



City of Las Vegas

Agenda Item No.: 77.

**AGENDA SUMMARY PAGE - PLANNING
PLANNING COMMISSION MEETING OF: JUNE 13, 2017**

DEPARTMENT: PLANNING
DIRECTOR: TOM PERRIGO

Consent Discussion

SUBJECT: UP-7021 - SPECIAL USE PERMIT - PUBLIC HEARING - APPLICANT: POS PAQUE? TAKOS, LINA - OWNER THE HAKSA ABDOLANI TRUST - For possible action on a request for a Special Use Permit TO ALLOW AN EXISTING OPEN AIR VENDING USE (TACO TRAILER) TO BE LOCATED 72 FEET FROM RESIDENTIALLY ZONED PROPERTY AND TO ALLOW HOLD THE OPERATION FROM 10:00 A.M. TO 10:00 P.M. at 1468 East Charleston Boulevard (Parcel ID: 162-02-110-008), C-1 (Limited Commercial) Zone, Ward 3 (Coffin) [PRJ-76139]. Staff recommends DENIAL.

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

PROTESTS RECEIVED BEFORE:

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.	<input type="text" value="0"/>	Planning Commission Mtg.	<input type="text" value="67"/>
City Council Meeting	<input type="text" value="0"/>	City Council Meeting	<input type="text" value="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. Photo(s)
5. Justification Letter
6. Support Petition
7. Submitted after Final Agenda - Support Letter and Postcard

Motion made by SAM CHERRY to Approve subject to conditions

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

TODD L. MOODY, VICKI QUINN, TRINITY HAVEN SCHLOTTMAN, SAM CHERRY, GLENN TROWBRIDGE, CEDRIC CREAR, DONNA TOUSSAINT; (Against-None); (Abstain -None); (Did Not Vote-None); (Excused-None)

Minutes:

CHAIR SCHLOTTMAN declared the Public Hearing open.

SCOTT RUEDY, Senior Management Analyst, reported the applicant is requesting to operate an existing open air vending use within a commercial development. A Conditional Use Verification

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was approved for the site although it is less than 150 feet from a residential development. The applicant was notified that a Special Use Permit is required to continue operations. The applicant is also requesting to operate until 10:00 p.m. Staff determined that due to the distance to the residential development and the proposed hours of operation, the use is not compatible with surrounding uses. Therefore, staff recommended denial. MR. RUEDY noted additional letters of support were received since publication.

SONIA HEMPHILL, applicant, and her brother (name not provided) asked for the Commissions support as they have invested all of their savings into this business. They have support from the owner and the community. They have received five stars on YELP, their place is clean, quiet, and she has personally knocked on doors, and the residents do not have any issues with them. She indicated they had obtained a lot of support signatures and some had sent emails.

JONATHAN STARKEY lives less than 1,000 feet from where the applicants operate their business. The business is a nice, clean place, and the owners are good, friendly people who they would like to see remain where they are. It is nice to have them at the corner of the street; it is like having extra eyes watching your home. NANCY STARKEY stated she eats there often, she loves their food, and the prices are reasonable. The truck is spotless, the owners are very friendly, and she would like them to be able to continue to operate as well.

COMMISSIONER QUINN commented how nice it was of MR. and MRS. STARKEY to stay and speak in support of the applicants request.

CHAIR SCHLOTTMAN lives in this neighborhood, has seen this truck in the past and has never had an issue with it.

CHAIR SCHLOTTMAN declared the Public Hearing closed.