

PHOENIX CITY COUNCIL FORMAL AGENDA



Mayor
Kate Gallego

Vice Mayor
District 5
Betty Guardado

District 1
Thelda Williams

District 2
Jim Waring

District 3
Debra Stark

District 4
Laura Pastor

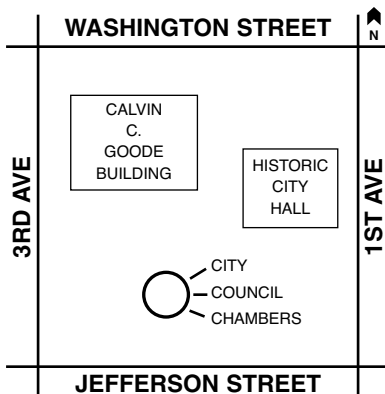
District 6
Sal DiCiccio

District 7
Michael Nowakowski

District 8
Carlos Garcia

Online agendas and
results available at
www.phoenix.gov

City Council Chambers
200 W. Jefferson St.
Phoenix, AZ 85003



WELCOME!

Thank you for participating in the process of representative local government. We welcome your interest and hope you and your neighbors will often attend Phoenix City Council meetings. Democracy cannot endure without an informed and involved electorate.

Phoenix operates under a Council-Manager form of local government. Policy is set by the Mayor and Council, and the City Manager, who is appointed by the Council, directs staff to carry out the policies. This separation of policy-making and policy administration is considered the most economical and efficient form of city government.

FORMAL CITY COUNCIL MEETINGS

The Council generally holds formal meetings at 2:30 p.m. on Wednesdays to take official action on Ordinances, Resolutions, and other items on the agenda. Although the formal agenda is subject to change, all changes to the printed agenda will be available at least 24 hours prior to the meeting. Visit <https://www.phoenix.gov/cityclerk/publicmeetings> to view the agenda and meeting schedule.

The formal meeting may appear to proceed very quickly, with important decisions reached with little discussion. However, councilmembers receive the agenda the week prior to the meeting, giving them the opportunity to study every item and to ask questions of City staff members. If no additional information is presented at the meeting, action may be taken without discussion.

HOW CITIZENS CAN PARTICIPATE

The public may request to address the Council regarding an agenda item by submitting a yellow Request to Speak card at the meeting, or may submit a white card to state their support or opposition to an item for the record without speaking. Individuals should arrive and submit a card by the beginning of the meeting, before action is taken on the item. After action has been taken on an item, cards will not be accepted.

In addition, Citizen comments will be heard for up to 30 minutes (unless extended by the Chair) before adjournment or recess of the formal meeting provided a quorum of the Council is present. Additional time for Citizen Comments may be allowed at the discretion of the presiding officer. Any member of the public may address the Council to comment on issues of interest or concern to them. Citizen comments will be televised as part of the formal meeting. Members of the public will be given a maximum of three minutes each to address the Council. In compliance with the Arizona Open Meeting Law, the City Council cannot discuss or take formal action on any matter raised during citizen comments.

If you have an individual concern involving the City, you are encouraged to contact your District councilmember at 602-262-7029 or the City Manager's Office at 602-262-4449. To reach the Mayor's Office, call 602-262-7111. We will do everything possible to be responsive to your individual requests.

REGISTERED LOBBYISTS

Individuals paid to lobby on behalf of persons or organizations other than themselves must register with the City Clerk prior to lobbying or within five business days thereafter and must re-register annually. If you have any questions about registration or whether or not you must register, visit <https://www.phoenix.gov/cityclerk/publicmeetings> or contact the City Clerk's Office at 602-256-3186.

ACCESSIBILITY

An assistive listening system is available in the Council Chambers for individuals with hearing loss. Obtain a headset unit at the entrance table in the Chambers. In addition, the City Clerk's Office will provide sign language interpreting services. Please call 602-256-3186 or Relay 7-1-1 as early as possible to coordinate needed arrangements.

Si necesita asistencia o traducción en español, favor de llamar lo mas pronto posible a la oficina de la Secretaría Municipal de Phoenix al 602-256-3186.

