

September 22, 2020

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VIA EMAIL
City Clerk Filing CityClerkFiling@Seattle.gov
Attention: Waterfront LID Appeal
City of Seattle
Office of the City Clerk
P.O. Box 94728
Seattle, WA 98124-4728

Re: Notice of Appeal of Final Waterfront LID Assessment Recommendation.
Final Waterfront LID No. 6751
Hearing Examiner Case No. CWF-0283
Parcel Owner: Marcia J. Sill
King County Parcel No. 9197200740
Address: 1107 1st Ave. Apt. 1606, Seattle, WA 98101

As the owner of the condominium property located at 1107 1st Ave. Apt. 1606, Seattle WA, 98101 (Parcel No. 9197200740), I object to the Final Assessment for my parcel and now submit this appeal of the Findings, Recommendations and Decisions of the Hearing Examiner regarding Waterfront LID No. 6751 Case No. CWF-0283 pursuant to:

SMC 20.04.090.C

Any finding, recommendation, or decision of the Hearing Examiner, or officer designated by the City Council to conduct a hearing pursuant to RCW 35.44.070 and RCW 35.44.080, shall be subject to appeal to the City Council, which may direct that the appeal shall be heard by a committee thereof.

However, we are not able to strictly follow the instructions pursuant to:

SMC 20.04.110 - Appeal to City Council.

In the event of an appeal to the City Council or a committee thereof the notice of appeal shall cite by page and line and quote verbatim that portion or portions of the findings, recommendations and decisions of the Hearing Examiner or officer from which the appeal is taken. The notice of appeal shall also include a concise statement of the basis therefor and in the event that appellant deems the references on the findings, recommendations and decisions inadequate, a reference by metered index numbers to the places in the electronically prepared record of the hearing where the pertinent material may be found. The notice of appeal shall also

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designate by name or title and by sub number the items or exhibits in the record to which reference will be made in argument or comment before the City Council or committee. Preparation of a written verbatim transcript of all or any designated part of the hearing shall be at the appellant's initiative and expense, but shall not be required unless within five (5) working days after the filing of a notice of appeal the City Council or designated committee thereof so notifies the appellant, who in no event shall be required to pay the cost of any portion of a verbatim transcript not pertinent to appellant's own appeal.

Because the City has not provided "metered index numbers," therefore our appeal cannot reference them. However, as part of the prehearing conference, we recommend that the Public Works committee secure and provide appellants with such a record, so that the appeals can then be supplemented with that additional information, so as to make the Committee's consideration of each individual appeal more efficient and fair. We have not had practical or actual access to all the exhibits in the record to allow us to designate them for use on this appeal, therefore we again designate the exhibits referenced in and attached to our Feb. 3, 2020 letter to the LID Hearing Examiner.

We request and demand an appeal hearing with the City Council.

We appeal from the Final Waterfront LID Assessment Findings and Recommendation of the Hearing Examiner, including:

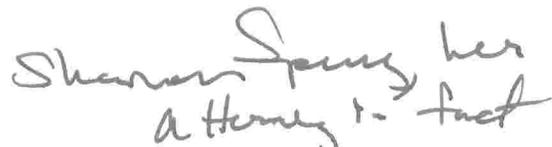
Those which generally and specifically denied our objections to the LID assessment against our property as set forth in my Feb. 3, 2020 letter sent to the Seattle City Clerk LIDHearingExaminer@Seattle.gov Re: Objections to Final Waterfront LID #6751 Assessment and Appeal of Final Assessment Amount including, but not limited to, the Findings and Recommendations at page 73 applicable to CWF-0283 (91972007). There was no failure to meet the burdens of proof required to demonstrate that (1) the property will not receive a special benefit, or (2) that the City valuation was flawed.

Those burdens of proof were in fact met with competent evidence and supported by the requisite measure of evidence and proofs in the record including exhibits and testimony. The Findings, Recommendations and Decision were clearly erroneous and an abuse of discretion.

The relief sought now by us is a reversal of the Hearing Examiner's Findings, Recommendations and Decision insofar as they apply to our tax parcel and us.

Very truly yours,


Marcia J. Sill


Sharon Spang her
attorney in fact