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SUPERIOR COURT OF THE STATE OF WASHINGTON  
FOR SPOKANE COUNTY

CITIZENS FOR SENSIBLE  
TRANSPORTATION PLANNING,

Petitioner,

v.

CITY OF SPOKANE,

Respondent,

And

ELLER CORPORATION,

Potentially Necessary Party

No. 06-2-02484-7

DECLARATION OF ROBERT  
HEROLD

I, Robert Herold, declare as follows:

1. I am a member of petitioner Citizens for Sensible Transportation Planning (“CSTP”). I am competent to testify and base the information in this declaration on my personal knowledge.

2. I participated in the Horizons process, the city-wide citizen visioning process, the results of which were used as a basis for development of the City’s Comprehensive Plan.

1           3.       I served as a member of the City of Spokane 's Plan Commission the  
2 entire time during which the Commission considered and authored the draft of the  
3 City 's Comprehensive Plan.  
4

5           4.       On February 15, 2006., I met with Mr. Thomas Arnold, Director of  
6 Engineering Services for the City of Spokane. Mr. Arnold is responsible for oversight,  
7 design and implementation of all 2004 Street Bond projects.  
8

9           5.       My meeting with Mr Arnold was arranged by Mr. Jack Lynch, Deputy  
10 Mayor of the City of Spokane.  
11

12           6.       The purpose of this meeting was to inquire of Mr. Arnold the process by  
13 which the design for the Bernard Street Project was undertaken..  
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15           7.       My questions for this meeting were written in advance.  
16

17           8       Question number 8 was: "How did you get from the Comprehensive Plan  
18 to your project design? Were staff instructed to rationalize the project in terms of the  
19 Comp Plan? I'd like to see their written response."  
20

21           9.       Mr. Arnold's answer was, and I quote: " "The Comprehensive Plan was not  
22 considered."  
23

24           I declare under penalty of perjury under the laws of Washington that the forgoing  
25 is true and correct.  
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27           Dated this 19th day of June, 2006 in Spokane, Washington.  
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ROBERT HEROLD

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DECLARATION OF ROBERT HEROLD - 3

**GENDLER & MANN, LLP**  
1424 Fourth Avenue, Suite 1015  
Seattle, WA 98101  
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6. The purpose of this meeting was to inquire of Mr. Arnold the process by which the design for the Bernard Street Project was undertaken..

7. My questions for this meeting were written in advance.

8. Question number 8 was: "How did you get from the Comprehensive Plan to your project design? Were staff instructed to rationalize the project in terms of the Comp Plan? I'd like to see their written response."

9. Mr. Arnold's answer was, and I quote: " "The Comprehensive Plan was not considered."

I declare under penalty of perjury under the laws of Washington that the forgoing is true and correct.

Dated this 19th day of June, 2006 in Spokane, Washington.



ROBERT HEROLD