City of Phoenix Council members and district boundaries



Mayor Kate Gallego
602-262-7111
mayor.gallego@phoenix.gov



Thelda Williams
602-262-7444
council.district.1@phoenix.gov



Jim Waring
602-262-7445
council.district.2
@phoenix.gov



Debra Stark
602-262-7441
council.district.3@phoenix.gov



Laura Pastor
602-262-7447
council.district.4@phoenix.gov



Sal DiCiccio
602-262-7491
council.district.6
@phoenix.gov



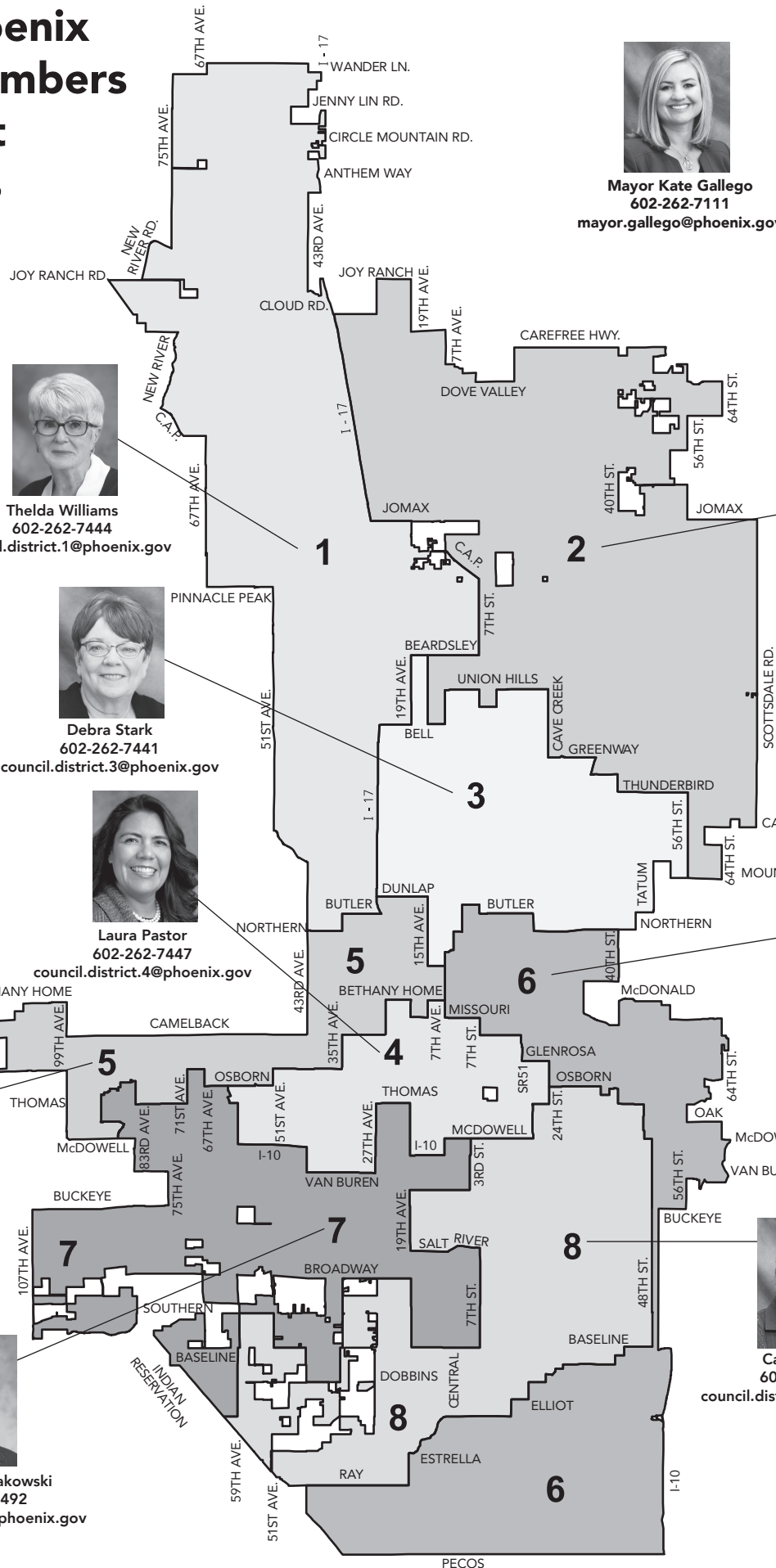
Betty Guardado
602-262-7446
council.district.5@phoenix.gov



Carlos Garcia
602-262-7493
council.district.8@phoenix.gov



Michael Nowakowski
602-262-7492
council.district.7@phoenix.gov





Agenda

City Council Formal Meeting

Wednesday, February 19, 2020

2:30 PM

phoenix.gov

*****REVISED Feb. 18, 2020*****

Item Requested to be Continued: 44

CALL TO ORDER AND ROLL CALL

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- 22 **Settlement of Claim(s) Solar Star Arizona LLC and Sunpower Corporation v. City of Phoenix**
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City of Phoenix

City Council Formal Meeting

City Council Report

Agenda Date: 2/19/2020, Item No. 1

For Approval or Correction, the Minutes of the Formal Meeting on June 5, 2019

Summary

This item transmits the minutes of the Formal Meeting of June 5, 2019, for review, correction and/or approval by the City Council.

