### Attachment B- Staff Report



**Staff Report: Z-21-18-8** May 31, 2018

South Mountain Village Planning June 12, 2018

**Committee** Hearing Date:

**Planning Commission Hearing Date:** August 2, 2018

Request From: S-1 (5.02 acres)
Request To: R1-6 (5.02 acres)

Proposed Use: Single-family residential

**Location:** Approximately 320 feet east of the

northeast corner of 41st Street and

Southern Avenue

Owner/Applicant: Queen E Land, LLC

**Representative:** Nick Labadie, Rose Law Group, PC **Staff Recommendation:** Approval, subject to stipulations

| General Plan Conformity              |  |          |                           |  |
|--------------------------------------|--|----------|---------------------------|--|
| General Plan Land Use<br>Designation | Residential 3.5 to 5 dwelling units per acre |          |                           |  |
| Street Map Classification            | Southern Avenue                              | Arterial | 40 feet north half street |  |

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

The proposal is consistent with the scale and character of existing residential development in the surrounding area.

CELEBRATE OUR DIVERSE COMMUNITIES & NEIGHBORHOODS; CLEAN NEIGHBORHOODS; LAND USE PRINCIPLE: Facilitate the acquisition of vacant, underutilized and blighted parcels for appropriate redevelopment, compatible with the adjacent neighborhood character and adopted area plans.

The proposal would allow the development of an underutilized parcel with single-family residential housing compatible with the land use pattern and character of the surrounding area.

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### Applicable Plans, Overlays, and Initiatives

### **Complete Streets Guiding Principles**

See Background Item #9.

Tree and Shade Master Plan
See Background Item #8 and #10.

| Surrounding Land Uses/Zoning   |               |                           |  |  |
|--------------------------------|---------------|---------------------------|--|--|
|                                | <u>Zoning</u> | Land Use                  |  |  |
| On Site                        | S-1           | Vacant                    |  |  |
| North                          | S-1           | Vacant                    |  |  |
| South (across Southern Avenue) | R1-6          | Single-family residential |  |  |
| East                           | R-2           | Single-family residential |  |  |
| West                           | R1-8          | Single-family residential |  |  |

| R1-6 Single-Family Residential (Planned Residential Development Option) |   |  |  |  |
|---|---|--|--|--|
| <u>Standards</u>  | Requirements  | Provisions on the<br>Proposed Site Plan  |  |  |
| Gross Acreage   | -   | 5.02 acres   |  |  |
| Total Number of Units   | -   | 24   |  |  |
| Dwelling Unit Density (units/gross acre)                                | 5.5; 6.5 with bonus   | Met – 4.78   |  |  |
| Minimum Lot Width   | Minimum 45 feet   | Met – Minimum 45 feet  |  |  |
| Minimum Lot Depth   | None, except 110 feet adjacent to freeway or arterial   | Met – None less than 111 feet  |  |  |
| Lot Coverage  | Primary structure, not including attached shade structures: 40% Total: 50%  | Met – Primary structure, not including attached shade structures: 40% Total: 50% |  |  |
| Maximum Building Height   | 2 stories and 30 feet (except that 3 stories not exceeding 30 feet are permitted when approved by the design advisor for demonstrating enhanced architecture) | Met - 2 stories and 30 feet  |  |  |

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| <u>Standards</u>                | <u>Requirements</u>   | Provisions on the<br>Proposed Site Plan   |  |  |  |
|---------------------------------|---|---|--|--|--|
| Perimeter Standards             |   |   |  |  |  |
| Perimeter Building<br>Setbacks  | Street: 15 feet, in addition to landscape setback Rear: 15 feet (1-story) and 20 feet (2-story) Side: 10 feet (1-story) and 15 feet (2-story) | Met – Street: 15 feet Rear: 15 feet (1-story) and 20 feet (2-story) Side: 10 feet (1-story) and 15 feet (2-story) |  |  |  |
| Perimeter Landscape<br>Setbacks | 15 feet average, 10 feet minimum (Does not apply to lots fronting onto perimeter streets)   | Met – 15 feet   |  |  |  |
| Common Area                     | Minimum 5% of gross area  | Met – 6.7%  |  |  |  |

### Background/Issues/Analysis

### SUBJECT SITE (REQUEST)

 This request is to rezone 5.02 acres located approximately 320 feet east of the northeast corner of 41st Street and Southern Avenue from S-1 (Ranch or Farm Residence District) to R1-6 (Single-Family Residence District) to allow single-family residential.

