# CITY OF MERCER ISLAND

#### **COMMUNITY PLANNING & DEVELOPMENT**

9611 SE 36TH STREET | MERCER ISLAND, WA 98040

PHONE: 206.275.7605 | www.mercerisland.gov

August 11, 2022

Jed Murphy PO Box 317 Ronald WA 98940

Via email: jed@jmkhomes.net

RE: Request for Information #2 for File No. SUB21-008 - Koneru Short Plat

6610 East Mercer Way, Mercer Island, WA 98040; King County Tax Parcel # 302405-9153

Dear Mr. Murphy:

The City of Mercer Island reviewed your second submittal for SUB21-008. Following the review of the materials, City staff has determined that additional information is necessary to ensure compliance with the Mercer Island City Code (MICC). The following items will need to be addressed at your next submittal:

#### General:

- 1. When resubmitting, please submit a response letter to address each review comment. Please also state where the proposed changes can be found (i.e. sheet number, document name, etc.).
- 2. When resubmitting electronically to the SFTP website, please make it clear in the file name that the resubmittal is for all 3 associated land use applications and notify the Permitting Staff at epermittech@mercerisland.gov.

#### Planning:

Contact: Ryan Harriman, EMPA, AICP, Planning Manager, at ryan.harriman@mercerisland.gov or 206-275-

- 1. Code Criteria Compliance Matrix: The applicant shall complete a Code Criteria Compliance Matrix for the proposed short subdivision. The code criteria compliance matrix shall include specific details and examples about how the proposed project is consistent with Chapter 19.02 MICC, Chapter 19.07 MICC, Chapter 19.08 MICC, and Chapter 19.10 MICC. The purpose of the code compliance matrix is to provide guidance to applicants on the requirements for the development of property. The applicant bears the burden of proof that the proposed project is consistent with all laws, standards, and requirements provided in the MICC. This is a tool to ensure the proposed development is consistent with the requirements of the MICC, a guide and reference for developers to ensure all requirements are accounted for in application submittals, and a tool for staff to seamlessly review proposals and to enhance the quality and speed of the review process. If a section of the code is not applicable to the proposed development, please indicate that in the matrix. A copy of the Excel files will be emailed with this comment letter.
- 2. The applicant shall provide an analysis of school bus stops or sate walking routes to schools. The applicant shall coordinate with the school district on bus stop locations that will serve the proposed



development. The applicant shall provide the analysis and approval from the school district at the next submittal.

#### Trees:

Contact: John Kenney, City Arborist at <a href="mailto:john.kenney@mercerisland.gov">john.kenney@mercerisland.gov</a> or 206-275-7713.

- (Repeat comment for Architect/Arborist) provide Arborist evaluation that Dead Tree 1 would not
  have been damaged with the building pads encroachment into the tree's dripline. Even though
  this tree was already allowed for removal under a non-development tree permit. Since the tree
  was exceptional it would have been required to be retained and not damaged by development in
  the tree protection zone. This minimal excavation zone for the deck will be conditioned for the
  building phase.
- 2. (Repeat comment for Architect/Arborist) Provide the tree inventory worksheet and include all trees removed within five years. This will include the trees that were approved to be removed under the non-development tree permit before this development proposal. This was for five trees to be removed under permit 2104-048 (trees 6,7,8,10,15 in previous report). The tree protection plan must show at least 30 percent of trees being protected and not damaged by construction for this subdivision to be approved.

https://www.mercerisland.gov/sites/default/files/fileattachments/community\_planning\_amp\_d evelopment/page/21988/mercerislandtreeinventory.pdf

- 3. (Repeat comment for Arborist) Update Arborists tree report, a draft report has been submitted. Arborist will need to review new plans and confirm the distance of disturbance is adequate and will not damage the saved tree.
- 4. (New comment for Civil/Arborist) because of change of plans Tree 573 is exceptional in size and now shown for removal. Fire had approved Sub 1. What has changed? The new hydrant is beyond the minimum recommended limits of disturbance. Please provide the access and hydrant requirements that conflict with the tree. Could some asphalt removal mitigate for the impacts of the new improvements?

#### 5. Future Building Permits:

a. For Civil and Arborist) During building plan review a tree protection plan with all Civil information must be created. Tree protection will need to be shown on C3.0. The retaining wall, trench, and other utilities to be moved outside saved trees driplines/minimum limits of allowable disturbance. The SD is shown within 9-feet of exceptional tree 576. Tree 575 also has a SD line within minimum limits of allowable disturbance. Update tree protection plan with tree protection chain link fence and all the following items in this checklist. Exceptional trees must be retained according to 19.10.060.3, and protected under 19.10.080.

https://www.mercerisland.gov/sites/default/files/fileattachments/community\_planning\_a\_mp\_development/page/21988/treessubmittalchecklist.pdf

b. A tree replanting plan will be required to mitigate for all removed trees. At least half of the trees need to be Pacific Northwest native, see the following link: <a href="https://oregonstate.edu/trees/name\_common.html">https://oregonstate.edu/trees/name\_common.html</a>.

The trees need to be at least 10-feet apart from each other, structures, fences and utilities. If requested and you can show no room exists on site for all the trees, the remainder can be a fee in lieu if requested.

#### **Civil Engineering:**

Contact: Ruji Ding, Senior Development Engineer, at ruji.ding@mercerisland.gov or 206-275-7703.

