PLANNING COMMISSION REPORT



MEETING DATE: June 11, 2008 ITEM NO	·	GOAL: Coordinate Planning to Balance Infrastructure
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SUBJECT

Indian River Plaza

5-ZN-2008

REQUEST

Request to consider the following:

1. Approval to rezone an approximate 8.6-acre parcel (Indian River Plaza) from Neighborhood Commercial District (C-1) to Central Business District (C-2) located on the southwest corner of East Thomas Road and North Hayden Road.

Key Items for Consideration:

• The request is consistent with the General Plan's land use designation.

Related Policies, References:

17-UP-2008 and 18-UP-2008

OWNER

Indian River Plaza, LLC

480-368-0111

APPLICANT CONTACT

Perry Bolster 480-990-1114

LOCATION

2820 North Hayden Road



Zoning.

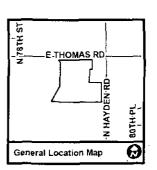
The Indian River Plaza retail center is currently zoned Neighborhood Commercial District (C-1) that allows retail, service, office and restaurant uses. The proposed Central Business District (C-2) zoning district allows for a variety of commercial use that include: bars, retail, office and service uses.

General Plan.

The General Plan Land Use Element designates the property as Commercial. This category includes uses that provide a variety of goods and services to serve the community and regional needs, and may include residential and office uses.

Context.

Located south and west of the southwest corner of the intersection of North Hayden Road and East Thomas Road, the site is surround by commercial, multi-family residential, and the Indian Bend Wash.



Scottsdale Planning Commission Report

Adjacent Uses and Zoning:

East Thomas Road, and further north is an existing retail North

center and an existing automotive repair shop, zoned Central

Business District (C-2).

An existing multi-family development, zoned Multiple-South

Family Residential District (R-5).

North Hayden Road, and further east is an existing East

> convenience store and gas station, zoned Neighborhood Commercial District (C-1), and an existing multi-family development, zoned Multiple-Family Residential District (R-

West Indian Bend Wash, zoned Open Space (O-S)

Operation/Background.

The existing retail center has existed for over 30 years and has undertaken several exterior modifications to accommodate the changes in tenant uses and to maintain an updated appearance. During this time the center has had several tenants that include retail, restaurants/bars, and office uses.

APPLICANT'S **PROPOSAL**

Goal/Purpose of Request.

This request is to rezone the existing Indian Bend Plaza site from Neighborhood Commercial District (C-1) to Central Business District (C-2) to accommodate the land uses that are allowed within the C-2 zoning district in order to be competitive with other retail centers within the commercial leasing market. The applicant request is primarily related to two other applications, a bar Conditional Use Permit (17-UP-2007) and a live entertainment Conditional Use Permit (18-UP-2007) for tenant "Pranksters Too." The C-1 zoning district does not allow a bar use, but does allow live entertainment; whereas the C-2 zoning district allows for both uses subject to the approval of a Conditional Use Permit for each use.

Development Information.

Existing Use: Commercial Center

Proposed Use: Commercial Center

+/-8.4 net acres (+/-9.6 gross acres) Parcel Size:

Existing Building Height +/- 25 feet

Existing C-1 Zoning District's

Building Height Allowed: 36 feet

Proposed C-2 Zoning District's

Building Height: 36 feet

Parking Required: 386 spaces

Parking Provided: 427 spaces on site

Open Space Required: 55,497 square feet

Open Space Provided: 77,936 square feet

Scottsdale Planning Commission Report

• Floor Area Ratio Allowed: 0.8

• Floor Area Ratio Provided: 0.26

IMPACT ANALYSIS

Traffic.

The site is located on the south side of East Thomas Road and the west side of North Hayden Road. Thomas Road is a four-lane major arterial, and Hayden Road is a six-lane major arterial. The site will remain a neighborhood retail shopping center, which is appropriate at this location. The site trip generation is not anticipated to increase with this rezoning request. The surrounding street system and related improvements have adequate capacity to handle the traffic from the existing development of this site and the land uses allowed in the Central Business District (C-2). The major difference between Neighborhood Commercial District and Central Business District is that the Central Business District allows "Big Box" retail stores, although it is not being contemplated for this site at this time. Staff has stipulated that the owner shall submit a Traffic Impact Mitigation Analysis (TIMA) with any future application for a "Big Box" retail establishment. Since "Big Box" retail centers require a separate Conditional Use Permit, it is not necessary to have a TIMA study completed unless a use permit application is submitted.

Parking.

The required parking for the development is 392 spaces (excluding the provision of Section 9.104.C.2.a.ii), and there are 427 spaces existing on site. Provisions of Section 9.104.C.2.a.ii of the Zoning Ordinance allow the total parking to be reduced up to five percent (5%) of the total parking requirement for each ten (10) additional high security bike parking spaces provided. Since the owner is providing 106 bicycle parking spaces, 62 above the required 44 bicycle parking spaces, the total parking for the development is reduced to 386 spaces.

Water/Sewer.

The City's Water Resources Department has reviewed this application and finds there is adequate water and sewer service to the proposed site.

Police/Fire.

The Fire Department has reviewed this application and finds that there is adequate ability to provide fire and emergency services. The City is currently constructing a new fire station east of the northeast corner of East Indian School Road and North 75th Street.

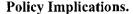
Schools District comments/review.

Scottsdale Unified School District has been notified of this application.

Open space, scenic corridors.

The site is required to provide 56,997 square feet of open space, and will be providing 77,936 square feet of open space. The open space is provided throughout the site.

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The applicant's request to rezone the site to Central Business District (C-2), which would be in compliance with the General Plan's Commercial land use designation for the site. Most large retail centers throughout the city that are similar to Indian River Plaza are zoned Highway Commercial District (C-3), although these centers generally provide regional uses. With regards to this area of the city, retail centers that are of similar size to the Indian River Plaza generally provide commercial uses that are larger than micro neighborhood scale commercial center, but are smaller than regional uses. When considering the adjacent land uses and other commercial centers in the nearby area, the Central Business District (C-2) is an appropriate zoning district since it has sufficient access to major arterial streets, the nearest single-family use is buffered by multi-family and other commercial uses, and the nearest multifamily is buffered by landscaping and walls. In addition, the uses allowed in the C-2 may also provide a greater range of land uses which may be more appropriate for a retail center of this size and to service the local needs of the city's residents and business owners.

Community Involvement.

City Staff sent informational post cards to property owners within 750 feet of the site and interested citizens on file with the Planning and Development Services Department. The applicant notified all property owners within 750 feet of the site, posted signs on the property, and held an open house on February 16, 2008. Staff has received six emails requesting general information (Attachment #6A), and one email opposing the request (Attachment #6B). The individual opposing the request indicates that "...sometime..." noise can be heard from the facility. In addition to the email indicated above, staff has received two phone calls, one from a commercial leasing agent opposing the request; this individual did not provide staff with a reason for opposing the request, and one phone call in support of the request as long as any future bar requires a subsequent approval by the City Council. Staff informed this individual that any bar use request is subject to the approval of the City Council for a Conditional Use Permit.