### **GENERAL PLAN**

2. The subject site is designated Residential 3.5 to 5 dwelling units per acre on the General Plan Land Use Map. The request for R1-6 single-family zoning is consistent with the General Plan Land Use Designation.



Source: City of Phoenix Planning and Development Department

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### **ZONING AND LAND USE**

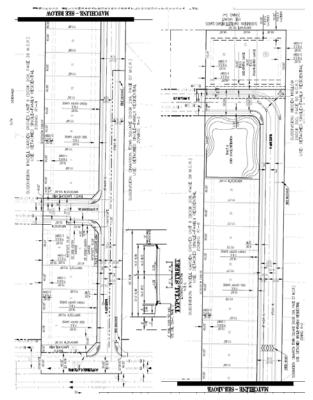
- 3. The subject site is a vacant lot zoned S-1 (Ranch or Farm Residence District).
  - Adjacent to the subject site to the north is a vacant lot zoned S-1 (Ranch or Farm Residence District).
  - Adjacent to the subject site to the east are single-family homes zoned R-2 (Multifamily Residence District).
  - South of the subject site, across Southern Avenue, are single-family homes zoned R1-6 (Single-Family Residence District).
  - Adjacent to the subject site to the west are single-family homes zoned R1-8 (Single-Family Residence District).



Source: City of Phoenix Planning and Development Department

### SITE PLAN & ELEVATIONS

4. The conceptual site plan proposes 24 single-family residential lots for a density of 4.78 dwelling units per acre. The average lot size is 45 feet in width and approximately 112 feet in depth. The R1-6 zoning district permits single-family residential homes at a maximum height of two stories and 30 feet. Three stories, not exceeding 30 feet, is permitted when approved by the design advisor for demonstrating enhanced architecture.



Source: Conceptual Site Plan provided by applicant

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5. The street layout includes a key access point from Southern Avenue. In addition, there are street connections to the west from Sunland Avenue and Huntington Drive. In order to maintain the connections to the surrounding area, staff has included a stipulation regarding specific conformance to these street connections that are shown on the proposed site plan. This is addressed in Stipulation #1.

In addition, the connections to the existing street network are also provisions addressed in the City of Phoenix Subdivision Ordinance.

- 6. The proposed development, as stipulated, includes a detached sidewalk along Southern avenue in addition to a concentration of open space in the northern portion of the site. These provisions will provide the infrastructure to create a healthier and safer neighborhood for residents.
- 7. The applicant did submit conceptual elevations with the proposal. However, staff stipulations do not require general conformance to these elevations because the property is subject to the Single-Family Design Review process and the elevations do not exceed the design requirements of this process.

Single-Family Design Review is required for all single-family detached developments where 10 percent or more of the lots are equal to or less than 65 feet in width. The design guidelines evaluated in this review address building elements including, but not limited to, buildings' relationship to the street, driveway orientation, street orientation, housing diversity, color diversity, roof diversity, building materials, plant palettes, exterior detailing, and garage treatment.

### TREE AND SHADE MASTER PLAN & COMPLETE STREETS GUIDING PRINCIPLES

- 8. The Tree & Shade Master Plan has a goal of treating the urban forest as infrastructure to ensure that trees are an integral part of the City's planning and development process. Toward that end, staff stipulations require that sidewalks along Southern Avenue be detached with a minimum five-foot wide landscaped strip located between the sidewalk and back of curb and be planted with the required trees. This is addressed in Stipulation #2.
- 9. As stipulated, the design is consistent with the City Council adopted Guiding Principles for Complete Streets, one tenet of which is to make Phoenix more walkable. The stipulations are intended to provide a safe and inviting pedestrian environment that encourages walkability and thermal comfort.
- 10. The common open space and retention is located on the northern part of the subject site. To ensure that the common open space includes shade for residents, staff has recommended a stipulation that a minimum of 25 percent of the open space shall be shaded using trees or structures. This is addressed in Stipulations #3.

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### COMMUNITY INPUT

11. Staff has received five letters for this rezoning case, both in support and opposition. One letter that supports the rezoning noted that single-family residential is appropriate for the location and are supportive of the investment for this infill site. The four letters that are opposed to this rezoning case have concerns about 2-story homes in this area and additional traffic caused by the street connections on Sunland Avenue and Huntington Drive. Others also noted concerns about noise and dust disturbances from developing the vacant lot.

