

B-16

Tim Woodmansee

From: John Coleman <jcoleman@ci.sedro-woolley.wa.us>
Sent: Monday, March 9, 2020 2:51 PM
To: 'david@soundlawcenter.com'; Katherine Weir
Cc: Tim Woodmansee; 'allen.emerson@comcast.net'
Subject: RE: LP-2019-389

Excuse the typo in my previous email. The pre-hearing order specified that motions were to be submitted to the HE Clerk by March 3 at noon, not March 13 as I inadvertently wrote in my pervious email.

*John Coleman, AICP
Planning Director
City of Sedro-Woolley
360-855-0771*

From: John Coleman
Sent: Monday, March 9, 2020 2:35 PM
To: david@soundlawcenter.com; Katherine Weir
Cc: tim@BYKconstruction.com; allen.emerson@comcast.net
Subject: RE: LP-2019-389

Hearing Examiner Clerk and Sound Law Center,
Regarding the appellant's request to postpone the appeal hearing scheduled for March 24, the City prefers to hold the hearing as scheduled to allow the applicant due-process. The City of Sedro-Woolley government is still open does not currently plan to close its facilities. At this time there are no reports of COVID-19 in Skagit County that have prompted the closure of public facilities.

However, to accommodate COVID-19 concerns, the city is able to allow witnesses to testify at the appeal hearing on a one-at-a-time basis via SKYPE. To further accommodate COVID-19 concerns, there is ample space in the hearings chamber to allow 6 feet of social distance between seats. In addition, written comments and documents may be submitted to the HE Clerk per the pre-hearing order requirements.

The pre-hearing order specified that motions were to be submitted to the HE Clerk by March 13 at noon. The City believes the appellant's motion to delay the hearing does not meet the form or timeline specified in the pre-hearing order. In order to avoid delay – a goal stated four times within *Rules Of Procedure For Proceedings Before The Hearing Examiner of the City of Sedro-Woolley* – the City proposes to accommodate witnesses to testify at the appeal hearing on a one-at-a-time basis via SKYPE and to provide 6 feet of space between chamber room seats.

*John Coleman, AICP
Planning Director
City of Sedro-Woolley
360-855-0771*

From: Allen Emerson [mailto:allen.emerson@comcast.net]
Sent: Saturday, March 7, 2020 11:04 AM
To: david@soundlawcenter.com
Cc: tim@BYKconstruction.com; John Coleman; Katherine Weir; allen.emerson@comcast.net
Subject: LP-2019-389

Dear Sound Law Center

The appellants In The matter of The Appeal of Allen Emerson, et al., No. LP-2019-389 are requesting at least a thirty (30) day postponement under LP-2019-389. The reason for the requested postponement is the fact that several of my witnesses are well over the age of 60 and are very concerned about meeting in a public location at this time. I would refer you to this website: <https://www.cdc.gov/coronavirus/2019-ncov/> When you reach this website scroll down and click on "People At High Risk and Special Population. That will bring you to "People at Higher Risk for Covid-19 Complications. This information speaks for itself in justifying a delay in our hearing for at least 30 days. At the end of thirty days there should be more information regarding the Covid-19 virus and, hopefully, a safer environment for senior citizens. As you know, Washington State is the hardest hit state in the union with now over 70 confirmed cases of the Covid-19 virus and over 11 deaths in King and Snohomish Counties.

The appellants are prepared to present their case and will be submitting exhibits to the clerk for the hearing examiner. However, there exists a clear and present danger for people over sixty when they are in a group setting. Looking forward to hearing from you on this matter as early as possible so we can carefully review your decision.

Sincerely,

Allen R. Emerson
CCR #2367
WA