



Correspondence Between Staff and Applicant

Approval Letter

Denial Letter

From: [Mike Baum](#)
To: [Chi, Andrew](#)
Cc: [Alvarez, Mario](#)
Subject: Re: 8018 E. Thomas Road Mural (Complaint# 324021)
Date: Saturday, June 20, 2020 6:55:20 PM
Attachments: [image001.jpg](#)
[image002.jpg](#)
[image003.jpg](#)
[image005.jpg](#)
[Mural Application.pdf](#)

External Email: Please use caution if opening links or attachments!

I didnt here back from you guys so I went ahead and completed the pre-applcation for our mural at 8018 E. Thomas Rd. tonight. I have been trying to upload this application onto the city of scottsdale website, but It never finishes the upload of my document and it kicks me back out so that I have to start all over. I have attached it here because I cant keep on doing this tonight. I need to get back to trying to keep my business from failing.

Please let me know how you would like to proceed. I am doing everything I can to comply with you guys. If your website wont let me submit, then its hard to submit by the due date.

Mike Baum
Dilla Libre
480-331-8638
Dillalibre.com

Best Food Truck, Arizona Culinary Hall of Fame, 2017

Top 10 Food Trucks, Phoenix Magazine, 2017
Top 11 Food Trucks, AZ Central, 2017
Top 10 Pho Restaurants in Arizona, Best Things AZ, 2017
Best Sandwiches in the Valley, ABC 15, 2017
Best Valley Food Trucks, Phoenix Business Journal, 2014-16

On Fri, Jun 19, 2020 at 11:23 AM Mike Baum <mikebaum16@gmail.com> wrote:

Hey Mario and Andrew,

I am so sorry to ask for another expansion, but business and life is extremely challenging right now. I just found out my front of house manager was stealing money, my two back of house managers are feuding, COVID cases have spiked again so I am having to implement a blanket mask policy company wide, I cant find anybody that wants to work because people are getting too much money to sit on unemployment, I think my girlfriend is pregnant, and she is a nurse at banner where COVID beds are reaching capacity. If even one of my staff get COVID, Ill have to shut down for 2 weeks, which would likely put us under.

I understand that I just gave you guys a lot of information. I just want to paint an accurate picture for you guys so you understand whats happening over here. Its not that I am blowing this off or that I am trying to put it off. I know how serious this is and whats on the line. I would prefer to figure this out sooner rather than later. If I need to go to jail, I would rather go before my child is born. But, I am really trying to keep this business from disappearing right now. If it goes down, Ill lose my house and we wont have a home.

Please advise. If you cant do an extension, Ill get you something by sunday. But, I want to make sure I really give you guys the best quality presentation because I do not intent to take this mural down. It is a mural about overcoming adversity. If I were to paint over it, it would giving in and giving up, and in the face of all thats going on in the world, in my business, in the community, I could never live with myself if I were to do that. I need a reminder and I think our community needs a reminder to keep on fighting right now.

Thank you for your consideration.

Mike Baum
Dilla Libre
Cell (615) 969-6775
480-331-8638
Dillalibre.com

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On Wed, May 20, 2020 at 5:20 PM Chi, Andrew <AChi@scottsdaleaz.gov> wrote:

Hello Mike,

Thank you for the photos. I have to be honest – that is *a lot* of mural – more than what I was expecting. It's beautiful, but we don't have any buildings or murals in Scottsdale that compares to how much building façade area your mural covers. Your mural will have to be reviewed and heard by the City's Development Review Board – which is a public hearing process. We are not able to review and approve your mural administratively, I am sorry to say.

The reason why you have to go in-front of the DRB is because your mural does not comply with the City's established Commercial Design Guidelines and Sensitive Design Principles. Refer to the attached Commercial Design Guidelines and scroll down to Pages 13 and 16 and go over the highlighted sections, and refer to the attached Sensitive Design Principles and go over the highlighted sections. The guidelines emphasize muted earth tones and warm neutrals as the dominant color of a building, and saturated colors should be used in very limited amounts.

The Development Review Board public hearing process normally takes anywhere between 2.5 to 3 months from the time you submit an application to the hearing itself. I cannot guarantee that your mural will be approved at the hearing – that is up for the Board to decide. Mario Alvarez with Code Enforcement can provide you with an extension from the June 7th deadline of the complaint to allow you the extra time to prepare for the hearing once you submit your Pre-Application.

