

Staff Report: Z-16-17-1 May 9, 2017

Deer Valley Village Planning

May 18, 2017

Committee Hearing Date:

June 8, 2017

Planning Commission Hearing Date:

idile 0, 2017

Request From: S-1 (1.31 acres

RE-43 (0.27 acres)

Request To:

C-1 (1.58 acres)

Proposed Use:

Neighborhood retail center

Location:

Northeast corner of 67th Avenue and

Pinnacle Peak Road

Owner:

M Brothers 67th Avenue, LLC Suite 245

Applicant/Representative:

Nick Wood, Esq, Snell & Wilmer LLP

Staff Recommendation:

Approval, subject to stipulations

General Plan Conformity					
General Plan Land Use Designation		Residential 0 to 2 dwelling units per acre			
Street Map	67th Avenue	Major Arterial	65 feet east half street (City of Peoria)		
Classification	Pinnacle Peak Road	Local	0 feet (Maricopa County)		

CONNECT PEOPLE AND PLACES CORE VALUE

OPPORTUNITY SITES; LAND USE PRINCIPLE: Support reasonable levels of increased intensity, respectful of local conditions and surrounding neighborhoods.

It is reasonable to support an increase to C-1 zoning at the subject site. The site has been designed as a small scale commercial center that will provide neighborhood commercial uses to the immediate area, as well as an equestrian trail.

STRENGTHEN OUR LOCAL ECONOMY CORE VALUE

ENTREPRENEURS AND EMERGING ENTERPRISES; LAND USE PRINCIPLE: Encourage land uses that promote the growth of entrepreneurs or new businesses in Phoenix in appropriate locations.

The proposed zoning will allow the opportunity for new businesses to locate in Phoenix, on the subject site.

May 9, 2017 Page 2 of 6

<u>CELEBRATE OUR DIVERSE COMMUNITIES AND NEIGHBORHOODS CORE</u> VALUE

CERTAINTY AND CHARACTER; DESIGN PRINCIPLE: Create new development or redevelopment that is sensitive to the scale and character of the surrounding neighborhoods and incorporates adequate development standards to prevent negative impact(s) on the residential properties.

The proposed zoning will allow for the site to develop with neighborhood commercial uses at a scale that is appropriate for the area. The site is uniquely situated in a semi-rural area, on a major arterial street, and not immediately adjacent to single-family residential uses.

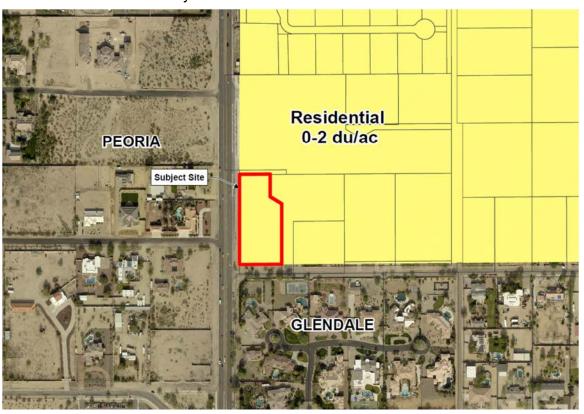
Surrounding Land Uses/Zoning			
	Land Use	<u>Zoning</u>	
On Site	Vacant	S-1 and RE-43	
North	School	R1-18	
South	Single-family residential	RR-45 (Glendale)	
East	Vacant land owned by school	S-1 and RE-43	
West	Single-family residential	SR-43 (Peoria)	

C-1 (Neighborhood Retail)				
<u>Standards</u>	Requirements	Proposed		
Building Setbacks				
Street	Minimum 20 feet, Average 25 feet	Met – 25 feet		
Interior sides				
<u>North</u>	25 feet for 15-foot high building	Met – 25 feet		
<u>East</u>	25 feet for 15-foot high building	Met – 25 feet		
Landscape Setbacks				
Street	Minimum 20 feet,	Met – 25 feet		
	Average 25 feet			
Interior sides				
<u>North</u>	10 feet	Met – 20 feet		
East	10 feet	Met – 10 to 25 feet		
Lot Coverage	Maximum 50%	Met – 25%		
Building Height	Maximum 30 feet	Mot 45 foot		
	(Stipulated to maximum 20 feet)	Met – 15 feet		
Parking	Medical/Retail	Mot 60 appears		
	Minimum 59 spaces	Met – 60 spaces		

May 9, 2017 Page 3 of 6

Background/Issues/Analysis

- 1. This is a request to rezone a 1.58-acre site from S-1 (Ranch or Farm Residence) and RE-43 (Residential Estate One Family Residence) to C-1 (Neighborhood Retail) to allow for a neighborhood retail center.
- 2. The property has a General Plan Land Use Map designation of Residential 0 to 2 dwelling units per acre, as does the surrounding area to the north and east. The rezoning proposal is not consistent with the General Plan land use designation; however a general plan amendment is not required because the rezoning request is for less than 10 acres. The area to the west is within the City of Peoria and the area to the south is within the City of Glendale.



