



**Development Review (Minor)  
Staff Approval**

**418-SA-2015**

**Cake Nightclub Exterior Repaint**

APPLICATION INFORMATION			
LOCATION:	4426 N Saddlebag Tr	APPLICANT:	Preston Brinson
PARCEL:	173-41-146	COMPANY:	Cake Nightclub/ EDL Management Group
Q.S.:	17-45	ADDRESS:	4426 N Saddlebag Tr Scottsdale, AZ 85251
CODE VIOLATION #:	264613	PHONE:	310-482-7406
<u>Request:</u> Request to repaint the exterior of an existing commercial building.			

**STIPULATIONS**

1. All existing exterior building surfaces painted 'Ralph Lauren Chalk White RL4006' shall be repainted to 'Dunn Edwards Crisp Muslin DE6212' (LRV 71%).
2. All existing lower building wall planes, vertical architectural wall accent columns, canopy fascia, and landscape walls shall be painted 'Ralph Lauren Howard RL4121.'
3. No new lighting is approved under this application.

**CONSTRUCTION DOCUMENT PLAN REVIEW SUBMITTAL REQUIREMENTS**

Please contact Andrew Chi, Planner, at [achi@scottsdaleaz.gov](mailto:achi@scottsdaleaz.gov), and S.R. Smith, Senior Code Inspector, at [stsmith@scottsdaleaz.gov](mailto:stsmith@scottsdaleaz.gov) to schedule a Final Inspection (Code Complaint# 264613).

**Expiration of Development Review (Minor) Approval**

This approval expires two (2) years from date of approval if a permit has not been issued, or if no permit is required, work for which approval has been granted has not been completed.

Staff Signature:

Andrew Chi, Planner

Date: December 3, 2015

**Planning and Development Services**

7447 East Indian School Road, Suite 105, Scottsdale, Arizona 85251 Phone: 480-312-7000 Web: [www.scottsdaleaz.gov](http://www.scottsdaleaz.gov)

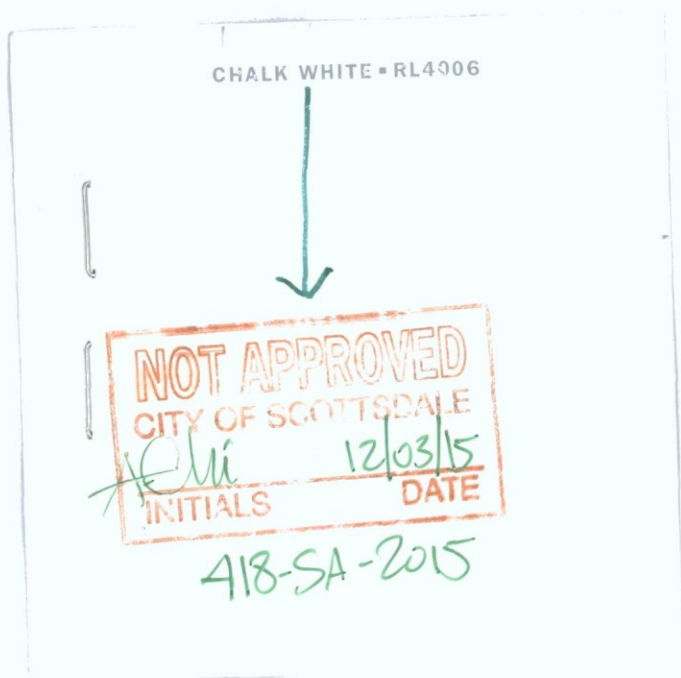
4426 N SADDLEBAG TR



Cake Night Club  
4426 N Saddle Bag Trail  
Scottsdale, AZ 85251

To whom it may Concern. The exterior of the building located at 4426 N SaddleBag Trail, was recently painted due to that fact that old paint was cracking and fading. I have attached paint samples of the new exterior colors. The top color being Chaulk White and the bottom color being Howard. We feel as if it has really brightens up the building and brings a new feel to that corner.