1. Please see the attached plan review set, all engineering comments are provided in the document.

#### Geotechnical Engineering:

1. Please see the attached peer-review and provide responses to each item provided.

#### Fire:

Contact: Jeromy Hicks, Fire Marshal, at <u>Jeromy.hicks@mercerisland.gov</u> or 206-275-7979.

1. The plat map needs to have the statement from the fire marshals office placed on it.

"All building permits are subject to meeting current fire code requirements at the time of a complete submittal, including fire apparatus access as outlined in adopted code sections of the International Fire Code Appendix D. Fire plan reviews will be dutted at time of building permit submittal and may require additional fire protection systems or additional fire prevention measures for building approval."

With your resubmittal, please provide a cover letter responding to each of the items above. Please reference page/sheet numbers noting where the requested information can be found. An incomplete resubmittal may delay your project.

The City's processing of the Short Plat application has been put on hold until these issues are resolved. Pursuant to MICC 19.15.110, all requested information must be submitted within 60 days or a request for extension requested. The deadline for a complete response or request for extension is Monday, October 10, 2022. If a complete response is not received or an extension response has been received prior to that date, the application will expire and be canceled for inactivity. No additional notification regarding this deadline or expiration of the application will be provided.

Please do not hesitate to contact me at 206-275-7717 or via e-mail at <a href="mailto:ryan.harriman@mercerisland.gpu">ryan.harriman@mercerisland.gpu</a> if you have any questions.







Ryan Harriman, EMPA, AICP – Planning Manager City of Mercer Island Community Planning & Development

#### **Enclosed:**

Attachment A: Code Criteria Compliance Matrix (Emailed)

Attachment B: Civil Engineering Review Plan Set with Comments

Attachment C: Geotechnical Peer-review letter

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# KONERU SHORT PLAT, SUB21-008

# 6610 EAST MERCER WAY MERCER ISLAND, WA. 98040

# PROJECT CONTACTS

### OWNER/APPLICANT: DHEERAJ KONERU

7002 93RD AVENUE SE MERCER ISLAND, WA 98040

# **ENGINEER/SURVEY: PACE ENGINEERS, INC.**

11255 KIRKLAND WAY, SUITE 300 KIRKLAND, WA 98033 JOHN ANDERSON, PE BILL HAWKINS, PLS PHONE: (425) 827-2014 JOHNA@PACEENGRS.COM

## **ARBORIST:**

12408 17TH AVENUE NE SEATTLE, WA. 98125 CRAIG BACHMANN, CERTIFIED ARBORIST PHONE: (206) 745-0473

#### GEOTECHNICAL: GEOTECH CONSULTANTS, INC.

2401 10TH AVENUE E. SEATTLE, WA 98102 MARC MCGINNIS, PE PHONE: (425) 747-5618

TREE 133, LLC

# PROJECT INFORMATION

# SITE DATA

6610 EAST MERCER WAY ADDRESS: PARCEL NUMBER: 3024059153 50,094 SF

PARCEL AREA: LEGAL DESCRIPTION:

THE SOUTH HALF OF THAT PORTION OF GOVERNMENT LOT 1, SECTION 30, TOWNSHIP 24 NORTH, RANGE 5 EAST, LYING BETWEEN THE NORTH 498 FEET THEREOF AND SOUTH 471 FEET THEREOF AND EASTERLY OF A LINE PARALLEL WITH AND 1588.78 FEET EASTERLY OF (MEASURED AT RIGHT ANGLES TO) THE WEST LINE OF THE NORTHEAST QUARTER OF SAID SÉCTION 30; EXCEPT THE SOUTH 9 FEET THEREOF.

TOGETHER WITH SHORELANDS OF THE SECOND CLASS IN FRONT AND ABUTTING UPON SAID PORTION OF SADI GOVERNMENT LOT 1.

TOGETHER WITH AN EASEMENT FOR UNOBSTRUCTED INGRESS AND EGRESS OVER THE EXISTING PRIVATE ROADWAY EXTENDING NORTHWESTERLY TO EAST MERCER WAY APPURTENANT TO THE PROPERTY HEREBY CONVEYED.

SITUATE IN THE CITY OF MERCER ISLAND, COUNTY OF KING, STATE OF WASHINGTON

# **ZONING SUMMARY**

**EXISTING ZONING:** R-15

MINIMUM LOT SIZE: 15,000 SQ. FT.

MAXIMUM HEIGHT: 30' ABOVE ABE

MAX. LOT COVERAGE: LOT 1 13,591 SQ. FT. (40% OF LOT AREA) LOT 2 6,826 SQ. FT.

