



**MARKED**

**NOTICE AND AGENDA**  
**SCOTTSDALE PLANNING COMMISSION**  
**KIVA - CITY HALL**  
**3939 N. DRINKWATER BOULEVARD**  
**TUESDAY JANUARY 27, 2009**  
**5:00 P.M.**

**\*\*AMENDED**

- \*Added Item #10 to Regular Agenda
- \*\* Added Item #11 to Regular Agenda
- \*\* Moved 9-AB-2004#2 from Expedited Agenda to Continuance

**ROLL CALL – 5:02 p.m.**

**COMMISSIONER SCHWARTZ AND COMMISSIONER SCHMITT ABSENT**

**MINUTES REVIEW AND APPROVAL**

1. January 14, 2009 Regular Meeting Minutes including Study Session.

**ITEM 1: APPROVED 5-0 AS AMENDED; MOTION BY STEINKE, 2<sup>ND</sup> BY HESS**

**WITHDRAWALS**

2. [4-GP-2008 \(Charles Miller Square\)](#) Request by owner for a non-major General Plan Amendment from the Office Residential, Type 2 land use description to the Office Commercial, Type 2 land use description on a +/- 29,240 square-foot site located at 6838, 6950, 6956 and 6990 E. 1st Street. Staff contact person is Brad Carr, AICP, 480-312-7713. **Applicant contact person is Richard Funke, 480-994-4100.** Applicant requests the case be withdrawn.

**CONTINUANCE**

3. [9-AB-2004#2 \(Summit Vistas\)](#) Request by owner to abandon the alignment of E. Loving Tree Lane located west of N. 110th Street to the existing cul-de-sac with Single-Family Residential District, Environmentally Sensitive Lands (R1-43 ESL) zoning. Staff contact person is Jesus Murillo, 480-312-7849. **Applicant contact person is Robert Hartsock, 480-488-2555.** **Applicant is requesting a continuance to a date to be determined.**

**ITEM 3: APPROVED 5-0; MOTION BY STEINKE, 2<sup>ND</sup> BY D'ANDREA**

**EXPEDITED AGENDA**

4. [12-ZN-2008 \(Charles Miller Square\)](#) ) Request by applicant to rezone from Multiple-Family Residential District/Downtown Overlay (R-5/DO) to Downtown/Office Commercial Type-2/Downtown Overlay (D/OC-2/DO) on a +/- 29,240 square-foot site located at 6938, 6950, 6956 and 6990 E. 1st Street. Staff contact person is Brad Carr, AICP, 480-312-7713. **Applicant contact person is Richard Funke, 480-994-4100.**

**ITEM 4: APPROVED 3-2; MOTION BY O'NEILL, 2ND BY HESS**

5. [11-AB-2008 \(Hawk Nest Estates Abandonment\)](#) Request by applicant to abandon the northern 15 feet of the existing 40-foot right-of-way at 8604 E. Hawk Nest Road with Single-Family Residential District, Environmentally Sensitive Lands Ordinance (R1-35 ESL) zoning. Staff contact person is Jesus Murillo, 480-312-7849. **Applicant contact person is Tom Eldridge, 480-208-7890.**
6. [27-UP-2008 \(NSA8 \(Sunstate\)\)](#) Request by applicant for a Conditional Use Permit for an off-airport heliport on a 1.3 +/- acre parcel located at 7975 E. McClain Drive with Industrial Park District (I-1) zoning. Staff contact person is Bryan Cluff, 480-312-2258. **Applicant contact person is Mike Fessenden, 480-208-9035.**
7. [28-UP-2008 \(Sandbar Mexican Grill\)](#) Request by applicant for an amendment to an existing Conditional Use Permit for a bar expansion on a 4.3 +/- acre parcel site located at 10050 N. Scottsdale Road, Suite 127 with Central Business District (C-2) zoning. Staff contact person is Bryan Cluff, 480-312-2258. **Applicant contact person is Joe Goforth, 480-385-2753.**

**ITEMS 5-7: APPROVED 5-0 WITH AMENDED STIPULATIONS; MOTION BY STEINKE, 2ND BY D'ANDREA**

**REGULAR AGENDA**

8. [17-AB-2008 \(Palmeraie\)](#) Request by owner to abandon fifteen (15) feet of right-of-way along the south half of E. Indian Bend Road generally located at the southwest corner of N. Scottsdale Road and E. Indian Bend Road with Resort District (R4-R) zoning. Staff contact person is Don Hadder, 480-312-2352. **Applicant contact person is Michelle Santoro, 602-230-0600.**
9. [13-ZN-2008 \(Palmeraie\)](#) request by applicant to rezone from Resort/Townhouse Residential District (R-4R) to Planned Regional Center (PRC) zoning on a 20 +/- acre site located at 6990 N. Scottsdale Road. Staff contact person is Don Hadder, 480-312-2352. **Applicant contact person is Michelle Santoro, 602-230-0600.**
10. [13-TA-2008 \(PRC Zoning Ordinance Text Amendment\)](#) request by private property owner for a text amendment to the Zoning Ordinance (Ordinance No. 455) to amend Article V. District Regulations. Sec.5.2604. Property development standards., Planned Regional Center District (P.R.C.) to reduce the required gross land area for the P.R.C. district from twenty-five (25) to twenty (20) acres. Staff contact person is Don Hadder, 480-312-2352. **Applicant contact person is Michael Rumpeltn, 480-889-2000.**

**ITEMS 8-10: CONTINUED TO 2/11/2009; APPROVED 5-0; MOTION BY STEINKE, 2ND BY D'ANDREA**

11. Discussion and possible action regarding how the Planning Commission will present its previously decided recommendation on the Solis/Waterview cases (9-ZN-2007, 8-AB-2007 and 12-AB-2008) to the City Council at the upcoming City Council meeting regarding the Solis/Waterview cases.

**APPOVAL TO HAVE CHAIRMAN DAVID BARNETT SPEAK ON BEHALF OF THE PLANNING COMMISSION; MOTION BY O'NEILL, 2ND BY STEINKE**

**ADJOURNMENT – 7:00 p.m.**

**Planning Commission Consists of:**

David Barnett, Chairman  
Kevin O'Neill  
Steven Steinke  
Michael D'Andrea

Eric Hess, Vice Chairman  
Jeffrey Schwartz  
Michael Schmitt

For additional information click on the link to 'Projects in the Public Hearing Process' at: <http://www.ScottsdaleAZ.gov/projects>.



Persons with a disability may request a reasonable accommodation by contacting Brandon Lebovitz at 480-312-4213. Requests should be made 24 hours in advance, or as early as possible, to allow time to arrange the accommodation. For TTY users, the Arizona Relay Service (1-800-367-8939) may contact Brandon Lebovitz at 480-312-4213.