
Hearing Officer
DECEMBER 15, 2009

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

1. **CONSIDERATION OF MEETING MINUTES: December 1, 2009**

2. Hold a public hearing for a request for reconsideration of Condition of Approval No. 6 by the **BRINKERHOFF RESIDENCE (PL090407)** (Lawrence Roos, applicant; Timothy Brinkerhoff, property owner) located at 502 East Watson Drive in the R1-6, Single Family Residential District which reads:

"The carport enclosure shall ~~be compatible with~~ match the main residence in color, form, texture and material."

MODIFIED BY HEARING OFFICER AT NOVEMBER 17, 2009 HEARING

APPROVED

3. Hold a public hearing for a request by **ALLSTATE SELF STORAGE – A. T. & T. WIRELESS – X141-B (PL090200)** (Melissa Parker/Bechtel Corporation, applicant; Levine Investments, property owner) located at 1019 East Broadway Road in the PCC-1, Planned Commercial Center Neighborhood District for:

ZUP09154 Use permit to allow a sixty foot (60') monopole (monopalm).

APPROVED

4. Hold a public hearing for a request by **CLEARWIRE – AZ – PHX129B – ATC MARCOS DE NIZA (PL090285)** (Rulon Anderson/Clearwire, applicant; Tempe Unified School District #213, property owner) located at 6000 South Lakeshore Drive in the R1-6, Single Family Residential District for:

ZUP09161 Use permit to allow the addition of one (1) antenna array and increase the height of an existing monopole from sixty-five feet (65') to seventy-five feet (75').

WITHDRAWN BY APPLICANT

5. Hold a public hearing for a request by **FRY'S COMPLEX – CLEARWIRE – AZ – PHX0512 (PL090326)** (Rulon Anderson/Clearwire, applicant; WRI Retail Pool, LP, property owner) located at 1855 East Guadalupe Road in the PCC-1, Planned Commercial Center Neighborhood District for:

ZUP09157 Use permit to allow a seventy-two foot (72') monopole (monopalm).

CONTINUED TO JANUARY 19, 2010 HEARING OFFICER HEARING

6. Hold a public hearing for a request by **CLEARWIRE – AZ- PHX5618 (PL090336)** (Rulon Anderson/Clearwire, applicant; Thomas & Jane Frankel, property owner) located at 9020 South McClintock Drive in the CSS, Commercial Shopping and Services District for:

ZUP09162 Use permit to allow a sixty-five foot (65') monopole (monopalm).

APPROVED

7. Hold a public hearing for a request by **KALIL BOTTLING – CLEARWIRE – AZ PHX0516D (PL090353)** (Rulon Anderson/Clearwire, applicant; Kalil Bottling Company, property owner) located at 2927 South Hardy Drive in the GID, General Industrial District for:

ZUP09158 Use permit to allow a eighty-one foot (81') monopole with one (1) antenna array.

APPROVED

8. Hold a public hearing for a request by **VERIZON WIRELESS – PHO POLERIO (PL090355)** (Carole Parks/Reliant Land Services Inc., applicant; Lakeshore Group LLC, property owner) located at 4801 South Lakeshore Drive in the PCC-2, Planned Commercial Center General District for:

ZUP09160 Use permit to allow a sixty-five foot (65') monopole (monopine).

APPROVED

9. Hold a public hearing for a request by **COMPADRE HIGH SCHOOL – CLEARWIRE – AZ-PHX0613C (PL090376)** (Rulon Anderson/Clearwire, applicant; Tempe Union School District, property owner) located at 510 West Guadalupe Road in the AG, Agricultural District for:

ZUP09156 Use permit to allow a sixty-five foot (65') monopole (light pole).

CONTINUED TO JANUARY 19, 2010 HEARING OFFICER HEARING

10. Hold a public hearing for a request by the **WEILER RESIDENCE (PL090382)** (Robert Weiler, applicant/property owner) located at 1929 East Apollo Avenue in the R1-7, Single Family Residential District for:

ZUP09145 Use permit to allow a recreational vehicle to be parked in the front yard setback.

CONTINUED FROM NOVEMBER 17, 2009 HEARING OFFICER

DENIED

11. Hold a public hearing for a request by **CORONA DEL SOL HIGH SCHOOL – CLEARWIRE – AZ-PHX5545C (PL090389)** (Rulon Anderson/Clearwire, applicant; Tempe Unified School District #213, property owner) located at 1001 East Knox Road in the AG, Agricultural District for:

ZUP09159 Use permit to allow a seventy-six foot (76') monopole (light pole).

CONTINUED TO JANUARY 19, 2010 HEARING OFFICER HEARING

12. Hold a public hearing for a request by **WAGGONER ELEMENTARY – CLEARWIRE – AZ-PHX0704 (PL090396)** (Rulon Anderson/Clearwire, applicant; Kyrene School District #28, property owner) located at 1062 East Carver Road in the AG, Agricultural District for:

ZUP09155 Use permit to allow a sixty-five foot (65') monopole (light pole).

