



## **PLANNING COMMISSION MEETING MINUTES JULY 23, 2014**

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### **CALL TO ORDER:**

Chair Friedman called the meeting to order at 7:02 PM in the Council Chambers at 9611 SE 36th Street, Mercer Island, Washington.

### **ROLL CALL:**

Chair Jon Friedman, Vice-Chair Richard Weinman, and Commissioners Bryan Cairns, David McCann, Craig Olson, and Suzanne Skone were present. Commissioner Steve Marshall was not in attendance. City staff was represented by Christina Schuck, Assistant City Attorney; Scott Greenberg, Development Services Director; and Travis Saunders, Planner.

### **MINUTES:**

Vice Chair Weinman moved to approve the minutes from the July 16, 2014 meeting. Commissioner Cairns seconded the motion. The Commission unanimously approved the minutes.

### **APPEARANCES:**

None

### **REGULAR BUSINESS:**

#### **Agenda Item #1 – Open Record Appeal Hearing (APL14-002)**

Open record hearing regarding an appeal of a preliminary short plat approval (SUB13-008), located at 7254/7260 North Mercer Way.

Chair Friedman opened the public hearing at 7:04 PM and discussed time limits with the Appellant and the Applicant.

At 7:07 PM, Chair Friedman swore in all parties wishing to testify during the course of the hearing.

Christina Schuck, Assistant City Attorney, asked the Commissioners if they had any potential appearance of fairness or conflict of interest issues. All Commissioners responded no.

Travis Saunders, Planner, provided a staff presentation and answered questions from the Planning Commission.

Daniel Thompson, Appellant, 7265 North Mercer Way, Mercer Island WA, 98040, provided testimony.

Mario Bianchi, Lasher, Holzapfel, Sperry and Ebberson, 601 Union Street, Suite 2600, Seattle, WA 98101, representing the Applicant, provided testimony.

Daniel Thompson, Appellant, of 7265 North Mercer Way, Mercer Island WA, 98040, provided rebuttal.

Mario Bianchi, Lasher, Holzapfel, Sperry and Ebberson, 601 Union Street, Suite 2600, Seattle, WA 98101, representing the Applicant, provided rebuttal.

Christina Schuck, Assistant City Attorney, responded to legal assertions by the Appellant.

Chair Friedman opened public testimony at 8:25 PM.

Emily Thompson of 7265 North Mercer Way, Mercer Island, WA 98040 provided testimony.

Ted Misselwitz of 7250 North Mercer Way, Mercer Island, WA 98040 provided testimony.

Leif Anderson, Anderson Architecture, 20822 Damson Road, Lynnwood, WA 98036, representing the Applicant, provided testimony.

Eileen Forester, True North Land Surveying, 815 Weller Street, Seattle, WA 98104, representing the Applicant, provided testimony.

The Commission asked questions of staff, the Appellant, and the Applicant.

Chair Friedman closed the record at 9:32 PM.

The Commission discussed the appeal.

Vice-Chair Weinman provided the following motion: The Planning Commission adopts the Findings of Fact and Conclusions of Exhibit 1 for the preliminary short plat approval identified by project number SUB13-008, confirming City staff's approval, without modification.

Commissioner Olson seconded the motion.

The Commission discussed the motion.

The motion passed 5-1, with Commissioner McCann apposed.

#### **STAFF COMMENTS:**

The City Council approved the 2014 Planning Commission Work Program.

#### **ANNOUNCEMENTS AND COMMUNICATIONS:**

The Commission discussed addressing the City Council to direct staff to develop a revision to the definition of "Tract" in MICC 19.16.010.

Vice Chair Weinman provided the following motion: Request the City Council to direct staff to narrow the definition of tract in short plats as it relates to vehicular access.

The motion was seconded by Commissioner Olson.

The Commission discussed the motion.

Chair Friedman moved to amend the motion to read: Request the City Council to direct staff

to restrict the definition of tract in short plats as it relates to vehicular access.

Commissioner Cairns seconded the amended motion.

The amended motion passed unanimously.

Commissioner Cairns provided a brief report regarding the July 21, 2014 City Council meeting.

**NEXT MEETING:**

There next regularly scheduled meeting is August 6, 2014.

**PLANNED ABSENCES FOR FUTURE MEETINGS:**

Commissioner McCann will not be at the August 6<sup>th</sup> meeting.

**ADJOURNMENT:**

The Planning Commission meeting was adjourned at 10:23 PM.

Respectfully submitted by Travis Saunders, Planner