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2 **BEFORE THE HEARING EXAMINER FOR THE CITY OF REDMOND**
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4 In re the matter of the Appeal by
5 C. R. HOMEBUILDERS, LLC,

6 Appellant,

7 vs.

8 THE CITY OF REDMOND, PLANNING
9 AND COMMUNITY DEVELOPMENT
10 DEPARTMENT, and PUBLIC WORKS
11 DEPARTMENT

11 Respondent.

Holmgren Short Plat,
LAND-2017-00548

**APPLICANT/APPELLANT'S
DISCLOSURE OF WITNESSES
AND EXHIBITS**

12 Applicant/Appellant C. R. Homebuilders, LLC, hereby submits the following Witness
13 List and Exhibit List pursuant to the Order Setting Hearing and Pre-hearing Schedule dated
14 October 16, 2018.

15 **WITNESSES:**

16 **1. Todd Levitt, C.R. Homebuilders, LLC.** Contract owner and applicant
17 representative; Mr. Leavitt can be contacted through the undersigned counsel. If called,
18 Mr. Levitt will testify regarding the proposed project, permitting history of the project and of
19 surrounding properties, site characteristics and generally regarding all appeal issues.

20 **2. James R. Lynch, C.R. Homebuilders, LLC.** Contract owner and applicant
21 representative; Mr. Lynch can be contacted through the undersigned counsel. If called,
22 Mr. Lynch will testify regarding the proposed project, permitting history of the project and of
23 surrounding properties, site characteristics and generally regarding all appeal issues.
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1 **3. Scott Brainard, PWS. Principal Ecologist, Wetland Resources, Inc.** 9505 – 19th
2 Ave. SE, Suite 106, Everett, WA 98208, 425-337-3174. Mr. Brainard prepared the critical
3 area determination report and other critical area analysis submitting in support of the project.
4 If called, Mr. Brainard will testify to his findings regarding the site and the absence of critical
5 areas, stormwater outfalls, properties surrounding the subject site, the site characteristics
6 generally, and all appeal issues as those pertain to the evaluation of critical areas.

7 **4. Ted Schepper, PE. Principal, Terra Associates, Inc.** 12220 113th Avenue NE,
8 Suite 130, Kirkland, WA 98034. Mr. Schepper submitted his geotechnical report and findings
9 to the City, originally dated March 9, 2017 and revised August 21, 2017. If called,
10 Mr. Schepper will testify to geotechnical aspects of the project as those relate specifically to
11 this appeal.

12 **5. Jim Olsen, P.E., Principal, Core Design.** 12100 NE 195th Street, Suite 300, Bothell,
13 WA 98011. If called, Mr. Olsen will testify regarding civil engineering aspects of the project
14 as those relate specifically to this appeal.

15 **6. Annie Caitlin.** Ms. Caitlin can be contacted through the undersigned counsel.
16 Ms. Caitlin is the daughter of the Holmgrens who have owned the property for decades.
17 Ms. Caitlin has lived on the site or frequently visited and maintained the site for decades.
18 Ms. Caitlin has direct knowledge regarding the issues on appeal and, if called, will testify to
19 the site's history, maintenance, topography, and characteristics.

20 **7. Scott Caitlin.** Mr. Caitlin can be contacted through the undersigned counsel.
21 As husband to Ms. Caitlin, Mr. Caitlin has frequented the site and actively maintained and
22 landscaped the site for many years. Mr. Caitlin has direct knowledge regarding the issues on
23 appeal and, if called, will testify to will testify to the site's history, maintenance, topography,
24 and characteristics.

1 The Applicant/Appellant reserves the right to supplement this disclosure with
2 witnesses and/or experts as the case is developed. The Applicant/Appellant reserves the right
3 to call records custodians to verify the authenticity of records. The Applicant/Appellant
4 reserves the right to call any witnesses identified by the other parties herein, and to further call
5 witnesses to rebut and/or address the testimony of the other parties' disclosed witnesses.

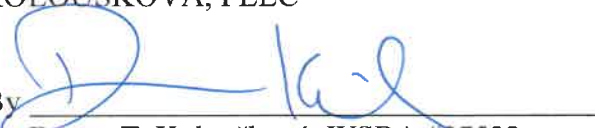
6 **EXHIBITS:**

- 7 1. Notice and Statement of Appeal of CR Homebuilders LLC, dated October 3, 2018.
8 2. Set of 18 site photographs taken by Scott Brainard on October 30, 2018.
9 3. King County iMap aerial of site and larger neighborhood surroundings.
10 4. Site plan showing stormwater outfalls and pertinent existing features and
11 characteristics
12 5. The City of Redmond record for the Holmgren Short Plat, LAND 2017-00548.

13 As the Applicant/Appellant is not aware of what documents the City is submitting
14 from its files, the Applicant/Appellant respectfully reserves the ability to supplement the
15 record with materials from the City's public records of the foregoing files. The
16 Applicant/Appellant reserves the right to rely on the City's record in this matter and to
17 supplement the foregoing in response and/or rebuttal to the City's exhibits.

18 DATED this 26th day of November, 2018.

19
20 JOHNS MONROE MITSUNAGA
KOLOUŠKOVÁ, PLLC

21
22 By 
23 Duana T. Koloušková, WSBA #27532
Attorneys for C. R. Homebuilders, LLC

24 1600-34 Applicant's Disclosure of Witnesses & Exhibits 11-26-18
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DECLARATION OF SERVICE

I, Evanna L. Charlot, am a citizen of the United States, resident of the State of Washington, and declare under the penalty of perjury under the laws of the State of Washington, that on this date, I caused to be served a true and correct copy of the foregoing Applicant's Disclosure of Witnesses & Exhibits, upon all counsel and parties of record at the address and in the manner listed below.

Office of Hearing Examiner
City of Redmond
Cheryl Xanthos, City Clerk
15670 NE 85th St.
Redmond, WA 98073

cdxanthos@redmond.gov

Attorneys for Respondent City of Redmond
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Dated this 26th day of November, 2018, in Bellevue, Washington.



EVANNA L. CHARLOT