

**AGENDA MEMO****PLANNING COMMISSION MEETING DATE: APRIL 24, 2008****DEPARTMENT: PLANNING AND DEVELOPMENT****ITEM DESCRIPTION: SDR-27197 - APPLICANT: LAMAR OUTDOOR ADVERTISING
- OWNER: VEGAS OUTDOOR ADVERTISING**

**** CONDITIONS ******STAFF RECOMMENDATION: APPROVAL, subject to:****Planning and Development**

1. Conformance to the Conditions of Approval for Special Use Permit (U-0322-94) shall be required.
2. This approval shall be void two years from the date of final approval, unless a building permit has been issued for the principal building on the site. An Extension of Time may be filed for consideration by the City of Las Vegas.
3. All development shall be in conformance with the site plan and building elevations, date stamped 3/10/08, except as amended by conditions herein.
4. The Off-Premise Sign (Billboard) and its supporting structure shall be properly maintained and kept free of graffiti at all times. Failure to perform the required maintenance may result in fines and/or removal of the Off-Premise Sign (Billboard).
5. The property owner shall keep the property properly maintained and graffiti-free at all times. Failure to perform required maintenance may result in fines and/or removal of the Off-Premise Sign (Billboard).
6. The structural elements exposed on the northern face of the billboard shall be screened from view
7. Bird deterrent devices shall be installed on the sign within 30 days of final approval by the City of Las Vegas.
8. All City Code requirements and design standards of all City Departments must be satisfied, except as modified herein.

SDR-27197 - Staff Report Page One
April 24, 2008 - Planning Commission Meeting

**** STAFF REPORT ****

PROJECT DESCRIPTION

This application is a request for a Site Development Plan Review to raise an existing 65.2 foot tall Off-Premise Sign (billboard) to a height of 75 feet on property located at 369 North 13th Street. As this application request exceeds the limits of a Minor Site Development Plan Review, it is being processed as a Site Development Plan Review per Title 19.14.100(G)4.

Staff recommends approval of the following request as there is no anticipated impact to the surrounding area from raising the existing sign an additional 14.8 feet in height.

BACKGROUND INFORMATION

<i>Related Relevant City Actions by P&D, Fire, Bldg., etc.</i>	
1/18/95	The City Council approved a request for a Rezoning (Z-0150-94) from the R-3 (Medium Density Residential) zoning district to the C-1 (Limited Commercial) zoning district. The Planning Commission recommended approval on 12/22/94.
2/15/94	The City Council approved a request for a Special Use Permit (U-0322-94) to allow a 14-foot by 48-foot Off-Premise Sign located at 369 North 13 th Street, subject to a Five-Year Review. The Planning Commission recommended approval on 1/24/95
4/05/2000	The City Council approved a required Five-Year Review [U-0322-94(1)] of a Special Use Permit (U-0322-94) to allow a 14-foot by 48-foot Off-Premise Sign located at 369 North 13 th Street, subject to a Two-Year Review.
<i>Related Building Permits/Business Licenses</i>	
10/11/95	A #225 Final Inspection was completed for application #95-878388, under Plan Check # L-3092-95 for an Off-Premise Sign (Billboard) located at 369 North 13 th Street.
<i>Pre-Application Meeting</i>	
3/05/08	A pre-application meeting was held with staff to discuss the requirements for submitting a Site Development Plan Review of a billboard Per Title 19.14.100(G)1 as the sign exceeds the 65-foot height limit.
<i>Neighborhood Meeting</i>	
A neighborhood meeting is not required for this type of request, nor was one held.	

SDR-27197 - Staff Report Page Two
 April 24, 2008 - Planning Commission Meeting

Field Check	
4/03/08	A field check was carried out by staff with the following observations: <ul style="list-style-type: none"> • Sign located in the rear portion of a parking lot of an adjacent office building. • Existing bird-nuisance with pigeons roosting in the sign structure. • Structural elements of the billboard are exposed at the north face.

Details of Application Request	
Site Area	
Net Acres	0.10 acres

Surrounding Property	Existing Land Use	Planned Land Use	Existing Zoning
Subject Property	Billboard/Parking Lot	MXU (Mixed-Use)	C-1 (Limited Commercial)
North	Office	MXU (Mixed-Use)	C-1 (Limited Commercial)
South	ROW (US-95)	ROW (US-95)	ROW (US-95)
East	Duplexes	MXU (Mixed-Use)	R-3 (Medium Density Residential)
West	ROW (US-95)	ROW (US-95)	ROW (US-95)

Special Districts/Zones	Yes	No	Compliance
Special Area Plan			
Downtown Redevelopment Plan Area	X		NA
Special Districts/Zones	Yes	No	Compliance
Special Purpose and Overlay Districts			
Trails		X	NA
Rural Preservation Overlay District		X	NA
Development Impact Notification Assessment		X	NA
Project of Regional Significance		X	NA

DEVELOPMENT STANDARDS

Per Title 19.14.100, the following sign standards apply to the Off-Premise Sign (Billboards):

