

**CITY OF MERCER ISLAND**  
**COMMUNITY PLANNING & DEVELOPMENT**  
 9611 SE 36TH STREET | MERCER ISLAND, WA 98040  
 PHONE: 206.275.7605 | [www.mercerisland.gov](http://www.mercerisland.gov)



**DECLARATION OF NOTICE**

File No: APL21-006	
Location/Property: 6800 96 <sup>th</sup> Avenue Southeast, Mercer Island, WA 98040	
Notice Process Information:	Date Mailed: September 3, 2021 Date Emailed: September 3, 2021

**DECLARATION OF NOTICE**

A true and correct copy of the Notice of Open Record Public Hearing is attached hereto as Exhibit A.

Pursuant to MICC 17.14.020(E), on September 3, 2021, the Notice of Open Record Appeal Hearing was mailed to the appellant and to the permit applicants. Additionally, on September 3, 2021, the Public Notice of Open Record Appeal Hearing was emailed to the attorneys representing the permit applicants and the appellants. The list of addresses is attached hereto as Exhibit B.

I declare that the foregoing is true and correct subject to the penalty of perjury under the laws of the State of Washington.

*Andrea Larson*

Signature

9/10/2021

Date

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# CITY OF MERCER ISLAND

## COMMUNITY PLANNING & DEVELOPMENT

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## PUBLIC NOTICE OF OPEN RECORD APPEAL HEARING

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**NOTICE IS HEREBY GIVEN** that the City of Mercer Island Hearing Examiner will conduct an Open Record Appeal Hearing. The hearing will convene at 9:00 AM on Monday, September 20, 2021 regarding the project described below:

**File Nos:** Appeal Number APL21-006  
Fire Protection Permit Number 2105-227

**Descriptions:** Steve and Sophy Yang filed an appeal of Fire Protection permit number 2105-227 for the installation of an automatic access gate submitted by Christopher and Nicole Niederman. The Yangs allege violations of the Mercer Island City Code, including MICC 19.15.060(8).

**Property Owners:** Christopher and Nicole Niederman

**Location of Subject Properties:** 6800 96<sup>th</sup> Ave SE, Mercer Island, WA 98040

**Project Documents:** Please follow the file path to access the associated documents for this appeal:

<https://mieplan.mercergov.org/public/APL21-006>

Documents will continually be added to these files as the process moves forward.

**Time, Date and Location of Open Record Public Hearing:** The appeal hearing for APL21-006 is scheduled for Monday, September 20, 2021, at 9:00 AM.

Due to the COVID-19 Pandemic, the open record public hearings will be held virtually using video conferencing technology provided by Zoom.

To attend the public hearings remotely, please use the following Zoom information:

**Join by Telephone at 9:00 am:** To listen to the hearings via telephone, please call 253-215-8782 and enter Meeting ID 821 7196 2755 and Passcode 413673 when prompted.  
OR

**Join by Internet at 9:00 am:** To watch the hearings over the internet via your computer microphone/speakers follow these steps:

1. Click this Link-

<https://us02web.zoom.us/j/82171962755?pwd=eEVybGhGTjN4QlRXUUVBvbDQ0TkIvUT09>

2. If the Zoom app is not installed on your computer, you will be prompted to download it.
3. If prompted for Meeting ID, enter 821 7196 2755
4. Enter Passcode 413673

**Applicable  
Appeal Process**

The appeal will be processed consistent with the provisions of MICC Chapter 17.14, MICC Chapter 3.40, the City of Mercer Island Hearing Examiner Rules of Procedure (Issued Dec. 2, 2019), and Hearing Examiner Emergency Rule 218 (Electronic Evidence Filing).

\*\*\*Please Note\*\*\* Per Mercer Island City Code 17.14.020(E)(1)(d) and (F), “[o]nly those parties who have appealed the building or fire code official’s order, decision or determination may participate in the appeal.”

**Notice Process  
Information**

Date Mailed: September 3, 2021

Date of Open Record Public Hearing: September 20, 2021

TaxpayerName	AddrLine	CityState	ZipCode
Steve and Sophy Yang	6660 E Mercer Way	Mercer Island WA	98040
Steve and Sophy Yang	9668 SE 68th ST	Mercer Island WA	98040
Christopher and Nicole Niederman	6800 96TH AVE SE	Mercer Island WA	98040