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**Hearing Officer**  
**DECEMBER 21, 2010**

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:** December 7, 2010
2. Hold a public hearing for a request by the **BOYETT RESIDENCE (PL100332)** (Katrina Boyett, applicant/property owner) located at 8526 South Newberry Lane in the AG, Agricultural District for:

**ZUP10148** Use permit standard to reduce the required side yard setback by twenty percent (20%) from 20 ft. to 16 ft. to allow an additional 35 ft. extension to the previous garage addition approval.

STAFF REPORT: [HOr\\_BoyettRes\\_122110.pdf](#)

**APPROVED**

3. Hold a public hearing for a request by **MCCLINTOCK FOUNTAINS - SOUTH TEMPE FARMERS MARKET (PL100387)** (Merissa Ramios-Vazquez/Market Consultants LLC; West Valley Properties, property owner) located at 1840 East Warner Road in the PCC-1, Planned Commercial Center Neighborhood District for:

**ZUP10149** Use permit to allow outdoor retailing (farmers market).

STAFF REPORT: [HOr\\_STempeFarmersMrkt\\_122110.pdf](#)

**APPROVED**

4. Hold a public hearing for a request by **FLANNYS BAR AND GRILL (PL100104)** (John Flanagan, applicant; Pollack Royal Palm Plaza LLC, property owner) located at 1805 East Elliot Road, Suite Nos. 104 -105, in the PCC-1, Planned Commercial Center Neighborhood District for:

**ZUP10152** Use permit to allow live indoor entertainment (live bands, small combos & comedy acts).

STAFF REPORT: [HOr\\_FlannysBarGrill\\_122110.pdf](#)

**APPROVED WITH ADDED CONDITION**

**ABATEMENT CASES**

5. Hold a public hearing for a request by the City of Tempe – Code Compliance Section to abate public nuisance items in violation of the Tempe City Code for the **FLAGSTAR BANK, FSB PROPERTY (PL100385/ABT10037/CE103783)** (Jack Scofield, Inspector; Flagstar Bank, FSB, property owner) located at 2014 East Rice Drive in the R1-6, Single Family Residential District.

STAFF REPORT: [HOr\\_FlagstarBkAbate\\_122110.pdf](#)

**APPROVED FOR AN OPEN PERIOD OF 180 DAYS**

6. Hold a public hearing for a request by the City of Tempe – Code Compliance Section to abate public nuisance items in violation of the Tempe City Code for the **GARCIA PROPERTY (PL100386/ABT10038/CE103600)** (Jack Scofield, Inspector; Garcia Rosalba, property owner) located at 1112 East Fremont Drive in the R1-6, Single Family Residential District.

**WITHDRAWN BY CODE COMPLIANCE**

7. Hold a public hearing for a request by the City of Tempe – Code Compliance Section to abate public nuisance items in violation of the Tempe City Code for the **BURKE RESIDENCE (PL100394/ABT10039/CE104082)** (Shawn Daffara, Inspector; John, Helen & Donna Burke, property owners) located at 1134 West Second Street in the R1-6, Single Family Residential District.

**STAFF REPORT:** [HOr BurkeResAbate 122110.pdf](#)

**APPROVED FOR AN OPEN PERIOD OF 180 DAYS**

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 Thursday, 02 December 2010, 1 PM ; Advertised Monday, 06 December 2010; Modified Dec 15-Garcia Abate withdrawn