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## NOTICE OF APPEAL HEARING

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**NOTICE IS HEREBY GIVEN** that the City of Mercer Island Hearing Examiner will conduct an Open Record Hearing for the appeal of a Land Use action, which will convene at 10:00 AM on Tuesday, September 24, 2024, via the Zoom electronic platform.

- File No:** Appeal Number APL22-003; Building Permit No. 2104-111 and 1909-076
- Description:** Appellant Pearl Ren filed an appeal regarding the Stop Work Order at 7422 E Mercer Way, Mercer Island, WA 98040 related to Building Permit 2104-111 and Demolition Permit 1909-076.
- Person(s) Responsible/Property Owners:** Pearl Ren, Owner
- Location of Subject Property:** 7422 E. Mercer Way, Mercer Island, WA 98040
- Appeal Documents:** <https://mieplan.mercergov.org/public/APL22-003>  
Documents will continually be added to the appeal file directory as they are submitted within the appeal proceeding.
- Scope of the Appeal:** Appellant alleges the following assignments of error:
- 1) The Decision refers to a condition of permit #1909-076 requiring “Contractor to verify that no existing framing to remain relies on the components to be removed.” The evidence at hearing will show the contractor performed this verification.
  - 2) The statement that “the span conditions of at least two existing and remaining pile caps were modified during the demolition of the damaged boathouse” is incorrect. The evidence at hearing will show that the demolition did not modify the span conditions of the pile caps for the Shared Dock. More specifically, on information and belief, the Decision is based on the mistaken assumption that the Shared Dock was constructed so that the dock caps shown in the photograph below rested on and relied for structural support on the Boathouse cap/pilings also shown in the photograph below. The evidence at hearing will show this assumption is not correct.
  - 3) The Decision requires the Owner to “[r]esolve discovery of framing condition with a revision to 2104-111.” This corrective action should be modified to allow the Owner to address the Decision by (1) demonstrating that the demolition work did not modify the span conditions of the pile

caps for the Shared Dock; or, in the alternative (2) demonstrating that the Shared Dock does not require structural support from any of the components of the Boathouse, including its caps or pilings; or, in the alternative (3) submitting a separate permit application for any work deemed necessary following resolution of this appeal, since permit #2104-111 relates only to the Boathouse, but work performed in response to the Decision would be to the Shared Dock.

**Time, Date and Location of Open Record Hearing:**

The appeal hearing for APL22-003 is scheduled for September 24, 2024, at 10:00 AM via the Zoom electronic platform.

**Join by Telephone at 10:00 am:** Call 253-215-8782 and enter Meeting ID 863 9513 9559 and Passcode 205616 when prompted.

OR

**Join by Internet at 10:00 am:**

1. <https://us02web.zoom.us/j/86395139559?pwd=KibMWAaJl5SsIZw7X4cTb30cUnpynD.1>
2. If the Zoom app is not installed on your computer, you will be prompted to download it.
3. If prompted for Meeting ID, enter **863 9513 9559**
4. Enter Passcode **205616**

**Applicable Process:**

The appeal will be processed consistent with the provisions of MICC Ch. 6.10, Chapter 3.40 MICC, the City of Mercer Island [Hearing Examiner Rules of Procedure](#) (Issued Dec. 2, 2019), and Hearing Examiner Emergency Rule 218 ([Electronic Evidence Filing](#)).

Appellants may participate in either or both of the following ways: by submitting written comments or testimony to the hearing examiner prior to the commencement of the hearing; or by appearing in person, or through a representative, at the hearing. The hearing examiner may reasonably limit the extent of oral testimony or oral argument to facilitate the orderly and timely conduct of the hearing.

**Notice Information:**

Bulletin Notice:	August 19, 2024
Date Mailed:	August 19, 2024
Date Posted on Site:	August 19, 2024
Date Published in Newspaper of Record:	August 21, 2024
Date of Open Record Appeal Hearing:	September 24, 2024

**Contact:**

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