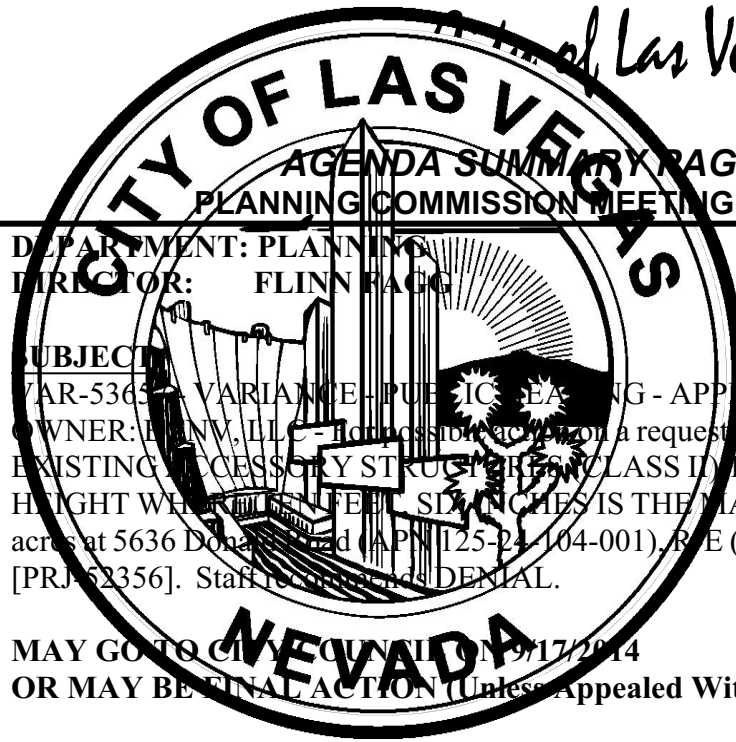




City of Las Vegas

Agenda Item No.: **24.**

**AGENDA SUMMARY PAGE - PLANNING
PLANNING COMMISSION MEETING OF: AUGUST 12, 2014**

**DEPARTMENT: PLANNING
DIRECTOR: FLINN BAGO**

☐ Consent ☒ Discussion

SUBJECT: VAR-5365 - VARIANCE - PUBLIC HEARING - APPLICANT: ERIK MARTONOVICH - OWNER: HANV, LLC - For possible action on a request for a Variance TO ALLOW TWO EXISTING ACCESSORY STRUCTURES CLASS II TO BE 16 FEET AND 37 FEET IN HEIGHT WHEN 12 FEET SIX INCHES IS THE MAXIMUM HEIGHT ALLOWED on 2.07 acres at 5636 Donaghy Road (APN 125-24-104-001), R/E (Residence Estates) Zone, Ward 6 (Ross) [PRJ 52356]. Staff recommends DENIAL.

**MAY GO TO CITY COUNCIL ON 9/17/2014
OR MAY BE FINAL ACTION (Unless Appealed Within 10 Days)**

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.	2
City Council Meeting	0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.	1
City Council Meeting	0

RECOMMENDATION:

Staff recommends DENIAL, if approved, subject to conditions:

BACKUP DOCUMENTATION:

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

Motion made by TODD L. MOODY to Hold in abeyance to 10/14/2014

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 2
TRINITY HAVEN SCHLOTTMAN, VICKI QUINN, BYRON GOYNES, GUS FLANGAS,
TODD L. MOODY; (Against-None); (Abstain-None); (Did Not Vote-None); (Excused-
RICHARD TRUESDELL, RICHARD P. BONAR)

Minutes:

CHAIR FLANGAS declared the Public Hearing open.

GREG KAPOVICH, Planner, indicated that the variance is being requested to address the citation issued by Code Enforcement for excessive accessory structure height. The applicant constructed a 16-foot tall and a 37-foot tall horse training apparatus that exceed the height of the

PLANNING COMMISSION MEETING OF: August 12, 2014

main dwelling unit. The horse training apparatus was constructed without proper permits. The proposed accessory structure meets all Title 19 requirements regarding location, setbacks and building area; however, the applicant has provided no evidence of unique or extraordinary circumstances that would justify the request. Therefore, staff recommended denial.

ERIK MARTONOVICH explained that they are acrobats; the apparatus is needed for training purposes and he has the support from the adjacent residents. He pointed out there are six tall utility poles across his property.

COMMISSIONER MOODY asked if a neighborhood meeting was held to get the residents' input. MR. MARTONOVICH replied that the neighbors are invited to watch them practice but he has not held an official meeting. He obtained 40 signatures, which he submitted with all required application paperwork. COMMISSIONER MOODY requested the applicant agree to give him an opportunity to hold a neighborhood meeting and have staff attend to get input from the neighbors. MR. MARTONOVICH was amenable to the abeyance request, but asked that it be for a longer period because he is currently on tour. COMMISSIONER MOODY suggested holding the item in abeyance for 60 days, and he will be attending the meeting.

CHAIR FLANGAS declared the Public Hearing closed.

