

RESULTS OF PUBLIC MEETING BOARD OF ADJUSTMENT

Pursuant to A.R.S. Section 38-431.02, notice was hereby given to the members of the **BOARD OF ADJUSTMENT** and to the general public, that the **BOARD OF ADJUSTMENT** held a meeting open to public on **Tuesday, May 23, 2023 at 12:00 p.m.**

The Board of Adjustment was held in-person and virtually.

The results of the meeting were as follows:

RESULTS

No Action A. Approval of Minutes

No minutes to approve.

Approved B. Approval of Agenda – May 23, 2023

(James/Hill - Vote of 6-0) (Beuerlein absent).

C. Requests for Continuance and/or Withdrawal

D. Items for Consideration

**Upheld
ZAH0**

1. Application #: **ZA-157-22-1 (Remanded to the Board of Adjustment by Superior Court (#CV2022-012033))**

 Existing Zoning: RE-35
 Location: 4714 West Greenway Road
 Quarter Section: 35-17(L5)
 Proposal: **1) Use permit to allow an over height (16 feet) detached accessory structure within the rear yard (north) setback. Maximum 15 feet permitted.**
 2) Use permit to allow a home occupation to be conducted in an accessory building. Use permit required.

 Ordinance Sections: 706.G, 608.E.3.h.(2)
 Applicant: Timothy A La Sota, Timothy A La Sota, PLC

 Representative: Timothy A La Sota, Timothy A La Sota, PLC

 Owner: Javier Munoz Ruiz
 Appellant: Javier Munoz Ruiz

Upheld the Zoning Adjustment Hearing Officer's decision and denied the use permit. Request #2 withdrawn.

(Hill/James - Vote of 6-0) (Beuerlein absent).

E. Other Business

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| Updated | 2. Update on next Board of Adjustment agenda. |
| Updated | 3. Update on pending appeals of the Board of Adjustment. |
| No Action | 4. Q & A: Procedure and Process - Board of Adjustment case law. |
| No Action | 5. The Board may vote to go into Executive Session pursuant to A.R.S Section 38-431.03.A.3. for the purpose of receiving legal advice regarding any of the above Items A-E. |

Adjourned F. Adjournment

For further information, please call Julie Garcia in the Planning and Development Department at 602-495-7029 or contact us via electronic mail at pdd.boardofadjust@phoenix.gov. This electronic mail address will not accommodate zoning enforcement/violation complaints.

This publication can be made available in alternate format upon request. To request a reasonable accommodation, please contact Angie Holdsworth at 602-495-5622, TTY: Use 7-1-1.

May 23, 2023