STAFF RECOMMENDATION

Recommended Approach:

Staff recommends approval subject to the attached stipulations.

RESPONSIBLE DEPT(S)

Planning and Development Services Department

Current Planning Services

STAFF CONTACT(S)

Dan Symer, AICP

Senior Planner 480-312-4218

E-mail: dsymer@Scottsdaleaz.gov

APPROVED BY

Dan Symer All Report Author

Lusia Galav, AICP

Director, Current Planning

ATTACHMENTS

- 1. Stipulations
- 2. Applicant's Narrative
- 3. Context Aerial
- 3A. Aerial Close-Up
- 4. Land Use Map
- 5. Zoning Map
- 6. Citizen Involvement
- 6A. Letters Requesting General Information
- 6B. Letters of Opposition
- 7. City Notification Map
- 8. Site Plan

Stipulations for:

Indian River Plaza

Case: 5-ZN-2008

These stipulations are in order to protect the public health, safety, welfare, and the City of Scottsdale. Unless otherwise stated, the owner's completion of all requirements below is subject to the satisfaction of the Project Coordinator and the Final Plans staff.

SITE DESIGN

CONFORMANCE TO CONCEPTUAL SITE PLAN. Development shall conform with the
conceptual site plan submitted by Wenger and Associates and with the City Staff date of
3/13/2008, Attachment #8. If there is a conflict between these stipulations and the conceptual
site plan, the Zoning Administrator shall determine which document takes precedence. Any
proposed significant change to the conceptual site plan, as determined by the Zoning
Administrator, shall be subject to additional public hearings before the Planning Commission
and City Council.

INFRASTRUCTURE AND DEDICATIONS

- CIRCULATION IMPROVEMENTS. Before any certificate of occupancy is issued for the
 site, the owner shall make the required dedications and provide the following improvements
 in conformance with the Design Standards and Policies Manual and all other applicable city
 codes and policies.
 - a. STREETS. Dedicate the following right-of-way and construct the following street improvements:

Street Name	Street Type	Dedications	Improvements	Notes
East Thomas Road	Major Arterial	None required.	Construct an 8- foot wide sidewalk separated from back of curb along the property frontage.	a.1.
North Hayden Road	Major Arterial	None required.	Construct an 8- foot wide sidewalk separated from back of curb along the property frontage.	a.1.

- a.1. The sidewalk improvements shall be constructed by the owner if the site is:
 - redeveloped, or
 - modifications made that affect the existing building foot print(s) as shown on the site plan submitted by Wenger and Associates and with the City Staff date of 3/13/2008 (Attachment #8), or
 - construction of an addition or new building, or
 - exterior façade modification that are equal to, or combination of, separate façade improvements equal to or greater than twenty-five percent (25%) of the total façade facing to East Thomas Road and North Hayden Road,

as determined by the Planning and Development Services Manager or designee.

- b. VEHICLE NON-ACCESS EASEMENT. Dedicate a one-foot wide vehicular non-access easement on East Thomas Road and on North Hayden Road except at the approved driveway entrances.
- 3. TRAFFIC IMPACT MITIGATION ANALYSIS. The owner shall submit a Traffic Impact Mitigation Analysis with any future application for a "Big Box" development.
- 4. EASEMENTS.
 - a. EASEMENTS CONVEYED BY SEPARATE INSTRUMENT. Before any building permit is issued for the site, each easement conveyed to the City separate from a Final Plat shall be conveyed by an instrument or map of dedication subject to City Staff approval, and accompanied by a title policy in favor of the City, in conformance with the Design Standards and Policies Manual.



Project Narrative

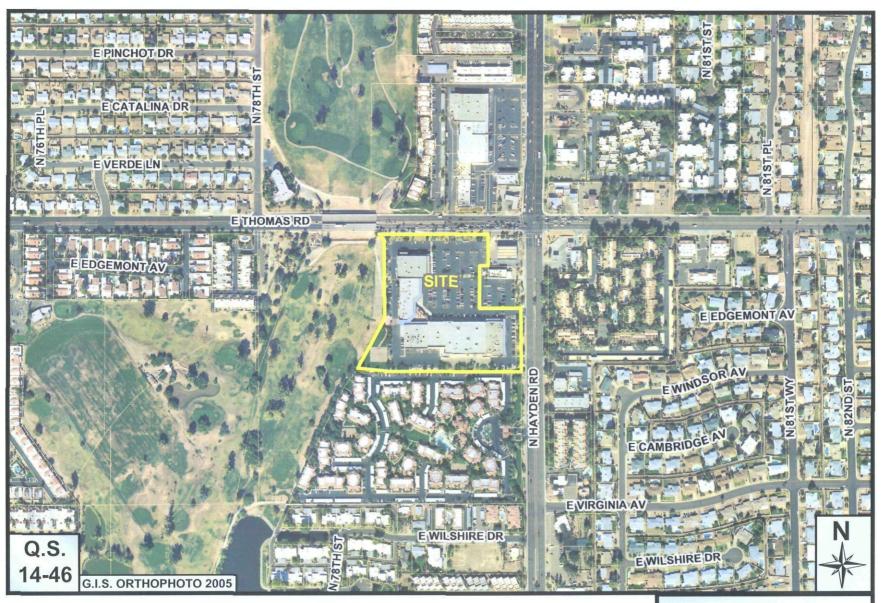
inis document will be optoaded to a case ract street on the city's web sit	
Date: \$1608 Coordinator: DANS INCA Project Name: Today Rues Place Case No.: 5 - 20 - 200	+
Project Location: 2820 Morth hayder Road	_
Property Details:	
☐ Single-Family Residentail ☐ Multi-Family Residential ☐ Commercial ☐ Industria	al
Current Zoning: Proposed Zoning: C-C	_
Number of Buildings: Z Parcel Size: ± 8 6 ACROS	_
Gross Floor Area/Total Units: 9923 @ SchFloor Area Ratio/Density: Oa 2 @	_
Parking Required: 431 Parking Provided: 433	_
Setbacks: N- 88-0" = S- 73" 07 E- 69-0" 7- W- 60-0" 7	
Description of Request: To change from C-1 type zoning to a C-2 type zoning. Thus, making Prankster's Too and the Indian River Plaza a competitive equal with other plazas through an expansion of use regulations.	

