

## Construction

Foster Garvey Construction attorneys represent clients across virtually all aspects of the built environment industry, including public and private owners and developers, general contractors and subcontractors, engineering and architecture firms, building owners and other related professionals. We are committed to helping grow the Pacific Northwest region responsibly. Our clients include developers of commercial and mixed-use projects, single-family construction, civic and public facilities, school districts, housing developers, health care agencies, retail and sports stadiums.

We represent clients in all phases of a construction project, from the drafting and negotiation of contracts to mitigating issues that may arise during construction. Foster Garvey Construction attorneys are well-versed in litigation and dispute resolution should the need arise, including labor and material liens, insurance coverage, constructability issues and construction defects. The firm's Construction team is also knowledgeable in insurance law and can consult with our Insurance Coverage attorneys to obtain maximum recovery or protection for our clients.

### Construction Contracting

We represent clients in identifying the needs and risks of each construction project and draft, risk manage and negotiate contracts including:

- Design-Build contracts
- GC/CM contracts
- Joint venture agreements
- Preconstruction agreements
- Design contracts
- Prime construction contracts
- Subcontracts
- Teaming agreements

### Service Contact

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### Related Professionals

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### Related Services

Commercial & Real Estate  
Finance  
Environment & Natural  
Resources  
Insurance Coverage  
Land Use, Planning &  
Zoning  
Litigation  
Public Finance & Municipal  
Government  
Real Estate  
Real Estate, Land Use &  
Environmental

- Tenant improvement contracts

### **Construction Litigation & Dispute Resolution**

Our attorneys have a long history of resolving construction and public bidding disputes, commercial and industrial construction defect cases, lien claims, contract and change order claims, and warranty claims, including the prosecution and defense of all types of construction, design, product and other defect claims. We are committed to resolving disputes with alternative resolution methods including mediation, arbitration, mini-trials or other options, but are well experienced in representing clients in trial before a judge or jury when necessary.

### **Sustainable Building**

We have substantial sustainable building experience in project design, negotiation and dispute resolution and our attorneys thoroughly understand and educate clients on the numerous sustainable building rating agencies and systems currently in use across the United States, including LEED certification. We have extensive experience representing public clients in meeting the requirements of the 2000 City of Seattle sustainable building regulations and Washington state's high-performance public buildings law.

### **Blog Posts**

Uncle Sam Is Watching: New Risks in Making Real Estate Deals With Foreigners  
*Cross Border Business Law Blog*, 2.26.20

**Short-Term Rental Update:** Vacasa reaches unicorn status with its latest funding round; Airbnb bans 'party houses'  
*Northwest Real Estate Forum*, 12.6.19

**Short-Term Rental Update:** WeWork nixes Seattle WeLive location; Booking.com shakes up short-term rentals with new star rating system; 9th Circuit affirms Santa Monica's short-term rental regulations  
*Northwest Real Estate Forum*, 10.28.19

**Short-Term Rental Update:** Vacasa as the first STR platform to directly connect to Google Hotels; Marriott selects BookingPal as its STR technology partner  
*Northwest Real Estate Forum*, 10.3.19

**Short-Term Rental Update:** Airbnb goes luxe; The Plum Guide aims to become the Michelin Guide for the short-term rental world; short-term rental opportunities expand in Seattle with the approval of accessory dwelling units by the City  
*Northwest Real Estate Forum*, 7.16.19

**Short-Term Rental Update:** Disney works its magic for short-term rentals; Airbnb educates Seattle's short-term rental community  
*Northwest Real Estate Forum* , 6.24.19

**Short-Term Rental Update:** Airbnb poised for a reprieve in the EU; Guesty offers innovative and more streamlined tools for property management side of short-term rentals  
*Northwest Real Estate Forum* , 5.17.19

**Short-Term Rental Update:** Short-term rental operator Lyric raises \$160m; Fannie Mae-backed mortgages allowed for short-term rentals; City of Seattle enforcement delayed  
*Northwest Real Estate Forum* , 5.2.19

**Short-Term Rental Update:** Airbnb argues about City of Boston's short-term rental ordinance; AirDNA expands footprint of rental data; Google's hotel search adds short-term rentals  
*Northwest Real Estate Forum* , 4.18.19

**Short-Term Rental Update:** HomeAway and Airbnb lose the battle against Santa Monica; Blueground gains traction  
*Northwest Real Estate Forum* , 3.22.19

**Short-Term Rental Update:** Short-term rentals continue to gain market share; partnering early in the multifamily development process; New York City continues to battle Airbnb  
*Northwest Real Estate Forum* , 3.7.19

Puget Sound's Increase in Development, Investment & Supply Panel Discussions at Bisnow's 2019 Pacific Northwest Hotel Summit  
*Duff on Hospitality Law*, 3.6.19

**Short-Term Rental Update:** Startup Recharge's ultra-short-term rental stays; the City of Victoria in British Columbia ramping up enforcement efforts against illegal short-term rentals  
*Northwest Real Estate Forum* , 2.11.19

**Opportunity Zone Funds – Part II:** Due Diligence Required  
*Larry's Tax Law*, 2.5.19

**Short-Term Rental Update:** Airbnb, Inc. v. NYC on data collection and the Fourth Amendment; Airbnb's undisclosed security camera causes privacy snafu  
*Northwest Real Estate Forum* , 1.22.19

**Short-Term Rental Update:** First statewide short-term rental regulations signed into law in Massachusetts; Startups receive influx of funding signifying future collaborations in the industry  
*Northwest Real Estate Forum* , 1.3.19

**Short-Term Rental Update:** L.A. approves regulations for short-term rentals; Las Vegas Council new rule called 'A Ban In Disguise' on Airbnb; Canada's first cannabis hotel plans to launch in 2019

*Northwest Real Estate Forum* , 12.20.18

**Short-Term Rental Update:** Airbnb's new 'Backyard' initiative; Miami-Dade County files lawsuits against HomeAway and FlipKey; the City of Portland to finalize data-sharing agreement with Airbnb

*Northwest Real Estate Forum* , 12.6.18

Resources for Doing Business in the U.S. - Installment #11 - Environmental Protection

*Cross Border Business Law Blog*, 4.5.18

Retail Tenants: Don't Discount Those Continuous Operation Lease Clauses

*Northwest Real Estate Forum* , 2.8.18

Clarity Is Key in Condemnation Judgments - *Courter v. City of Portland*, 286 Or App 39 (2017)

*Northwest Real Estate Forum* , 10.12.17

Cannabis Operator Potentially Faced With Lease Going up in Smoke

*Northwest Real Estate Forum* , 10.5.17