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BEFORE THE HEARING EXAMINER  
CITY OF SEATTLE

In the Matter of the Appeal of:

Hearing Examiner File

THE BALLARD COALITION

W-17-004

of the adequacy of the Final Environmental Impact Statement, prepared by the Seattle Department of Transportation for the Burke Gilman Trail Missing Link Project

THE BALLARD COALITION'S SECOND PRELIMINARY DISCLOSURE OF EXHIBITS

The Ballard Coalition submits the following second preliminary exhibit list:

**I. EXHIBITS<sup>1</sup>**

Previously admitted Exhibits in W-08-007, W-11-002 and W-12-002.<sup>2</sup>

A-27 to A-34 Documents related to the Ballard Corridor Design Study, SDOT 2003

A-81 Dr. Eero Pasanen, The Risks of Cycling

A-82 Wayne Pein, A Tale of Three Cities

A-87 Dr. William Moritz, Adult Bicyclists in the U.S.

A-88 Dr. William Moritz, A Survey of North American Bicycle Commuters

<sup>1</sup> Copies to be provided under separate cover on or before 5:00 PM on November 6, 2017, pursuant to the Order dated October 3, 2017.

<sup>2</sup> Pursuant to the Order, copies of these exhibits will not be provided because the City of Seattle Department of Transportation ("SDOT" or the "City") and Cascade Bicycle Club ("Cascade") are known to possess them.

1 A-254.14-254.47 Photos

2 A-254.48 Mixer Truck diagram

3  
4 \*\*\*

5 A-300 Arizona Bike Law (2013), Is It Really 20 Times More Dangerous?

6 A-301 Washington State Maritime Sector Economic Impact Study, 2017 Update

7 A-302 Krizek, K. J., Estimating the Economic Benefits of Bicycling and Bicycle  
8 Facilities

9 A-303 Landis, B. W., (2003), Intersection Level of Service for Bicycle Through  
10 Movement

11 A-304 Krizek, K. J. (2004), What is the End of the Road? Factors Affecting  
12 Discontinuities of On-Street Bicycle Lanes in Urban Settings

13 A-305 Jackson, N (2002), Bike Land Design Guide. Chicago, Pedestrian and Bicycle  
14 Information Center

15 A-306 Pucher, J. (2001), Cycling Safety on Bikeways v. Roads.

16 A-307 Rasanen, M. (1998), Attention and Expectation Problems in Bicycle-Car  
17 Collisions: An In-Depth Study

18 A-308 Sharples, R. (1995a and b), A framework for the evaluation of facilities for  
19 cyclists

20 A-309 Transpogroup, Memorandum, 5/16/2005, Burke-Gilman Trail Crossing Plan

21 A-314 Resumes of V. Bishop's, C. Hirschey, B. Knight, S. Kuznicki and S. Cohen.<sup>3</sup>

22 A-318 Timeline for Missing Link Project from SDOT website (8.31.2017)

23 A-319 Aerial Image of NW Market Street & 26th Avenue (2017)

24  
25 <sup>3</sup> Pursuant to FN 2, copies will not be provided of this or any other document listed below known to have been produced to the City and CBC on or before November 6, 2017.

- 1 A-320 WSDOT Design Manual Chapter 15—Pedestrian and Bicycle Facilities (2017)
- 2 A-321 AASHTO Guide for the Development of Bicycle Facilities (4th Ed., 2012)
- 3 A-322 NACTO Urban Bikeway Design Guide (current version)
- 4 A-323 SDOT Right-of-Way Improvement Manual (2011)
- 5 A-324 SDOT Right-of-Way Improvement Manual (current version pending adoption by
- 6 the City)
- 7 A-325.1-325.xx Photographs and/or video taken or prepared at the direction of S.
- 8 Anderson, N. Baron, or M. Walker, M. Garrity, T. Olstad, or B. Herzberg.
- 9 A-332 FEIS, Burke-Gilman Trail Missing Link Project, Volume 1 (May 2017)
- 10 A-333 FEIS, Burke-Gilman Trail Missing Link Project, Volume 2 (May 2017)
- 11 A-334 FEIS, Burke-Gilman Trail Missing Link Project, Volume 3 (May 2017)
- 12 A-335 FEIS, Burke-Gilman Trail Missing Link Project, Executive Summary (May 2017)
- 13 A-336.1-336.xx DEIS, Burke-Gilman Trail Missing Link Project, Volume 1 (June 2016),
- 14 including drafts of the DEIS Vol. 1 and drafts of all technical discipline reports included therein,
- 15 comments thereto and correspondence related thereto
- 16 A-337.1-337.xx DEIS, Burke-Gilman Trail Missing Link Project, Volume 2 (June 2016)
- 17 including drafts of the DEIS Vol. 1 and drafts of all technical discipline reports included therein,
- 18 comments thereto and correspondence related thereto
- 19 A-338 Transcripts from the previous hearing W-08-007
- 20 A-339 Transcript from the previous hearing W-11-002
- 21 A-340 Transcript from the previous hearing W-12-002
- 22 A-341.1-341.xxxxx Documents produced by the City, in response to the Coalition’s
- 23 First Set of Interrogatories and Requests for Production served on the City on June 30, 2017.
- 24 A-342.1-342.xxxx Documents produced by Cascade, in response to the Coalition’s
- 25 First Set of Interrogatories and Requests for Production served on Cascade on July 11, 2017.