May 9, 2017 Page 4 of 6

3. The subject site is vacant. The property north of the site is developed with a school and is zoned R1-18 (Single-Family Residence District). The area east of the site is zoned S-1 (Ranch or Farm Residence). Immediately east of the site is also vacant and is owned by the school. The next property east is an assisted living home and further east are rural residential homes. Pinnacle Peak Road to the south is within Maricopa County's jurisdiction. The other side of Pinnacle Peak Road is developed with large estate homes in the City of Glendale. 67th Avenue to the west is within the City of Peoria's jurisdiction. There is a rural residential neighborhood with some vacant lots on the other side of 67th Avenue.



- 4. The proposed site plan depicts a small scale neighborhood commercial center with two buildings. One building is proposed along the east side of the site at 12,650 square feet and the other building on the north side at 3,400 square feet. An outdoor dining or seating area is proposed between the buildings. Parking is proposed along the street sides of the property and in front of the buildings, with vehicular access on both 67th Avenue and Pinnacle Peak Road. An equestrian trail is also proposed behind the larger building, along the east side of the site.
- 5. The proposed building elevations depict a one story building with a flat roof and varying roofline. A mix of materials, building pop-outs, metal awnings, and a neutral color palette are proposed. Staff is recommending a stipulation to require general conformance to the building elevations, as well as a maximum building height of one story and 20 feet.
- 6. The Public Transit Department is requiring construction of a bus stop pad along northbound 67th Avenue north of Pinnacle Peak Road, built according to City of

May 9, 2017 Page 5 of 6

Phoenix Standard Detail P1262 and placed approximately 60 to 110 feet from the intersection.

- 7. The Street Transportation Department does not require any specific right-of-way dedications or improvements. The right-of-ways adjacent t to the site are both outside of the Phoenix city limits. As mentioned previously 67th Avenue to the west is within the City of Peoria's jurisdiction and Pinnacle Peak Road is within Maricopa County's jurisdiction. The developer will need to work with the other jurisdictions for review and permitting of streets, sidewalk, landscaping, and driveways.
- 8. No known archaeological work is necessary for this project. In the event archaeological materials are encountered during construction, all ground disturbing activities must cease within 33 feet of the discovery and the City of Phoenix Archaeology Office must be notified immediately and allowed time to properly assess the materials.
- 9. No fire code issues are anticipated with this case and the site and/or buildings shall comply with the Phoenix Fire Code.
- 10. The City of Phoenix Floodplain Management division of the Street Transportation Department has determined that this parcel is not in a Special Flood Hazard Area (SFHA), but is located in a Shaded Zone X, on panel 1255 L of the Flood Insurance Rate Maps (FIRM) dated October 16, 2013.
- 11. The City of Phoenix Water Services Department has noted the property has existing water and sewer mains that can potentially serve the proposed development. The requirements and assurances for water and sewer service are determined during the site plan application review.
- 12. Development and use of the site is subject to all applicable codes and ordinances. Zoning approval does not negate other ordinance requirements. Other formal actions such as, but not limited to, zoning adjustments and abandonment may be required.

Findings

- 1. The request is not consistent with the General Plan Land Use Map designation of Residential 0 to 2 dwelling units per acre, however a general plan amendment is not required because the rezoning request is for less than 10 acres.
- 2. The proposed zoning will allow for the site to develop with neighborhood commercial uses at a scale that is appropriate for the area.

Stipulations

1. The development shall be in general conformance with the elevations date stamped April 13, 2017, as approved by the Planning and Development Department.

May 9, 2017 Page 6 of 6

- 2. The maximum building height shall be one story and 20 feet.
- 3. The developer shall construct a bus stop pad along northbound 67th Avenue north of Pinnacle Peak Road. The bus pad shall be built according to City of Phoenix Standard Detail P1262 and placed approximately 60 to 110 feet from the intersection of 67th Avenue and Pinnacle Peak Road.
- 4. The developer shall construct all streets adjacent to the development with paving, curb, gutter, sidewalk, curb ramps, streetlights, median islands, landscaping and other incidentals as per plans approved by Maricopa County Department of Transportation and the City of Peoria. All improvements shall comply with all ADA accessibility standards.
- 5. In the event archaeological materials are encountered during construction, the developer shall immediately cease all ground disturbing activities within a 33-foot radius of the discovery, notify the City Archaeologist, and allow time for the Archaeology Office to properly assess the materials.

