

**BEFORE THE HEARING EXAMINER for the  
CITY of MERCER ISLAND**

**ORDER DENYING RECONSIDERATION**

FILE NUMBER: APL25-004

APPELLANT: Robert Grossman  
5249 W Mercer Way  
Mercer Island, WA 98040  
reg232@gmail.com

RESPONDENT: City of Mercer Island  
Community Planning & Development Department  
C/o Eileen M. Keiffer  
Madrona Law Group, PLLC  
14205 SE 36<sup>th</sup> Street  
Suite 100, PMB 440  
Bellevue, WA 98006  
eileen@madronalaw.com

AND

C/o Bio F. Park, City Attorney  
9611 SE 36<sup>th</sup> Street  
Mercer Island, WA 98040  
bio.park@mercergov.org

APPLICANT: Seascope Homes, LLC  
C/O Michael Spence  
Helsell Fetterman, LLP  
800 Fifth Avenue, Suite 3200  
Seattle, WA 98104  
mspence@helsell.com

TYPE OF CASE: Appeal from Approval of Critical Area Review 2; Ref. file no. CAO24-32

**WHEREAS**, on July 3, 2025, the City of Mercer Island Hearing Examiner (“Examiner”) issued an Order Granting Motion to Dismiss in the above-entitled matter; and

**WHEREAS**, on July 8, 2025, Appellant Grossman filed a timely “Motion for Reconsideration, or in the Alternative, Clarification”; and

**WHEREAS**, MICC 3.40.110(B) provides in relevant part that “[t]he hearing examiner shall issue a decision on the request for reconsideration within 14 days of receiving a request for reconsideration, denying the request or correcting the decision as the examiner determines necessary.” On July 8, 2025, Respondent CP&D requested leave to submit a written response. On July 8, 2025, the Examiner informed Respondent CP&D and Applicant Seascope that responses would be accepted through 5:00 p.m. on July 16, 2025; and

**WHEREAS**, Respondent and Applicant each submitted Responses to the Motion prior to 5:00 p.m. on July 16, 2025; and

**WHEREAS**, after reading and considering the Motion for Reconsideration and the two Responses, the Examiner concludes that the Decision as issued on July 3, 2025, need not be changed in any regard.

**NOW, THEREFORE**, the Examiner **DENIES** the request for reconsideration and reaffirms the Decision as issued on July 3, 2025.

**ORDER** issued July 17, 2025.

*John E. Galt*

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John E. Galt  
Hearing Examiner

### **NOTICE OF RIGHT OF APPEAL**

The initial Decision, as affirmed by this Order Denying Reconsideration, is the final and conclusive action for the City. Any appeal must be filed within 21 days of the date of issuance of this Order. (See RCW 36.70C.020(2).)

The following statement is provided pursuant to RCW 36.70B.130: “Affected property owners may request a change in valuation for property tax purposes notwithstanding any program of revaluation.”