

September 8, 2021

Mr. Mark Scheibmeir  
Hearing Examiner, City of Olympia  
c/o City of Olympia  
Community Planning and Development Department  
601 4<sup>th</sup> Ave. E  
Olympia WA 98507

**Re: Request for Reconsideration, Harrison Ave. Mixed Use Binding Site Plan  
File Number 16-9112**

Dear Hearing Examiner Scheibmeir:

This firm represents the Applicant for the above-referenced project for which a Notice of Decision was issued on September 1, 2021. The Notice of Decision enclosed the Hearing Examiner's Findings, Conclusions, and Decisions dated August 27, 2021.

With this submittal, the Applicant respectfully moves for reconsideration pursuant to Olympia Municipal Code ("OMC") 18.75.060 of two elements of the Hearing Examiner's decision, as detailed below. The Applicant seeks reconsideration on the grounds of misinterpretation of fact or law material to the party seeking reconsideration as provided for pursuant to OMC 18.75.060(B)(1); however, the Applicant's requests are generally for the purpose of clarifying conditions of approval for the record.

Request No. 1: Temporary Extension of Craftsman Drive

Finding of Fact No. 88, Condition 4.B.3

The Hearing Examiner found that the project should be conditioned on the "development of a temporary Craftsman Drive during Phase 2 as proposed by the City (Exhibit 5)." The corresponding condition of approval (4.B.3) sets out construction requirements for the temporary Craftsman Drive extension, but does not reference Exhibit 5, which is the preliminary Binding Site Plan drawing. The Applicant requests that the reference to Exhibit 5 be removed from Finding of Fact No. 88 to avoid confusion with the condition of approval, which would otherwise allow the Craftsman Drive alignment to be modified during Phase 2, provided, that it meets the specific minimum construction requirements of the condition.

Request No. 2: Traffic Calming Devices

Finding of Fact No. 89, Condition 4.B.2

The Hearing Examiner determined it was unclear whether calming devices remain necessary for 3<sup>rd</sup> Avenue with the restriction of the connection to pedestrian, cyclist, and emergency access. The Applicant does not believe that calming devices are necessary if there will be no through vehicular traffic on 3<sup>rd</sup> Avenue, and therefore requests that the Hearing Examiner eliminate Condition 4.B.2 requiring the construction of traffic calming devices in conjunction with development of Phase 2.

Very truly yours,



Heather L. Burgess

HLB/rac

cc: Tim Smith, Planning & Engineering Manager, City of Olympia (via email only, [tsmith@ci.olympia.wa.us](mailto:tsmith@ci.olympia.wa.us)).