The minutes are available for review in the City Clerk Department, 200 W. Washington St., 15th Floor.

Responsible Department

This item is submitted by Acting Deputy City Manager Toni Maccarone and the City Clerk Department.



City of Phoenix

City Council Formal Meeting

City Council Report

Agenda Date: 2/19/2020, Item No. 2

Mayor and Council Appointments to Boards and Commissions

Summary

This item transmits recommendations from the Mayor and Council for appointment or reappointment to City Boards and Commissions.

Responsible Department

This item is submitted by the Mayor's Office.

ATTACHMENT A



City of Phoenix

To: City Council
From: Mayor Kate Gallego

Date: February 19, 2020

Subject: BOARDS AND COMMISSIONS – APPOINTEES

The purpose of this memo is to provide recommendations for appointments to the following Boards and Commissions:

Central City Village Planning Committee

Councilmember Carlos Garcia recommends the following individuals for appointment:

Will Gaona

Mr. Gaona is the Legislative Affairs Director for the Arizona Secretary of State and a resident of District 4. He fills a vacancy for a partial term to expire November 19, 2020.

Ash Uss

Ms. Uss is the Advocacy and Partnerships Coordinator at the Andre House of Hospitality and a resident of District 4. She fills a vacancy for a partial term to expire November 19, 2020.

Fire Safety Advisory Board

I recommend the following individual for appointment:

Mike Wojcik

Mr. Wojcik is the Director of Jensen Hughes, Inc. He fills a vacancy in the Fire Protection Systems category previously held by Terence Manning for a term to expire September 30, 2023.

Neighborhood Block Watch Fund Oversight Committee

Vice Mayor Betty Guardado recommends the following individual for reappointment:

Mary Obrochta

Ms. Obrochta is serving her fourth term to expire August 31, 2020.

South Mountain Village Planning Committee

Councilmember Carlos Garcia recommends the following individuals for appointment:

Kassandra Alvarez

Ms. Alvarez is the Public Relations and Marketing Coordinator at South Mountain Community College and a resident of District 5. She fills a vacancy for a partial term to expire November 19, 2020.

Amelia Garcia

Ms. Garcia is a Doula Coordinator at South Phoenix Healthy Start and a resident of District 7. She replaces David Castello for a term to expire November 19, 2021.

Dolores Levesque

Ms. Levesque is the Co-Executive Director at Justice That Works and a resident of District 8. She replaces Sara Christopherson for a partial term to expire November 19, 2020.

Fatima Said

Ms. Said works with LUCHA's Mass Liberation Project Arizona and is a resident of District 8. She replaces Barbara Kutnick for a partial term to expire November 19, 2020.



Liquor License - Special Event - Free Serbian Orthodox Church St. Nicholas

Request for a Series 15 - Special Event liquor license for the temporary sale of all liquors.

Summary

Applicant

Bojo Shestich

Location

11640 N. 16th Place
Council District: 3

Function

Dinner/Dance

Date(s) - Time(s) / Expected Attendance

Feb. 29, 2020 - 7 p.m. to 1 a.m. / 250 attendees

Staff Recommendation

Staff recommends approval of this application.

Responsible Department

This item is submitted by Acting Deputy City Manager Toni Maccarone and the City Clerk Department.



Liquor License - Special Event - Bourgade Roman Catholic High School Phoenix

Request for a Series 15 - Special Event liquor license for the temporary sale of all liquors.

Summary

Applicant

Brianna Magana

Location

4602 N. 31st Ave.

Council District: 4

Function

Dinner

Date(s) - Time(s) / Expected Attendance

Feb. 29, 2020 - 5 p.m. to Midnight / 175 attendees

Staff Recommendation

Staff recommends approval of this application.

Responsible Department

This item is submitted by Acting Deputy City Manager Toni Maccarone and the City Clerk Department.



Liquor License - Banh Mi & Pho

Request for a liquor license. Arizona State License Application 89982.

Summary

Applicant

Jenny Le, Agent

License Type

Series 12 - Restaurant

Location

49 W. Thomas Road

Zoning Classification: C-2, P-1, TOD-1

Council District: 4

This request is for a new liquor license for a restaurant. This location was not previously licensed for liquor sales and does not have an interim permit. This business is currently being remodeled with plans to open in March 2020.

The 60-day limit for processing this application is Feb. 24, 2020.

Pursuant to A.R.S. 4-203, a spirituous liquor license shall be issued only after satisfactory showing of the capability, qualifications and reliability of the applicant and that the public convenience and the best interest of the community will be substantially served by the issuance. If an application is filed for the issuance of a license for a location, that on the date the application is filed has a valid license of the same series issued at that location, there shall be a rebuttable presumption that the public convenience and best interest of the community at that location was established at the time the location was previously licensed. The presumption shall not apply once the licensed location has not been in use for more than 180 days.

