

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT CITY COUNCIL MEETING OF: FEBRUARY 6, 2008

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: M. MARGO WHEELER

☐ Consent ☒ Discussion

SUBJECT:
VARIANCE

VAR-25403 ABEYANCE ITEM PUBLIC HEARING - CAROLINE'S COURT -
APPLICANT/OWNER: CAROLINE'S COURT, LLC Appeal from the approval by the Planning Commission of a request for a Variance TO ALLOW A RETAINING WALL HEIGHT OF 15 FEET WHERE THE MAXIMUM RETAINING WALL HEIGHT IS SIX FEET ON THE WEST PROPERTY LINE, AND TO ALLOW A TOTAL HEIGHT OF 23 FEET WHERE THE MAXIMUM TOTAL HEIGHT OF RETAINING AND SCREENING WALLS IS 12 FEET on 23.62 acres at the northwest corner of El Capitan Way and Durango Drive (P/Ns: 25-17-601-012, 017 and 25-17-202-001), T-C (Town Center) Zone (SC/TC (Service Commercial/Town Center) Special Land Use Designation), Ward 6 (Ross). The Planning Commission (7-0 vote) and staff recommend APPROVAL.

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

City Council Meeting

APPEALS RECEIVED BEFORE:

Planning Commission Mtg.

City Council Meeting

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RECOMMENDATION:

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location and Aerial Maps
2. Conditions and Staff Report
3. Supporting Documentation
4. Justification Letter
5. Appeal letter filed by Olympia Land Corporation
6. Support postcard
7. Submitted at meeting Letter by Kummer Kaempfer Bonner Renshaw and Ferrario with Exhibits
8. Backup referenced from the 11-29-07 Planning Commission Meeting Item 43

Motion made by STEVEN D. ROSS to Withdraw the Appeal Without Prejudice

Passed For: 6; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 1

RICKI Y. BARLOW, LOIS TARKANIAN, LARRY BROWN, GARY REESE, STEVE WOLFSON, STEVEN D. ROSS; (Against-None); (Abstain-None); (Did Not Vote-None); (Excused-OSCAR B. GOODMAN)

CITY COUNCIL MEETING OF: FEBRUARY 6, 2008

Minutes:

MAYOR PRO TEM REESE declared the Public Hearing open.

ATTORNEY STEPHANIE ALLEN, 3800 Howard Hughes Parkway, appeared on behalf of the appellant and submitted a letter requesting the withdrawal of the appeal without prejudice. They have met with the applicant and have been assured that the grade on the site will not impede access to her client's adjacent property.

COUNCILMAN BOSS was pleased that the two developers reached a compromise and hopefully both parties will be satisfied with the end result.

MARGO WHEELER, Director of Planning and Development Department, verified with DEPUTY CITY ATTORNEY JIM LEWIS that the Variance was approved as final action at the Planning Commission meeting. The withdrawal of the appeal still leaves the Variance approved as final action.

MAYOR PRO TEM REESE declared the Public Hearing closed.