Preston Brinson





# PRIMARY BUILDING SURFACES

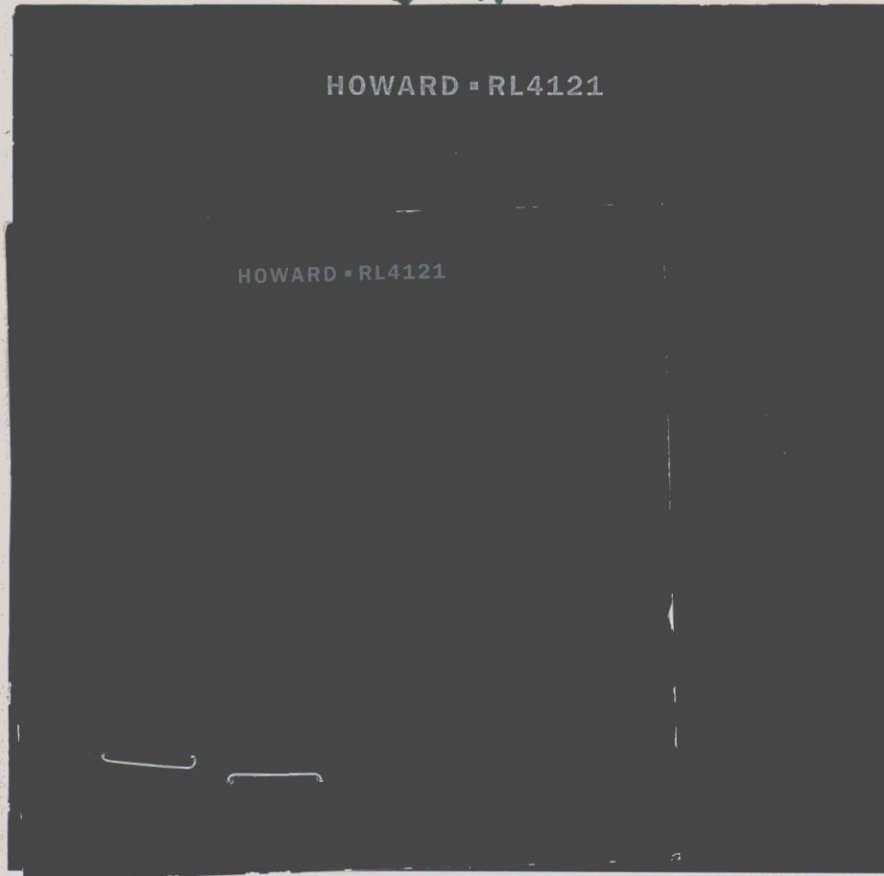


DE6212 Crisp Muslin  
LRV 71

To reorder, visit [dunnedwards.com](http://dunnedwards.com)  
or call (888) DE PAINT