Planning and Development Services Department

7447 E Indian School Road, Suite 105, Scottsdale, AZ 85251 • Phone: 480-312-7000 • Fax: 480-312-7088

CP-NARRATIVE

Revision Date: 15-Apr-04



Indian River Plaza

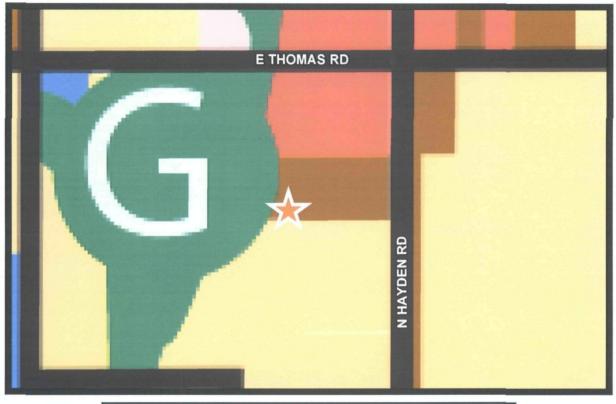
5-ZN-2008



Indian River Plaza

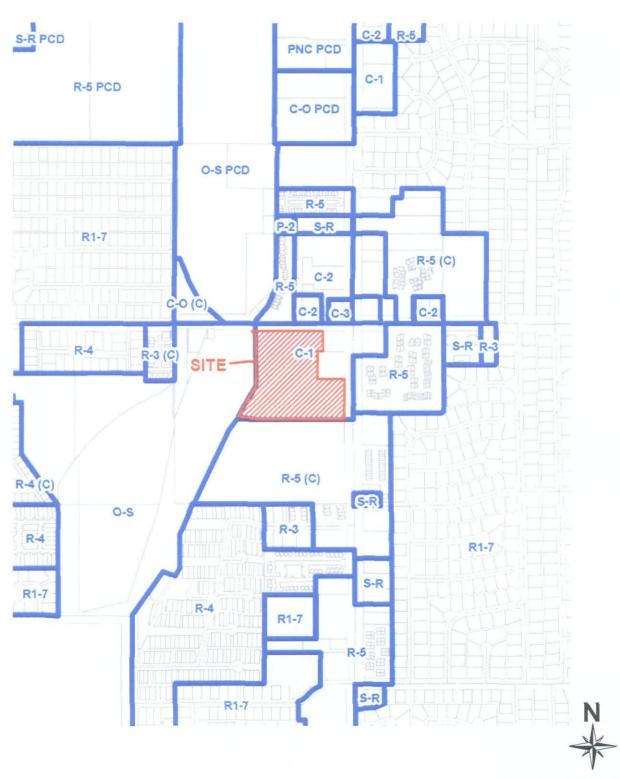
5-ZN-2008

General Plan





Zoning Map



5-ZN-2008

Citizen Involvement

Notification card

Project Request & Description:

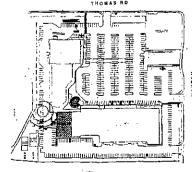
Prankster's Too Extension of Patio, Live Entertainment, Series 6 License,

Bar use Permit, Rezoning: C-1 to C-2 Commercial

Location: 7919 E. Thomas Rd

Size: 8.6 Acres

Applicant Contact: Joseph Scott 480.990.1114 **City Staff Contact:** Mac Cummins 480.312.7059





Neighborhood Open House Meeting:

Date: February 16th, 2008 **Time:** 1:00pm - 2:30pm **Location:** Prankster's Too

7919 E.Thomas Rd. Suite#101

5-ZN-2008 03/13/2008

SIGN IN





7919 E. Thomas Road Suite 101 Scottsdale, Arizona 85251

480-990-1114

NAME

ADDRESS

TEIEPHONE

No one came by.

Ør)

2-16-08

NGP REALTY SUB LP 2951 28TH ST STE 3000 SANTA MONICA, CA 90405: ROA GUSTAVO C 7431 E OAK ST SCOTTSDALE, AZ 85257: RECKARD DAVID D 2439 E INGLEWOOD MESA, AZ 85213:

SAWYER SHANNA B 7910 E THOMAS RD NO 110 SCOTTSDALE, AZ 85251:

GRESHAM GEORGE 8055 E THOMAS RD UNIT E115 SCOTTSDALE, AZ 85251: NGP REALTY SUB LP 2951 28TH ST STE 3000 SANTA MONICA, CA 90405:

WEST JOHN D/ANNETTE 3370 N HAYDEN RD STE 123-179 SCOTTSDALE, AZ 85251: ANDRE ANNETTE G 8020 E THOMAS RD#101 SCOTTSDALE, AZ 852510000:

WIFLER JOHN J/BARBARA A 8535 E MACKENZIE RD SCOTTSDALE, AZ 852510000:

VECTOR COMMERCIAL PROPERTIES INC 12258 N 120TH ST SCOTTSDALE, AZ 85259:

FONTANA MICHAEL JOHN & KATHLEEN MOREM 8050 E WINDSOR AVE SCOTTSDALE, AZ 85257:

SYNKOWSKI WILLIAM/LONI 2615 N HAYDEN RD UNIT 109 SCOTTSDALE, AZ 85257:

KOTCH LORI R/RONALD/CAROLYN J 2615 N HAYDEN RD 117 SCOTSDALE, AZ 85257: DAVIS ROBERT H 8055 E THOMAS RD STE E-101 SCOTTSDALE, AZ 85251: MARK TYLER THOMAS 8101 E CAMBRIDGE SCOTTSDALE, AZ 85251:

PATTON PHILLIP T 8035 E CAMBRIDGE AVE SCOTTSDALE, AZ 852571729: LYSCIK DENISE 3500 N HAYDEN 121 SCOTSDALE, AZ 85257: GAFNI TAL S 8055 E THOMAS RD NO E110 SCOTTSDALE, AZ 85251:

MORIN WILLIAM A/ERICA D/BLOOM ANDREW/BARBARA 10069 E PARADISE DR SCOTTSDALE, AZ 85260:

LEUPP TRENT E 8055 E THOMAS RD NO N102 SCOTTSDALE, AZ 85251: CONTINENTAL VILLAS EAST UN ASSOC 760 S STAPLEY DR STE 3 MESA, AZ 8520:

MATULEF JAMES C 7755 E THOMAS #21 SCOTTSDALE, AZ 85252: 8001 EAST THOMAS LLC 1515 E MISSOURI AVE STE 110 PHOENIX, AZ 85014: ALVARADO MARCELLO 8055 E THOMAS UNIT M104 SCOTTSDALE, AZ 85251:

JOHNSON MARY LOU 8020 E THOMAS RD#126 SCOTTSDALE, AZ 852510000: CORGAN ELVIRA A 7760 E VERDE LN SCOTTSDALE, AZ 85251: OFFICES AT THOMAS AND HAYE LLC 2040 E BELL RD STE140 PHOENIX, AZ 85022:

INDIAN RIVER PLAZA L L C 6621 N SCOTTSDALE RD SCOTTSDALE, AZ 85250: SEYMOUR BRIAN J 7755 E THOMAS RD UNIT 19 SCOTTSDALE, AZ 85251: BREINER LISA K 8055 E THOMAS RD UNIT E117 SCOTTSDALE, AZ 85251: MUNN DAVID F/GINA M 8055 E THOMAS NO 101F SCOTTSDALE, AZ 85255: LENTINI JOHN J/KARLAS P TR 8036 E CAMBRIDGE AVE SCOTTSDALE, AZ 85257: FURTHER WEST ENTERPRISES INC 7808 N 77TH PL SCOTTSDALE, AZ 85258:

CHURNESKY ERIC D 8041 E CAMBRIDGE SCOTTSDALE, AZ 85257: COE BARRY M 2615 N HAYDEN RD 103 SCOTSDALE, AZ 85257: GUINAN BERNARD V 2615 N HAYDEN 122 SCOTSDALE, AZ 85257:

MCLAUGHLIN TIFFANY L 8055 E THOMAS RD NO C101 SCOTTSDALE, AZ 85251: CAVIOLA GAETAN 7910 E THOMAS RD 112 SCOTTSDALE, AZ 85251: TUMPSON ROBERT T P 7910 E THOMAS RD #113 PHOENIX, AZ 85251:

STANKOV BOBBY/KRASSI 22545 MARGARITA DR WOODLAND HILLS, CA 91364: JW EQUITY INVESTMENTS LLC PO BOX 1556 TEMPE, AZ 85280: STRATTA JAMES L/VELMA R/JAME R/PERRY P M/L T 532 ELINOR DR FULLERTON, CA 92835:

JOHNSON NATHAN CHAD/ROBYN MICHELLE 8055 E THOMAS NOH104 SCOTTSDALE, AZ 85251: PEGG DANIEL O/PATRICIA R/DANIEL J 6109 AVENUE CRESTA LA JOLLA, CA 92037:

BUYSE JEFFREY J 480 FOURTH AE STE 412 CHULA VISTA, CA 92010:

ARNDT MARTHA A & RONALD TOBLER 8055 E THOMAS RD J-104 SCOTTSDALE, AZ 85251:

HINTON CLARICE L 8054 E EDGEMONT AVE SCOTTSDALE, AZ 85257: WINBERG CLIFFORD E/MARGARET 128 W 64TH AVE W DULUTH, MN 558070000:

SMITH GALE 2615 N HAYDEN RD 128 SCOTTSDALE, AZ 85257: VLAHOULIS ANDREW/SANDY TR 6019 N 80TH PL SCOTTSDALE, AZ 85250: DAVIDSON NADINE H 8055 E THOMAS RD#D118 SCOTTSDALE, AZ 85251:

ALLISON JAMES/MARGARET TR/CHRISTOPHER/TONI 4916 W 3RD ST RD GREELEY, CO 80634:

COLIN BRIAN F 3021 HICKORY RD HOMEWOOD, IL 60430: HAGEN KYLE B 8054 E WINDSOR AVE SCOTTSDALE, AZ 85257:

AGUILERA RICARDO FEDERICO 2615 N HAYDEN RD NO105 SCOTTSDALE, AZ 85257: INDIAN RIVER PLAZA L L C 6621 N SCOTTSDALE RD SCOTTSDALE, AZ 85250: BRITTON HERCHELL JR/MADELEIN R 4220 E SAGEBRUSH LN RIMROCK, AZ 86335:

VILLICANA ERNEST/LUPE/LISETTE 7755 E THOMAS RD NO 24 SCOTTSDALE, AZ 85251: NEE SUSAN L/WILLIAM R TR 1955 FOOTHILLS DR SOUTH GOLDEN, CO 80401: MCKITTRICK WILMA C 8055 E THOMAS RD#A-104 SCOTTSDALE, AZ 85251: DANIELS CHERYL/BERRINGTON TYSEN 5927 E GELDING DR SCOTTSDALE, AZ 85254:

SCOTTSDALE CITY OF 7447 E INDIAN SCHOOL RD STE 205 SCOTTSDALE, AZ 85251: GILBERT WILLIAM ROBERT III 1607 E HUBER MESA, AZ 85203:

SCOTTSDALE CITY OF 7447 E INDIAN SCHOOL RD STE205 SCOTTSDALE, AZ 85251: JANOWICZ FRANCES H 8048 E VIRGINIA SCOTTSDALE, AZ 85257: CALN WINIFRED J PO BOX 30481 MESA, AZ 85275:

TOSTRUD JAMES L/DEBRA L 8059 E CAMBRIDGE AVE SCOTTSDALE, AZ 85257: KEANE RONALD & CHRISTINE J S 2638 N 80TH PL SCOTTSDALE, AZ 85257:

MACFARLAND W HERBERT JR 7575 E INDIAN BEND RD #1033 SCOTTADALE, AZ 85250:

LENGUA LILIANA/ROBERTA 466 N EARLHAM ST ORANGE, CA 926692908: SMITH LISA A 8020 E THOMAS RD 103 SCOTTSDALE, AZ 85251: ROBERT C HORNING TRUST 6811 HOWARD AVE ANCHORGE, AK 99504:

SCOTTSDALE CITY OF 7447 E INDIAN SCHOOL RD STE 205 SCOTTSDALE, AZ 85251: RATSAVONG KHAMCHANH 8055 E THOMAS RD J103 SCOTTSDALE, AZ 85251: LOMBARDI MARCELLO RALPH/GA LINDA 8020 E THOMAS RD APT 109 SCOTTSDALE, AZ 85251:

SCOTTSDALE CITY OF 7447 E INDIAN SCHOOL RD STE 205 SCOTTSDALE, AZ 85251: MYERS RUTH ANNE 7910 E THOMAS RD #109 SCOTTSDALE, AZ 85251: HARRIS RYAN A 8055 E THOMAS RD NO N103 SCOTTSDALE, AZ 85251:

COLIN BRIAN F 3021 HICKORY RD HOMEWOOD, IL 60430: LEELAND TIMOTHY S 8042 E WINDSON AVE SCOTTSDALE, AZ 85257: TURTLE INVESTMENTS LLC PO BOX 4372 SCOTTSDALE, AZ 85261:

GRIGGS JAMES W 2623 N 80TH PL SCOTTSDALE, AZ 85257: SABA ERIN 2615 N HAYDEN RD NO 120 SCOTTSDALE, AZ 85257: SCOTTSDALE CITY OF 7447 E INDIAN SCHOOL RD STE205 SCOTTSDALE, AZ 85251:

ALLCOTT RYAN 7910 E THOMAS RD 108 SCOTTSDALE, AZ 85251: SIDLES DANIEL E 8055 E THOMAS RD NO E-104 SCOTTSDALE, AZ 85251: RABADI JIRIES/EMAN TR 1112 E COUNTRY GABLES PHOENIX, AZ 85022:

SNYDER LYNN K 8055 E THOMAS RD E119 SCOTTSDALE, AZ 85251: EVANS JOHN/REBECCA 6619 N SCOTTSDALE RD SCOTTSDALE, AZ 85250: WILKINS RICHARD V/MILDRED 7910 E THOMAS RD 102 SCOTTSDALE, AZ 852516539: STAIGER MARIE ANNE 7755 E THOMAS RD#7 SCOTTSDALE, AZ 85251: POLACHECK LISA K 7755 E THOMAS RD UNIT 2 SCOTTSDALE, AZ 85251: BIG SKY BUILDERS INC 4331 E BASELINE RD PMB 602 GILBERT, AZ 85234:

BONET ADRIAN A 8044 E CAMBRIDGE AVE SCOTTSDALE, AZ 85257: ZOUKIS GEORGE/ANN 8055 E THOMAS RD#C108 SCOTTSDALE, AZ 85251: CROCKETT RICHARD A/M LAYNE 2624 N 80TH PL SCOTTSDALE, AZ 85257:

JUST JAMES J/LINDA L 2615 N HAYDEN RD 127 SCOTTSDALE, AZ 85257:

STONE JOHN E & LENORE H 8036 E VIRGINIA AVE SCOTTSDALE, AZ 85257: ERP OPERATIONG LIMITED PARTNERSHIP PO BOX 87407 CHICAGO, IL 606800407:

DDDBDM L L C 5101 N CASA BLANCA UNIT 315 SCOTTSDALE, AZ 85253: KIRKLAND WILLIAM S 8055 E THOMAS RD NO A102 SCOTTSDALE, AZ 85251:

WERBEL ANDREA FAYE 10748 E HOPE DR SCOTTSDALE, AZ 85259:

OROZCO GLADYS R/KING DELIA/ROBINSON MIRIAM TR 7754 E THOMAS RD SCOTTSDALE, AZ 85251:

DANIEL LISA M 23322 VISTA CARILLO LAGUNA NIGUEL, CA 92677:

ALEXIA LLC 7530 E MARIPOSA DR SCOTTSDALE, AZ 852511553:

SCHRAGE STACY I/DAVID C 2615 N HAYDEN RD SCOTTSDALE, AZ 85257: MALLONEE RONALD 2615 N HAYDEN RD 107 SCOTTSDALE, AZ 85257: MARTINEZ RALPH & MARJORIE L 8028 E WINDSOR SCOTTSDALE, AZ 85257:

DRISCOLL W GRAHAM/PEGGY J 7912 E NORTH LN SCOTTSDALE, AZ 85258: WHITEHEAD CAROL A 8055 E THOMAS #D103 SCOTTSDALE, AZ 85251: UNIVERSE PROPERTIES LLC PO BOX 1469 TUSTIN, CA 92817:

SKRZYNSKA JOLANTA TR 2615 N HAYDEN RD UNIT 112 SCOTTSDALE, AZ 85257: MISSOURI REALTY LLC 5726 N 10TH ST 2 PHOENIX, AZ 85014: HOLUR BHASKAR 8055 E THOMAS RD E 121 SCOTTSDALE, AZ 85251:

WALLEN NANCY LYNNE 7755 E THOMAS RD 8 SCOTTSDALE, AZ 85251:

BRODT ROBERT THOMAS & NANCY J PO BOX 434 SCOTTSDALE, AZ 85252:

BARNA MICHAEL J PO BOX 4109 TRUKEE, CA 96160:

PAYNE JOSEPH J 7753 E VERDE LN SCOTTSDALE, AZ 85251: FOCKSTAD VERN J\NORMA J TR 8055 E THOMAS RD L-104 SCOTTSDALE, AZ 85251: MASS PROPERTIES LLC 493 W REMINGTON DR CHANDLER, AZ 85248: BOARDMAN SCOTT 7755 E THOMAS RD NO 11 SCOTTSDALE, AZ 85251: SANCHEZ PHILLIP H/MARSHA E 1824 HARDMAN AVE NAPA, CA 94558: SONIC DEVELOPMENT OF AZ LLC 7301 NW EXPRESSWAY STE 250 OKLAHOMA CITY, OK 73123:

CLEMENS LAURA 2615 N HAYDEN RD NO 101 SCOTTSDALE, AZ 85257: WILSON JULIE A P O BOX 35051 PHOENIX, AZ 850695051: SMITH JOANNE 37356 PALMDALE ST RANCHO MIRAGE, CA 92270:

FURCINI PROPERTIES INC 4744 E SAGUARO PL PARADISE VALLEY, AZ 85253: FRANTZ ROGER C/ERNESTUS BARBARA I 6767 AVENIDA ANDORRA LA JOLLA, CA 92037:

ROSE SUSANNA JUNE 7759 E VERDE LN SCOTTSDALE, AZ 852516520:

VERELLEN THOMAS P/SUSAN L TR 7910 E THOMAS RD NO 103 SCOTTSDALE, AZ 85251: OSTLING BONNIE JO 201 W OLIVE ST BLOOMINGTON, IL 61701; DAMIANI CONNIE J 7755 E THOMAS RD NO 13 SCOTTSDALE, AZ 85251:

SCHULTZ MARCIA JEAN 8020 E THOMAS RD 130 SCOTTSDALE, AZ 85251: GUNNELL STEPHEN W/SARALINDA A 7836 E VIA DE LA ENTRADA ST

DE MATTEO LAURA 7155 E THOMAS RD 22 SCOTTSDALE, AZ 85251:

STIEHL BRAD 4354 N 82ND PL UNIT 176 SCOTTSDALE, AZ 85251: SEIDE DOUGLAS R/JOYCE J 7537 E CHARTER OAK RD SCOTTSDALE, AZ 85260:

SCOTTSDALE, AZ 85258:

YOSHA RACHEL L 8045 E WINDSOR AVE SCOTTSDALE, AZ 85257:

DDDBDM L L C 5101 N CASA BLANCA UNIT 315 SCOTTSDALE, AZ 85253: FRASER JAMES/SUSAN 2615 N HAYDEN RD NO 124 SCOTTSDALE, AZ 85257: HERNANDEZ VALENTIN D II 2615 N HAYDEN RD UNIT 106 SCOTSDALE, AZ 852570000:

ROSENTHAL ROBERT III 8055 E THOMAS RD N 104 SCOTTSDALE, AZ 85251: MILLSTONE GENEVA 7910 E THOMAS RD NO 104 SCOTTSDALE, AZ 85251: ALCHEMY INVESTMENTS 15215 E SAGE DR FOUNTAIN HILLS, AZ 85268:

JOANNE SUMMA TRUST 9613 S 46TH DR LAVEEN, AZ 85339: KOHLER ROSE M TR 13606 TAN TARA POINT SUN CITY, AZ 85351: DAME RYAN M/DEBORAH 8055 E THOMAS RD UNIT K104 SCOTTSDALE, AZ 85251:

SMITH TERESA A/TURYLO PETER G PO BOX 32 BELLEVUE, WA 98009: MALONE ELVA J 7755 E THOMAS RD#18 SCOTTSDALE, AZ 85257: POLK RANDOLPH ALLEN/KITSANA 12645 N SAGUARO BLVD STE 16 FOUNTAIN HILLS, AZ 85268: MADRID ROBERTO M/ELSA MORENO 8063 E WINDSOR AVE SCOTTSDALE, AZ 85257:

COOPER TRACEY LYNN 8005 E THOMAS RD NO C107 SCOTTSDALE, AZ 85251: CAMPBELL SCOTT V 8055 E THOMAS RD C105 SCOTTSDALE, AZ 85251:

THOMAS MONICA/MICHAEL PO BOX 28725 SCOTTSDALE, AZ 85255:

FAKTOR REVOCABLE FAMILY THE TRUST 566B HERITAGE HILLS SOMERS, NY 10589:

KERNS RACQUEL J 7755 E THOMAS RD 26 SCOTTSDALE, AZ 85251:

HODGES THOMAS ROAD LLC 7223 E SHEA BLVD SCOTTSDALE, AZ 85260: NEUJAHR CHAD B 7755 E THOMAS RD NO 14 SCOTTSDALE, AZ 85257: GUNNELL STEPHEN W 7836 E VIA VE LA ENTRADA SCOTTSDALE, AZ 85258:

GORDON WILLIAM/ELIZABETH 8020 E THOMAS RD 110 SCOTTSDALE, AZ 85251: HERNANDEZ ALBERTO/CASTILLO YANETH 8055 E THOMAS RD NO H 103 SCOTTSDALE. AZ 85257:

AM DEVELOPMENT GROUP LLC 4818 SADDLEBACK DR NW GIG HARBOR, WA 98332:

ESCLANTE CURTISS E 6100 OHHIO DR APT 1024 PLANO, TX 750242623:

LANE HELEN P 2614 N 80TH PL SCOTTSDALE, AZ 85257: CHRISTENSEN ANDREW RAYMOND/MARY JEAN 2615 N HAYDEN RD NO 126 SCOTTSDALE, AZ 85257:

WENTZ RICHARD P TR 8055 E THOMAS RD SCOTTSDALE, AZ 85251: LINNEMAN SCOTT A/CARRIE A 8055 E WINDSOR AVE SCOTTSDALE, AZ 85257: RHAESA BERNARD/CATHERINE P O BOX 3619 INCLINE VILLAGE, NV 89450:

EASMAN FREDDY S JR 7755 E THOMAS RD 5 SCOTTSDALE, AZ 85251: RECKARD DAVID 16055 OVERLOOK COURT FOUNTAIN HILLS, AZ 852680000: CRAMER GREGORY WAYNE 7910 E THOMAS RD 115 SCOTTSDALE, AZ 85251:

HINNEN TODD J/L COLLEEN 7755 E THOMAS RD#6 SCOTTSDALE, AZ 85251: SUDOL GEORGE 2035 W MIDDLEFIELD RD APT1 MOUNTAIN VIEW, CA 94043: BUNZELL BECKY/CHOTIN LEE 7908 E SOLANO SCOTTSDALE, AZ 85250:

FLEMING MARGARET TR 8601 E CITRUS WY SCOTTSDALE, AZ 85250: MCCOLL JULIE 8055 E THOMAS RD NO C106 SCOTTSDALE, AZ 85251: DIANE A PARKER TRUST 8047 E CAMBRIDGE SCOTTSDALE, AZ 852570000:

FUNK MELANIE KAY 8055 E THOMAS RD NO C104 SCOTTSDALE, AZ 85251: KOZAK KAROL 3819 E CAMELBACK RD NO 281 PHOENIX, AZ 85018: FORD KIRA 8055 E THOMAS RD NO C 110 SCOTTSDALE, AZ 85251: FANG FANNY/CHEN JASON C 2615 N HAYDEN RD 102 SCOTSDALE, AZ 85257: HOOK WILLIAM G/ESTEL L 2106 E PEGASUS DR TEMPE, AZ 85283: BERTELSEN JESSE D 6065 E THOMAS RD NO C109 SCOTTSDALE, AZ 85251:

TAPIA-GOMEZ ANGELES M 425 S HANNAH AVE FOREST PARK, IL 60130: HABHAB DINA ETAL. 7910 E THOMAS RD UNIT 101 SCOTTSDALE, AZ 85251: STAAB CHRISTOPHER 8020 E THOMAS RD UNIT 106 SCOTTSDALE, AZ 85251:

PHE-SON PROPERTIES 2001 N 3RD ST STE 202 PHOENIX, AZ 85004: NICKEL TINA 9436 N 115TH PL SCOTTSDALE, AZ 85259: RADNOTHY RENEE M & DENISE R 8020 E THOMAS RD 107 SCOTTSDALE, AZ 85257:

ATRI DAYA N/SATYA 8055 E THOMAS RD B107 SCOTTSDALE, AZ 85251: CROWN BEN/MICHELE 470 MAYFAIR LN BUFFALO GROVE, IL 60089: DAVIS ROBERT H 8055 E THOMAS RD STE E-101 SCOTTSDALE, AZ 85251:

SKAGGS H FRED/LILLIAN A 2632 N 80TH PL SCOTTSDALE, AZ 852571709: HAUGEN MARK 8055 E THOMAS RD D106 SCOTTSDALE, AZ 85251: ZOUKIS JOHN G 3309 N 70TH ST#204 SCOTTSDALE, AZ 85251:

MARTIN CAROL A 8042 E VIRGINIA SCOTTSDALE, AZ 85257:

MINEER DONALD B/KAREN W 8062 E VIRGINIA AVE SCOTTSDALE, AZ 85257: SMITH PATRICIA B TR 2608 N 80TH PL SCOTTSDALE, AZ 85257:

DEBRIYN LUCILLE K 8055 E THOMAS RD #D-105 SCOTTSDALE, AZ 85251: DAVIS ROBERT H 8055 E THOMAS RD NO E-101 SCOTTSDALE, AZ 85251: PEARCE LAWRENCE DAVID/DORIS MAE 7910 E THOMAS RD NO 118 SCOTTSDALE, AZ 85251:

ROEHR JUSTINE M 7755 E THOMAS RD NO 10 SCOTTSDALE, AZ 85251: DEUGENIO INVESTMENT ENTERPRISES INC 8636 E JOSHUA TREE LN SCOTTSDALE, AZ 85250:

MEDOFF NORMAN J/LYNN E 1428 N MARIPOSA FLAGGSTAFF, AZ 86004:

KAPLAN BLAIR E/ZORN SUSAN 7755 E THOMAS RD NO 23 SCOTTSDALE, AZ 85251: 2933 BUILDING L L C 2933 N HAYDEN RD SCOTTSDALE, AZ 85251: SPQR HOLDINGS LLC 2901 N 78TH ST SCOTTSDALE, AZ 85251:

MORAN SHEEVAUN POBOX 808 HUNTINGTON BEACH, CA 92648: JEAN JOSEPH D 4 TIMES SQ NEW YORK, NY 10036: WRIGHT LESLIE D & EMILIE M 8056 E VIRGINIA AVE SCOTTSDALE, AZ 85257: VASQUEZ MARTINA F 8221 E ELM DR SCOTTSDALE, AZ 85257: RENDA LEONORA R 2615 N HAYDEN RD 123 SCOTSDALE, AZ 85257: MACFARLAND W HERBERT JR 7575 E INDIAN BEND RD #1033 SCOTTADALE, AZ 85250:

HALLORAN JOSEPH P/KIMBERLY S TR 6605 E VIRGINIA ST MESA, AZ 85215:

HENSON GWEN A 8055 E THOMAS RD #D-117 SCOTTSDALE, AZ 85251: BIG SKY BUILDERS INC 4337 E BASELINE RD B105 PMB602 GILBERT, AZ 85234:

KEELE STEPHANOS K/ROCHELLE L 8055 E THOMAS RD NO B 104 SCOTTSDALE, AZ 85257: DUELL RICHARD F 10899 E KALIL DR SCOTTSDALE, AZ 85259: KHOURY MAURICE 4863 E LIBBY SCOTTSDALE, AZ 85254:

CHADWICK JUDITH 7910 E THOMAS RD 114 SCOTTSDALE, AZ 85251: SOUND MOUNTAIN INVESTMENTS LLC 870 SUNSET DR SAN CARLOS, CA 94070:

GAFNI DAN M 8055 E THOMAS RD NO E109 SCOTTSDALE, AZ 85251:

RANA TARIQ 1902 W NORTHERN AVE PHOENIX, AZ 85021: OROSCO JASON A 8020 E THOMAS RD NO 104 SCOTTSDALE, AZ 85251: HARDISON MARIA E 7910 E THOMAS RD 119 SCOTTSDALE, AZ 85254:

MALIK JENNIFER 8055 E THOMAS RD UNIT E114 SCOTTSDALE, AZ 85251:

HUBER SUSAN R 2615 N HAYDEN RD UNIT 108 SCOTTSDALE, AZ 85257: SAWICKI ANTHONY R 20 S MIDLAND AVE C6 KEARNY, NJ 07032:

EMERT BROOK 8060 E WINDSOR AVE SCOTTSDALE, AZ 85257: S C AND R ENTERPRISES INC 4125 E PAGE AVE HIGLEY, AZ 85236: MEDHIN-HUFF DESTA GEBRE/HUFI KENNETH 730 N POND CT LAFAYETTE, CA 94549:

SANDERS LORI R 8055 E THOMAS RD NO J102 SCOTTSDALE, AZ 85251: PAIDER KRISTINA PAULINE 7755 E THOMAS RD #3 SCOTTSDALE, AZ 85251: SPAID TOM E/BARBARA ANN 27627 N 168TH ST SCOTTSDALE, AZ 85262:

VECTOR COMMERCIAL PROPERTIES INC 12258 N 120TH ST SCOTTSDALE, AZ 85259:

GORDON NORMAN W TR 16443 W WIMBLEDON LN HUNTINGTON BEACH, CA 92649: DAVIS ROBERT H 8055 E THOMAS RD STE E-101 SCOTTSDALE, AZ 85251:

WESLEY ORVILLE L & BARBARA J 8037 E WINDSOR AVE SCOTTSDALE, AZ 85257: LEEMANN PIERRE/MADRIGAL APRIL 2615 N HAYDEN RD NO113 SCOTTSDALE, AZ 85257: EDWARDS TERESA 8055 E THOMAS RD D102 SCOTTSDALE, AZ 85251: AITCHISON WANDA 8055 E THOMAS RD D116 SCOTTSDALE, AZ 85251: LIGHTY NEAL L/BARBARA A 8066 E CAMBRIDGE AVE SCOTTSDALE, AZ 852570000:

PUTSCHER RICHARD E TR 8102 E CAMBRIDGE AVE SCOTTSDALE, AZ 852570000:

VIE DINA J 8020 E THOMAS RD 102 SCOTTSDALE, AZ 85251: CARPENTER YUPA 8055 E THOMAS RD NO M105 SCOTTSDALE, AZ 85251: RIPA JAMES V 2909 E COBRE DR PHOENIX, AZ 85028:

SHELL JACK NOLAN/HENDERSON KAREN M 7910 E THOMAS RD #121 SCOTTSDALE, AZ 85251:

SEPE GINA M 7910 E THOMAS RD NO 107 SCOTTSDALE, AZ 85251: HAYDEN PARK APARTMENTS LLC 3015 N HAYDEN RD SCOTTSDALE, AZ 85253:

MAGUIRE KEVIN PO BOX 9075 SCOTTSDALE, AZ 85252: SORRELL KYLE E 8055 E THOMAS RD G101 SCOTTSDALE, AZ 85251: INDIAN RIVER PLAZA L L C 6621 N SCOTTSDALE RD SCOTTSDALE, AZ 85250:

MOUNTAINWAY DEVELOPMENT LLC 402 E SILVERWOOD DR PHOENIX, AZ 85048:

EVANS CORA ELDENE TR 8050 E CAMBRIDGE SCOTTSDALE, AZ 85257: CHAPPELL KEVIN H 14443 N SAN CARLOS DR FOUNTAIN HILLS, AZ 85268:

PILCHER ROBERTA L 8053 E CAMBRIDGE SCOTTSDALE, AZ 85257: CAPRIOLA ANDREW L/DENISE M TR 8066 E WINDSOR AVE SCOTTSDALE, AZ 85257: BROWN SALLY JO TR 1839 WESTMINSTER CIR DAVENPORT, IA 528071125:

WESTERLUND JOHN 2553 ALABAMA AVE SAINT LOUIS PARK, MN 55416: Letters Requesting General Information

From: Fuller, Bonnie

Sent: Tuesday, March 25, 2008 8:15 AM

To: 'Aaron Goldberg'

Subject: RE: case number 5-zn-2008

The request is to rezone from C-1 (Neighborhood Commercial District) to C-2 (Central Business District). To learn more about the rezoning request, click on http://eservices.scottsdaleaz.gov/planning/fact_sheets.asp?casetype=ZN, then click on the 5-ZN-2008 link. This will take you to the case fact sheet for this project, and if you click on the link for Applicant's Submittal (left side of the screen under Request) you can read the Applicant's project description. You may also view the file by visiting our Current Planning office at 7447 E. Indian School Road. Regards,

Regards, Bonnie Fuller Planning Specialist bfuller@scottsdaleaz.gov

----Original Message----

From: Aaron Goldberg [mailto:aaron.goldberg@yahoo.com]

Sent: Saturday, March 22, 2008 2:38 PM

To: Projectinput

Subject: case number 5-zn-2008

Can you please tell me what the proposed zoning for this case is? Thank you. Aaron Goldberg