If you do not want go through the public hearing process, you will have to repaint back the original colors of the building façade in the courtyard area and trellis features of the patio, and reduce the amount of mural area on the east elevation to probably 50% of the original size or less.

PRE-APPLICATION

If you decide to go through the DRB process, then you will need to **submit a Pre-Application online by June 7th** to begin the process. Here is the link to the Pre-Application webpage to submit for Development Review:

<https://www.scottsdaleaz.gov/planning-development/pre-application-case-submittal>

You will need to upload the following documents in PDF format:

- Narrative/Scope of Work (PDF)
- Photos of each side of the building where you painted (PDF)
- Online Paint Samples of each color you used (PDF)

After you submit your application and pay the \$95.00 Pre-App Fee, you will be assigned a Pre-Application Number. In about 2 days, staff will email you acknowledging receipt of your submittal and who your assigned project coordinator is. You will then work with your coordinator and your coordinator will then provide you with a FORMAL application to submit (i.e. this is a 2-step process: submit the Pre-Application as Step 1, then submit your Formal Application as Step 2). **Make sure to provide Mario Alvarez with your Pre-Application Number once you have it – that way Mario can track your case.**

Thank you very much Mike. Let me know if you have any additional questions. Otherwise, please start working on your Pre-Application submittal paperwork and submit by June 7th.

Regards,

Andrew Chi, Planner

City of Scottsdale | Planning & Development Department

7447 East Indian School Road, Suite 105 Scottsdale, Arizona 85251

[Direct] 480.312.7828

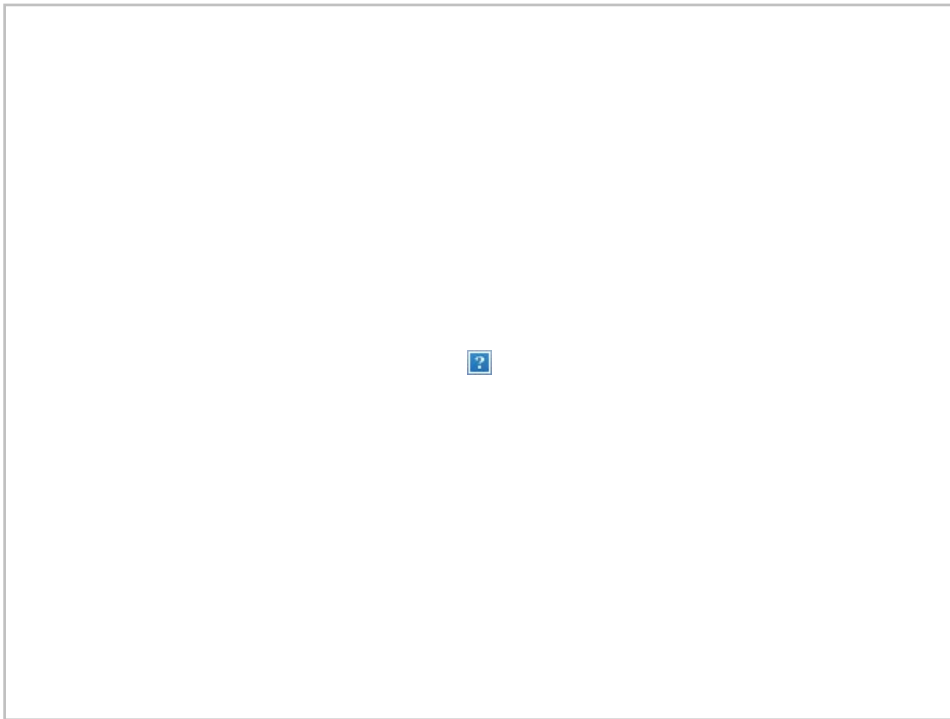
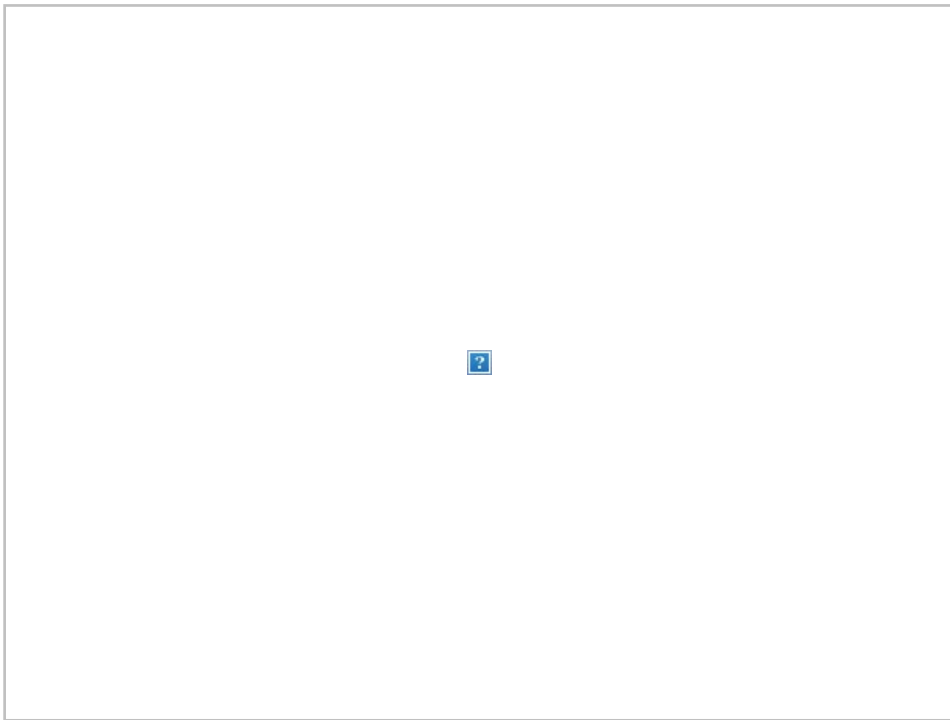
[Email] achi@scottsdaleaz.gov