CONTINUED TO JANUARY 19, 2010 HEARING OFFICER HEARING

13. Hold a public hearing for a request by **THE FIREHOUSE – LONG WONG'S (PL090404)** (Avi Sadote, applicant/property owner) located at 1639 East Apache Boulevard in the CSS, Commercial Shopping & Services and TOD, Transportation Overlay Districts for:

ZUP09142 Use permit to allow indoor ~~and outdoor~~ live entertainment including live bands, D.J.'s, comedy acts and karaoke.

MODIFIED BY APPLICANT

CONTINUED FROM DECEMBER 1, 2009 HEARING OFFICER

APPROVED WITH MODIFIED CONDITION

14. Hold a public hearing for a request by **MOUNT CARMEL RECTORY - CLEARWIRE - AZ-PHX150D (PL090426)** (Rulon Anderson/Clearwire, applicant; Our Lady of Mt. Carmel Catholic Parish, property owner) located at 2115 South Rural Road in the R1-6, Single Family Residential District for:

ZUP09163 Use permit to allow a seventy-three foot (73') monopole (monopine).
CONTINUED TO JANUARY 19, 2010 HEARING OFFICER HEARING

15. Hold a public hearing for a request by **VALLEY WEST SHOPPING PLAZA - CLEARWIRE - AZ-PHX0501C (PL090432)** (Rulon Anderson/Clearwire, applicant; Pollack Investments, property owner) located at 1811 North Scottsdale Road in the CSS, Commercial Shopping and Services District for:

ZUP09165 Use permit to allow a ~~sixty three foot (63)~~ **sixty foot (60')** monopole (~~monopine~~) (**monopalm**).
CORRECTED BY DEVELOPMENT SERVICES DEPARTMENT
CONTINUED TO JANUARY 19, 2010 HEARING OFFICER HEARING

16. Hold a public hearing for a request by **WATER AND ICE (PL090434)** (Volker Eckert, applicant; Seven BL LLC, property owner) located at 5082 South Price Road, Suite No. 101, in the PCC-1, Planned Commercial Center Neighborhood District for:

ZUP09153 Use permit to allow vehicle rentals (U-Haul rentals).
CONTINUED TO JANUARY 5, 2010 HEARING OFFICER HEARING

17. Hold a public hearing for a request by the **KLETT RESIDENCE (PL090445)** (Steve Klett, applicant/property owner) located at 8424 South Stanley Place in the AG, Agricultural District for:

ZUP09166 Use permit to allow a second story addition.

APPROVED

18. Hold a public hearing for a request by **RIO SALADO CENTER - HOOKAHMANIA (PL090448)** (Thomas George, applicant; Rio Salado Center LLC, property owner) located at 1290 North Scottsdale Road, Suite Nos. 111 & 112 in the PCC-1, Planned Commercial Center Neighborhood District for:

ZUP09164 Use permit to allow a hookah lounge.

CONTINUED TO JANUARY 5, 2010 HEARING OFFICER MEETING

19. Hold a public hearing for a request by the **GERSTEN RESIDENCE (PL090452)** (David Gersten, applicant/property owner) located at 227 East Taylor Street in the R1-6, Single Family Residential District for:

ZUP09167 Use permit to allow parking in the front yard setback.

APPROVED

ABATEMENT CASES

20. 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 **WEIR PROPERTY (PL090427/ABT09037)** (Dolores Weir, property owner) Complaint CE093893 located at 825 West Manhattan Drive in the R1-6, Single Family Residential District.

WITHDRAWN BY CITY OF TEMPE - NEIGHBORHOOD ENHANCEMENT DEPARTMENT

21. 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 **ORRAS RESIDENCE (PL090428/ABT09038)** (Jamie Orras, property owner) Complaint CE087014 located at 26 West Erie Drive in the R1-6, Single Family Residential District.

CONTINUED TO JANUARY 19, 2010 HEARING OFFICER MEETING

22. 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 **TILLEY PROPERTY (PL090429/ABT09039)** (Felix Tilley Jr., property owner) Complaint CE095001 located at 23 West Fairmont Drive in the R1-6, Single Family Residential District.

APPROVED FOR 180 DAY OPEN ABATEMENT

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 Tuesday, 24 November 2009, 3:30 PM

Advertised Monday, 30 November 2009

Weir Property Abatement, Agenda Item No. 20, Withdrawn by Neighborhood Enhancement, 12/01/09; 5 PM

Agenda modified to indicate additional withdrawn and continued cases, 12/08/09, 12 Noon.

Agenda modified to indicate additional continued Clearwire cases, 12/14/09, 11 AM.