

REVISED

**DEVELOPMENT REVIEW COMMISSION
AUGUST 11, 2009**

Harry E. Mitchell Government Center
Tempe City Hall - City Council Chambers
31 E. 5th Street, Tempe, AZ 85281
6:00 PM (5:30 Study Session)

1. **CONSIDERATION OF MEETING MINUTES: 7/28/09**

APPROVED

2. Appeal of the July 7, 2009 Hearing Officer's decision to deny the request for the **SMITHERAN RESIDENCE (PL090189)** (Eric Stadmiller, applicant, John Smitheran, property owner,) located at 335 East Loma Vista Drive, in the R1-6, Single Family Residential District. The request includes the following:

UPA09002 (ZUP09091) - Use Permit to park in the front yard setback.

STAFF REPORT: [DRCr_SmitheranResAppeal_081109.pdf](#)

APPEAL WITHDRAWN BY APPLICANT

3. Request for **2150 SOUTHERN CAMPUS MASTERPLAN (PL080282)** (Thomas Sawner, Educational Options, property owner; William Sawner, applicant) for a Use Permit to allow a charter K-8 school as part of a mixed-use campus consisting of a charter high school, on-line private school, preschool, commercial and educational offices and limited retail and residential uses. The phased development will eventually consist of approximately 191,564 s.f., on 8.78 net acres, located at 2150 E. Southern Avenue in the MU-2, Mixed Use District. The request includes the following:

ZUP09100 – A Use Permit to allow a charter K-8 school.

STAFF REPORT: [DRCr_2150SouthernCampus_081109.pdf](#)

APPROVED ON CONSENT

4. Request for **DOS GRINGOS (PL090094)** (Mario Sanchez, Tempe Mill LLC., owner; Lesley Call, Sixty First Place Architects, applicant) for an outdoor bar/restaurant space. The 0.35 acre site is located at 703 South Mill Avenue within the CC, City Center District. The request includes the following:

DPR09102 – Development Plan Review including site plan, building elevations and landscape plan.

ZUP09086 – Use Permit for Live Entertainment

ZUP09088 – Use Permit for Series 6 Bar

STAFF REPORT: [DRCr_DOSGRINGOS_081109.pdf](#)

CONTINUED TO THE AUGUST 25, 2009 HEARING

5. Request for **BABA'S ACRES (PL090181)** (Donald R. Liem/Barbara K. Liem, property owners; Dennis H. Brady, Brady-Aulerich Associates, applicant) consisting of 2.01327 net acres located at 12623 South 71st Street in the AG, Agricultural District. The request includes the following:

SBD09012 – A preliminary subdivision plat dividing one (1) lot into two (2) lots on 2.01 acres.

STAFF REPORT: [DRCr BABAS Acres 081109.pdf](#)

RECOMMENDED APPROVAL ON CONSENT

6. Request for **ZONING AND DEVELOPMENT CODE AMENDMENTS (PL090008)** (City of Tempe Development Services Dept., applicant) consisting of changes within the Code for process improvements, clarifications and responses to changing uses and trends for Commercial Abatements; APAC Committee repeal; Hearing Officer duties; revised regulations on Accessory Buildings; Guest Quarters in the AG District; Small Animals; Card Rooms; Recycling Centers; Commercial/Restaurant uses in Industrial Districts; Outdoor Retailing; Service Entrance and Exits; Outdoor Dining Parking; Development Plan Review Criteria and Time Limitations; Use Permit and Variance Time Limitations; Notice of Appeals; Extension Requests; Revocations; and definitions for Card Room, Columbarium, Donation Bins, Livestock, Poultry, Recycling Centers, Reverse Vending Machines, Small Animal and Smoking Establishment. The request includes the following:

ZOA09001 (Ordinance No. 2009.15) – Code Text Amendment for the Zoning and Development Code within Sections 1-201, 1-304, 1-305, 1-306, 3-102, 3-202, 3-302, 3-401, 3-404, 3-411, 3-417, 3-418, 3-503, 4-406, 4-603, 6-306, 6-308, 6-309, 6-310, 6-802, 6-901, 6-902, 7-104, 7-105, 7-113, 7-117, 7-119, 7-120, and 7-121.

STAFF REPORT: [DRCr CodeTextAmendments 081109.pdf](#)

CONTINUED TO THE AUGUST 25, 2009 HEARING

7. **ANNOUNCEMENTS - NONE**

<p>For further information on the above agenda items, contact Development Services, Planning Division (480) 350-8331. Cases may not be heard in the order listed. The City of Tempe endeavors to make all public meetings accessible to persons with disabilities. With 48 hours advance notice, special assistance is available at public meetings for sight and/or hearing-impaired persons. Please call 350-8331 (voice) or 350-8400 (TDD) to request an accommodation to participate in a public meeting.</p>
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