Other Active Liquor License Interest in Arizona

This applicant does not hold an interest in any other active liquor license in the State of Arizona.

Public Opinion

No protest or support letters were received within the 20-day public comment period.

Applicant's Statement

The applicant submitted the following statement in support of this application. Spelling, grammar and punctuation in the statement are shown exactly as written by the applicant on the City Questionnaire.

I have the capability, reliability and qualifications to hold a liquor license because:
"I have 20+ years of restaurant experience. I had a restaurant in Boston with a full liquor license. I am a responsible individual."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"Banh Mi & Pho can/will conveniently serve customers with their liquor needs."

Staff Recommendation

Staff recommends approval of this application noting the applicant must resolve any pending City of Phoenix building and zoning requirements, and be in compliance with the City of Phoenix Code and Ordinances.

Attachments

Liquor License Data - Banh Mi & Pho
Liquor License Map - Banh Mi & Pho

Responsible Department

This item is submitted by Acting Deputy City Manager Toni Maccarone and the City Clerk Department.

Liquor License Data: BANH MI & PHO

Liquor License

Description	Series	1 Mile	1/2 Mile
Government	5	1	0
Bar	6	8	2
Beer and Wine Bar	7	6	1
Liquor Store	9	3	1
Beer and Wine Store	10	9	3
Hotel	11	3	1
Restaurant	12	32	9
Club	14	1	0

Crime Data

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	31.85	74.33	70.48
Violent Crimes	5.53	10.90	13.05

*Citywide average per square mile **Average per square mile within 1 mile radius ***Average per square mile within 1/2 mile radius

Property Violation Data

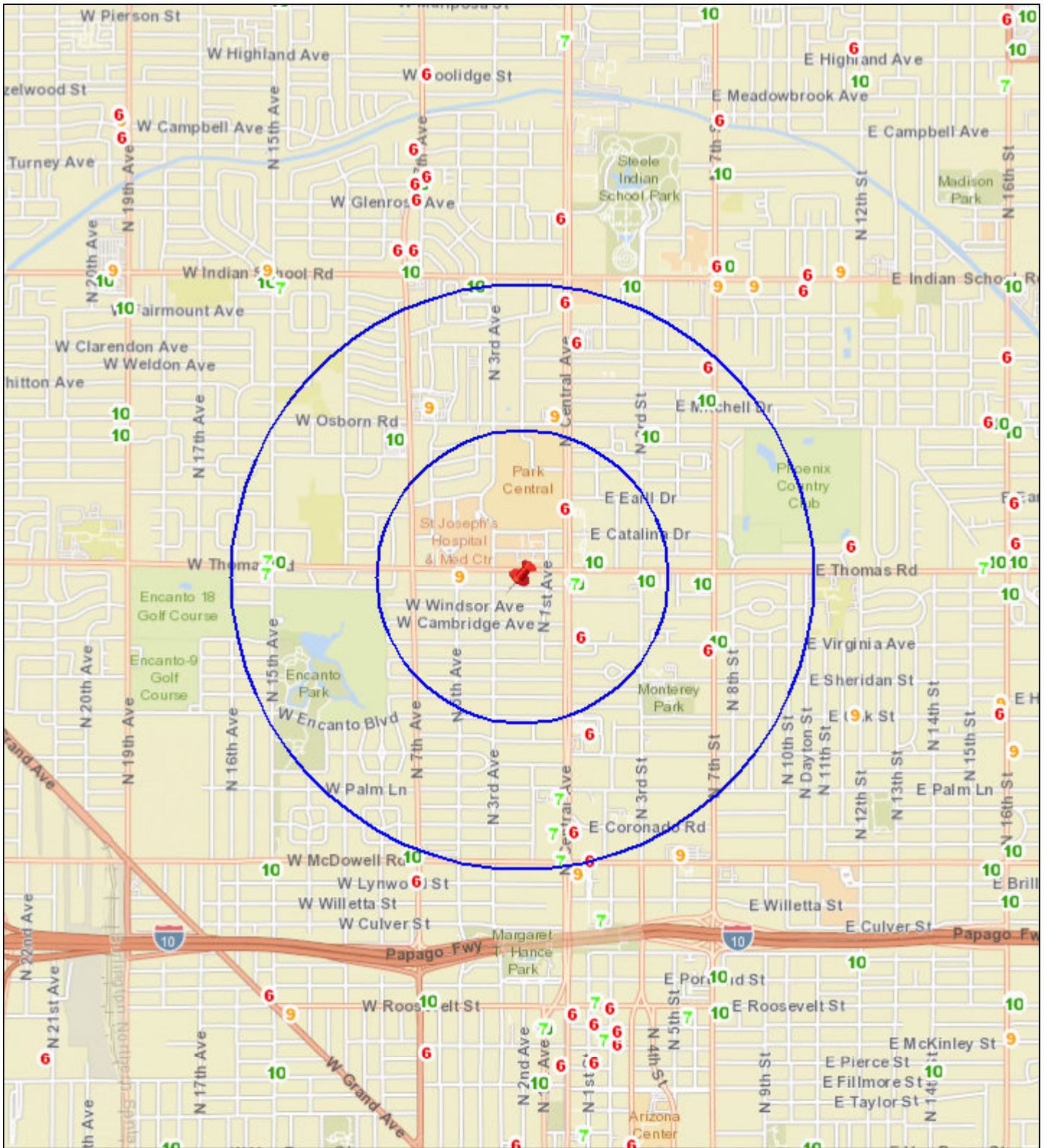
Description	Average	1/2 Mile Average
Parcels w/Violations	69	42
Total Violations	123	64