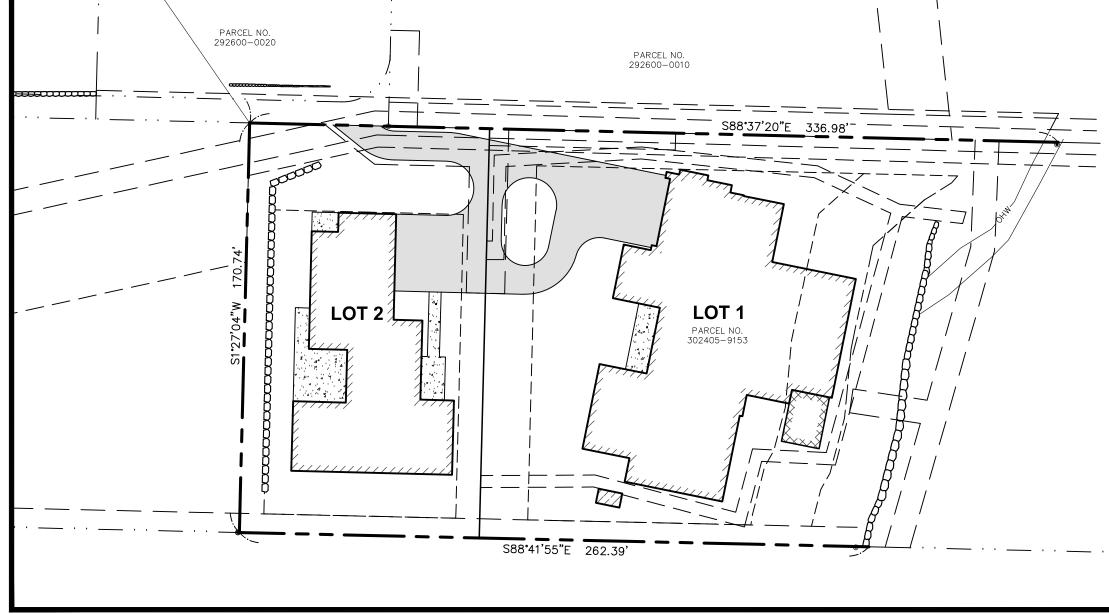
MAX. HARDSCAPE: LOT 1 3,058 SQ. FT (9% OF LOT AREA) LOT 2 1,536 SQ. FT.

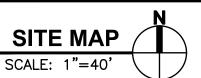
MAX GROSS FLOOR AREA: LOT 1 12,000 SQ. FT. (MAX ALLOWED) LOT 2 6,826 SQ. FT. (40% OF LOT AREA)

BUILDING SETBACKS

SUM 15' WITH 5' MIN.

REAR: 25 FRONT: 20

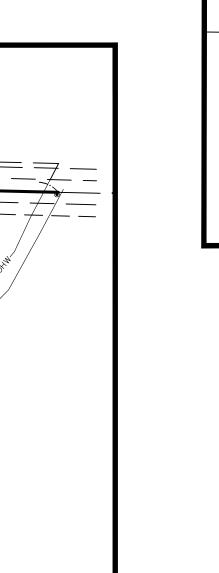




# PROJECT INFORMATION

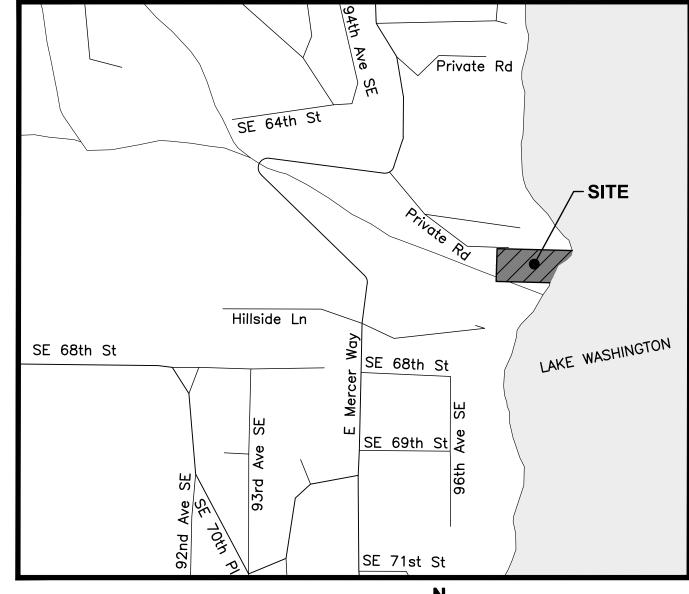
DEVELOPMENT SUMMARY		
PROPOSED NUMBER LOTS:	2	
NUMBER OF DWELLING UNITS:	2	
GROSS SITE AREA:	50,094	SQ. FT.
NET SITE AREA:	50,094	SQ. FT.
LOT SIZE:	LOT 1 33,978	SQ. FT. *
	LOT 2 17,067	SQ. FT.
GROSS DENSITY:	1.73	DU/AC
NET DENSITY:	1.73	DU/AC
EXISTING IMPERVIOUS AREA:	9,862	SQ. FT.
PROPOSED IMPERVIOUS AREA:	LOT 1 12,000	SQ. FT.
	LOT 2 7,785	SQ. FT.
LOT WIDTH:	LOT 1 100	FT.
	LOT 2 162	FT. (MIN)
LOT DEPTH: LOT 1	= LOT 2 = 171	FT.
PARKING SPACES:	COVERED	UNCOVERED
LOT 1	3	3
LOT 2	3	3
LOT SLOPE:	6.6%	

\* LIMIT SUBDIVISION WITH NOTE ON TITLE



# **DEMO NOTE:**

THE EXISTING HOUSE WILL NEED TO BE DEMOLISHED PRIOR TO PRELIMINARY SHORT PLAT APPROVAL OR A CONDITION OF APPROVAL SHALL BE ADDED STATING THAT THE EXISTING HOUSE WILL BE DEMOLISHED PRIOR TO FINAL PLAT APPLICATION



