

**AGENDA SUMMARY PAGE PLANNING & DEVELOPMENT  
PLANNING COMMISSION MEETING OF: DECEMBER 20, 2007**

DEPARTMENT: PLANNING & DEVELOPMENT  
DIRECTOR: M. MARGO WHEELER

Consent  Discussion

**SUBJECT:**  
VAR-2546 - VARIANCE PUBLIC HEARING - APPLICANT/OWNER: MARK AND LINDA MCANILEY TRUST - Request for a Variance TO ALLOW A SEVEN FOOT SIDE YARD SETBACK WHERE TEN FEET IS REQUIRED on 0.53 acre at 3105 Conners Drive (APN 139-32-25-025) R-1 (Residence Estates) Zone, Ward 6 (Parkman)

P.C.: FINAL ACTION (Unless Appealed Within 10 Days)

**PROTESTS RECEIVED BEFORE:**

**APPROVALS RECEIVED BEFORE:**

Planning Commission Mtg.

0

Planning Commission Mtg.

10

City Council Meeting

0

City Council Meeting

0

**RECOMMENDATION:**

DENIAL

**BACKGROUND DOCUMENTATION:**

1. Location and Aerial Map
2. Conditions and Staff Report
3. Supporting Documentation
4. Photos
5. Justification Letters
6. Support Postcards and Support Letter
7. Submitted after final agenda Support Postcards

Motion made by GLENN TROWBRIDGE to Approve subject to conditions

NOTE: COMMISSIONER DUNNAM disclosed that he has had past financial dealings with MR. MARTIN, but he has not discussed the application with MR. MARTIN and would vote on the item.

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 1  
GLENN TROWBRIDGE, DAVID STEINMAN, BYRON GOYNES, STEVEN EVANS, SAM DUNNAM; (Against-None); (Abstain-None); (Did Not Vote-None); (Excused-RICHARD TRUESDELL)

Minutes:

ACTING CHAIRMAN GOYNES declared the Public Hearing open.

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ANDY REED, Planning and Development Department, stated the request is a self-imposed hardship and recommended denial.

JIM MARTIN, 175 Cassia Way, Suite A111, Henderson, appeared on behalf of the applicant. He explained the applicant would like to construct a three-car garage which would encroach three feet into the side yard setback.

MR. MARTIN informed COMMISSIONER STEINMAN that the affected neighbor supported the requested and submitted the letter of support for the record. COMMISSIONER STEINMAN explained that he wanted to make sure the neighbor was aware of the variance requested and observed that the proposed buffer should be adequate.

ACTING CHAIRMAN GOYNES declared the Public Hearing closed.