Standards	Code Requirement	Provided	Compliance
Location	No Off-Premise Advertising (Billboard) Sign may be located within the public right-of-way. May not be located within the Off-Premise Sign Exclusionary Zone except in exempted areas.	The existing sign is not located within the public right-of-way or the Off-Premise Sign Exclusionary Zone.	Y

SDR-27197 - Staff Report Page Three
April 24, 2008 - Planning Commission Meeting

Zoning	Off-Premise Advertising (Billboard) Signs are permitted in the C-1, C-2, C-M and M Zoning Districts only.	C-1	Y
Area	No Off-Premise Advertising (Billboard) Signs shall have a surface area greater than 672 square feet, except that an embellishment of not to exceed five feet above the regular rectangular surface of the sign may be added if the additional area contains no more than 128 square feet.	672 square feet with no embellishments shown or proposed	Y
Height	No more than 45 feet above the noise abatement improvement project from the tallest point of the improvement project to the top of the sign and no higher than 65 feet from grade at the point of construction	75 feet	N
Screening	All structural elements of an Off-Premise Advertising (Billboard) Sign to which the display panels are attached shall be screened from view.	The structural elements of the sign are exposed at the northern face.	N
Off-Premise Advertisement (Billboard)	At least 750 feet to another Off-Premise Sign	263 feet from Off-Premise Sign to the south	N
Off-Premise Advertisement (Billboard)	At least 300 feet to the nearest property line of a lot in any R zoned district.	68 feet	N
Other	All Off-Premise Advertising (Billboard) Signs shall be detached and permanently secured to the ground and shall not be located on property used for residential purposes.	Sign is permanently attached and is located on non-residential property.	Y

SDR-27197 - Staff Report Page Four
April 24, 2008 - Planning Commission Meeting

ANALYSIS

This sign was originally approved by Special Use Permit (U-0322-94). The sign in review is located in the rear portion of a parking lot on a separate parcel adjacent to a small office building. This particular sign is being raised to a total height of 75-feet, which exceeds the 65-foot allowable limit for a Minor Site Development Plan Review. The existing sign is non-conforming as it is located within 68 feet from residentially-zoned property where a 300 foot separation is required, and is 263 feet from another billboard where a 750 foot separation is required. Although this sign in review has been found in non-conformance, per Title 19.14.100(G)4 a sign approved by the City Council under this paragraph (4) shall maintain any nonconforming status it had immediately before such approval.

FINDINGS

In order to approve a Site Development Plan application, per Title 19.18.050 the Planning Commission and/or City Council must affirm the following:

1. The proposed development is compatible with adjacent development and development in the area;

The development proposal is to only raise the existing billboard to a total height of 70 feet; there are no other proposals to relocate or modify the sign in a manner that could increase the signs impact on the surrounding neighborhood. The existing sign is a legal, non-conforming sign as the sign was originally approved on the R-4 (High Density Residential)-zoned lot prior to the requirement forbidding the installation of a billboard on property that maintains a residential use.

2. The proposed development is consistent with the General Plan, this Title, the Design Standards Manual, the Landscape, Wall and Buffer Standards, and other duly-adopted city plans, policies and standards;

The existing sign does not meet the minimum separation distance from residentially zoned property per Title 19.14.100(G)4; however, a sign approved by the City Council under this paragraph (4) shall maintain any nonconforming status it had immediately before such approval.

3. Site access and circulation do not negatively impact adjacent roadways or neighborhood traffic;

This existing Off-Premise Sign (Billboard) is located on a separate lot adjacent to the back portion of a small office building. The site access and circulation of the subject lot or the adjacent property will only be affected during the period of construction to increase the signs height.

SDR-27197 - Staff Report Page Five
April 24, 2008 - Planning Commission Meeting

4. Building and landscape materials are appropriate for the area and for the City;

The proposed tubular steel column for the Off-Premise Sign (Billboard) is typical of the supporting structure materials for a standard billboard. There are no anticipated changes to the existing landscaping with the proposed height increase.

5. Building elevations, design characteristics and other architectural and aesthetic features are not unsightly, undesirable, or obnoxious in appearance; create an orderly and aesthetically pleasing environment; and are harmonious and compatible with development in the area;

The current sign does not adequately screen the structural elements that are exposed on the billboards north face. In addition, the billboard will require bird-deterrent devices as a bird-nuisance was discovered during the 4/03/08 field check. Approval of this review has been conditioned to remedy these two issues.

6. Appropriate measures are taken to secure and protect the public health, safety and general welfare.

The proposed raising of the existing Off-Premise Sign (Billboard) will require Third-Party Special Inspections Report, filed by a Professional Engineer licensed with the State of Nevada, prior to the completion of a final inspection from the Building and Safety Department.

NEIGHBORHOOD ASSOCIATIONS NOTIFIED 8

ASSEMBLY DISTRICT 11

SENATE DISTRICT 10

NOTICES MAILED 722

APPROVALS 2

PROTESTS 1