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# 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)



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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:

**File No:** SHL23-014

**Permit Type:** Type III

**Description of Request:** A request for a Shoreline Substantial Development Permit the reconstruction and expansion of a residential pier. The reconstruction activity is proposed to include replacement of an existing pier, construction of a new finger pier on the south side of the existing pier, installation of two moorage piles, and retroactive permitting of an existing dual personal watercraft lift.

**Applicant / Owner:** Kristin Osterberg (Waterfront Construction, Inc.) / Eckhard Evers

**Location of Property:** 4456 Ferncroft Ave SE, Mercer Island WA 98040  
King County Assessor tax parcel number: 004610-0453

**SEPA Compliance:** A Determination of Nonsignificance is being issued concurrently with this permit, as processed under application number SEP23-003.

**Applicable Development Regulations:** Pursuant to Mercer Island City Code (MICC) 19.15.030, Table A, applications for shoreline substantial development permits are required to be processed as Type III applications. Processing requirements for Type III applications are further detailed in MICC 19.15.030, Table B. The Shoreline Master Program is detailed in Chapter 19.13 MICC.

**Other Associated Permits:** SEP23-003

**Project Documents:** <https://mieplan.mercergov.org/public/SHL23-014&SEP23-003/>

**Decision:** Approved.

**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.

**Application Process  
Information:**

Date of Application: January 19, 2023

Determined to Be Complete: February 24, 2023

Public Comment Period: March 6, 2023 through 5:00 PM on April 5, 2023

Date Notice of Decision Issued: November 20, 2023

Appeal Filing Deadline: 5:00 PM on the date 21 days from the date of filing of the decision as defined in RCW 90.58.140(6).

Project Contact:

Andrew Leon / Planner

Community Planning & Development

City of Mercer Island

9611 SE 36<sup>th</sup> Street

Mercer Island, WA 98040

(206) 275-7720

[andrew.leon@mercerisland.gov](mailto:andrew.leon@mercerisland.gov)