

**ATTACHMENT D****CITY OF PHOENIX  
PLANNING AND DEVELOPMENT DEPARTMENT**

<b>FORM TO REQUEST PC to CC</b> <b>I HEREBY REQUEST THAT THE CC HOLD A PUBLIC HEARING ON:</b>				
<b>APPLICATION NO/ LOCATION</b>	PHO-1-22—Z-26-15-4 Northwest corner of Central Avenue and Pierson Street	<b>(SIGNATURE ON ORIGINAL IN FILE)</b>		
		<b>opposition</b>	<b>x</b>	<b>applicant</b>
<b>APPEALED FROM:</b>	PC October 6, 2022	126 West Pierson Street Phoenix, AZ 85013		
	<i>PC DATE</i>	<i>STREET/ADDRESS/CITY/STATE/ZIP</i>		
<b>TO PC/CC HEARING</b>	CC November 2, 2022	Ken Waters 602-373-1902 <a href="mailto:kennywaters602@gmail.com">kennywaters602@gmail.com</a>		
	<i>CC DATE</i>	<i>NAME / PHONE / EMAIL</i>		
<b>REASON FOR REQUEST:</b>  The applicant is not honoring their 14,990 SF of Walkable Urban Mixed Use entitlement and original plan. They are sliding in residential support amenities into the ground floor retail space; decreasing more retail space in order to also drop an additional level of parking. It's a classic "Bait and Switch" before and after winning entitlements.				
<b>RECEIVED BY:</b>	Chase Hales	<b>RECEIVED ON:</b>	October 11, 2022	

Alan Stephenson  
Joshua Bednarek  
Tricia Gomes  
Racelle Escolar  
Stephanie Vasquez  
Diana Hernandez  
David Urbinato  
Vikki Cipolla-Murillo

Greg Harmon  
Paul M. Li  
Village Planner  
GIS  
Applicant  
Adam Stranieri (for PHO Appeals)



CITY OF PHOENIX

OCT 11 2022

Planning & Development  
Department

The **PLANNING COMMISSION** agenda for **October 6, 2022** is attached.

The **CITY COUNCIL** may approve the recommendation of the Planning Commission without further hearing **unless**:

1. A **REQUEST FOR A HEARING** by the **CITY COUNCIL** is filed within seven (7) days.

There is a \$630.00 appeal fee for hearings requested by the applicant, due by 5:00 p.m. **October 13, 2022**.

Any member of the public may, within seven (7) days after the Planning Commission's action, request a hearing by the City Council on any application. If you wish to request a hearing, fill out and sign the form below and return it to the Planning and Development Department by 5:00 p.m. **October 13, 2022**.

2. A **WRITTEN PROTEST** is filed, no later than seven (7) days after the Planning Commission's action, which requires a three-fourths vote. A written protest will require a three-fourths vote of the City Council to approve a zoning change when the owners of at least 20 percent of the property by area and number of lots, tracts, and condominium units within the zoning petition area have signed the petition. The zoning petition area includes both the area of the proposed amendment, and the area within 150 feet of the proposed amendment, including all rights-of-way. For condominium, townhouse and other types of ownership with common lands, authorized property owner signatures are required. Please see Planning and Development Department Staff for additional information prior to gathering signatures.

To require a three-fourths vote of the City Council for approval, a written protest for applications on this agenda must be filed with the Planning and Development Department by 5:00 p.m. **October 13, 2022**

The Planning and Development Department will verify ownership by protestors to determine whether or not a three-fourths vote will be required.

3. A **CONTINUANCE** is granted at the **PLANNING COMMISSION**. In the event of a continuance, there is an \$830.00 fee due from the applicant within fourteen (14) days, by 5:00 p.m. **October 20, 2022**.

**FORM TO REQUEST CITY COUNCIL HEARING**

I HEARBY REQUEST THAT THE CITY COUNCIL HOLD A PUBLIC HEARING:

PHO-1-22-Z-26-15-4

APPLICATION NO.

10-6-22

DATE APPEALED FROM

☒ OPPOSITION  
☐ APPLICANT

NWC Central & Pierson St.

LOCATION OF APPLICATION SITE

Chase Hales

PLANNER

(PLANNER TAKING THE APPEAL)

BY MY SIGNATURE BELOW, I ACKNOWLEDGE CITY COUNCIL APPEAL:

Ken Waters

PRINTED NAME OF PERSON APPEALING

126 W. Pierson St.

STREET ADDRESS

Phoenix AZ 85013

CITY, STATE & ZIP CODE

Kenny Waters602@gmail.com

EMAIL ADDRESS

Ken Waters

SIGNATURE

10-11-22

DATE OF SIGNATURE

602 373-1902

TELEPHONE NO.

REASON FOR REQUEST

The applicant is not honoring their 14,900 SF of walkable urban mixed use entitlement and original plan. They are sliding in residential support amenities into the ground floor retail space, decreasing more retail space in order to also drop an additional level of parking.

**APPEALS MUST BE FILED IN PERSON AT 200 WEST WASHINGTON, 2ND FLOOR, ZONING COUNTER**

It's a classic "Bait & Switch" before and after winning entitlements.