Binder 7

LOWER BLDG. WALL PLANES,  
VERTICAL WALL COLUMNS,  
CANOPY FASCIA + LANDSCAPE  
WALLS



HOWARD = RL4121

HOWARD = RL4121

418-SA-2015

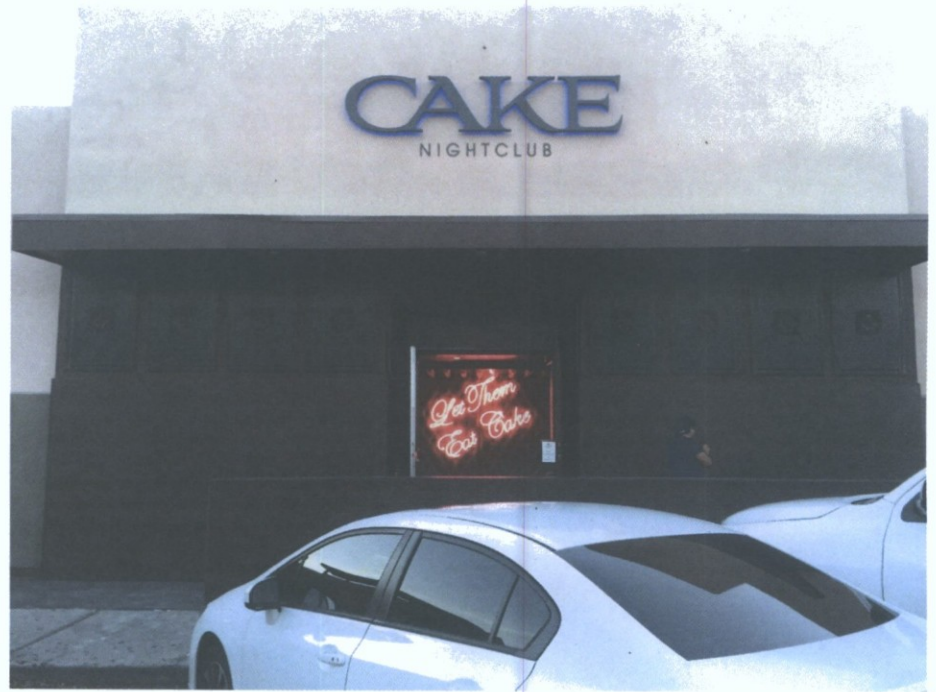
STIPULATION SET

RETAIN FOR RECORDS

APPROVED

12/03/15  
DATE

Achi  
INITIALS







AFTER REPAINT (OCTOBER 2015)





# BEFORE REPAINT (JULY 2014)





October 01, 2015



**Code Enforcement**

**COMPLIANCE NOTICE**

CAKE NIGHTCLUB  
4426 N SADDLEBAG TR  
SCOTTSDALE, AZ 85251

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**RE: Case# 264613 - 4426 N SADDLEBAG TR, SCOTTSDALE, AZ 85251 (APN: 173-41-146)**

This notice to comply is to inform you that on Thursday, October 01, 2015, the property listed above was inspected and found to be in violation of the City of Scottsdale codes or Arizona Revised Statutes as listed on the attached pages. A re-inspection will be conducted on or after Thursday, October 15, 2015 to verify compliance. If the property is brought into compliance with the Code prior to the scheduled re-inspection date listed above, you will not be subject to citations or fines for the violation(s). This letter serves as a legal notice of violation(s) of the following subsection(s) of the Property Maintenance Ordinance - Chapter 18, Zoning Ordinance of the Scottsdale City Code or Arizona Revised Statutes.

**We appreciate your cooperation in this matter. If for any reason you have difficulty complying with the noted corrective actions listed on the attached page or need further information, please contact us by using any of the following methods below:**

**Call Code Inspector:** S.R. Smith-reach directly at (480)312-7786(Office hours vary)  
**Email Us:** Code@ScottsdaleAZ.gov  
**Write Us:** 2935 N. 67th Place, Scottsdale, AZ 85251  
**Call Us:** Mon-Fri 8 AM - 5 PM at (480) 312-2546 or Fax (480) 312-2455  
**Web Address:** www.ScottsdaleAZ.gov

**Please Note:** Scottsdale Code Inspectors work varied hours and days each week at different locations other than our main address. You are encouraged to call us before visiting our office.

For TTY users, have operator at the AZ Relay Services (711) call our number. This information is available in alternate format upon request. Thank you.



## **VIOLATION DETAIL(S)**

Please be advised that an investigation has shown that this property is in violation of the City Nuisance and Property Maintenance Ordinance or City Code in the following areas(s):

**Correct all violation(s) by: Thursday, October 15, 2015**

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**Violation Code:** 5.1403(C-2) - Central Business District

**Violation Description:**

You are maintaining a use in a commercial zoned district that is not permitted. The City's zoning ordinance allows certain permitted uses for land, according to its zoning district.

**Corrective Action:**

Changing the colors of the building without obtaining approvals from the City of Scottsdale PLanning department is not permitted. Proceed to the Ons Stop Shop 7447 E Indian School Rd Suite 100 and obtain approvals for the color change or return the building to its approved colors.

