

1 EXPEDITE
2 ■ Hearing is set:
3 Date: April 3, 2026
4 Time: 9:00 a.m.
5 Judge/Calendar: Hon. Anne Egeler

6
7 **IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON**
8 **IN AND FOR THE COUNTY OF THURSTON**

9 SAVE THE DAVIS-MEEKER GARRY OAK,

10 Plaintiff,

11 vs.

12 DEBBIE SULLIVAN, in her capacity of Mayor
of Tumwater,

13 Defendant.

NO. 24-2-01895-34

**SECOND DECLARATION OF
ALYSSA JONES WOOD**

14 Alyssa Jones Wood hereby states and declares as follows;

15 1. I am over the age of 18, am competent to testify herein and make this declaration on
16 personal knowledge. I am the Sustainability Manager for the City of Tumwater and serve as staff to the
17 City Tree Board. I have worked with the City of Tumwater for nearly 4 years and previously provided a
18 declaration dated December 9, 2025 in this matter.

19 2. In my previous declaration, I provided, as **Exhibit 5** thereto, a copy of the City's Tree Plan
20 that was developed by Todd Prager & Associates to provide for soil management in year one (2026),
21 followed by pruning treatment in years 2 or 3 (2026-2028). The Tree Plan was developed following an
22 investigation conducted pursuant to a permit issued on December 2, 2024 from the Department of
23 Archeology and Historic Preservation (DAHP), which was **Exhibit 6** to my prior declaration. Additional
24 measures will continue to be evaluated by the city and its team of tree experts, such as the need for
25
26

1 supportive cabling and/or fencing around the tree. These measures will be evaluated as part of the ongoing
2 monitoring of the health of the tree. I further informed the Court that the City would be implementing
3 this plan upon obtaining a permit from DAHP for this maintenance activity.

4 3. Following entry of this court's order in December 2025, the City also has obtained a further
5 permit for the maintenance activity contemplated by the Tree Plan from DAHP, which was issued to the
6 City on January 8, 2026 . A true and correct copy of the DAHP permit is attached as **Exhibit 7**.

7 4. The City also obtained approval of the Tree Plan from the City's Historic Commission. A
8 copy of relevant excerpts from the agenda packet for the March 12, 2026 special meeting of the Historic
9 Commission is attached as **Exhibit 8**. I attended this meeting. The Historic Commission approved the
10 City's Tree Plan unanimously. The minutes reflecting this action have not yet been prepared and
11 approved. Todd Anderson, Parks and Recreation Manager, prepared draft minutes that have not been
12 approved by the Historic Commission, and which are attached hereto as **Exhibit 9**.

13
14
15 **I make this declaration under penalty of perjury under the laws of the State of Washington.**

16 Dated this 23rd day of March 2026 at Tumwater, Washington.

17
18
19
20
21
22
23
24
25
26


Alyssa Jones Wood

Exhibit 7



Allyson Brooks Ph.D., Director
State Historic Preservation Officer

ARCHAEOLOGICAL MONITORING PERMIT #: 2024-71 AMENDMENT 2

| | |
|---|---|
| Archaeological sites: | 45TN568 |
| Individual Responsible for carrying out the terms and conditions of the permit: | Paul Simmons City of Tumwater Administrator 555 Isreal Rd, SW, Tumwater, WA 98501 |
| Individual responsible for field investigations: | Beth Mathews Antiquity Consulting |
| Nature of work: | Monitoring of tree inspection |
| Repository in which collected records and data shall be deposited: | No collection |
| Date fieldwork may begin: | December 20, 2025 |
| Date fieldwork shall end: | December 20, 2026 |
| Period of analysis: | December 20, 2027 |
| Date final report due: | December 20, 2027 |

Special Conditions:

1. Follow protocols in permit application.
2. Notify Interested Tribes and DAHP 72 hours in advance of field work.
3. Allow for on-site visits from DAHP and Tribal representatives.
4. Send notification to DAHP, affected tribes, and consulted parties when field work is occurring.
5. Provide pdf copy of draft and final reports and updated site form to consulted parties, Tribes, & DAHP.
6. Report must meet DAHP's Survey & Inventory Standards; include catalog and DAHP permit number.
7. If human remains are encountered, stop work, secure the area, notify the county medical examiner, police, DAHP, & affected Tribes per RCW 27.44.055.
8. **Any proposed branch pruning in the future shall require an additional amendment to this permit with more specific information about the scope and location of the pruning.**

Issued this 8th day of January 2026.

JBH Macrae; Assistant State Archaeologist





Allyson Brooks Ph.D., Director
State Historic Preservation Officer

January 8, 2026

Beth Mathews
Antiquity Consulting
8913 Select Ct SE, Suite 107
Tumwater, WA

Dear Beth,

I have reviewed the application you submitted for archaeological monitoring of arborist inspection and evaluation of the archaeological Davis Meeker Oak Tree (45TN568) in Tumwater, WA. It is my intention to grant the permit application 2024-71 AMENDMENT 2 (co-applicant and address change). Please take note of the Special Conditions on the permit.

If you feel aggrieved by this decision you may request an administrative hearing within twenty-one days after receipt of this notice. Your request should be sent to the address listed below. Director Department of Archaeology and Historic Preservation PO Box 48343 Olympia, WA 98504-8343.

Sincerely,

A handwritten signature in black ink that reads 'James Macrae'.

