



July 25, 2024

City of Mercer Island
Attn: Paul West
9611 SE 36th St
Mercer Island, WA 98040
Via: Email

RE: **Luther Burbank Park Waterfront Improvements Project** SUB4 Review Letter; 2048
84th Ave SE, Mercer Island, WA 98040

Permit Nos. CAO22-018

Dear Paul West,

The City of Mercer Island Community Planning and Development Department has completed a review for compliance with the zoning code, Title 19 of the Mercer Island City Code (MICC) for the above Shoreline Substantial Development Permit, Shoreline Variance Permits, Shoreline Conditional Use Permit, Critical Areas Ordinance Review Type 2 Permit, and SEPA Threshold Determination applications. The following issues need to be addressed in your resubmission:

Geotech:

1. Repeat Comment from SUB3: From Michele Lorilla, City of Mercer Island Third-Party Geotechnical Peer Reviewer: "I reviewed the SUB3 package and my only outstanding comment is the same as before. The geotechnical engineer of record needs to provide a review letter of the planset and an updated statement of risk (SOR). The current package, although mentioning an updated SOR, provided the same one as before dated March 1, 2023"
 - A. Please provide a post-design memorandum prepared by a qualified professional confirming that the proposed improvements comply with the design recommendations in the geotechnical report.
 - B. Please provide a statement of risk matching one of the statements in MICC 19.07.160(B)(3)(a) – (d).

The City's processing of the Critical Areas Ordinance Review Type 2 Permit application has been put on hold until these issues are resolved. Pursuant to MICC 19.15.110, all requested

information must be submitted within 60 days or a request for extension requested. The deadline for a complete response or request for extension is September 22, 2024. If a complete response is not received or an extension response has been received prior to that date, the application will expire and be canceled for inactivity. No additional notification regarding this deadline or expiration of the application will be provided.

Please note that the Hearing Examiner will provide a recommendation to Ecology for decisions on Shoreline Conditional Use Permits and Shoreline Variance Permits. The Hearing Examiner has the authority to deny the application or recommend approval to Ecology.

Sincerely,

A handwritten signature in black ink that reads "Molly McGuire". The signature is written in a cursive, flowing style.

Molly McGuire, Senior Planner
City of Mercer Island Community Planning and Development
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(206) 275-7712