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# COMMUNITY PLANNING & DEVELOPMENT

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



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## DETERMINATION OF NON-SIGNIFICANCE (DNS)

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**Application Nos.:** SEP23-016

**Description of proposal:** Review under the State Environmental Policy Act (SEPA) for the installation of a new translucent canopy cover over an existing boatlift.

**Proponent:** Evan Wehr (Ecco Design, Inc.) / Jo Lynn Allen

**Location of proposal:** 6435 77<sup>th</sup> Ave SE, Mercer Island, WA 98040

**Lead agency:** City of Mercer Island

**Project Documents:** <https://mieplan.mercergov.org/public/SHL23-049> & [SEP23-016/](https://mieplan.mercergov.org/public/SEP23-016/)

Possible critical area and shoreline impacts are addressed by Mercer Island City Code Chapter 19.07. In addition, the proposed dock must comply with the City's Shoreline Master Program (MICC 19.07.110). Based on review of the proposal and applicable City code sections, the lead agency for this proposal has determined that the proposal does not have a probable significant adverse impact on the environment that is not addressed by the aforementioned code sections. An environmental impact statement (EIS) is not required under RCW 43.21C.030(2)(c). This decision was made after review of a completed environmental checklist. This information is available to the public on request.

<input type="checkbox"/>	There is no comment period for this DNS.
<input checked="" type="checkbox"/>	This DNS is issued after using the optional DNS process in WAC 197-11-355. There is no further comment period on the DNS.
<input type="checkbox"/>	This DNS is issued under WAC 197-11-340(2); the lead agency will not act on this proposal for 14 days from the date below. Comments must be submitted by NA <u>at 5:00 pm.</u>

Responsible Official: Molly McGuire, Planner  
molly.mcguire@mercerisland.gov | (206) 275-7712

Date: December 11, 2023 Signature: /s/ Molly McGuire, Planner

## APPEAL INFORMATION

This decision to issue a Determination of Non-significance (DNS) rather than to require an EIS may be appealed pursuant to Section 19.21 of the Mercer Island Unified Land Development Code, Environmental procedures.

<input checked="" type="checkbox"/>	Any party of record may appeal this determination to the City Clerk at 9611 SE 36 <sup>th</sup> Street, Mercer Island, WA 98040 no later than <b>5pm on January 1, 2024</b> by filing a timely and complete appeal application and paying the appeal fee. You should be prepared to make specific factual objections. Contact the City Clerk to read or ask about the procedures for SEPA appeals. To reverse, modify, or remand this 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.
<input type="checkbox"/>	There is no agency appeal.

<input checked="" type="checkbox"/>	<p>Any person aggrieved by the issuance of this decision may seek review from the <b>Shorelines Hearings Board</b> by filing a petition for review within twenty-one days from the date of filing of the decision as defined in <a href="#">RCW 90.58.140(6)</a>.</p> <p>Within seven days of the filing of any petition for review with the Board, the petitioner shall serve copies of the petition on the Washington State Department of Ecology, the Office of the Attorney General, and the City of Mercer Island.</p> <p>More information on this process can be found on the Shoreline Hearing Board's website: <a href="http://www.eho.wa.gov/">http://www.eho.wa.gov/</a> or by calling (360) 664-9160.</p>
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