

Peter Best

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From: William C. Smart <wsmart@plaintiffllit.com>  
Sent: Monday, February 24, 2020 12:00 PM  
To: David Greetham  
Subject: RE: Wysong/Ziemba P.S.

Dear Dave,

Thank you very much for sending the documents.

Although I had some trouble, I believe that I have now been able to review all the documents that are accessible through this portal.

I have some questions but also, since none of us are environmental attorneys in the neighborhood, I have some concerns about the process.

In no particular order, could you address the following:

- 1) This project appears to be a re-submittal from that which failed in 2014-2015. It is no less than a project that would completely and fundamentally alter both the use and the aesthetic qualities of the bay. With the exception of the survey, there does not appear to be anything new submitted to what was wholly inadequate 5 years ago to address the bay or adequately describe what these people want to do. In particular:
  - a. There is no survey or map that identifies the dock as it relates to tideland ownership. I assume this failure is intentional on the part of the applicant because, as I understand it, they propose to build their dock and locate their piers on property that does not belong to them. Similarly, without an accurate map. There is no chance that any reviewer – such as yourself—could possibly assess the radical impact this dock would have on the rights of other tideland owners (I am one.)
  - b. Also, without an accurate description of the current use of the bay – in conjunction with a map—there is no way that this application conveys the impact of this proposal, which is no less than to attempt to convert the entire upper bay from its current public uses to private use.
  - c. Without an accurate and expanded map, one cannot evaluate the truth (or in this case the falsity) of statements such as no one will be displaced, and all the other owners on Manzanita Bay have similar docks that reach deep water (I am paraphrasing here because I don't have time to go back and get the accurate quotes). Again, I assume that it is the intent of the applicant to obscure the fact that we are dealing with Little Manzanita Bay, not Manzanita Bay, and there are NO similar docks anywhere in Little Manzanita Bay.
  - d. Without an accurate

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From: David Greetham <dgreetham@bainbridgewa.gov>  
Sent: Saturday, February 22, 2020 2:48 PM  
To: William C. Smart <wsmart@plaintiffllit.com>  
Subject: Wysong/Ziemba P.S.

Will,

I meant to mention please let me know if you have trouble accessing the on-line file; you can also arrange to view the physical copies by appointment if that works better.

Dave



David Greetham  
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