

OWENS DAVIES

ATTORNEYS AT LAW

Street Address
1115 West Bay Drive, Suite 302
Olympia, Washington 98502

Mailing Address
P.O. Box 187
Olympia, Washington 98507

Phone (360) 943-8320
Facsimile (360) 943-6150
www.owensdavies.com

Matthew B. Edwards
medwards@owensdavies.com



June 22, 2015

Mark Scheibmeier
City of Olympia
Hearing Examiner
Community Planning and Development
P.O. Box 1967
601 4th Ave. E
Olympia, WA 98507-1967

Steve Hall
Olympia City Manager
601 4th Ave. E
Olympia, WA 98501

Mark E. Barber
Olympia City Attorney
601 4th Ave. E
Olympia, WA 98501

Todd Stamm
Principal Planner
City of Olympia Community Planning and
Development
P.O. Box 1967
601 4th Ave. E
Olympia, WA 98501

Re: Medela Rezone Proposal
File No. 15-0010

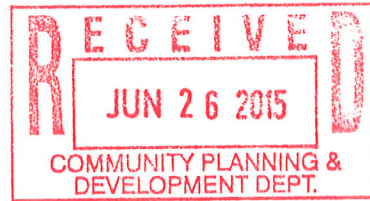
Gentlemen:

I represent Southwick Inc., the proprietor of Forest Cemetery. Forest Cemetery abuts the real property which Medela has applied to rezone to its north.

Founded in 1857, Forest Cemetery is one of the oldest continuously operating cemeteries in this state. It is also the only cemetery located within the boundaries of the City of Olympia. Many local historic figures are buried in Forest Cemetery.

Medela's rezone application contains substantial errors. In particular, the map Medela has submitted showing the development Medela proposes does not accurately describe the boundaries of the property in which Medela has an interest.

Specifically, Medela depicts the northerly property boundary as extending well into Forest Cemetery. On its face, the map shows a roadway, buildings and other property that is part of the cemetery, and used on a daily basis by Southwick, as being located



within the property Medela claims an interest in, and which Medela is requesting the City to rezone.

Medela's application materials thus substantially misrepresent the boundaries of the property in which Medela has an interest. Based on this, Medela would appear to hold an interest in substantially less than the 9.01 acres claimed in its application materials.

Because Medela's application materials substantially misdescribe the location, nature, and extent of the real property which Medela is entitled to subject to its rezone request, the City should reject Medela's rezone application. If Medela wishes to pursue its rezone request, Medela should be required to obtain an accurate survey and resubmit its application so that it accurately identifies and describes to the public the nature and extent of the property subject to the request.

Southwick further opposes the rezone request on the grounds that construction of high occupancy dwelling units in the area immediately adjacent to the property utilized by Forest Cemetery is inconsistent with the City's comprehensive plan, Medela has not demonstrated any change in circumstances warranting departure from the comprehensive plan, and because Medela's proposed use is incompatible with the continued use of Forest Cemetery as a cemetery.

Based on the foregoing, Southwick demands that the City deny Medela's rezone request.

Sincerely,

OWENS DAVIES, P.S.

A handwritten signature in blue ink, appearing to read "Matthew B. Edwards". The signature is written in a cursive style and is enclosed within a blue oval shape.

Matthew B. Edwards

MBE/mam
Enclosures

