

March 12, 2019

In the Matter of the Appeal of
Allen Emerson, et al.
Of a Mitigated Determination of
Non-Significance
No LP-2019-389

Katherine Weir
John Coleman
David E Ortman, Sound Law Center
Tim Woodmansee

Re: PRD, Park at Brickyard Creek

Greetings To Everyone:

The appellants learned on Monday, March 9th that the applicants had paid for an additional traffic study in the matter of the PRD off of McGarigle Road. I contacted the City of Sedro Woolley about this matter on Tuesday, March 10th requesting a copy of the applicants additional traffic study and received a copy of that additional traffic study vial email yesterday, March 11th, in the matter of the PRD off of McGarigle Road.

The appellants appeal was filed on January 27th with the City as noted in the Hearing examiner's Appeal document or LP-2019-389. In light of this new information and in accordance with WAC 197-11-340, (3)(a)(ii) "The lead agency shall withdraw a DNS if": Quote, "There is significant new information indicating, or on, a proposal's probable significant adverse environmental impacts", end quote.

The appellants find that this additional traffic study is "significant, new information" in accordance with WAC 197-11-340 and are therefore requesting that the MDNS issued on January 29th be withdrawn and for the city to consider the need for additional information and a new SEPA be issued. The appellants appeal was filed on January 27th, 2020. I have attached the first page of the additional traffic study entitled Memorandum address to Katherine Weir with a date of February 14th, 2020.

The appellants recognize the hard work that has been put forth by all parties and it is very much appreciated.

Sincerely,



ALLEN R. EMERSON
Lead Appellant
AE