### INTERDEPARTMENTAL COMMENTS

- 12. The Phoenix Fire Department indicated that they do not anticipate problems with this case and that the site and/or buildings shall comply with the Phoenix Fire Code.
- 13. Floodplain Management indicated that the parcel is not in a Special Flood Hazard Area (SFHA), but is located in a Shaded Zone X, on panel 2240 L of the Flood Insurance Rate Maps (FIRM) dated February 10, 2017.
- 14. The Parks and Recreation Department does not have any trail or trail easement comments.
- 15. The Street Transportation Department requires the developer to dedicate 50 feet of right-of-way for 41st Place, Huntington Drive, and Sunland Avenue and provide ADA-compliant street improvements. In addition, there must be a 10-foot sidewalk easement dedicated on the north side of Southern Avenue and a right-of-way radius dedicated at the northeast and northwest corners of 41st Place and Southern Avenue. These are addressed in Stipulations #4 through #8.
- 16. The Water Services Department indicated that the site is surrounded with existing water and sewer mains that can potentially serve the development.
- 17. The Public Transit Department has no concerns regarding the request.
- 18. The Aviation Department has provided comments regarding this request. The property is in the Public Airport Disclosure area. This area may be subject to overflights of aircraft operating at the Airport. People are often irritated by repeated overflights regardless of the actual sound level at the overflight site. Therefore, a Notice to Prospective Purchasers, which follows policy regarding properties in the City of Phoenix underlying the flight patterns of Phoenix Sky Harbor International Airport, is required. This is addressed in Stipulation #9.

### OTHER

19. 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-foot radius of the discovery and the City of Phoenix Archaeology Office must be notified immediately and allowed time to properly assess the materials. This is

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addressed in Stipulation #10.

20. 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 proposal is consistent with the General Plan Land Use Map designation of Residential 3.5 to 5 dwelling units per acre.
- 2. The proposed development will enhance a vacant lot that is currently underutilized.
- 3. As stipulated, the proposal is consistent with the character of existing development in the surrounding area.

### **Stipulations**

- 1. The development shall be in general conformance with the site plan date stamped March 22, 2018 with specific regard to maintaining vehicular access to the adjacent subdivision to the west by connecting to Sunland Avenue and Huntington Drive, as approved by the Planning and Development Department.
- 2. The sidewalk along the Southern Avenue frontage shall be detached with a minimum five-foot wide landscaped strip located between the sidewalk and back of curb and required trees be planted on both sides of the sidewalk, as approved by the Planning and Development Department.
- A minimum 25 percent of the required open space shall be shaded using trees or structures, as approved by the Planning and Development Department.
- 4. Right-of-way totaling 50 feet shall be dedicated for 41st Place, as approved by the Planning and Development Department.
- 5. Right-of-way totaling 50 feet shall be dedicated for Huntington Drive and Sunland Avenue between the existing street to 41st Place, as approved by the Planning and Development Department.
- 6. A 10-foot sidewalk easement shall be dedicated on the north side of Southern Avenue.
- 7. A 20-foot right-of-way radius shall be dedicated at the northeast and northwest corners of 41st Place and Southern Avenue.

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- 8. The developer shall construct all streets within and adjacent to the development with paving, curb, gutter, sidewalk, curb ramps, streetlights, median islands, landscaping and other incidentals as per plans approved by the Planning and Development Department. All improvements shall comply with all ADA accessibility standards.
- 9. The property owner shall record a Notice to Prospective Purchasers of Proximity to Airport in order to disclose the existence, and operational characteristics of Phoenix Sky Harbor International Airport (PHX) to future owners or tenants of the property. The form and content of such documents shall be according to the templates and instructions provided which have been viewed and approved by the City Attorney.
- 10. 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

