

ROBERT & ALISA LONDON

April 19, 2015

City of Mercer Island  
9611 SE 36<sup>th</sup> St  
Mercer Island, WA 98040-3732

Re: Reasonable Use Exception Application, 5637 E Mercer Way, tax parcel #1924059312

To Whom It May Concern:

We are homeowners downstream in the direct watercourse of the above-mentioned property. As such, we have been severely adversely affected by increases in water flow and significant erosion caused by this. These increases are due to various building that the city has allowed since the 1980's when they lost a law suit. The courts required them to prevent any additional flow, as well as to properly maintain the watercourse in such a way as to prevent damage to our property and to Lake Washington, its ecology and fisheries. For the past two years, we have been requesting that the city address the additional damage and engineering, and to properly maintain this per their legal responsibility. The city has done nothing to mitigate this damage.

This application for an exception proposes to build in an area in such a way as to disrupt springs and other aspects of the natural wetlands and watercourse. In addition would be the usual reduction in percolation and other natural water management. All of this would add water to the existing watercourse, which is expressly forbidden per the court's order to the city in adjudicating the lawsuit of O'Sullivan vs. City of Mercer Island in the early 1980's. There are several parties who now hold claim to this settlement. We continue to wish to work with the city to properly and fairly manage the situation. That said, the city is expressly barred from actions such as the approval of such building that would result in any additional flow to the watercourse. The city cannot and should not allow any such building and change.

Respectfully,



Robert and Alisa London