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4 BEFORE THE HEARING EXAMINER  
FOR THE CITY OF SEATTLE

5 In the Matter of the Appeal by  
6 JENNIFER GODFREY,  
7

8 Appellant

9 From the Office of Planning and Community  
10 Development's Final Environmental Impact  
Statement on the One Seattle Plan  
11

Nos. W-25-006 (Consolidated for  
Hearing with Nos. W-25-001  
through W-25-005)

DECLARATION OF  
TOBY THALER

12 Toby Thaler, declares under penalty of perjury as follows:

13 1. I have engaged with City of Seattle land use decision making and related policy  
14 development for many years.

15 2. On May 6, 2024 at about 4:10 p.m. I submitted a comment on the City's Draft  
16 Environmental Impact Statement (DEIS) for the One Seattle Plan to the City's email address set  
17 up for that purpose by the Office of Planning and Community Development (OPCD).  
18

19 3. In February 2025, after publication of the Final Environmental Impact Statement  
20 (FEIS), I reviewed the document and discovered that my comment was not referenced in the  
21 FEIS along with the hundreds of other comments received by the City. Nor was my comment  
22 included in the appendices where other comments were reprinted. Those omissions also meant  
23 that any substantive response to my comments by OPCD was not included in the FEIS.  
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25 4. Immediately upon discovering the absence of my comment and responses thereto in  
26 the FEIS, I emailed the SEPA responsible official at the OPCD. OPCD responded. The  
27 substantive part of that email exchange is Attachment 2.  
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DECLARATION OF TOBY THALER- 1



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**CERTIFICATE OF SERVICE**

I certify that on the 28<sup>th</sup> day of March, 2025, I caused a true and correct copy of the foregoing **Notice of Appearance** to be served on the following in the manner indicated below:

Elizabeth E. Anderson  
Assistant City Attorney  
[liza.anderson@seattle.gov](mailto:liza.anderson@seattle.gov)

Laura Zippel  
Assistant City Attorney  
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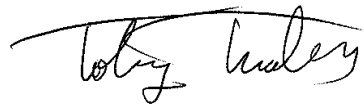
Hawthorn Hills Community Council  
[PJ1000@aol.com](mailto:PJ1000@aol.com)

Trevor Cox and Jake Weyerhaeuser  
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Friends of Madison Park  
Octavia Chambliss  
[president@friendsofmadisonpark.com](mailto:president@friendsofmadisonpark.com)

Dated this 28<sup>th</sup> day of March, 2025.



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Toby Thaler