SHEET TITLE
COVER SHEET
EXISTING CONDITIONS
PRELIMINARY SHORT PLAT
GRADING & DRAINAGE PLAN
COMPOSITE UTILITY PLAN

TREE RETENTION PLAN

**VICINITY MAP** 

# CITY OF MERCER ISLAND FILE NUMBER

PRE-SUBMITTAL CONFERENCE NUMBER: PRE21-023

# **UTILITY PURVEYORS**

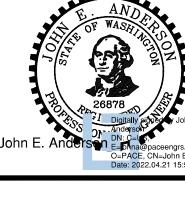
WATER: CITY OF MERCER ISLAND SEWER: CITY OF MERCER ISLAND ELECTRICITY: PUGET SOUND ENERGY PUGET SOUND ENERGY TELEPHONE: CENTURY LINK CENTURY LINK/XFINITY CABLE: SCHOOL DISTRICT: MERCER ISLAND SCHOOL DISTRICT

# **EARTHWORK SUMMARY**

APPROX. CUT 464 CY APPROX. FILL 1251 CY NET 787 CY FILL

THIS REQUEST DOES NOT GUARANTEE THAT THE LOTS WILL BE SUITABLE FOR DEVELOPEMENT NOW OR IN THE FUTURE. THE LEGAL TRANSFER OF THE PROPERTY MUST BE DONE BY SEPARATE INSTRUMENT UNLESS ALL LOTS HEREIN ARE UNDER THE SAME OWNERSHIP.