Writer

Racelle Escolar May 9, 2017

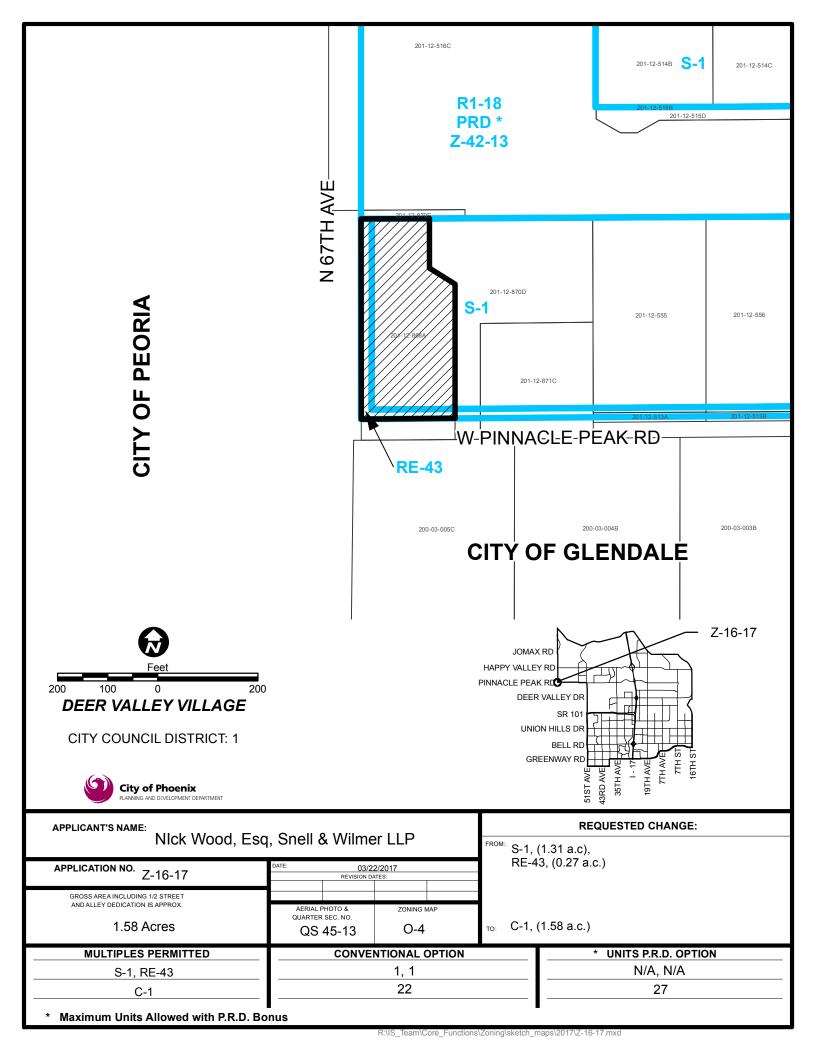
Team Leader

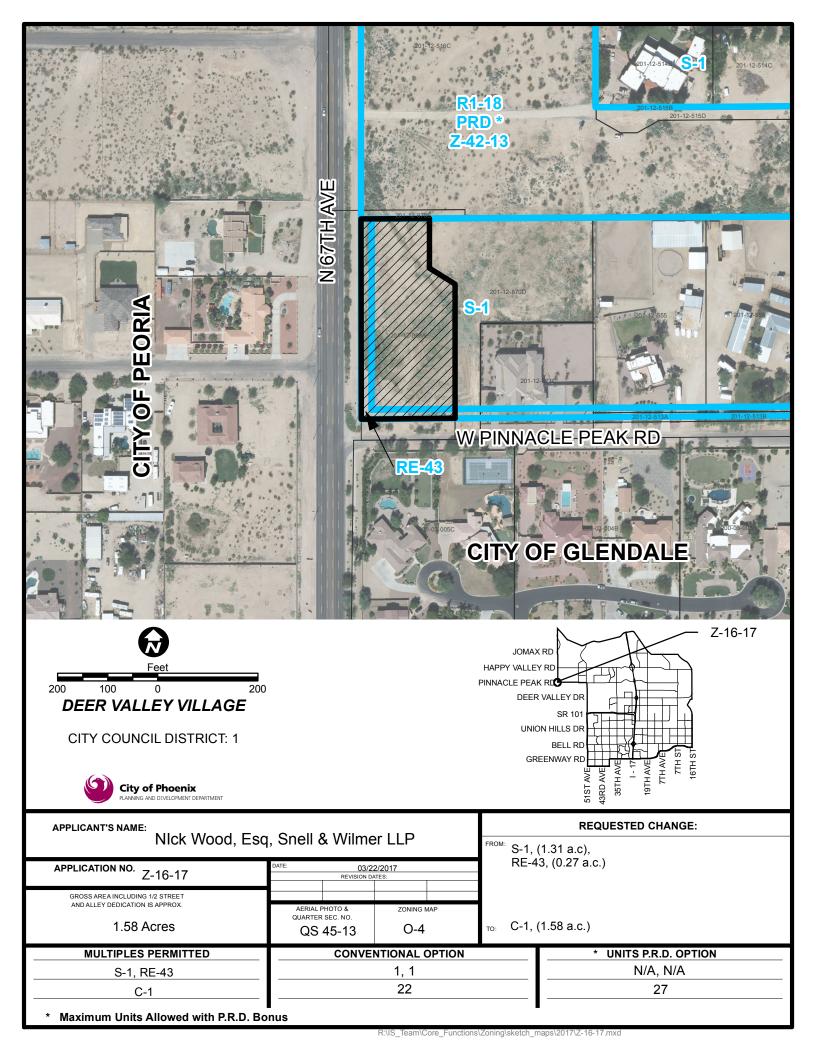
Joshua Bednarek

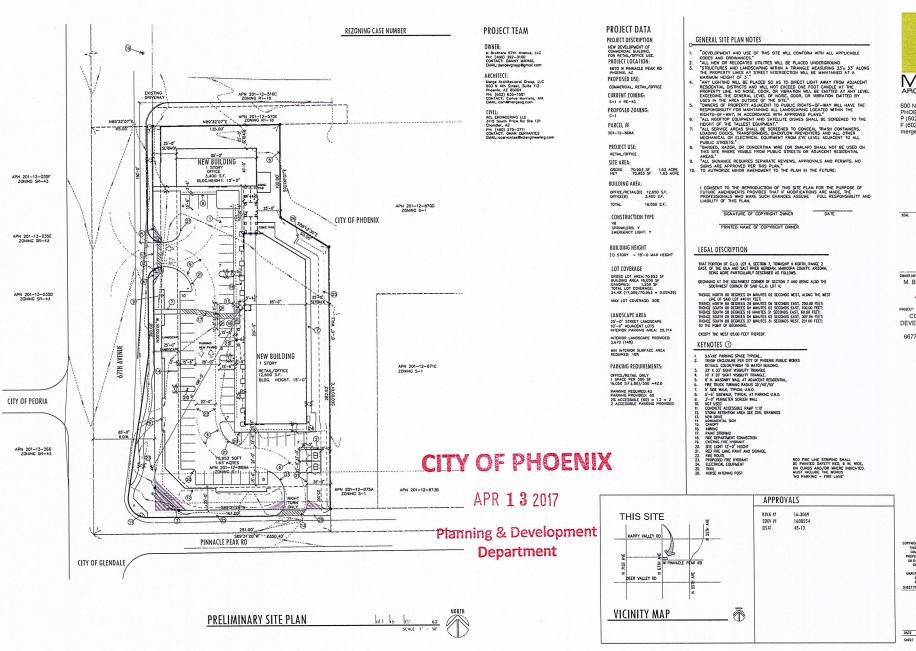
Attachments

Sketch Map Aerial Map