Census 2010 Data 1/2 Mile Radius

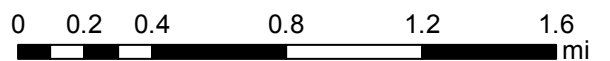
BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
1104002	778	35 %	16 %	12 %
1105013	824	16 %	17 %	40 %
1105022	1216	28 %	19 %	23 %
1118001	742	44 %	28 %	5 %
1118002	1030	67 %	9 %	17 %
1118003	996	65 %	15 %	4 %
1118004	671	62 %	6 %	6 %
1119001	678	96 %	8 %	4 %
Average		61 %	13 %	19 %

Liquor License Map: BANH MI & PHO

49 W THOMAS RD



Date: 12/30/2019





Liquor License - The Cracked Egg

Request for a liquor license. Arizona State License Application 90089.

Summary

Applicant

Jeffrey Miller, Agent

License Type

Series 12 - Restaurant

Location

3422 W. Glendale Ave.

Zoning Classification: C-1

Council District: 5

This request is for a new liquor license for a restaurant. This location was not previously licensed for liquor sales and does not have an interim permit.

The 60-day limit for processing this application is Feb. 24, 2020.

Pursuant to A.R.S. 4-203, a spirituous liquor license shall be issued only after satisfactory showing of the capability, qualifications and reliability of the applicant and that the public convenience and the best interest of the community will be substantially served by the issuance. If an application is filed for the issuance of a license for a location, that on the date the application is filed has a valid license of the same series issued at that location, there shall be a rebuttable presumption that the public convenience and best interest of the community at that location was established at the time the location was previously licensed. The presumption shall not apply once the licensed location has not been in use for more than 180 days.

Other Active Liquor License Interest in Arizona

This applicant does not hold an interest in any other active liquor license in the State of Arizona.

Public Opinion

No protest or support letters were received within the 20-day public comment period.

Applicant's Statement

The applicant submitted the following statement in support of this application. Spelling, grammar and punctuation in the statement are shown exactly as written by the applicant on the City Questionnaire.

I have the capability, reliability and qualifications to hold a liquor license because:
"I will ensure that my employees attend the Title 4 Arizona liquor law training class."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"We have been operating for the last two years and thought it would be nice to add adult beverages to the menu."

Staff Recommendation

Staff recommends approval of this application.

Attachments

Liquor License Data - The Cracked Egg
Liquor License Map - The Cracked Egg

Responsible Department

This item is submitted by Acting Deputy City Manager Toni MacCarone and the City Clerk Department.

Liquor License Data: THE CRACKED EGG

Liquor License

Description	Series	1 Mile	1/2 Mile
Bar	6	2	0
Beer and Wine Bar	7	1	1
Liquor Store	9	4	2
Beer and Wine Store	10	9	5
Restaurant	12	5	0

Crime Data

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	33.87	113.16	112.84
Violent Crimes	5.89	15.39	21.65

*Citywide average per square mile **Average per square mile within 1 mile radius ***Average per square mile within 1/2 mile radius