> CALL BEFORE YOU DIG 811

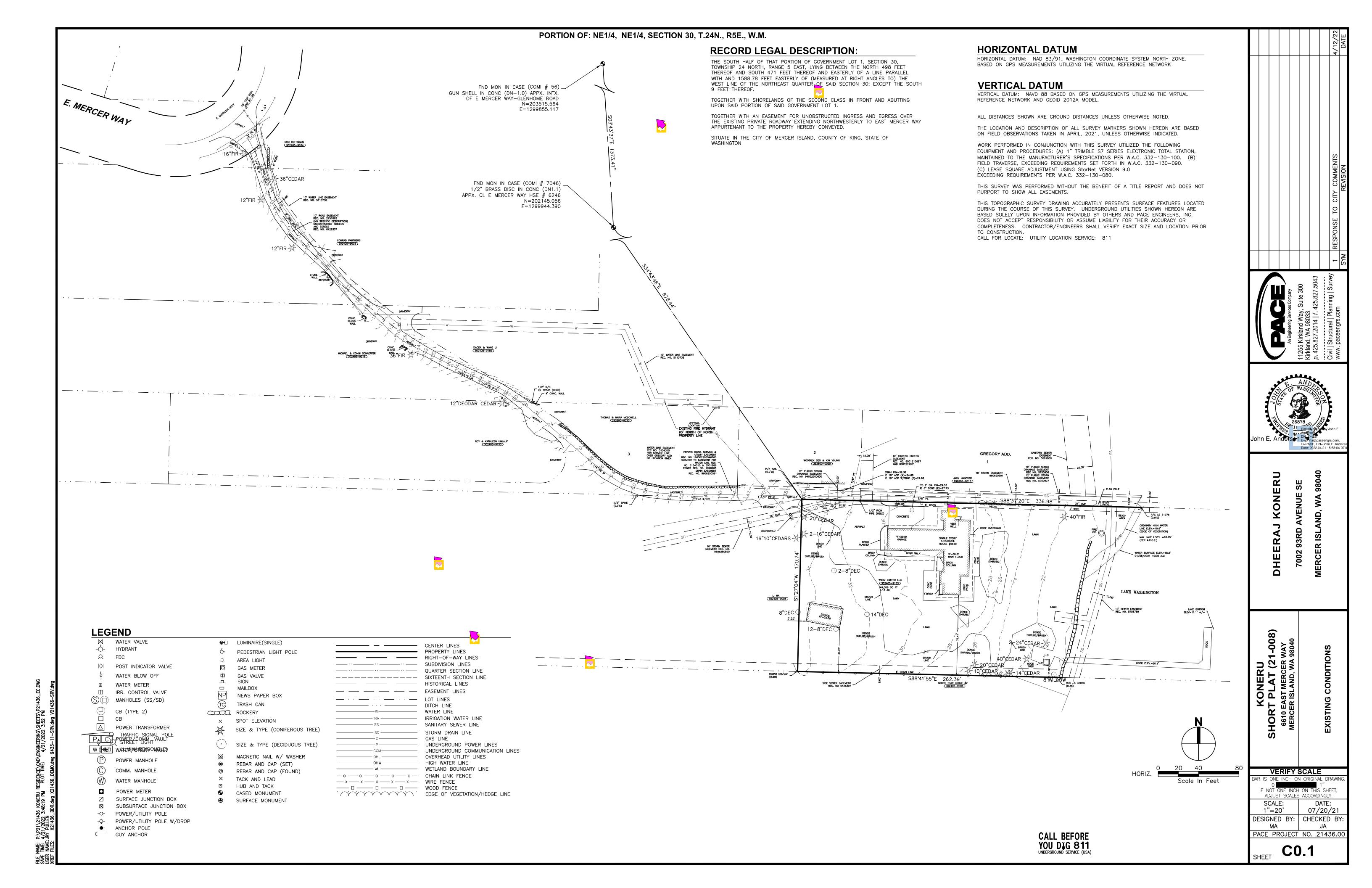


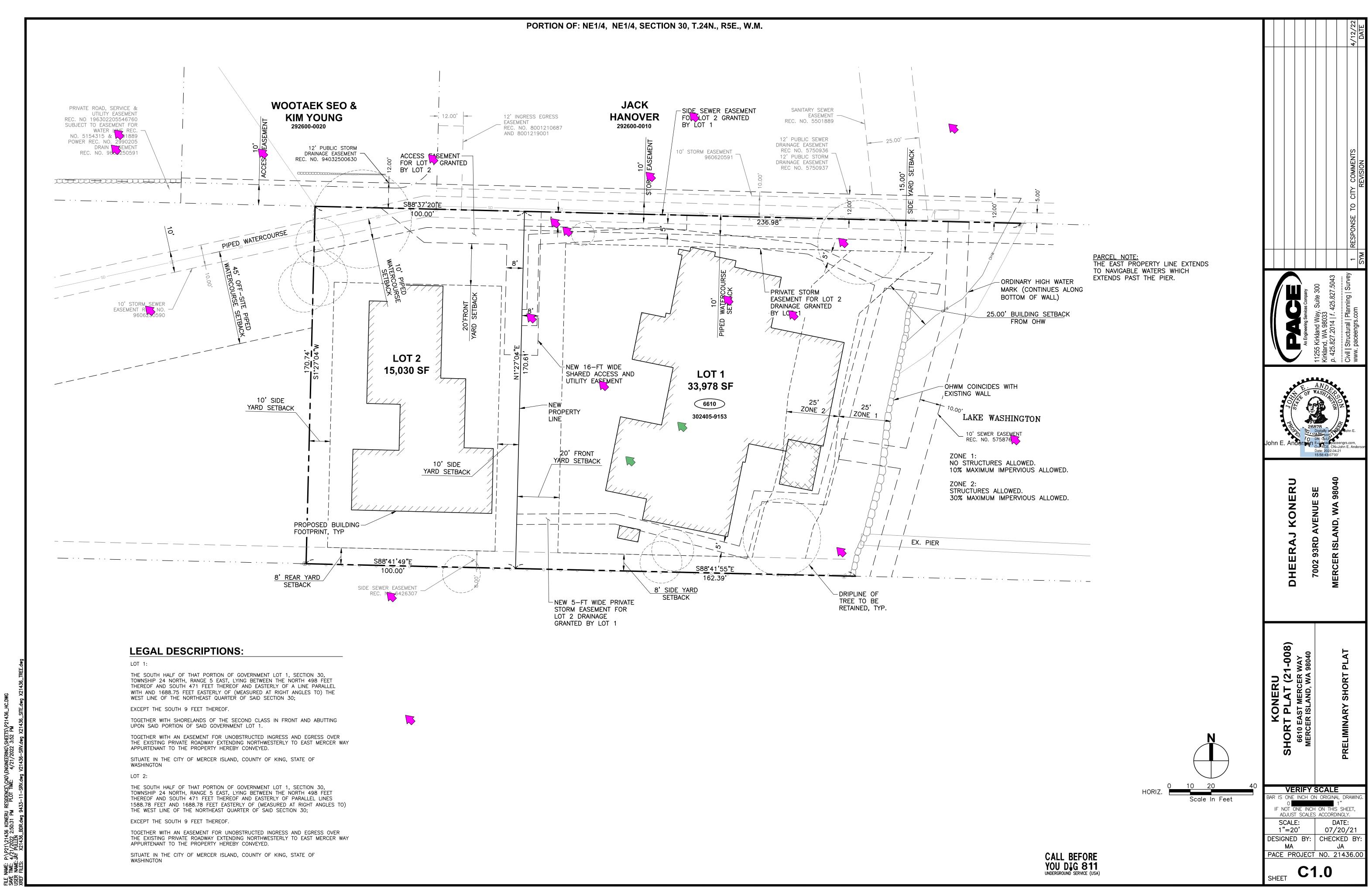
KONERU ST PLAT (21 EAST MERCER V

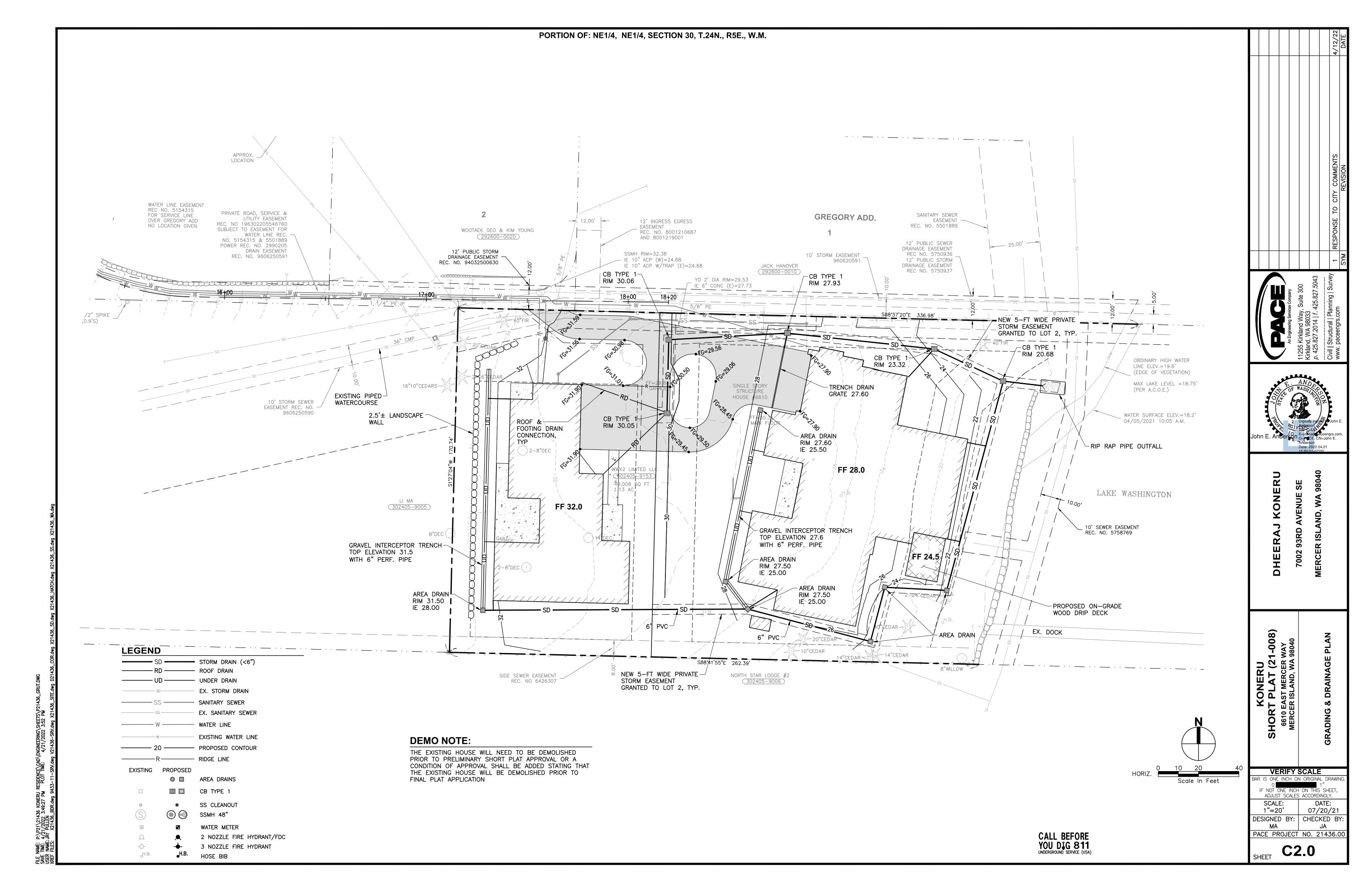
