



City of Las Vegas

Agenda Item No.: 28.

**AGENDA SUMMARY PAGE - PLANNING
PLANNING COMMISSION MEETING OF: JANUARY 22, 2019**

**DEPARTMENT: PLANNING
DIRECTOR: ROBERT SUMMERFIELD**

☐ Consent ☒ Discussion

SUBJECT: VAR-7515 - A VARIANCE - PUBLIC HEARING - APPLICANT: MICHAEL WHITE -
OWNER: FLOSS LIVING TRUST - Not possible action on a request for a Variance TO ALLOW A
SIX-FOOT REAR YARD SETBACK WHERE 15 FEET IS REQUIRED FOR AN EXISTING
PATIO ENCLOSED ON 0.21 acre(s) 5410 Basset Road Avenue (APN 125-13-411-004), R-1
(Single Family Residential) Zone, Ward 6 (Fiore) [PR-74714].. Staff recommends DENIAL.

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

PROTESTS RECEIVED BEFORE:

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

0

Planning Commission Mtg.

1

City Council Meeting

0

City Council Meeting

0

RECOMMENDATION:

DENIAL

BACKUP DOCUMENTATION:

1. Location and Aerial Maps
2. Conditions and Staff Report
3. Supporting Documentation
4. Photo(s)
5. Justification Letter
6. Submitted after Final Agenda - Support Postcard and Support Documentation Not Vetted -
Comment Form (1)

Motion made by LOUIS DE SALVIO to Approve subject to conditions

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

CHRISTINA ROUSH, DONNA TOUSSAINT, TRINITY HAVEN SCHLOTTMAN, SAM
CHERRY, LOUIS DE SALVIO, VICKI QUINN, BRENDA J. WILLIAMS; (Against-None);
(Abstain-None); (Did Not Vote-None); (Excused-None)

Minutes:

CHAIR CHERRY declared the Public Hearing open.

ERIC McCAMMOND, Senior Management Analyst, stated the applicant is requesting a
Variance to allow a six foot rear yard setback where 15 feet is required on an existing enclosed
patio structure. As no evidence of a unique or extraordinary circumstance was presented, staff

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concluded that the hardship is preferential in nature. As such, staff recommended denial. He noted additional letters of support were received since publication.

MICHAEL WHITE, contractor of record and applicant, along with KARL L. SUTTON JR., property owner, were present.

MR. SUTTON stated he and his wife, IRENE, are the owners of Kiss Trust which owns the property. The porch, which is six feet from the wall, was on the house when they originally purchased it from the builder. He explained they are asking for an enclosure/screened-in porch so that his wife, who has various ailments, can sit out on the porch, but they found she was unable to do so with her portable oxygen concentrator without it being glassed in.

MR. SUTTON stated being able to sit out on the porch in the sun with her oxygen machine would increase his wife's quality of life. He had the support of the Homeowners Association and both neighbors in writing along with approval from the local Fire Department. He added that the windows are removable if need be.

COMMISSIONER DE SALVIO stated he has not received any complaints, and the property backs up to Bradley Road so this request would not impact anyone.

CHAIR CHERRY declared the Public Hearing closed.