Property Violation Data

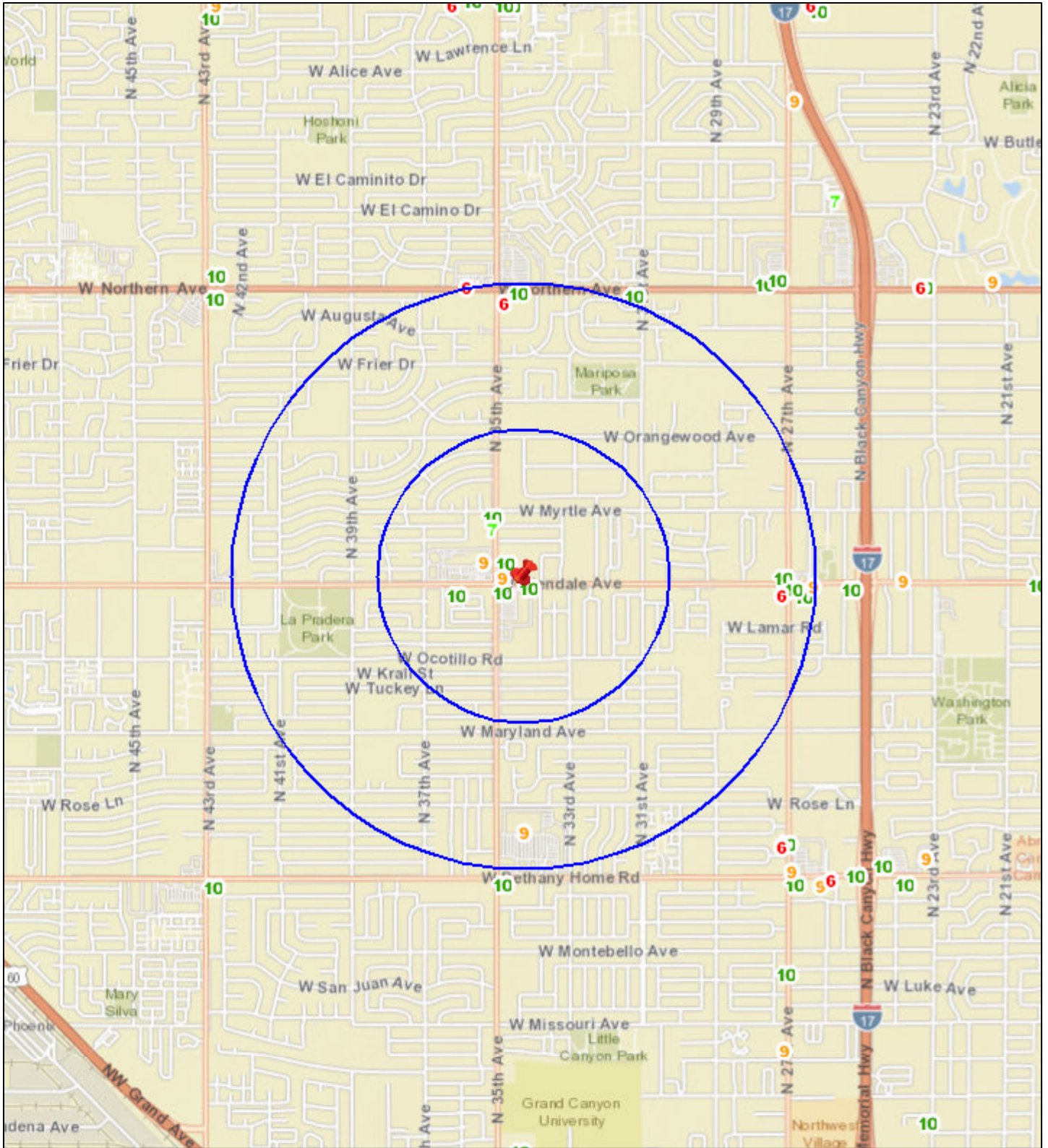
Description	Average	1/2 Mile Average
Parcels w/Violations	66	264
Total Violations	116	472

Census 2010 Data 1/2 Mile Radius

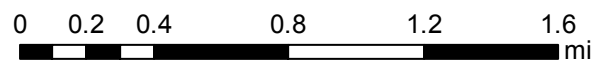
BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
1058001	1575	74 %	8 %	13 %
1058002	1458	81 %	9 %	36 %
1059002	2227	70 %	11 %	22 %
1059003	1609	59 %	5 %	25 %
1069001	1043	81 %	11 %	4 %
1069004	2444	60 %	3 %	27 %
1070001	1623	80 %	6 %	32 %
Average		61 %	13 %	19 %

Liquor License Map: THE CRACKED EGG

3422 W GLENDALE AVE



Date: 12/30/2019



City Clerk Department



Liquor License - 2727 Lounge

Request for a liquor license. Arizona State License Application 06070379.

Summary

Applicant

Amy Nations, Agent

License Type

Series 6 - Bar

Location

2727 E. Camelback Road

Zoning Classification: C-O CEPCSP

Council District: 6

This request is for an acquisition of control of an existing liquor license for a bar. This location is currently licensed for liquor sales.

The 60-day limit for processing this application is Feb. 22, 2020.

Pursuant to A.R.S. 4-203, consideration may be given only to the applicant's personal qualifications and not to the location.

