
COMMUNITY PLANNING & DEVELOPMENT

9611 SE 36TH STREET | MERCER ISLAND, WA 98040
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PUBLIC NOTICE OF DECISION

NOTICE IS HEREBY GIVEN that approval has been granted for the application described below:

File No.: CUP25-002 & SEP25-003

Permit Type: Type IV

Description of Request: A request for Conditional Use Permit with SEPA Review for installation of water meter data collection equipment. The proposed development is considered an Essential Public Facility pursuant to Mercer Island City Code 19.16.010.E. An Essential Public Facility requires a Conditional Use Permit in all zones (MICC 19.06.100(D)).

Applicant/Owner: Alaine Sommargren (City of Mercer Island) / City of Mercer Island

Location of Property: Located in the right of way adjacent to the intersection of SE 32nd St. and W Mercer Way, Mercer Island WA 98040

A SEPA Optional Determination of Nonsignificance (ODNS) was issued on July 1, 2024 after using the optional DNS process in WAC 197-11-355. The SEPA application is identified by City of Mercer Island project number SEP25-003.

Applicable Development Regulations: Pursuant to Mercer Island City Code (MICC) [19.15.030](#) Table D, applications for conditional use permits are required to be processed as Type IV land use reviews. Processing requirements for Type IV land use reviews are further detailed in MICC 19.15.030 Table D.

Other Associated Permits: Possible building permit.

Project Documents: <https://mieplan.mercergov.org/public/CUP25-002>

Decision: Approved subject to conditions.

Appeal Rights: *DISCLAIMER: This information is provided as a courtesy. It is the ultimate responsibility of the appellant to comply with all legal requirements for the filing of an appeal.*

Parties of record have the right to appeal certain permit and land use decisions. In some cases, other affected parties also have appeal rights. Depending on the type of decision, the appeal may be heard by a City Hearing Examiner, Commission, Board, or City Council, or outside the City to the State Shoreline Hearings Board, the State Growth Management

Hearings Board, or King County Superior Court. For a comprehensive list of actions and the applicable entity who will hear the appeal, see MICC 19.15.030 Table D.

If you desire to file an appeal of a decision that is appealable to the City, you must submit the appropriate form and file it with the City Clerk **within the time stated in the Notice of Decision**. Forms are available from Community Development and Planning. Upon receipt of a timely complete [appeal application](#) and [appeal fee](#), an appeal hearing will be scheduled. To reverse, modify or remand a decision, the appeal hearing body must find that there has been substantial error; the proceedings were materially affected by irregularities in procedure; the decision was unsupported by material and substantial evidence in view of the entire record; or the decision is in conflict with the City's applicable decision criteria.

Application	Date of Application:	March 4, 2025
Process	Determined to Be Complete:	March 12, 2025
Information:	Public Comment Period:	March 17, 2025 through 5:00 PM on April 16, 2025
	Date Notice of Decision Issued:	July 1, 2025
	Appeal Filing Deadline:	5:00 PM on July 15, 2025
Project Contact:	Tony Newton, Assistant Planner tony.newton@mercerisland.gov (206) 275-7715	