

CITY OF MERCER ISLAND

COMMUNITY PLANNING & DEVELOPMENT

9611 SE 36TH STREET | MERCER ISLAND, WA 98040

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CITY USE ONLY

PROJECT#	APPEAL#	FEE
CAO24-036	APL25-006	\$1760

Date Received: **December 1, 2025; 4:44 PM**

APPEAL

Received By: **City Clerk's Office**

SITE ADDRESS OF PROPERTY WHERE THE DECISION IS BEING APPEALED:

8636 N Mercer Way, Mercer Island, WA 98040

PROPERTY OWNER NAME: Melina Lin	ADDRESS: 8630 N Mercer Way, Mercer Island	PHONE: 206-355-9468 E-MAIL: melinalin48@gmail.com
APPELLANT NAME (if different from property owner): Melina Lin	ADDRESS:	PHONE: E-MAIL:
APPELLANT ATTORNEY INFORMATION (if applicable):	ADDRESS:	PHONE: E-MAIL:

What is the decision that you are appealing? Include any applicable project file number.

Appeal to a permit to correct un-permitted structures in the back yard of 8636 House.

The unpermitted existing structures and retaining wall are intruding into the property set back, and an utility easement

The City incorrectly interpreted an 2017 driveway relocate easement to take it as utilities under the old driveway had also moved so no easement under the old driveway location. It is not correct! The utility easement still remains unless they have been relocated. I have evidence the water line is still under the old driveway location.

Project number is #CAO24-036 Permit Type III; and #2401-034

What are your reasons for appealing this decision? (Attach additional pages if necessary)

(You must indicate specifically that there were substantial errors, the decision is unsupported by the facts presented, the decision is in conflict with the standards for review of the action or there were irregularities in the procedure. Attachments or supporting information may be included.)

The reason I appeal is - the location of the structure in the plan still intrudes into set back and easement.

I submitted an appeal on 11/3/2025 and the MI City asked me to withdraw the appeal on the same day. The reviewer revised the staff report on 11/17/2025 and re-issued the permit by incorrectly thinking I have no utility easement in the old driveway, without asking applicant to provide a proof that all utilities have also been relocated off the old driveway. I have proof by locate service that the water line was active under the old driveway.

With this, the old driveway easement is still valid and cannot be intruded. This purpose of prmt is to correct loction of unpermitted structure but it has not been achieved. This is a substantial error in the permit.

What is the outcome or changes in the decision that you are seeking? (Attach additional pages if necessary)

Ask Applicant to revise the plan:

1. Correct the Greenhouse Location - the first version plan shows it intrudes 2.5 ft to setback; but the current plan no intrusion. Need to ask Applicant why?

2. Remove the retaining wall that intrudes the easement (particularly the utility easement)

3. Correct survey plan - show the easement line for utility easement and show all the existing structures

Attachments - explanation and notes; Locate service for water line located inside 8636 Garden /old driveway; photos showing water line marks; revised Staff Report.

Signature: _____

Digitally signed by
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Date: 2025.11.01 11:21:14 -07'00'

Date: **12/1/2025 Re-appeal**