Other Active Liquor License Interest in Arizona

This applicant does not hold an interest in any other active liquor license in the State of Arizona.

Public Opinion

No protest or support letters were received within the 20-day public comment period.

Applicant's Statement

The applicant submitted the following statement in support of this application. Spelling, grammar and punctuation in the statement are shown exactly as written by the

applicant on the City Questionnaire.

I have the capability, reliability and qualifications to hold a liquor license because:
“We are a management company operating the bar inside The Angela apartment complex. Our management company operates bars in many apartment complexes in several states. We have hired servers and bartenders that have attended state certified liquor training. We will have an ongoing program to certify all new employees as they're hired. We also have experienced managers operating the facility.”

Staff Recommendation

Staff recommends approval of this application noting the applicant must resolve any pending City of Phoenix building and zoning requirements, and be in compliance with the City of Phoenix Code and Ordinances.

Responsible Department

This item is submitted by Acting Deputy City Manager Toni Maccarone and the City Clerk Department.



Liquor License - Parma Italian Roots

Request for a liquor license. Arizona State License Application 84257.

Summary

Applicant

Tawny Costa, Agent

License Type

Series 12 - Restaurant

Location

3623 E. Indian School Road

Zoning Classification: C-2

Council District: 6

This request is for a new liquor license for a restaurant. This location was previously licensed for liquor sales and may currently operate with an interim permit.

The 60-day limit for processing this application was Jan. 19, 2020. However, the applicant submitted a written request for more time.

Pursuant to A.R.S. 4-203, a spirituous liquor license shall be issued only after satisfactory showing of the capability, qualifications and reliability of the applicant and that the public convenience and the best interest of the community will be substantially served by the issuance. If an application is filed for the issuance of a license for a location, that on the date the application is filed has a valid license of the same series issued at that location, there shall be a rebuttable presumption that the public convenience and best interest of the community at that location was established at the time the location was previously licensed. The presumption shall not apply once the licensed location has not been in use for more than 180 days.

Other Active Liquor License Interest in Arizona

The ownership of this business has an interest in other active liquor license(s) in the

State of Arizona. This information is listed below and includes liquor license violations on file with the AZ Department of Liquor Licenses and Control and, for locations within the boundaries of Phoenix, the number of aggregate calls for police service within the last 12 months for the address listed.

Parma Italian Roots (Series 12)
20831 N. Scottsdale Road, #A7 & 8, Scottsdale
Calls for police service: N/A - not in Phoenix
Liquor license violations: None

Public Opinion

No protest or support letters were received within the 20-day public comment period.

Applicant's Statement

The applicant submitted the following statement in support of this application. Spelling, grammar and punctuation in the statement are shown exactly as written by the applicant on the City Questionnaire.

I have the capability, reliability and qualifications to hold a liquor license because:
“We train all of our employees in responsible liquor service. We conduct regular audits to ensure they comply.”

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
“We would like the ability to give our patrons of age a full service dining experience by offering adult beverages with their meal if they choose to have one.”

Staff Recommendation

Staff recommends approval of this application noting the applicant must resolve any pending City of Phoenix building and zoning requirements, and be in compliance with the City of Phoenix Code and Ordinances.

Attachments

Liquor License Data - Parma Italian Roots
Liquor License Map - Parma Italian Roots

Responsible Department

This item is submitted by Acting Deputy City Manager Toni Maccarone and the City Clerk Department.

Liquor License Data: PARMA ITALIAN ROOTS

Liquor License

Description	Series	1 Mile	1/2 Mile
Wholesaler	4	1	0
Bar	6	5	2
Beer and Wine Bar	7	7	2
Liquor Store	9	2	1
Beer and Wine Store	10	9	2
Restaurant	12	41	14

Crime Data

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	31.85	95.64	60.50
Violent Crimes	5.53	9.12	5.41

*Citywide average per square mile **Average per square mile within 1 mile radius ***Average per square mile within 1/2 mile radius