**VERIFY SCALE** BAR IS ONE INCH ON ORIGINAL DRAWIN ADJUST SCALES ACCORDINGLY. 07/20/21 AS SHOWN

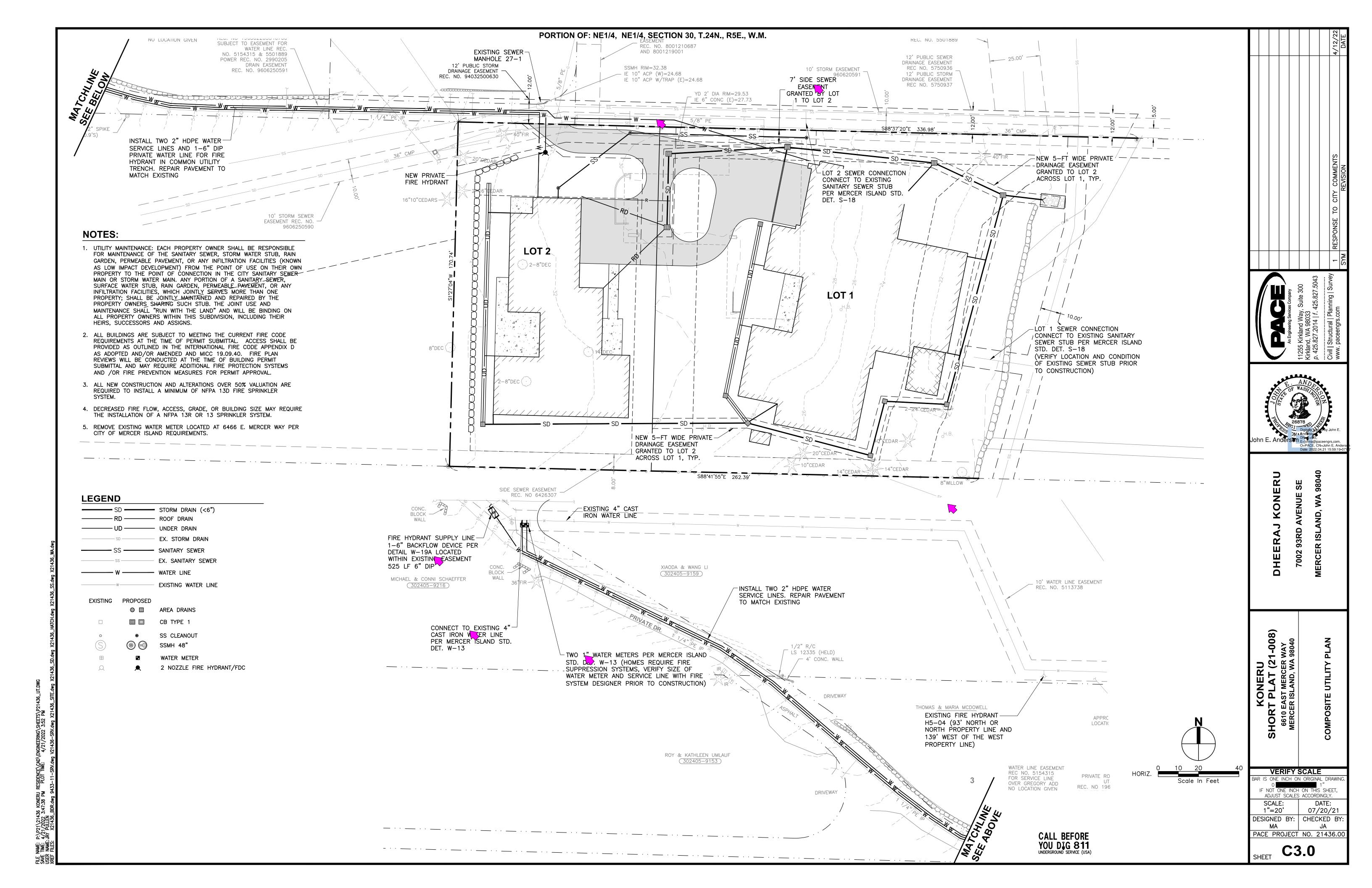
DESIGNED BY: | CHECKED BY: PACE PROJECT NO. 21436.00