**Applicable in instances of non-compliance**

Civil and Criminal Penalties: Persistent or uncorrected violations may result in fines of up to \$2,500 for each day a violation is found, six (6) months in jail, probation, or any combination thereof. Property Maintenance Ordinance violations that are not corrected may be abated by a City hired contractor with an assessment against the property for the costs incurred. Recidivists (repeat offenders) may receive only ONE official Notice of Ordinance Violation.



**Chi, Andrew**

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**From:** Chi, Andrew  
**Sent:** Thursday, October 29, 2015 6:16 PM  
**To:** 'Preston'  
**Cc:** Smith, Stephen - L1048  
**Subject:** Cake Nightclub Exterior Repaint - Suggested White Color (DE6212 Crisp Muslin)

Hi Preston,

~~I wanted to follow-up with you and see if you had a chance to go over my email I sent last week 10/22, regarding the suggested paint color of Crisp Muslin for Cake.~~

Let me and S.R. know what your repaint time frame is so we can update the complaint case (Complaint# 264613). The next code inspection will be 11/10, so let's see if we can try to work something out before the 10<sup>th</sup> of November.

Refer to my 10/22 email below and let us know if you have any questions.

Thanks Preston, and have a great day.

Regards,

**Andrew Chi, Planner**  
City of Scottsdale Planning & Development Department  
7447 E. Indian School Road, Suite 105 Scottsdale, AZ 85251  
[achi@scottsdaleaz.gov](mailto:achi@scottsdaleaz.gov) | 480.312.7828 | [www.scottsdaleaz.gov/codes](http://www.scottsdaleaz.gov/codes)

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**From:** Chi, Andrew  
**Sent:** Thursday, October 22, 2015 12:25 PM  
**To:** 'Preston'  
**Cc:** Smith, Stephen - L1048  
**Subject:** RE: Cake Nightclub Exterior Repaint - Suggested White Color (DE6212 Crisp Muslin)

Hi Preston,

How are you today? Staff met this morning and reviewed the 'Crisp Muslin' Dunn Edwards DE6212 color proposal, which you, me and Dan Symer went over last week for Cake.

After staff review, Crisp Muslin adheres to the Downtown Design Guidelines, and therefore, we can administratively approve the Crisp Muslin to replace the Ralph Lauren Chalk White.

We are not requiring any repaint for the vertical column pop-outs, and we are not requiring a repaint of the Howard RL4121 building base color (on the lower half of the building).

Refer to the attached photo – I took it out in the sun along with the Ralph Lauren Howard RL4121 color for comparison.

If you agree with the new white color, staff can administratively approve your application within 7 calendar days. If so, can you also let S.R. and I know what your repaint time frame is? That way we can close-out the complaint case when we agree upon a repaint schedule.

Thanks Preston.

Regards,



**Andrew Chi, Planner**

City of Scottsdale Planning & Development Department  
7447 E. Indian School Road, Suite 105 Scottsdale, AZ 85251  
[achi@scottsdaleaz.gov](mailto:achi@scottsdaleaz.gov) | 480.312.7828 | [www.scottsdaleaz.gov/codes](http://www.scottsdaleaz.gov/codes)

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**From:** Chi, Andrew

**Sent:** Tuesday, October 20, 2015 12:36 PM

**To:** 'Preston'

**Cc:** Smith, Stephen - L1048

**Subject:** RE: Cake Nightclub exterior paint

Hi Preston,

Thanks for emailing me.

We are meeting with our Design Team tomorrow morning to go over the new colors we picked at our pre-app meeting last week. I will let you know the status of the meeting. At this point, there is no next meeting – if we make a decision I will call you.

SR is copied to this email so that he is aware you and I are working on the application.

SR – can you update your case notes?

Thanks!

**Andrew Chi, Planner**

City of Scottsdale Planning & Development Department  
7447 E. Indian School Road, Suite 105 Scottsdale, AZ 85251  
[achi@scottsdaleaz.gov](mailto:achi@scottsdaleaz.gov) | 480.312.7828 | [www.scottsdaleaz.gov/codes](http://www.scottsdaleaz.gov/codes)

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**From:** Preston [<mailto:preston.brinson@edlmg.com>]

**Sent:** Tuesday, October 20, 2015 12:30 PM

**To:** Chi, Andrew

**Subject:** Cake Nightclub exterior paint.

Hi Andrew,

When is our next meeting set up for?



