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**Hearing Officer  
APRIL 7, 2009**

Harry E. Mitchell Government Center  
Tempe City Hall - City Council Chambers  
31 E. 5<sup>th</sup> Street, Tempe, AZ 85281  
1:30 PM

1. **CONSIDERATION OF MEETING MINUTES: March 17, 2009**
2. Hold a public hearing for a request by **TEMPE FARMERS MARKET (PL080462)** (Daryle Brett Dutton, applicant; Javan LLC, property owner) located at 805 South Farmer Avenue in the GID, General Industrial District for:  
  
    **ZUP09047** Use permit for outdoor retailing in conjunction with an indoor farmers market.  
**APPROVED**
3. Hold a public hearing for a request by the **LOPERCIO RESIDENCE (PL090084)** (Michael Lopercio, applicant/property owner) located at 1605 East Citation Lane in the AG, Agricultural District for:  
  
    **ZUP09046** Use permit to allow an accessory building (garage).  
**APPROVED**
4. Hold a public hearing for a request by the **THOMPSON PROPERTY (PL090085)** (Robert Thompson, applicant/property owner) located at 1623 East Del Rio Drive in the R1-6, Single Family Residential District for:  
  
    **ZUP09045** Use permit to allow required parking in the front yard setback.  
**APPROVED, WITH ADDED CONDITIONS**
5. Hold a public hearing for a request by the **SLEEPY DOG BREWERY (PL090092)** (Scott Rasmussen/Synectic Design Inc., applicant; University and Perry LLC, property owner) located at 1920 East University Drive, Suite No. 104 in the GID, General Industrial District for:  
  
    **ZUP09044** Use permit to allow a restaurant and brewery.  
**APPROVED**
6. Hold a public hearing for a request by the **ARROWSMITH RESIDENCE (PL090097)** (Jeff Ericson/Woolsey Studio Inc., applicant; Ramon Arrowsmith, property owner) located at 140 East Del Rio Drive in the R1-6, Single Family Residential District for:  
  
    **ZUP09048** Use permit to allow the intensification of an existing accessory building from garage to garage/studio office.  
**APPROVED**

7. Hold a public hearing for a request by **COUNTRYSIDE SHOPPING CENTER - SIGN OF THE WHALE (PL090098)** (Gregory Arrington/ABM Development Services, applicant; JDS Countryside LLC, property owner) located at 1706 East Warner Road, Suite No. 3 in the PCC-1, Planned Commercial Center Neighborhood District for:

**ZUP09049** Use permit to allow live entertainment.

**APPLICANT CONTINUED UNTIL MAY 5, 2009 AGENDA**

8. Hold a public hearing for a request by **EMERALD CENTER - PHASE VENUE/NIGHTCLUB (PL090106)** (Jon Harris, applicant; DAR 2 LLC, property owner) located at 8475 South Emerald Drive in the RCC, Regional Commercial Center District for:

**ZUP09050** Use permit to allow a concert venue including outdoor entertainment.

**CONTINUED TO APRIL 21, 2009 HEARING OFFICER**

#### ABATEMENT CASES

9. 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 **GRIFFITHS RESIDENCE (PL090091/ABT09004)** (Megan Griffiths, property owner) Complaint 087661 located at 422 East Fordham Drive in the R1-6, Single Family Residential District.

**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.

E-Mailed Wednesday, 18 March 2009, 2:30 PM

Advertised Monday, 23 March 2009

Modified Wednesday, 01 April 2009, 11 AM – continued Phase Venue/Nightclub case – agenda item #8