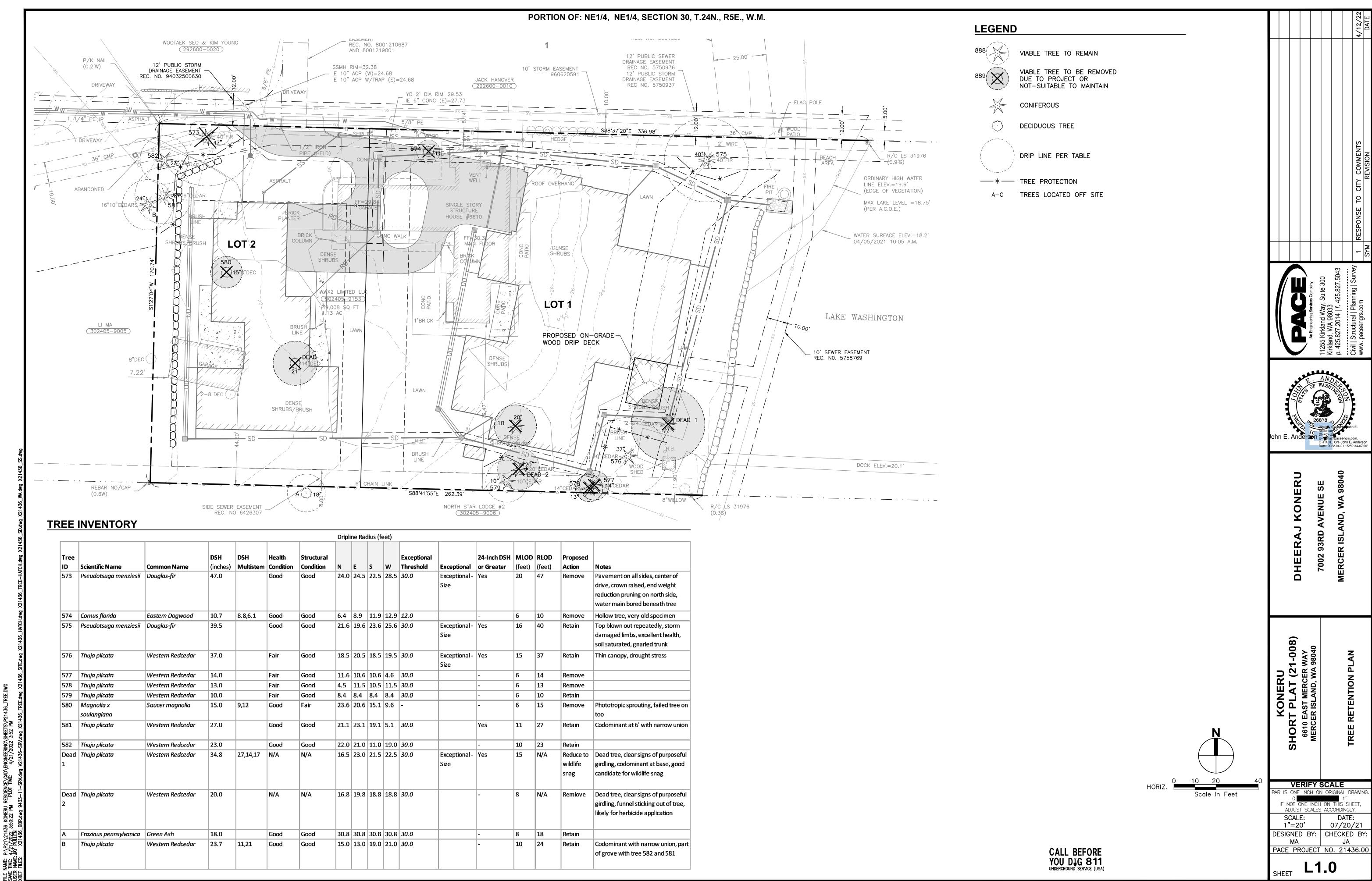
SHEET











May 11, 2022

Andrew Leon
Planner
Community Planning and Development (CPD)
City of Mercer Island

Re: Koneru Short Plat (SUB 21-008/CAO 22-003)

6610 East Mercer Way Mercer Island, Washington

This revised letter combines our comments for SUB21-003 and CAO22-003 and supersedes our previous letters dated February 16, 2022 (SUB21-008) and February 23, 2022 (CAO22-003). This letter is provided to address whether the proposed subdivision complies with the following Mercer Island City Codes (MICC).