Symer, Daniel

From: Sharon Neal [sharonneal@verizon.net]
Sent: Sunday, March 30, 2008 3:39 PM

To: Symer, Daniel Subject: Re: RE: Pranksters Too

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Thank you for responding. Sharon Neal>From: "Symer, Daniel" <DSymer@scottsdaleaz.gov>
>Date: 2008/03/27 Thu PM 12:01:28 CDT
>To: sharonneal@verizon.net
>Subject: RE: Pranksters Too
>Sharon:
>The applicant is requesting a bar use and live entertainment use permit
>which is not permitted in the C-1 Zoning District. Therefore,
>applicant is requesting to change the zoning from C-1 to C-2. The C-2
>zoning district will allow for a bar and live entertainment use permit.
>Thanks
>Dan Symer, AICP
>Senior Planner
>City of Scottsdale
>Planning and Development Services
>----Original Message----
>From: sharonneal@verizon.net [mailto:sharonneal@verizon.net]
>Sent: Tuesday, March 25, 2008 10:45 AM
>To: Symer, Daniel
>Subject: Pranksters Too
>Why is there a request for a zoning change? The place has been
>operating for many years.
>Sharon Neal
>480-970-8631
>sharonneal@verizon.net
>This message was feedback from the following web page:
>http://eservices.scottsdaleaz.gov/cases/casesheet.aspx?caseid=34993
>3/25/2008 10:45:10 AM
>
>63.16.66.160 Mozilla/4.0 (compatible; MSIE 6.0; Windows NT 5.1; SV1)
>sessionID: 35407344
```

Symer, Daniel

From:

Symer, Daniel

Sent:

Monday, March 31, 2008 9:08 AM

To: Subject: 'FELDEX@aol.com' RE: Pranksters Too

Lisa

They are only Planning to rezone the property at this time to accommodate Pranksters Too's land use change from a restaurant to a bar and live entertainment.

Dan

----Original Message----

From: FELDEX@aol.com [mailto:FELDEX@aol.com]

Sent: Sunday, March 30, 2008 1:10 PM

To: Symer, Daniel

Subject: Pranksters Too

Hi , I live in the neighborhood and was wondering what they plan to do with the site? Anything new like retail planned? I hope they update and improve it and that neighbors don't kill another project for this area.....Lisa Haskell

Lisa Haskell 480 947 - 1846 FELDEX@aol.com

This message was feedback from the following web page: http://eservices.scottsdaleaz.gov/cases/casesheet.aspx?caseid=34993 3/30/2008 1:10:28 PM

172.191.173.73 Mozilla/4.0 (compatible; MSIE 6.0; AOL 6.0; Windows 98; FunWebProducts) sessionID: 35495566

Symer, Daniel

From:

Symer, Daniel

Sent:

Monday, March 31, 2008 10:43 AM

To:

'FELDEX@aol.com'

Subject: RE: Pranksters Too

Not that I am aware of.

Dan

From: FELDEX@aol.com [mailto:FELDEX@aol.com]

Sent: Monday, March 31, 2008 10:33 AM

To: Symer, Daniel

Subject: Re: Pranksters Too

Ok - Any other changes for that Center?

Create a Home Theater Like the Pros. Watch the video on AOL Home. (http://home.aol.com/diy/home-improvement-eric-stromer? video=15&ncid=aolhom0003000000001)

From: Phillip Andric [phil@twinpeaksfunding.com]

Sent: Monday, April 07, 2008 11:24 AM

To: Projectinput

Subject: Pranksters Too

Hello

I received a flyer in the mail regarding a rezoning request, case number 5-ZN-2008. I was curious why the request was made. I wasn't able to find information online about this, can you please fill me in?

thank you,

-Phil Andric

From: Fuller, Bonnie

Sent: Tuesday, April 08, 2008 2:24 PM

To: 'Phillip Andric' Cc: Symer, Daniel

Subject: RE: Pranksters Too

The rezoning request is in conjuction with two use permits also being requested to allow an existing restaurant to hold state bar liquor license. You may access the use permit case fact sheets (18-UP-2007 and 17-UP-2007) at http://eservices.scottsdaleaz.gov/planning/projectsummary/applicant_submittals/ProjInfo_18_UP_2007.pdf,

and from there you can review the applicant narrative, site plans and floor plans.

I have saved your web email to the electronic and paper files, and forwarded a copy of it to the project coordinator, Dan Symer.

Regards, Bonnie Fuller Planning Specialist bfuller@scottsdaleaz.gov

From: Phillip Andric [mailto:phil@twinpeaksfunding.com]

Sent: Monday, April 07, 2008 11:24 AM

To: Projectinput

Subject: Pranksters Too

Hello

I received a flyer in the mail regarding a rezoning request, case number 5-ZN-2008. I was curious why the request was made. I wasn't able to find information online about this, can you please fill me in?

thank you,

-Phil Andric

Letters of Opposition

From: dan pegg [dpegg@san.rr.com] Sent: Tuesday, March 25, 2008 1:43 PM

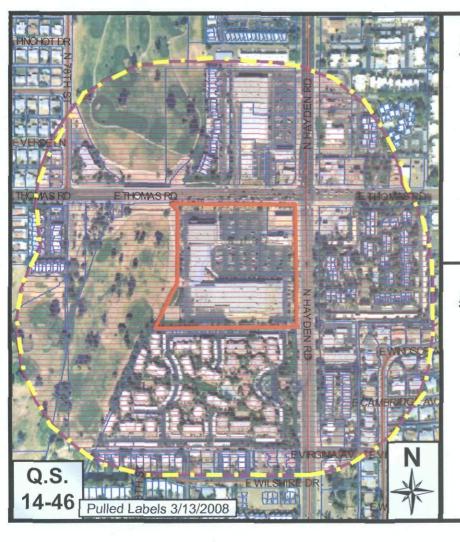
To: Projectinput

Subject: Case no. 5-zn-2008

I am writing in response to a property owner update sent out by the city of Scottsdale to those owning property effected or potentially effected by the subject case number.

We own a condominium directly across the golf course/wash from the subject project. The applicant is requesting a rezone from C1 to C2. C2 allows for uses "not ordinarily compatible with residential development". As it stands now noise from the applicant's (Pranksters Too) facility can sometimes be heard into the early morning hours. Permitting any additional development, especially that which is "not ordinarily compatible with residential development" would compromise the pre existing neighbors quality of life and property values. For this reason I oppose any rezoning. Daniel Pegg, 7755 E. Thomas Road

City Notifications – Mailing List Selection Map



Map Legend:



Site Boundary



Properties within 750-feet

Additional Notifications:

- Interested Parties List
- Adjacent HOA's

Indian River Plaza

5-ZN-2008

PROJECT DATA:

131-24-@22M LOT AREA: 419,584 SQ. FT. 99,54 ACRES)

ADDRESS:

ZONED: ÀPN.

PROJECT: PRANCSTERS TOO PATIO REMODEL

1919 EAST THOMAS ROAD SUITE IOI SCOTTSDALE, ARIZONA

C-I NEIGHBORHOOD COMMERCIAL

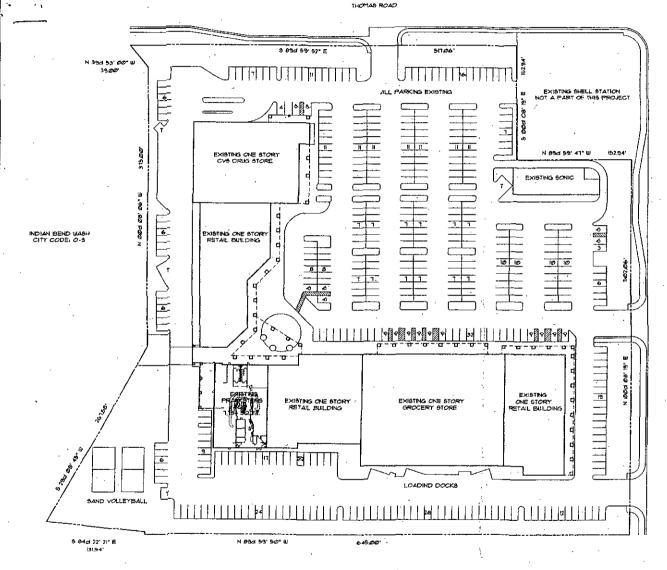
DRAWN.

CHECKED: 1AL DATE 00.000

SHEET:

A1.0 I OF 5 SHEETS

5-ZN-2008 03/13/2008



ZONED: R-5

PRANKSTERS TOO **EXISTING SITE PLAN**

