume is included as an exhibit. Mr. Gilles may testify regarding existing trees on the Project site. Mr. Gilles may respond to testimony offered by Appellants relating to trees on the Project site and revisions or conditions Appellants allege should be required. Applicant estimates Mr. Gilles’ direct testimony may take approximately one hour.

4. Alan Haywood, Alan Haywood Arborist and Horticulturalist, LLC. Mr. Haywood’s resume is included as an exhibit. Mr. Haywood may testify regarding existing trees on the Project site. Mr. Haywood may respond to testimony offered by Appellants relating to trees on the Project site and revisions or conditions Appellants allege should be required. Applicant estimates Mr. Haywood’s direct testimony may take approximately 30 minutes.

5. Kwatee Stamm, Associate, Kenneth Philip Landscape Architects PS. Mr. Stamm may testify regarding the landscape plan for the Project. Mr. Stamm may respond to testimony offered by Appellants relating to the landscape plan for the Project and revisions or conditions

Appellants allege should be required. Applicant estimates Mr. Stamm's direct testimony may take approximately one hour.

6. Witnesses listed by the Appellants and the City of Seattle ("City").

Applicant reserves the right to call additional witnesses for the purposes of rebuttal or impeachment and to call substitute witnesses if any of the witnesses identified above become unavailable.

II. EXHIBIT LIST

The following are exhibits that Applicant may introduce in this matter:

1. Resume of Eric Drivdahl.
2. Resume of Tom Brown.
3. Resume of Brian Gilles.
4. Resume of Alan Haywood.
5. Resume of Kwatee Stamm.
6. SDOT Magnolia Bridge Planning Study website, printed July 21, 2021.
7. Magnolia Bridge Planning Study Technical Memorandum, April 17, 2019, without Appendices.
8. Magnolia Bridge Replacement Environmental Assessment, May 2015, selected pages.
9. Annotated planting plan
10. Annotated site plan
11. Photographs and site plan with photograph location key
12. Renderings

13. The record submitted by Seattle Department of Construction and Inspections (“SDCI”).

14. All exhibits listed by any other party, including the Appellants and the City.

Applicant reserves the right to introduce additional exhibits for the purposes of rebuttal or impeachment and to introduce additional exhibits to the extent allowed by the City Hearing Examiner Rules.

DATED this 22nd day of July 2021.

s/Courtney A. Kaylor, WSBA #27519
s/David Carpman, WSBA #54753
Attorneys for Oceanstar LLC, Applicant
McCULLOUGH HILL LEARY, PS
701 Fifth Avenue, Suite 6600
Seattle, WA 98104
Tel: 206-812-3388
Fax: 206-812-3398
Email: courtney@mhseattle.com
Email: dcarpman@mhseattle.com