Site Plan, Landscape Plan, Elevations, and Color Sketch date stamped April 13, 2017







MERGE GROUP

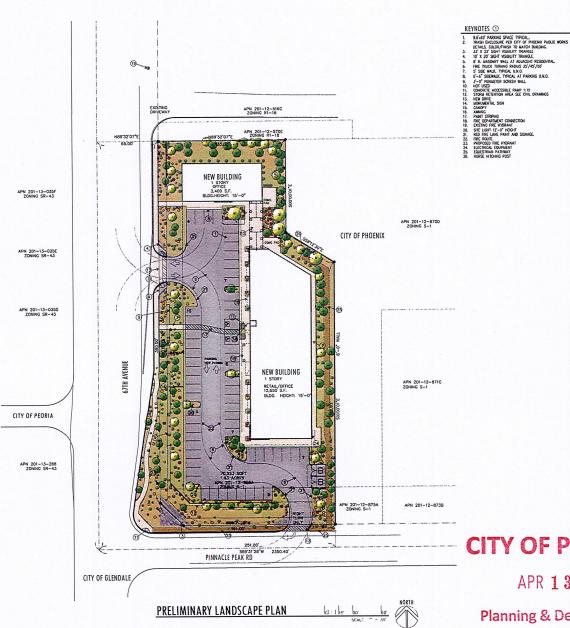
600 N 4th ST, SUITE 112 600 N 4th ST, SUITE 112 PHOENIX ARIZONA 85004 P (602) 635 1581 F (602) 635 1581 merge@mergeag.com

