

**NOTICE OF PUBLIC HEARING
SPOKANE COUNTY HEARING EXAMINER**

TO: Appellant, Applicant/Site Owner, Affected Agencies and Interested Parties

YOU ARE HEREBY NOTIFIED THAT AN OPEN RECORD HEARING WILL BE HELD ON THE APPEAL OF A DETERMINATION OF NONSIGNIFICANCE (DNS) AND ASSOCIATED PROJECT PERMITS ISSUED BY SPOKANE COUNTY, AS FOLLOWS:

Appeal: Appeal of a Determination of NonSignificance (DNS) issued by Spokane County Building and Planning Department, for grading for private road(s) off of Midway Rd & Halliday Ln

Hearing Date and Time: February 27, 2019 @ 9:00 a.m.

Hearing Location: Commissioners' Hearing Room, Lower Level, Spokane County Public Works Building, 1026 W. Broadway Avenue, Spokane, Washington

Site Location: 12000 E Midway Rd

Site Parcel Number: 47284.9065-.9071, 47283.9072-.9079, 47282.9080-.9082, 47331.9003, 47331.9029

Appellant: Natalie McKenna, Halliday/Midway Neighbors, LLC c/o Dunn & Black, P.S., 111 N. Post Ste. 300, Spokane, WA 99201

Applicant/Site Owner: G & E Development / Dale Gilliam, 1131 E Westview Ct #110, Spokane, WA 99218

Building and Planning Department staff: Julie Shatto, Senior Building Technician, at (509) 477-3675, and 1st floor of Spokane County Public Works Building, 1026 W. Broadway Avenue, Spokane, WA 99260-0245

APPEAL HEARING PROCEDURES:

Hearing Process and Appeals: The open record appeal hearing will be conducted under the procedures set forth in Chapter 1.46 (Hearing Examiner Ordinance), Chapter 13.900 (Appeals) and Section 11.10.170 (Environmental Ordinance Appeals) of the Spokane County Code (SCC); and County Resolution No. 96-0294 (Hearing Examiner Rules of Procedure). Participation in the hearing will generally be limited to the parties to the appeal (appellant, applicant/site owner, and Building and Planning Department), and their witnesses. The appellant shall have the burden of proof, and the MDNS is entitled to substantial weight, in the appeal proceeding. All testimony will be taken under oath, and the hearing will be electronically recorded. The Hearing Examiner will usually incorporate the entire appeal/project file into the record. The Examiner's written decision will be based on the record established during the hearing process, and is subject to appeal under SCC Chapter 1.46 and RCW Chapter 36.70C. The hearing is open to public view, and will be conducted in facilities that are accessible to all members of the public. Information regarding accessibility may be obtained from Kimberlee Thompson, Hearing Examiner Staff Assistant, at (509) 477-7490 or krthompson@spokanecounty.org. Notification of an ADA accommodation should be made to Kimberlee Thompson by February 26, 2019.

Inspection of File, Copies of Documents: A Staff Report prepared by the Building and Planning Department will be available for inspection and copying approximately seven (7) calendar days before the hearing. The Staff Report and file may be inspected at the Department between 7:30 a.m. and 4:00 p.m., M-F (Friday, 7:30 to 12:00 p.m.); except on County holidays. Copies will be provided at the cost of reproduction. If you have questions, please contact Julie Shatto at the address and telephone number listed above.

Motions, Briefs: Any motions, briefs or other documents that a party desires to submit before the hearing shall be filed with the Spokane County Hearing Examiner at the Spokane County Public Works Building, 3rd Floor, 1026 W. Broadway Avenue, Spokane, WA 99260; or by email at krthompson@spokanecounty.org. Copies of the document shall be provided to the Building and Planning Department, and to opposing parties or their legal counsel. The Hearing Examiner may establish deadlines for each party to submit witness lists and opening briefs before the hearing, if the parties request such procedure.