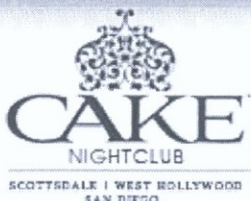
MANAGEMENT GROUP

**Preston Brinson** | [preston.brinson@edlmg.com](mailto:preston.brinson@edlmg.com)

c. +1 310.482.7406 | o. +1 480.625.0133

 @pbefresh | [cakescottsdale.com](http://cakescottsdale.com)

4426 N. Saddlebag Trail, Scottsdale, AZ 85251



418-SA2015



# Pre-Application Request

## Purpose:

The purpose of the Pre-Application submittal, and meeting, is for the applicant and City Staff to discuss a proposed Development Application, and the information and process that is necessary for City Staff to process the proposal.

In accordance with the Zoning Ordinance, no development application shall be accepted before a Pre-Application has been submitted, and a Pre-Application meeting has been conducted with City Staff, unless the Pre-Application meeting has been waived by the Zoning Administrator.

## Submittal:

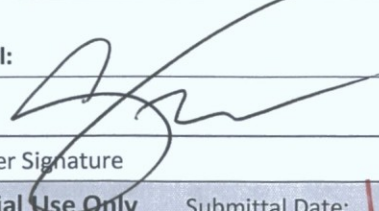
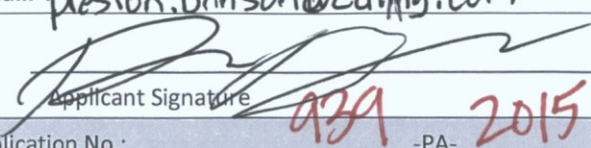
The completed Pre-Application request form, all required materials and fees should be submitted in person to the One-Stop-Shop located at 7447 East Indian School Road; or, may they be submitted digitally at following website:

<https://eservices.scottsdaleaz.gov/eServices/PreApps/Default.aspx>

All checks shall be payable to "City of Scottsdale."

## Scheduling

After the Pre-Application packet has been accepted at the One-Stop-Shop, a staff member will contact the Applicant within five (5) Staff Working Days to schedule a Pre-Application meeting with the assigned staff member(s). Generally, a Pre-Application meeting is scheduled within five (5) to fifteen (15) Staff Working Days from the date of the submittal.

Project Name: <u>Cake</u>	
Property's Address: <u>4426 N. Saddlebag Trail</u>	APN: <u>173 41 146</u>
Property's Zoning District Designation:	
Property Details:	
<input type="checkbox"/> Single-Family Residential <input type="checkbox"/> Multi-Family Residential <input checked="" type="checkbox"/> Commercial <input type="checkbox"/> Industrial <input type="checkbox"/> Other	
Has a 'Notice of Compliance' been issued? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No            If yes, provide a copy with this submittal	
Owner: <u>Equity Partners Group LLC</u>	Applicant: <u>Preston Brinson</u>
Company:	Company: <u>Cake Nightclub / EDLMGAZ LLC</u>
Address: <u>4501 N Scottsdale RD STE 201</u> <small>Scottsdale, AZ 85251</small>	Address: <u>4426 N Saddlebag Trail</u> <small>Scottsdale, AZ 85251</small>
Phone: _____ Fax: _____	Phone: <u>(480) 939-1559</u> Fax: _____
E-mail: _____	E-mail: <u>preston.brinson@edlmg.com</u>
Owner Signature: 	Applicant Signature: 
Official Use Only	Submittal Date: <u>10.9.15</u> Application No.: <u>439</u> -PA- <u>2015</u>
Project Coordinator: _____	

## Planning and Development Services Department

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





# Pre-Application Request

## Development Application Type:

Please check the appropriate box of the Type(s) of Application(s) you are requesting

