

OCT 13 2016

October 13, 2016

CITY OF FEDERAL WAY
CDS
VIA HAND DELIVERY

Scott Sproul
Acting Director / Building Official
Department of Community Development
City of Federal Way
33325 8th Ave. S.
Federal Way, WA 98003

Re: Segregation Applications
Former Weyerhaeuser Campus

Dear Scott:

We are writing on behalf of Federal Way Campus, LLC ("FWC"), owner of the former Weyerhaeuser campus (the "Property"). FWC is today submitting to the City certain applications relating to a portion of the Property, as follows:

1. Short plat application;
2. Binding Site Plan application;
3. Waiver of preapplication meeting.

An attempt was made by FWC on October 11, 2016 to submit the short plat application, and the application was declined by the City. Representatives for FWC were informed by the City that a short plat could not be used to segregate the Property and that it would instead be necessary to submit a binding site plan application for that purpose.

Our understanding of the applicable law is that FWC has a right to submit a short plat application in this case, and we are tendering this application for that purpose. The City has suggested that a binding site plan application should be submitted, and so FWC is doing so as an accommodation; but we do not believe that this application is required, and so it is submitted in protest. FWC does not waive any rights related to the short plat application by concurrently submitting a binding site plan application.

The City has also suggested that a preapplication conference may be required for these applications. We disagree: preapplication conferences for short plats and binding site plans are optional under

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FWMC 18.30.020. But a waiver of preapplication meeting has been submitted for these applications. It has been submitted as an accommodation, and it is submitted in protest.

We appreciate your attention to these applications. Please feel free to contact us if you have any questions regarding these applications.

Sincerely,

A handwritten signature in black ink, appearing to read "John C. McCullough". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

John C. McCullough

JM:lde

cc: Federal Way Campus, LLC