[Web] www.scottsdaleaz.gov/planning-development

From: Mike Baum <mikebaum16@gmail.com>
Sent: Friday, May 15, 2020 5:24 PM
To: Chi, Andrew <ACHI@Scottsdaleaz.gov>
Cc: Alvarez, Mario <MAlvarez@ScottsdaleAz.Gov>
Subject: 8018 E. Thomas Road Mural (Complaint# 324021)

From: Mike Baum <mikebaum16@gmail.com>
Sent: Saturday, May 16, 2020 3:41 PM
To: Chi, Andrew <ACHI@Scottsdaleaz.gov>
Cc: Alvarez, Mario <MAlvarez@ScottsdaleAz.Gov>
Subject: City of Scottsdale Contact & Mural Email (Complaint# 324021)

Here are the photos of the patio:



Sent from my iPhone

Thank you for your email, Andrew. I will comply with the best of my ability. Here are a few pictures of my mural:



Those are the only photos i have tonight, but I will send more photos tomorrow when I'm able to take some more.

Feel free to contact me anytime. I have it with me all of the time.

Best,

Mike Baum

Dilla Libre

615-969-6775

Sent from my iPhone

On May 15, 2020, at 5:16 PM, Chi, Andrew <AChi@scottsdaleaz.gov> wrote:

Hi Mike,

Thank you for taking the time to chat with me on the phone. This is my contact information so that you are able to reach out to me pertaining to your mural project at 8018 E. Thomas Road. I copied Mario Alvarez to this email so that he is aware you and I are corresponding.

Go ahead and reply all and email us photos of the mural and other exterior repaint you did for your business exterior at 8018 E. Thomas Road. I will then evaluate the photos and provide you next week with a link to submit an application to get the approval process started.

Most likely your mural proposal will need to be approved by the City's Development Review Board, which is a public hearing process that normally takes anywhere between 2-3 months. The process begins with a Pre-Application submittal, and I will provide you with the application link next week.

As long as you communicate with me and copy Mario Alvarez in each response, Mario is able to extend the complaint case to give you and I the time to get your application reviewed and approved.

Let me know if you have any questions. Otherwise, I will wait for your photos. Thank you Mike and have a great weekend!

Regards,

Andrew Chi, Planner

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7447 East Indian School Road, Suite 105 Scottsdale, Arizona 85251

[Direct] 480.312.7828

[Email] achi@scottsdaleaz.gov

[Web] www.scottsdaleaz.gov/planning-development

***MESSAGE TO OUR CUSTOMERS:** Due to the COVID-19 pandemic, City of Scottsdale buildings such as the One Civic Center Building is closed to the public. All meetings will be conducted over the phone or via webcam through the Microsoft Teams app. Planning services can now be handled online – click on the link above to access online services. We apologize for any inconvenience and thank you for understanding, please stay safe!

<image001.png>

Mike Baum

615-969-6775

Mikebaum16@gmail.com