Zoning	Development Review	Signs
<input type="checkbox"/> Text Amendment (TA)	<input type="checkbox"/> Development Review (Major) (DR)	<input type="checkbox"/> Master Sign Program (MS)
<input type="checkbox"/> Rezoning (ZN)	<input checked="" type="checkbox"/> Development Review (Minor) (SA)	<input type="checkbox"/> Community Sign District (MS)
<input type="checkbox"/> In-fill Incentive (II)	<input type="checkbox"/> Wash Modification (WM)	Other
<input type="checkbox"/> Conditional Use Permit (UP)	<input type="checkbox"/> Historic Property (HP)	<input type="checkbox"/> Annexation/De-annexation (AN)
Exemptions to the Zoning Ordinance	Land Divisions	<input type="checkbox"/> General Plan Amendment (GP)
<input type="checkbox"/> Hardship Exemption (HE)	<input type="checkbox"/> Subdivisions (PP)	<input type="checkbox"/> In-Lieu Parking (IP)
<input type="checkbox"/> Special Exception (SX)	<input type="checkbox"/> Subdivision (Minor) (MD)	<input type="checkbox"/> Abandonment (AB)
<input type="checkbox"/> Variance (BA)	<input type="checkbox"/> Perimeter Exceptions (PE)	<input type="checkbox"/> Single-Family Residential
<input type="checkbox"/> Minor Amendment (MA)		<input type="checkbox"/> Other

## Submittal Requirements: (fees subject to change every July)

☒ Pre-Application Fee: \$ 81  
(No fees are charged for Historic Preservation (HP) properties.)

☒ Records Packet Fee: \$ \_\_\_\_\_  
Processed by staff. The applicant need not visit the Records desk to obtain the packet.  
**(Only required for ZN, II, UP, DR, PP, AB applications, or otherwise required by Staff)**

☒ Application Narrative:  
The narrative shall describe the purpose of the request, and all pertinent information related to the request, such as, but not limited to, site circulation, parking and design, drainage, architecture, proposed land use, and lot design.

☐ Property Owner Authorization Letter  
**(Required for the SA and MS Pre-Applications)**

- ☐ Site / Context Photographs
- Provide color photographs showing the site and the surrounding properties. Use the guidelines below for photos.
  - Photos shall be taken looking in towards the project site and adjacent to the site.
  - Photos should show adjacent improvements and existing on-site conditions.
  - Each photograph shall include a number and direction.
  - Sites greater than 500 ft. in length, also take the photo locations shown in the dashed lines.
  - Photos shall be provided 8 1/2 x 11 paper, max. two per page.



☐ Other

- The following list of Additional Submittal Information is not required for a Pre-Application meeting, unless indicated below by staff prior to the submittal of this request.
- Applicants are advised to provide any additional information listed below. This will assist staff to provide the applicant with direction regarding an application.

## Additional Submittal Information

- ☐ Site Plan
- ☐ Subdivision plan
- ☐ Floor Plans
- ☐ Elevations
- ☐ Landscape plans
- ☐ H.O.A. Approval letter
- ☐ Sign Criteria Regulations & Language
- ☐ Material Samples – color chips, awning fabric, etc.
- ☐ Cross Sections – for all cuts and fills
- ☐ Conceptual Grading & Drainage Plan
- ☐ Exterior Lighting – provide cut sheets, details and photometrics for any proposed exterior lighting.
- ☐ Boundary Survey (required for minor land divisions)
- ☐ Areal of property that includes property lines and highlighted area abandonment request.
- ☐ One copy of the recorded document for the area that is requested to be abandoned. Such as: subdivision plat, map of dedication, GLO (General Land Office) federal patent roadway easement, or separate dedication document. A copy of most recorded documents to be abandoned may be purchased at the City of Scottsdale Records Dept. (480-312-2356), or the Maricopa County Recorder's Office (602-506-3535). A copy of the General Land Office (GLO) federal patent roadway easement may be purchased from the Bureau of Land Management (602-417-9200).

## Planning and Development Services Department

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