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OFFICE OF
HEARING EXAMINER

# BEFORE THE HEARING EXAMINER CITY OF SEATTLE

Notice of Appeal

DPD Project No 3012953

500 17<sup>th</sup> Avenue

## 1. Appellant

The Squire Park Community Council.

c/o. Neighborhood Service Center 2301 S. Jackson St. Seattle, WA 98144

SPCC is the community council recognized by the City of Seattle for the area of the Central Area bounded by South Jackson Street, 12<sup>th</sup> Avenue, East Union Street, and 23<sup>rd</sup> Avenue. The Community Council consists of a board of directors of approximately twenty one persons. The board meets monthly, and quarterly membership meetings are held which are publicized by the delivery of approximately three thousand newsletters to households throughout the neighborhood. Membership in SPCC is open to all residents of the neighborhood and all students of schools adjacent to the neighborhood. The mission of the Squire Park Community Council includes advocacy for the enhancement of the vitality of the neighborhood. For over twenty years, since the establishment of the Major Institution that is the subject of this appeal, the plans and activities of that institution have been a subject of concern of SPCC. The previous Major Institution Master Plan for this institution, known as Providence Medical Center at that time, was developed with active participation of the Squire Park Community Council, and the MIMP included specific commitments to the Squire Park Community Council.

## 2. Authorized Representative of Squire Park Community Council

Bill Zosel

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#### **DECISION BEING APPEALED**

The decision appealed: DPD # 3012953.

The property address: 500 17th Avenue.

The elements of the decision being appealed include: Adequacy of conditions; Adequacy of Environmental Impact Statement, and Major Institution Plan.

#### **APPEAL INFORMATION**

The institution is included within the boundary of the Squire Park Community Council. This Major Institution Master Plan will have a significant impact on the lives and property of those in the neighborhood and on the ability of the Community Council to protect and enhance the livability and vitality of the neighborhood.

Appellants' objections to the decision:

A. The Director of the Department of Planning and Development's decision that the Environmental Impact Statement is adequate is in error. An EIS is required to provide "impartial discussion of significant environmental impacts and shall inform decision makers and the public of reasonable alternatives, including mitigation measures, that would avoid or minimize adverse impacts or enhance environmental quality."

The EIS fails as an impartial discussion and provider of reasonable alternatives. In the EIS All of what are denoted as "alternatives" are variations on a pian advocated by the applicant Swedish, and its partner the Sabey Corporation. The Appellant, many individuals, and in fact the Citizens Advisory Committee requested that the drafter of the EIS provide an analysis of alternatives beyond those suggested by the Applicant, and those requests were not fulfilled. Without the necessary information and analysis, it is not possible for the decision makers to make the informed decision required by law.

The failure to analyze significant adverse environmental impacts and to present and analyze reasonable alternatives that would mitigate those impacts exists in areas that include the following:

1. The height, bulk, and scale of the proposed plan.

2. The uses of the proposed plan.

- 3. The increased parking demands of the proposed development.
- 4. The protection of public views.
- 5. The protection of historic resources.
- Traffic and transportation.
- 7. Air quality
- 8. Light and glare
- 9. Noise
- 10. Adverse impacts on public facilities
- 11. Shadows and blockage of light
- 12. Human development
- B. The Seattle Municipal Code and the Seattle Comprehensive Plan require the Major Institution Master Plan to minimize the adverse impacts associated with the development of the Institution, and to balance the institution's ability to change and the public benefit derived from change with the need to protect the livability and vitality of adjacent neighborhoods. The proposed MIMP fails to do this.
- C. The Seattle Municipal Code and the Seattle Comprehensive Plan require that the Major Institution Master Plan be consistent with Human Development Element goals and policies. The proposed MIMP fails to do this.

## **RELIEF REQUESTED**

The Hearing Examiner is asked to find that the Environmental Impact Statement is inadequate and to require the preparation of an adequate Environmental Impact Statement.

The Hearing Examiner is asked to find that the decision of the Director regarding the proposed Major Institution Master Plan is in error. The proposed MIMP should be rejected.

April 2, 2015,

For the Squire Park Community Council

Bill Zosei