

Hearing Officer  
**MARCH 3, 2009**

~~Harry E. Mitchell Government Center  
Tempe City Hall – City Council Chambers  
31 E. 5<sup>th</sup> Street, Tempe, AZ 85281~~

**MEETING LOCATION CHANGED TO:**

Police Auditorium (Enter through Bradshaw Plaza)  
120 E. 5<sup>th</sup> Street, Tempe, AZ 85281  
1:30 PM

1. **CONSIDERATION OF MEETING MINUTES: February 17, 2009**
2. Hold a public hearing for a request by **THE LIBRARY BAR AND GRILL (PL090046)** (Jake Guzman, applicant; Hit the Bricks, property owner) located at 501 South Mill Avenue, Suite 101, in the CC, City Center District for:  
  
ZUP09032 Use permit to allow live entertainment.  
  
STAFF REPORT: [HOr\\_LibraryBarGrill\\_030309.pdf](#)  
**APPROVED, WITH ADDED CONDITION**
3. Hold a public hearing for a request by the **CALIENDO RESIDENCE (PL090053)** (Tim Nickels/Restoration Plus, applicant; Frank Caliendo, property owner) located at 1101 East Warner Road, Estate 145, in the R1-15, Single Family Residential District for:  
  
ZUP09031 Use permit to allow a second story addition.  
**REQUEST WITHDRAWN BY APPLICANT**
4. Hold a public hearing for a request by the **JOHNSON RESIDENCE (PL090055)** (Kenneth & Terri Johnson, applicants/property owners) located at 2136 East Carson Drive in the R1-6, Single Family Residential District for:  
  
VAR09001 Variance to reduce the west side yard setback from five (5) feet to three (3) feet.  
  
STAFF REPORT: [HOr\\_JohnsonRes\\_030309.pdf](#)  
**APPROVED**
5. Hold a public hearing for a request by **WALMART - TEMPE MARKETSIDE (PL090062)** (Dan Sheehan/Kimley-Horn & Associates Inc., applicant; Mancebo LLC, property owner) located at 910 East Elliot Road in the PCC-1, Planned Commercial Center Neighborhood District for:  
  
ZUP09030 Use permit to allow outdoor retailing consisting of BBQ/grill area.  
**CASE CONTINUED BY DEVELOPMENT SERVICES DEPARTMENT**

**ABATEMENT CASES**

6. Hold a public hearing for a request by the City of Tempe – Neighborhood Enhancement Department to abate public nuisance items in violation of the Tempe City Code for the **HAZELTON PROPERTY (PL090056/ABT09001)** (Patrick Hazelton, property owner) Complaint CE085921 located at 1219 South Maple Avenue in the R-2, Multi-Family Residential District.

STAFF REPORT: [HOr\\_HazeltonPropAbate\\_030309.pdf](#)

**APPROVED**

7. Hold a public hearing for a request by the City of Tempe – Neighborhood Enhancement Department to abate public nuisance items in violation of the Tempe City Code for the **WESTLUND PROPERTY (PL090058/ABT09002)** (Phil Westlund, property owner) Complaint CE086421 located at 105 South Hardy Drive in the R-3, Multi-Family Residential Limited District.

STAFF REPORT: [HOr\\_WestlundPropAbate\\_030309.pdf](#)

**APPROVED**

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.
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E-Mailed Thursday, 12 February 2009, 8:30 AM

Advertised Monday, 16 February 2009

Modified Tuesday, 24 February 2009, 11 AM – Change in Meeting Location