- MICC 19.07.160 Geologically hazardous areas.
- MICC 19.09.090 Building pad. (Specifically, 19.09.090(A)(1)(b) and (c) as well as 19.09.090(A)(2)(c).
- MICC 19.07.180(C)(6)(d) Watercourses

#### MICC 19.07.160 Geologically hazardous areas

A review of the geotechnical report provided for the proposed development (Geotech Consultants, June 8, 2021) and their response to comments (Geotech Consultants, April 12, 2022) indicates the presence of liquefiable soils at the site.

The International Building Code requires use of the Maximum Considered Earthquake (MCE) in determining liquefaction potential of a site. This MCE has a 2% probability of exceedance in 50 years (return period of 2475 years).

The geotechnical response (Geotech Consultants, April 12, 2022) indicated:

"This liquefaction could occur between the groundwater table (5- to 7-foot depth) and the dense soils, which were found at an approximate depth of 30 feet."

"Using two different methods, NovoLIQ estimates that a total of approximately 12.5 inches of ground settlement is possible following widespread liquefaction extending to a depth of 30 feet."

"NovoLIQ provides estimates for this lateral movement using five different methods. The results, which are attached, indicate that lateral ground movement of 5 to 10 feet could theoretically occur in the MCE."

"Based on the available information, significant lateral ground movement could occur during the MCE. The risk of this is no higher than on nearby waterfront properties that are underlain by similar loose soils and which have recently been developed with new homes. The theoretical lateral movements are large enough that no pile system, drilled or driven, can prevent them from occurring, or can withstand the potential lateral movements without shearing off."

"The appropriate mitigation against foundation collapse in the event of lateral spreading was determined to be achieved by the reinforced grade beams or mat slab that interconnects the piles. In the event that the ground moves sideways a sufficient distance to bend or break the piles, the grade beams/mat slab would serve to hold the structure in one piece, even if it tilts a significant amount. This approach is still the underlying mitigation for foundation collapse contained in our Geotechnical Engineering Study."

"Ground improvement to prevent liquefaction and/or lateral spreading is both infeasible and inappropriate for a waterfront residential site such as this one..."

Koneru Short Plat (SUB 21-008/CAO 22-003) 6610 East Mercer Way 5/11/2022 Page 2 of 3

The geotechnical engineer of record, Geotech Consultants, Inc., has provided a risk statement in their June 8, 2021 report that conforms to MICC 19.07.160.(B)(3)(c).

"Construction practices are proposed for the alteration that would render the development as safe as if it were not located in a geologically hazardous area and do not adversely impact adjacent properties;"

However, the appropriateness of this risk statement will depend highly on the structural design of the development and therefore cannot be made until that design takes into consideration the anticipated settlement and deformation due to liquefaction of the onsite soils under MCE loading.

MICC 19.09.090 Building pad. Specifically, 19.09.090(A)(1)(b) and (c) as well as 19.09.090(A)(2)(c)

- 19.09.090(A)(1)(b). Disturbance of the existing, natural topography as a result of anticipated development within the building pad shall be minimized;
- 19.09.090(A)(1)(c). Impacts to critical areas and critical area buffers shall be minimized, consistent with the provisions of Chapter 19.07 MICC; and
- 19.09.090(A)(2)(c). Building pads shall not be located within:
   (c) Critical areas, buffers or critical area setbacks; provided building pads may be located within geohazard hazard areas and associated buffers and setbacks when all of the following are met:
  - i. A qualified professional determines that the criteria of MICC 19.07.160(B)(2) and (3), Site Development, are satisfied;
  - ii. Building pads are sited to minimize impacts to the extent feasible; and
  - iii. Building pads are not located in steep slopes or within 10 feet from the top of a steep slope, unless such slopes, as determined by a qualified professional, consist of soil types determined not to be landslide prone.

In my opinion, the proposed development meets the requirements of MICC 19.09.090(A)(1)(b) and (c). Meeting the requirements of 19.09.090(A)(2)(c)(i) cannot be determined at this time. The requirements could be met if the structural design of the development can tolerate the estimated range of post-liquefaction ground movements without building collapse.

Therefore, we agree with the statement on the cover sheet of the plans. "This request does not guarantee that the lots will be suitable for development now or in the future."

#### MICC 19.07.180(C)(6)(d) Piped Watercourses

- Piped watercourse setback widths shall be reduced to: (i) ten feet on lots with a lot width of 50 feet or more, and (ii) five feet on lots with a width of less than 50 feet, when daylighting is determined by qualified professional(s) to result in one or more of the following outcomes:
  - i. Increased risk of landslide or other potential hazard that cannot be mitigated;
  - ii. Increased risk of environmental damage (e.g., erosion, diminished water quality) that cannot be mitigated;
  - iii. The inability of a legally established existing lot to meet the vehicular access requirements of this title; or
  - iv. The inability of a legally established existing lot to meet the building pad standards in section 19.09.090.

Koneru Short Plat (SUB 21-008/CAO 22-003) 6610 East Mercer Way 5/11/2022 Page 3 of 3

Geotech Consultants, Inc., provided a letter dated August 24, 2021, discussing the geotechnical feasibility of watercourse restoration across the northwest corner of the property.

We generally agree with the conclusions provided in their letter which would, at a minimum, meet the requirement stated in MICC 19.07.180.(C)(6)(d)(ii).

#### **Summary**

There are significant geotechnical and structural design issues associated with the development of this site. Whether these issues are adequately addressed during design of the development will determine whether the requirements of MICC19.09.090(A)(2)(c)(i) and 19.07.160 can be met.

Should further information be required, feel free to contact me.

Sincerely,

City of Mercer Island - CPD

Michele Lorilla, P.E.

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Geotechnical Peer Reviewer