

**BEFORE THE HEARING EXAMINER  
FOR THE CITY OF REDMOND**

In the Matter of the Appeal of	)	No. HEA-2018-03
	)	No. LAND-2013-01720
	)	
<b>Barry Schnell</b>	)	Rose Hill Cottages
	)	
<u>Of an Administrative Decision</u>	)	<b>PRE-HEARING ORDER</b>

TO: Mr. Bryan Telegin, Appellant Attorney  
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Ms. Vicki Orrico, Applicant and Property Owners Attorney  
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Ms. Cheryl D. Xanthos, Clerk to the Hearing Examiner [for file]  
Via email to: cdxanthos@redmond.gov

PLEASE TAKE NOTICE that Barry Schnell (Appellant), through his attorney, filed an appeal of the City’s Technical Committee decision on September 20, 2017, to grant a one-year extension to Wilmoor Development Corporation of the Rose Hill Cottages Site Plan Entitlement (File #LAND-2013-01720).<sup>1</sup> *Redmond Zoning Code (RZC) 21.76.090.*

An open record appeal hearing in the above-referenced case will be held on:

**May 30, 2018, 10:00 AM  
City Council Chambers  
15670 NE 85th Street,  
Redmond, Washington**

**ORDER ON APPEAL PROCEDURES**

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<sup>1</sup> On March 20, 2018, the Redmond Hearing Examiner granted Wilmoor Development Corporation’s appeal to overturn the City’s December 8, 2017, denial of the one-year extension of the SPE. *In the Matter of Appeal of Greg Wilson, on behalf of Wilmoor Development Corp.*, No. HEA-2018-01; No. LAND-2013-01720, Findings, Conclusions, and Decision (March 20, 2018).

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The following order is intended to facilitate a hearing and resolution of this matter:

1. **Motions:** By **Noon, May 2, 2018**, two paper copies of any motions may be submitted by any party to the Clerk to the Hearing Examiner of the City (who will forward one copy to the Hearing Examiner), with a copy to the other parties. **By Noon, May 9, 2018**, two paper copies of any response to motions may be submitted by any party to the Clerk to the Hearing Examiner of the City (who will forward one copy to the Hearing Examiner), with copy to the other parties.
2. **Briefs:** By **Noon, May 16, 2018**, any party may submit two paper copies of a brief, not to exceed 15 double-spaced pages, to the Clerk to the Hearing Examiner (who will forward one copy to the Hearing Examiner) with a copy to the other parties. **By Noon, May 23, 2018**, any party may submit two paper copies of a response brief, not to exceed 10 double-spaced pages, to the Clerk to the Hearing Examiner (who will forward one copy to the Hearing Examiner), with a copy to the other parties.
3. **Witness and Document Lists:** By **Noon, May 23, 2018**, the parties shall provide to the other parties, with two paper copies to the Clerk to the Hearing Examiner (who will forward one copy to the Hearing Examiner), the following:
  - a. a witness list
  - b. a documents list
  - c. copies of the documents

The witness list shall include the name, address and telephone number of each witness. If the witness will be providing expert testimony, the witness list shall also identify the witness's area of expertise. Only those witnesses and documents identified shall be allowed at the hearing. Objections to admission may be made at the hearing; if no objection is made the document will be deemed admitted. All parties to the appeal shall have an opportunity to cross-examine witnesses. Copies of documents shall be tabbed and designated as follows: Appellant (A-1, A-2, etc.), Applicant (B-1, B-2, etc.), and City (C-1, C-2, etc.).

4. **Hearing Presentation:** The issues that may be addressed at the appeal hearing are limited to those identified in the appeal statement. The general format of the appeal hearing shall be as follows:
  - a. Introductory remarks by the Hearing Examiner
  - b. Presentation of Appellant witnesses, and cross-examination of those witnesses by the City and Applicant
  - c. Presentation of City witnesses, and cross-examination of those witnesses by the Applicant and Appellant

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- d. Presentation of Applicant witnesses, and cross-examination of those witnesses by the City and Appellant
  - e. Closing arguments, if any, by the Applicant, City, and Appellant.
5. The parties are encouraged to discuss settlement and to notify the Clerk to the Hearing Examiner of any settlement reached prior to the scheduled hearing.

SO ORDERED this 12<sup>th</sup> day of April 2018.



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Andrew M. Reeves  
Hearing Examiner  
Sound Law Center