



*City of Las Vegas*

Agenda Item No.: 17.

**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT  
PLANNING COMMISSION MEETING OF: NOVEMBER 19, 2009**

DEPARTMENT: PLANNING & DEVELOPMENT  
DIRECTOR: M. MARGO WHEELER

☐ Consent ☒ Discussion

SUBJECT: UP-3624 - SPECIAL USE PERMIT - PUBLIC HEARING - APPLICANT: FUNNY'S I-  
OWNER: RAK PROPERTIES, LLC - Request for a Special Use Permit FOR A PROPOSED  
LIQUIFIED PETROLEUM GAS INSTALLATION (OVER 288 GALLONS) at 4747 North  
Rancho Drive (CNC-38-024-01-000) C-2 (General Commercial) Zone, Ward 6 (Ross)

IF APPROVED, C.C. 22-16/2009

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

**PROTESTS RECEIVED BEFORE:**

**APPROVALS RECEIVED BEFORE:**

Planning Commission Mtg.

2

Planning Commission Mtg.

0

City Council Meeting

0

City Council Meeting

0

**RECOMMENDATION:**  
**APPROVAL**

**BACKUP DOCUMENTATION:**

1. Location and Aerial Maps
2. Conditions and Staff Report
3. Supporting Documentation
4. Photo
5. Justification Letter
6. Submitted after Final Agenda Protest Postcards

Motion made by RICHARD TRUESDELL to Approve subject to conditions

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

KEEN ELLSWORTH, BYRON GOYNES, GLENN TROWBRIDGE, RICHARD  
TRUESDELL, STEVEN EVANS, GUS FLANGAS; (Against-None); (Abstain-None); (Did Not  
Vote-None); (Excused-VICKI QUINN)

NOTE: COMMISSIONER ELLSWORTH indicated that he did not have to abstain in this matter  
as he does not represent Funny's I; it has a different owner.

Minutes:

CHAIR TROWBRIDGE declared the Public Hearing open.

DOUG RANKIN, Planning and Development, stated the proposal to replace the existing propane  
tank with a 1,000 gallon tank is compatible and meets the requirements for a special use permit.

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However, staff included a condition of approval to require compliance of the landscaping plan, which was not in compliance under previously approved Special Use Permit U-25-94. He noted that additional protests were received after publication.

MELBIA NIELSON, representing the applicant, accepted the conditions, including the condition on the landscaping plan.

COMMISSIONER TRUESDELL asked MS. NIELSON why the applicant is seeking to replace the existing tank with a larger tank. MS. NIELSON indicated that the applicant wishes to upgrade to a larger tank in order to reduce the number of deliveries being made, which is safer and better for the environment.

COMMISSIONER GOYNES was confused and asked if Fumry's has been located at this site since 1994, because he could not understand how landscaping has not been in compliance since then. MR. KANNEN indicated that in 1994 a special use permit was issued for beer/wine, at which time site plan reviews were conducted and conditions were placed on the site plan.

COMMISSIONER TRUESDELL verified with MR. KANNEN that the use permit would not be granted until the landscaping conditions of approval are met.

CHAIR TROWBRIDGE declared the Public Hearing closed.