M. Brothers 67th Avenue LLC Contact Danry Mahail P (489, 392-3100

COMMUNITY BUILDING DEVELOPMENT FOR RETAIL / OFFICE USE 6677 W. Pinnacle Peak Road Phoenix, Arizona

SITE PLAN

A100



LANDSCAPE NOTES

- CONCEPTUAL LANDSCAPE PLAN IS SCHEMATIC IN NATURE. AT THE TIME OF LANDSCAPE CONSTRUCTION DRAWINGS

CONCEPTUAL PLANT PALETTE

_			
	BOTANICAL NAME	COMMON NAME	SIZE
	TREES		
	CERCIDIUM "DESERT MUSEUM" CALIPER SIZE 1.0- 1.5"	DESERT MUSEUM PALOVERDE	24" BOX
	QUERCUS VIRGINIANA CALIPER SIZE 1.75"-2.5"	LIVE OAK	36" BOX
	ACACIA ANEURA CALIPER SIZE 1.5"-2.0"	MULGA	36*/24* 809

SHRUBS

	CAESALPINIA MEXICANA	MEXICAN BIRD OF PARADISE	5	GALLO
-	CESALPINIA PULCHERRIMA	RED BIRD OF PARADISE	5	GALLO
	LEUCOPHYLLUM CANDIDUM	MOLET SILVERLEAF	5	GALLO
3	LEUCOPHYLLUM LYNN'S LEGACY	LYNNS LEGACY SAGE	5	GALLO
-20	MUHLENBERGIA CAPILLARIS	REGAL MIST GRASS	5	GALLO
_	RUELLIA PENINSULARIS	BAJA RUELIA	5	CALLO

CACTIS & SUCCULENTS

MISCELLANEOUS

DECOMPOSED GRANITE 3" MINUS "WALKER GOLD" 2" DEPTH

LANDSCAPE AREA 25'-0" STREET LANDSCAPE 10'-0" ADJACENT LOTS INTERIOR PARKING AREA: 25,714 INTERIOR LANDSCAPE PROVIDED:

MIN INTERIOR SURFACE AREA REQUIRED: 10%

APPROVALS 16-3069 1600554 45-13 SDEV

CITY OF PHOENIX

Planning & Development Department

APR 13 2017

LANDSCAPE PLAN

L001

600 N 4th ST, SUITE 112 PHOENIX ARIZONA 85004 P (602) 635 1581 F (602) 635 1581 merge@mergeag.com

M. Brothers 67th Avenue LLC

Contact Dariny Mikhwil P (480) 392-3100 s-med dendergroup@gmail.cu

COMMUNITY BUILDING DEVELOPMENT FOR RETAIL / OFFICE USE 6677 W. Pinnacle Peak Road Phoenix, Arizona





ARCHITECTURAL
GROUP
600 N 4th ST, SUITE 112
PHOENIX ARIZONA 85004
P, (602) 635 1581
F (602) 635 1581
merge@mergeag.com

EAST ELEVATION (MAIN)

3/32* - 1'-0"



OWNER INFORMATION
M. Brothers 67th Avenue LLC

COMMERCIAL BUILDING
DEVELOPMENT FOR RETAIL /
OFFICE USE
6670 W, Pinnacle Peak Road
Phoenix Arizona

NORTH ELEVATION

SOUTH ELEVATION



WEST ELEVATION (REAR)

MATERIAL/COLOR KEY NOTES

CITY OF PHOENIX

APR 1 3 2017

Planning & Development Department

APPROVALS 16-3069 1600554 45-13

ELEVATIONS

A200



M. Brothers 67th Avenue LLC

COMMERCIAL BUILDING
DEVELOPMENT FOR RETAIL /
OFFICE USE
6670 W, Pinnacle Peak Road
Phoenix Arizona

CITY OF PHOENIX

APR 1 3 2017

Planning & Development Department

COLOR SKETCH

A300