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BEFORE THE HEARING EXAMINER OF THE CITY OF MERCER ISLAND

In Re The Appeal of:

SHANE MILLER,

Petitioner,

v.

CITY OF MERCER ISLAND,

Respondent.

No. APL19-002

CITY OF MERCER ISLAND'S
AMENDED FILE PRODUCED
UNDER HEARING EXAMINER
RULE 224

The City of Mercer Island submits the following exhibits in the above-referenced matter, currently set for hearing on October 28, 2021:

Exhibit No.	Description	Date
1	Complaint email from William Gartz	02/01/2018
2	Email with photo of construction work in progress from William Gartz	02/02/2018
3	Department of Ecology report	02/02/2018
4	Email documenting site visit and SWO with photos taken by Jimmi Serfling	02/02/2018
5	Email with photo of sediment in water from William Gartz	02/04/2018
6	Email from Shane Miller responding to SWO with photos	02/05/2018
7	Email response from Jimmi Serfling	02/05/2018
8	Code Compliance Courtesy Notice	02/12/2018
9	Email responses from Shane Miller following site visit	02/14/2018
10	Phil Haberman letter	02/09/2018
11	Michael Lee letter	02/06/2018

Exhibit No.	Description	Date
12	Email response from Gareth Reece	02/14/2018
13	Email response from Shane Miller	02/15/2018
14	Email response from Jimmi Serfling	02/16/2018
15	Email response from Don Cole	02/16/2018
16	Code Compliance Courtesy Notice	08/23/2019
17	Response Letter from Shane Miller	09/22/2019
18	Email response from Anthony Myers	11/04/2019
19	Notice of Violation	11/04/2019
20	Appeal Form	11/04/2019
21	Building permit application	11/11/2019
22	City plan review comments	12/30/2019 – 01/02/2020
23	Kathy Goetz Troost and Aaron P. Wisher cover letter	04/06/2009
24	Hazard report	10/14/2021
25	Slope calculations	10/13/2021
26	1983 Site plan	06/20/1983
27	Area landslide map	10/14/2021
28	Affidavit of George Lewis	07/26/2020
29	Aerial photographs of the subject property in 2017 and 2020	10/14/2021
30	Trakit record of events and staff notes	undated
31	Trakit Fees	undated
32	Staff Report	10/18/21
33	Declaration of Public Noticing	11/2/21
34	Miller Survey	undated

The City reserves the right to seek admission of rebuttal exhibits after review of the Appellant's exhibits. The City further reserves the right to utilize documents identified by Appellant, and to rely on and elicit testimony concerning any provision of the Revised Code of Washington, Washington Administrative Code, or Mercer Island City Code.

DATED this 5th day of November, 2021.

MADRONA LAW GROUP, PLLC

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CITY OF MERCER ISLAND
OFFICE OF THE CITY ATTORNEY

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DECLARATION OF SERVICE

I, Tori Harris, declare and state:

1. I am a citizen of the State of Washington, over the age of eighteen years, not a party to this action, and competent to be a witness herein.

2. On the 5th day of November, 2021, I served a true copy of the foregoing City of Mercer Island’s Amened File Produced Under Hearing Examiner Rule 224 on the following counsel of record using the method of service indicated below:

Shane Miller 7709 W. Mercer Way Mercer Island, WA 98040 <i>Pro Se Petitioner</i>	<input type="checkbox"/> First Class, U.S. Mail, Postage Prepaid <input type="checkbox"/> Legal Messenger <input type="checkbox"/> Overnight Delivery <input type="checkbox"/> Facsimile <input checked="" type="checkbox"/> E-Mail: <u>shane_miller_usa@yahoo.com</u> <u>shanemillerus@gmail.com</u> <input checked="" type="checkbox"/> EService pursuant to LGR
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I declare under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct.

DATED this 5th day of November, 2021, at Seattle, Washington.

Tori Harris