1 A-343.1-343.xxxx Public records produced in installments by the Seattle Department  
2 of Transportation in response to the following public records requests:

- 3 • C010871-031017, submitted by Veris on March 10, 2017;
- 4 • C012770-042617, submitted by Veris on April 26, 2017;
- 5 • C014637-061917, submitted by Veris on June 19, 2017;
- 6 • C014934-062617, submitted by Veris on June 26, 2017;
- 7 • C015169-070317, submitted by Veris on July 3, 2017;
- 8 • C015396-071017, submitted by Veris on July 10, 2017;
- 9 • C015665-071817, submitted by Veris on July 18, 2017;
- 10 • C0115866-072417, submitted by Veris on July 24, 2017;
- 11 • C016066-072717, submitted by Veris on July 27, 2017;
- 12 • C016144-073117, submitted by Veris on July 31, 2017;
- 13 • C016512-080817, submitted by Veris on August 8, 2017;
- 14 • C016765-081517, submitted by Veris on August 15, 2017;
- 15 • C017015-082117, submitted by Veris on August 21, 2017; and
- 16 • C017287-082817, submitted by Veris on August 28, 2017.

17 A-344.1-344.xxxx Public records produced in installments by the Office of Economic  
18 Development in response to the following public records requests:

- 19 • C011006-031517, submitted by Veris on March 10, 2017, and
- 20 • C012768-042617, submitted by Veris on April 26, 2017.

21 A-345.1-345.xxxx Public records produced in installments by the Office of the Mayor  
22 in response to the following public records requests:

- 23 • C010966-031417, submitted by Veris on March 10, 2017;
- 24 • C012769-042617, submitted by Veris on April 26, 2017; and
- 25

- 1                   •       C014520-61417, submitted by Veris per the instructions of a Public  
2                               Records Request Officer, on June 14, 2017.

3  
4           A-346.1-346.xxxx   Public records produced in installments by the Office of  
5 Councilmember Mike O'Brien in response to the following public records requests:

- 6                   •       C010899-031317, submitted by Veris on March 10, 2017, and  
7                   •       C013286-051017, submitted by Veris on April 26, 2017.

8           A-347.1-347.xxxx   Public records produced in installments by the Seattle City Budget  
9 Office in response to the following public records requests: C012822-042817, submitted by  
10 Veris on April 26, 2017.

11           A-348.1-348.xxxx   Public records produced in installments by the Seattle Department  
12 of Construction & Inspections in response to the following public records requests:

- 13                   •       C014636-061917, submitted by Veris on June 19, 2017;  
14                   •       C014933-062617, submitted by Veris on June 26, 2017;  
15                   •       C015168-070317, submitted by Veris on July 3, 2017;  
16                   •       C015395-071017, submitted by Veris on July 10, 2017;  
17                   •       C015664-071817, submitted by Veris on July 18, 2017;  
18                   •       C015865-072417, submitted by Veris on July 24, 2017;  
19                   •       C016143-073117, submitted by Veris on July 31, 2017;  
20                   •       C016511-080817, submitted by Veris on August 8 2017;  
21                   •       C016765-081517, submitted by Veris on August 15, 2017;  
22                   •       C017014-082117, submitted by Veris on August 21, 2017; and  
23                   •       C017286-082817, submitted by Veris on August 28, 2017.

24           A-349.1-349.xxxx   Copies of documents produced to Cascade, with a courtesy copy  
25 provided to the City, in response to Cascade's first set of discovery to the Coalition.

1 A-350.1-350.xxxx Copies of documents used as exhibits during depositions of the  
2 following deponents:

- 3 • Erinn Walter Ellig
- 4 • Victor Bishop
- 5 • Claudia Hirschey
- 6 • Jennifer Hagenow
- 7 • Scott Kuznicki
- 8 • Blake Trask
- 9 • Claire Hoffman
- 10 • Morgan Shook
- 11 • Mark Mazzola
- 12 • Mark Johnson;
- 13 • Spencer Cohen; and
- 14 • Any additional deponents called by SDOT, Cascade, or the Coalition.

15 A-351.1-351.xx Documents, exhibits, diagrams, charts, tables, data-compilations, notes,  
16 photographs and any other material from V. Bishop's file produced to the City and CBC

17 A-352.1-352.xx Documents, exhibits, diagrams, charts, tables, data-compilations, notes,  
18 photographs and any other material from C. Hirschey's file produced to the City and CBC,  
19 including, without limit her Technical Memorandum

20 A-353.1-353.xx Documents exhibits, diagrams, charts, tables, data-compilations, notes  
21 and any other material from B. Knight's 's file produced to the City and CBC

22 A-354.1-354.xx Documents, exhibits, diagrams, charts, tables, data-compilations, notes,  
23 photographs and video animations and any other material from S. Kuznicki's file produced to the  
24 City and CBC

1 A-355.1-355.xx Copies of documents, exhibits, diagrams, charts, tables, data-  
2 compilations, notes, photographs and any other material from S. Cohen's file produced to the  
3 City and CBC

4 Additionally, the Coalition reserves the right to later designate relevant documents listed  
5 by the City or Cascade on their respective witness or exhibit lists and to supplement this  
6 preliminary list on the Coalition's Final Exhibit list.

7 DATED this 20<sup>th</sup> day of October, 2017.

8  
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DECLARATION OF SERVICE

I declare under penalty of perjury under the laws of the State of Washington that on this date I caused the foregoing document to be served on the following persons via the methods indicated:

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Dated at Seattle, Washington, this 20<sup>th</sup> day of October, 2017.

/s/ Alissa Neuman  
Alissa Neuman, Veris Law Group PLLC