James Macrae
Assistant State Archaeologist
Email: james.macrae@dahp.wa.gov

Enclosure



Exhibit 8



CITY OF
TUMWATER

HISTORIC PRESERVATION COMMISSION - SPECIAL MEETING AGENDA

Online via Zoom and In Person at
Tumwater Fire Department
Headquarters, Training Room, 311 Israel
Rd. SW, Tumwater, WA 98501

Thursday, March 12, 2026
6:30 PM

1. Call to Order
2. Roll Call
3. Changes to Agenda
4. Approval of Minutes
 - a. Historic Preservation Commission Meeting 01/15/2026
5. Public Comment
6. Davis Meeker Garry Oak Tree Work Plan Approval Request
7. Next Meeting Date - 04/16/2026
8. Adjourn

Meeting Information

The public are welcome to attend in person, by telephone or online via Zoom.

Watch Online

<https://us02web.zoom.us/j/83382170445?pwd=xQYu1IYRjcul2smZC1eSjhiR1UiCbk.1>

Listen by Telephone

Call (253) 215-8782, listen for the prompts and enter the Webinar ID 833 8217 0445 and Passcode 187566.

Public Comment

The public may submit comments by sending an email to sklein@ci.tumwater.wa.us, no later than 4:00 p.m. the day of the meeting. Comments are submitted directly to the Commission members and will not be read individually into the record of the meeting.

Post Meeting

Video of this meeting will be recorded and posted on our City Meeting page: <https://tumwater-wa.municodemeetings.com>.

Accommodations

The City of Tumwater takes pride in ensuring that people with disabilities are able to take part in, and benefit from, the range of public programs, services, and activities offered by the City. To request an accommodation or alternate format of communication, please contact the City's ADA Coordinator

directly, call (360) 754-4129 or email ADACoordinator@ci.tumwater.wa.us. For vision or hearing impaired services, please contact the Washington State Relay Services at 7-1-1 or 1-(800)-833-6384.

TO: Historic Preservation Commission
 FROM: Kelly Adams, Assistant City Administrator
 DATE: March 12, 2026
 SUBJECT: Davis Meeker Garry Oak Tree Work Plan Approval Request

1) Recommended Action:

Approve the Davis Meeker Oak Treatment Plan as authored by Todd Prager and Associates.

2) Background:

The Davis Meeker Garry Oak is a City-owned tree in the Old Highway 99 right-of-way adjacent to the airport. The tree is estimated to be over 400 years old.

In October of 2023, the City received a risk assessment on the Davis Meeker Garry Oak Tree from Sound Urban Forestry, LLC. That assessment identified hazards with the tree and recommended removal. A second risk assessment (Attachment D) was obtained from Todd Prager & Associates, LLC dated February 7, 2025. That assessment found the hazard posed by the tree was less severe than originally assessed. On April 15, 2025, the City Council approved Resolution R2025-009 for Mitigation and Maintenance of the Davis Meeker Garry Oak Tree (Attachment B).

Based on the Resolution and Council guidance, the City hired Todd Prager and Associates to develop a detailed treatment plan under Option B, as recommended in the risk assessment. The final treatment plan is provided in Attachment A. This treatment plan follows a conservative, phased schedule to monitor actions taken and ensure the health and safety of the tree and site. As required, the City applied for a permit from the Washington State Department of Archaeology and Historic Preservation (Attachment C). This permit expires on December 20, 2026.

As required by law, the Historic Preservation Commission must approve the Treatment Plan before any work begins. If the treatment plan is not approved, the first phase of work may need to be delayed by a year to accommodate seasonally appropriate conditions.

3) Alternatives:

- Request further research and guidance on the work plan.
-

4) Attachments:

- A. Davis Meeker Oak Treatment Plan
- B. Resolution R2025-009 Funding for Mitigation and Maintenance of the Davis Meeker Garry Oak Tree
- C. Department of Archaeology and Historic Preservation Permit
- D. Level 3 Tree Risk Assessment Report

Exhibit 9

MEETING MINUTES

TUMWATER HISTORIC PRESERVATION COMMISSION - SPECIAL
March 12, 2026



- CONVENE:** 6:30 p.m.
- PRESENT:** Chair Dave Shipley and Commissioners Don Trospen, Marnie Slakey, Alex Rossiter and Dave Nicandri
- Not Excused: Commissioner Rob Paylor
- Staff: Parks and Recreation Director Chuck Denney, Recreation Manager Todd Anderson, Sustainability Manager Alyssa Jones Wood, Urban Forester Brian Caughlan and Assistant City Administrator Kelly Adams
- CHANGES TO THE AGENDA:** No changes to the agenda.
- APPROVAL OF MINUTES:** **Commissioner Nicandri moved, seconded by Commissioner Slakey, to approve the minutes of January 15, 2026, as published. A voice vote approved the motion unanimously.**
- PUBLIC COMMENT:** Public comment was given by Commissioner Nicandri.
- DAVIS MEEKER OAK TREE WORK PLAN APPROVAL REQUEST:** Assistant Administrator Adams reviewed the Davis Meeker Oak treatment plan provided by Todd Prager & Associates with the Commissioners and answered their questions.
- MOTION:** **Commissioner Nicandri moved, seconded by Commissioner Trospen, to approve the Davis Meeker Oak Treatment Plan as provided by Todd Prager & Associates. A voice vote approved the motion unanimously.**
- NEXT MEETING DATE:** The next meeting is scheduled for Thursday, April 16, 2026.

ADJOURNMENT:

With there being no further business, Chair Shipley adjourned the meeting at 7:08 p.m.

Prepared by Todd Anderson, Parks and Recreation Manager