

Description	<p>Minutes for MUP-17-035 (DR, W) Thursday, March 8, 2018 Escala Owners Association 1933 5th Avenue</p> <p>Time: 9:00 a.m. Examiner: Ryan Vancil Assistant: Alayna Johnson</p> <p>Party Representatives:</p> <p>Claudia Newman and David Bricklin, Counsel for Appellant</p> <p>John C. McCullough and Ian S. Morrison, Counsel for Applicant</p> <p>Liza Anderson, Counsel for Seattle Department of Construction and Inspections</p>
Date	<div>3/8/2018</div> <div>Location</div> <div>Large Hearing Room</div>

Time	Speake	Note
9:01:29 AM		Hearing Examiner opens day 4 of the hearing.
9:01:37 AM		McCullough calls Chris Meek as a witness and he is sworn in.
9:02:06 AM		McCullough begins direct examination of Meek.
9:02:16 AM		McCullough offers Meek's CV and it is marked as Exhibit 85.
9:05:29 AM		McCullough asks questions regarding Exhibits 43 and 44.
9:20:37 AM		McCullough moves to admit Exhibit 85 and it is admitted.
9:20:46 AM		McCullough concludes.
9:21:03 AM		Bricklin begins cross examination of Meek.
9:23:52 AM		Bricklin concludes.
9:23:57 AM		Hearing Examiner asks questions of Meek.
9:30:05 AM		Hearing Examiner concludes.
9:30:15 AM		Bricklin asks follow-up questions.
9:32:23 AM		Bricklin concludes.
9:32:24 AM		McCullough begins redirect examination of Meek.
9:33:49 AM		McCullough concludes.
9:34:06 AM		Applicants rest.
9:34:15 AM		Anderson calls John Shaw as a witness.
9:35:29 AM		Shaw is sworn in.
9:35:39 AM		Anderson begins direct examination of Shaw.
9:36:00 AM		Anderson offers Shaw's resume and it is marked as Exhibit 86.
9:37:45 AM		Anderson moves to admit Exhibit 86 and it is admitted.
9:40:58 AM		Anderson asks questions regarding the Traffic Impact Analysis in Exhibit 36.
9:55:13 AM		Anderson asks questions regarding Exhibit 32.
10:02:26 AM		Anderson concludes.
10:02:40 AM		No cross examination from the applicant.
10:02:43 AM		Newman begins cross examination of Shaw.
10:17:20 AM		Newmn concludes.
10:17:22 AM		Hearing Examiner asks questions of Shaw.
10:19:39 AM		Hearing Examiner concludes.
10:19:41 AM		Anderson begins redirect examination of Shaw.
10:23:46 AM		Anderson concludes.
10:24:00 AM		Break. Back at 10:45.
10:45:24 AM		Back on the record.
10:45:26 AM		Anderson calls Shelley Bolser as a witness and she is sworn in.
10:45:53 AM		Anderson begins direct examination of Bolser.
10:46:16 AM		Anderson offers Bolser's resume and it is marked as Exhibit 87.
10:47:34 AM		Anderson moves to admit Exhibit 87 and it is admitted.
10:48:36 AM		Anderson asks questions regarding Exhibit 83.
10:50:02 AM		Anderson offers SDCI notices related to the project.
10:53:13 AM		Anderson moves to mark and admit the SDCI notices as Exhibit 88.

<u>10:53:39 AM</u>	The SEPA determinations of significance will be a separate exhibit, marked as Exhibit 89.
<u>10:53:56 AM</u>	Exhibits 88 and 89 are admitted.
<u>10:56:59 AM</u>	Anderson offers memos to the Design Review Board from Garry Papers.
<u>11:02:05 AM</u>	Anderson offers Bolser's notes from testimony in this hearing.
<u>11:12:37 AM</u>	Anderson moves to mark and admit Bolser's notes.
<u>11:12:53 AM</u>	Memos are marked and admitted as Exhibit 90, and Bolser's notes are marked and admitted as Exhibit 91.
<u>11:33:10 AM</u>	Anderson asks questions regarding Exhibit 28.
<u>11:52:47 AM</u>	Anderson offers Preliminary Assessment Report for the project.
<u>11:53:40 AM</u>	Anderson moves to mark and admit the assessment as Exhibit 92 and it is admitted.
<u>11:59:12 AM</u>	Anderson concludes.
<u>11:59:25 AM</u>	Bricklin begins cross examination of Bolser.
<u>11:59:43 AM</u>	Bricklin asks questions regarding Exhibit 83.
<u>12:15:20 PM</u>	Break. Back at 1:30.
<u>1:30:50 PM</u>	Back on the record.
<u>1:30:54 PM</u>	Bricklin continues cross examination of Bolser.
<u>1:48:42 PM</u>	Bricklin concludes.
<u>1:48:45 PM</u>	Hearing Examiner asks questions of Bolser.
<u>1:58:28 PM</u>	Hearing Examiner concludes.
<u>1:58:29 PM</u>	Anderson begins redirect examination of Bolser.
<u>2:00:53 PM</u>	Anderson concludes.
<u>2:01:03 PM</u>	The Department rests.
<u>2:01:13 PM</u>	Procedural discussion.
<u>2:04:10 PM</u>	Design Review Guidelines for Downtown and Belltown are marked together as Exhibit 93.
<u>2:04:34 PM</u>	Exhibit 93 is admitted.
<u>2:04:54 PM</u>	Newman calls Tilghman as a rebuttal witness.
<u>2:05:11 PM</u>	Newman begins direct examination of Tilghman.
<u>2:56:13 PM</u>	Newman concludes.
<u>2:56:22 PM</u>	Hearing Examiner asks questions of Tilghman.
<u>2:59:22 PM</u>	Hearing Examiner concludes.
<u>2:59:35 PM</u>	Bricklin calls Sosnowy as a rebuttal witness.
<u>2:59:51 PM</u>	Bricklin begins direct examination of Sosnowy.
<u>3:02:24 PM</u>	Bricklin concludes.
<u>3:02:28 PM</u>	Bricklin calls Loveland as a rebuttal witness.
<u>3:16:10 PM</u>	Bricklin concludes.
<u>3:16:16 PM</u>	McCullough begins cross examination of Loveland.
<u>3:16:46 PM</u>	McCullough concludes.
<u>3:17:00 PM</u>	Appellant rests.
<u>3:17:54 PM</u>	Brief oral closing will be done after the afternoon break. Written closing will be due on March 20th.

3:19:30 PM	Hearing Examiner discusses items that should be addressed in closing argument.
3:22:25 PM	Break. Return at 3:45.
3:45:31 PM	Back on the record.
3:45:37 PM	Bricklin begins closing statement for the Appellant.
3:57:58 PM	Bricklin concludes.
3:58:02 PM	Hearing Examiner asks questions of Bricklin.
4:09:16 PM	Hearing Examiner concludes.
4:09:29 PM	McCullough begins closing statement for the Applicant.
4:20:12 PM	McCullough concludes.
4:20:23 PM	Hearing Examiner asks questions of McCullough.
4:21:37 PM	Hearing Examiner concludes.
4:21:45 PM	No closing statement from Anderson.
4:21:55 PM	Hearing Examiner closes hearing.