



City of Las Vegas

Agenda Item No.: 34.

**AGENDA SUMMARY PAGE - PLANNING
PLANNING COMMISSION MEETING OF: AUGUST 9, 2011**

**DEPARTMENT: PLANNING
DIRECTOR: FLINN RAGG**

☐ Consent ☒ Discussion

SUBJECT: UP-4225 - SPECIAL USE PERMIT PUBLIC HEARING - APPLICANT: KID'S HAPPY DAYS CHILD CARE - OWNER: KIRANDEHA WIJEKULARATNE - For possible action on a request for a special use permit for a PROPOSED CHILD CARE - GROUP HOME (7-12 CHILDREN) - THE MAINTENANCE ALLOW ACCESS TO THE FACILITY BY MEANS OF A RIGHT-OF-WAY (OAKLEY BOULEVARD) WITH A WIDTH OF GREATER THAN 60 FEET at 6241 West Oakley Boulevard, APN 163-02-712-024, R-PD5 (Residential Planned Development - 5 Units Per Acre) Zone, Ward 1 (Tarkanian). Staff recommends DENIAL.

**MAY GO TO CITY COUNCIL ON 09/07/2011
OR MAY BE FINAL ACTION (Unless Appealed Within 10 Days)**

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

1

City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

4

City Council Meeting

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RECOMMENDATION:

Staff recommends DENIAL.

BACKUP DOCUMENTATION:

1. Location and Aerial Maps
2. Conditions and Staff Report
3. Supporting Documentation
4. Photos
5. Justification Letter
6. Protest/Support Postcards

Motion made by VICKI QUINN to Hold in abeyance to 9/13/2011

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

GUS FLANGAS, BYRON GOYNES, RICHARD TRUESDELL, GLENN TROWBRIDGE, VICKI QUINN, TODD L. MOODY, TRINITY SCHLOTTMAN; (Against-None); (Abstain-None); (Did Not Vote-None); (Excused-None)

Minutes:

CHAIR TROWBRIDGE declared the Public Hearing open.

STEVE GEBEKE, Planning, indicated that the applicant is currently operating a child care business with a maximum of six children with a State of Nevada license. The applicant is

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proposing to increase the number of children to 12, changing the land use to Child Care/Group Home. There will be three additional parking spaces in the rear yard of the property, including a van accessible handicap space, with street access to Verde Jardin Way. A waiver is requested to allow access to the facility from Oakey Boulevard for loading and unloading of passengers on site from either the front driveway or the rear parking lot. However, the configuration is awkward and will most likely result in this activity occurring in the public right-of-way. Staff recommended denial as the use is not compatible with the surrounding residential uses.

SUDARSHINI WIJEKULARATNE appeared on behalf of SHANTHA WIJEKULARATNE and stated the facility would be accessed from Verde Jardin Way. She will park her vehicle in the garage, so the parents can drop off children at the driveway in the back parking area. The requested waiver is for the driveway fronting Oakey Boulevard.

Looking at the photos, COMMISSIONER GOYNES stated that he would not take his children to this day care facility. He asked what the applicant intends to do with the aesthetics and maintenance of the property, which is in dire need of improvements. MS. WIJEKULARATNE replied that the children play in the backyard, but she will improve the property in the future.

CHAIR TROWBRIDGE believed there was a language barrier and suggested the applicant obtain an interpreter to ensure the applicant's understanding of the proceedings. MS. WIJEKULARATNE agreed to bring an interpreter at the next meeting.

COMMISSIONER GOYNES consulted with Mrs. GEBBIE that the State issues a business license and looks at the property. JILL RANKIN, Planning, added that there are codes related to property maintenance that Code Enforcement can enforce.

CHAIR TROWBRIDGE declared the Public Hearing closed.