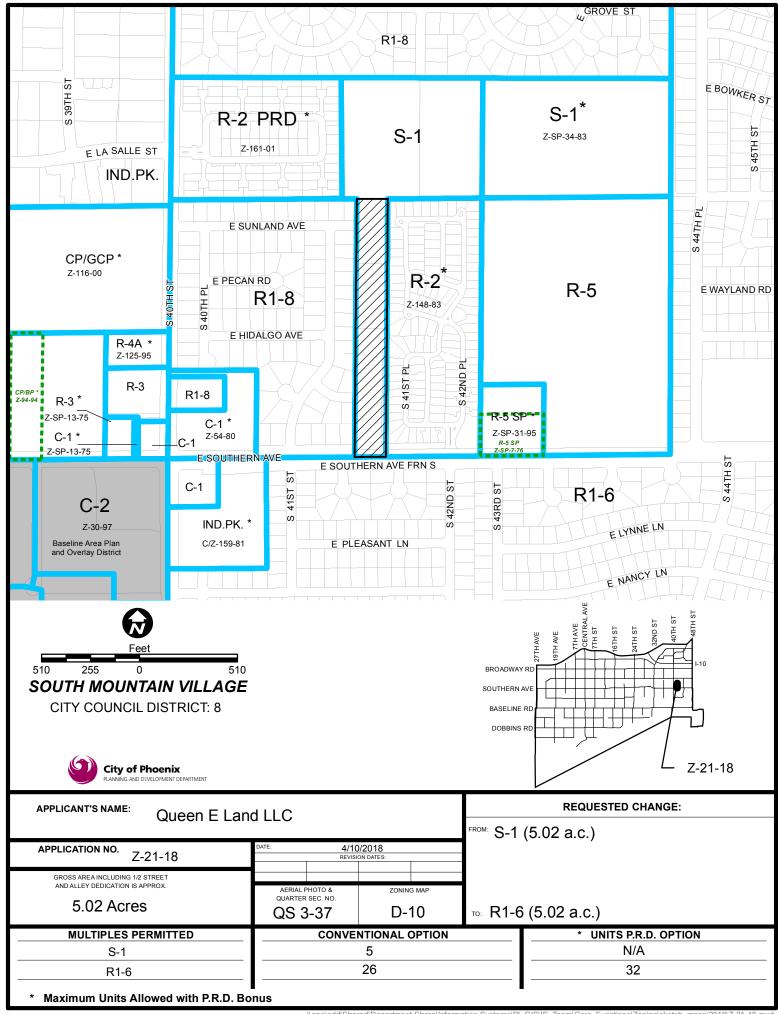
Hannah Bleam May 31, 2018

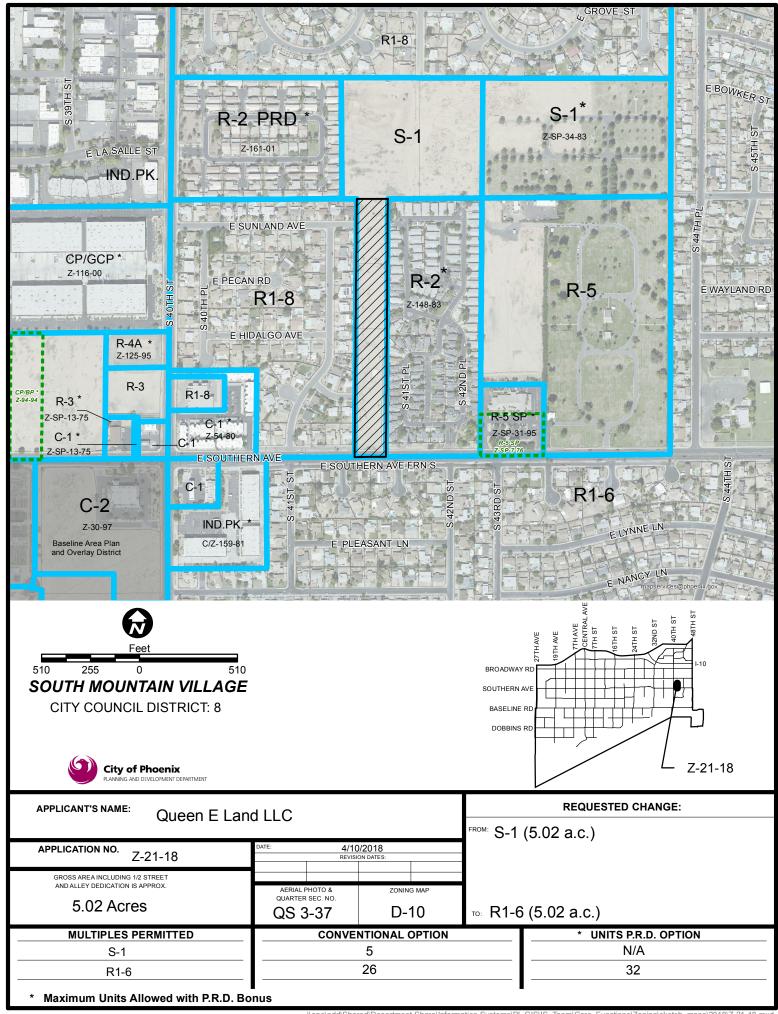
### **Team Leader**

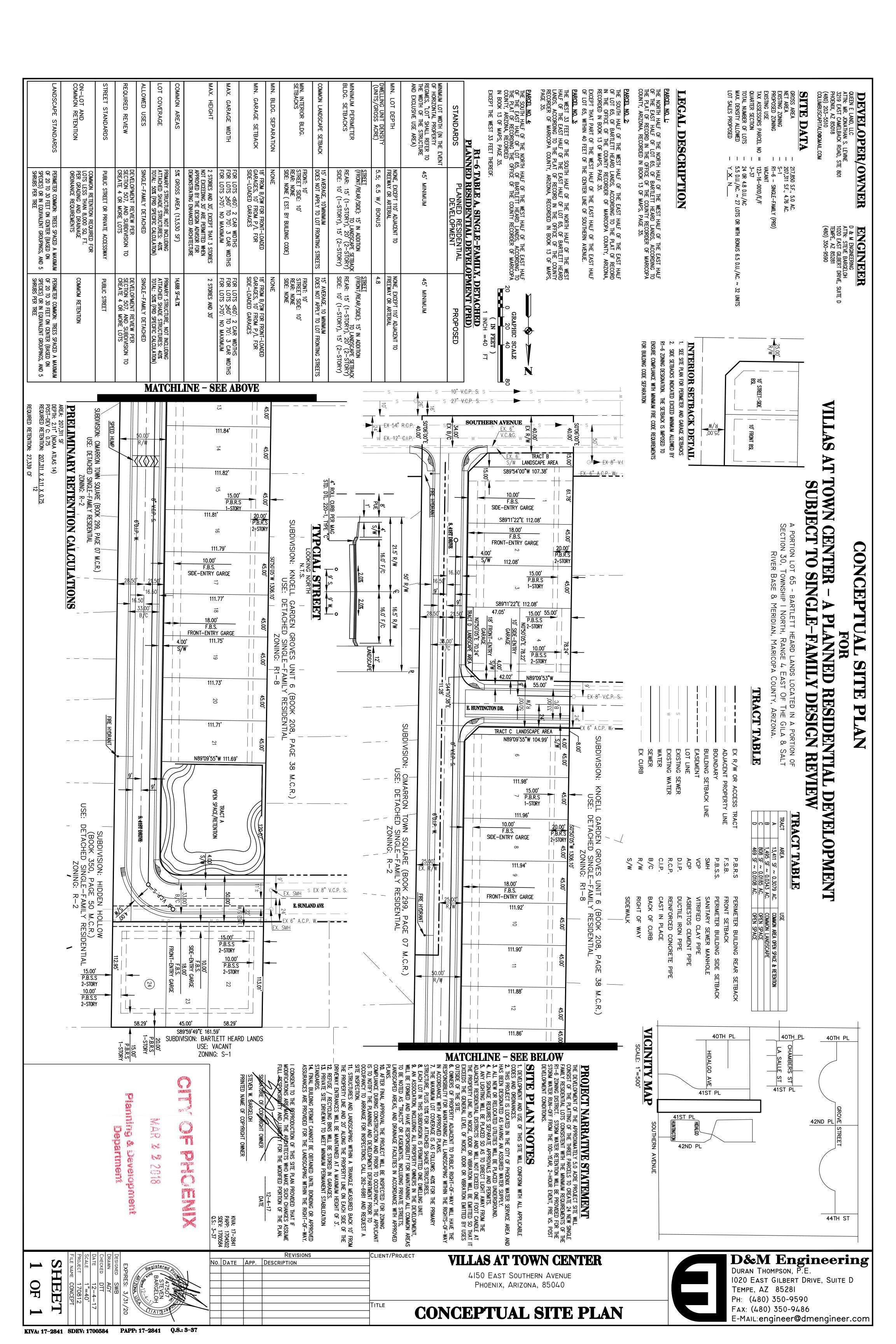
Samantha Keating

### **Exhibits**

Sketch Map
Aerial
Site Plan date stamped March 22, 2018
Elevations date stamped March 22, 2018 (6 pages)









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