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## COMMUNITY PLANNING & DEVELOPMENT

9611 SE 36TH STREET | MERCER ISLAND, WA 98040  
206.275.7605 | [www.mercerisland.gov/cpd](http://www.mercerisland.gov/cpd)



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## PUBLIC NOTICE OF DECISION

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**NOTICE IS HEREBY GIVEN** that approval has been granted for the application described below:

<b>File No.:</b>	CAO23-010
<b>Permit Type:</b>	Type III
<b>Description of Request:</b>	The applicant requested approval of a Critical Area Review 2 to construct a bike skills facility at Deane's Children's Park. The bike skills facility will include construction of new trails and installation of wood and steel bike skills equipment within geologically hazardous areas..
<b>Applicant/ Owner:</b>	City of Mercer Island – Public Works Department
<b>Location of Property:</b>	5701 Island Crest Way, Mercer Island, WA 98040 King County Assessor tax parcel number: 192405-9013
<b>SEPA Compliance:</b>	A Determination of Nonsignificance (DNS) for this project is being issued concurrently with this Critical Area Review 2 decision on September 11, 2023. The DNS is being issued under permit number SEP23-013.
<b>Applicable Development Regulations:</b>	Pursuant to Mercer Island City Code (MICC) <a href="#">19.15.030</a> Table A, applications for variances are required to be processed as Type IV land use reviews. Processing requirements for Type IV land use reviews are further detailed in MICC 19.15.030 Table B.
<b>Other Associated Permits:</b>	SEP23-013, Building Permit 2306-285
<b>Project Documents:</b>	<a href="https://mieplan.mercergov.org/public/CAO23-010/">https://mieplan.mercergov.org/public/CAO23-010/</a>
<b>Decision:</b>	Approved subject to conditions.

**Appeal Rights:** *DISCLAIMER: This information is provided as a courtesy. It is the ultimate responsibility of the appellant to comply with all legal requirements for the filing of an appeal.*

Parties of record have the right to appeal certain permit and land use decisions. In some cases, other affected parties also have appeal rights. Depending on the type of decision, the appeal may be heard by a City Hearing Examiner, Commission, Board, or City Council, or outside the City to the State Shoreline Hearings Board, the State Growth Management Hearings Board, or King County Superior Court. For a comprehensive list of actions and the applicable entity who will hear the appeal, see MICC 19.15.030 Table B.

If you desire to file an appeal of a decision that is appealable to the City, you must submit the appropriate form and file it with the City Clerk **within the time stated in the Notice of Decision**. Forms are available from Community Development and Planning. Upon receipt of a timely complete [appeal application](#) and [appeal fee](#), an appeal hearing will be scheduled. To reverse, modify or remand a decision, the appeal hearing body must find that there has been substantial error; the proceedings were materially affected by irregularities in procedure; the decision was unsupported by material and substantial evidence in view of the entire record; or the decision is in conflict with the City's applicable decision criteria.

<b>Application Process Information:</b>	Date of Application:	May 25, 2023
	Determined to Be Complete:	June 13, 2023
	Public Comment Period:	June 20, 2023 through 5:00 PM on July 20, 2023
	Date Notice of Decision Issued:	September 11, 2023
	Appeal Filing Deadline:	5:00 PM on September 25, 2023
<b>Project Contact:</b>	Andrew Leon, Planner andrew.leon@mercerisland.gov   (206) 275-7720	