Property Violation Data

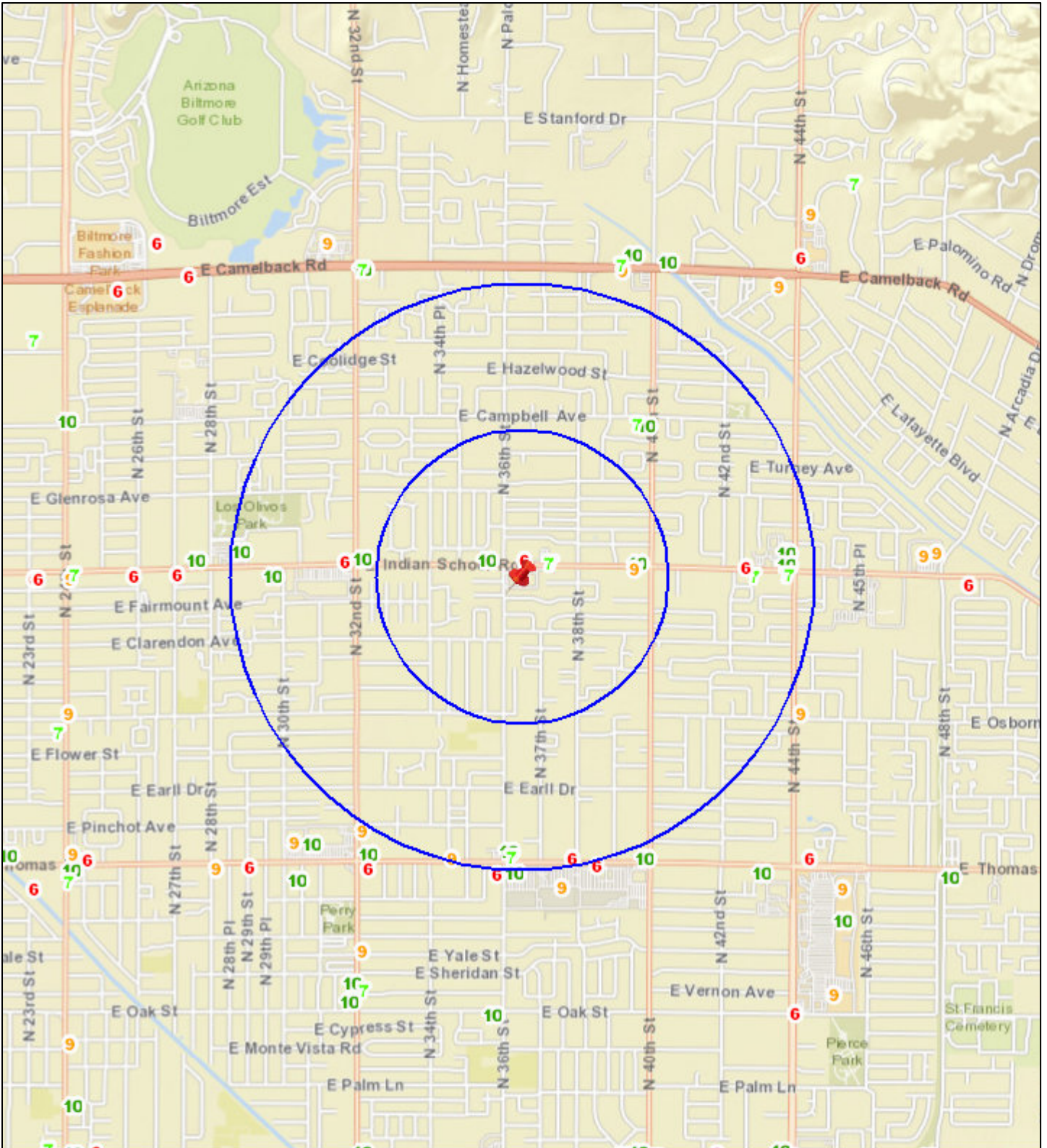
Description	Average	1/2 Mile Average
Parcels w/Violations	70	75
Total Violations	125	131

Census 2010 Data 1/2 Mile Radius

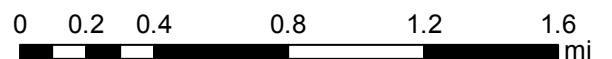
BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
1082003	1225	76 %	13 %	17 %
1083021	1229	70 %	16 %	3 %
1083022	1824	50 %	13 %	4 %
1109011	665	96 %	10 %	13 %
1109012	2669	23 %	19 %	27 %
1109021	2609	33 %	21 %	40 %
1109022	2224	39 %	7 %	18 %
1110001	781	25 %	11 %	3 %
1110002	1105	63 %	8 %	19 %
Average		61 %	13 %	19 %

Liquor License Map: PARMA ITALIAN ROOTS

3623 E INDIAN SCHOOL RD



Date: 11/25/2019





Liquor License - Special Event - Be Causal

Request for a Series 15 - Special Event liquor license for the temporary sale of all liquors.

Summary

Applicant

Julie Jennings

Location

734 W. Polk St.
Council District: 7

Function

Community Event

Date(s) - Time(s) / Expected Attendance

Feb. 29, 2020 - 11 a.m. to 2 a.m. / 300 attendees

Staff Recommendation

Staff recommends approval of this application.

Responsible Department

This item is submitted by Acting Deputy City Manager Toni Maccarone and the City Clerk Department.



Liquor License - Special Event - Be Causal

Request for a Series 15 - Special Event liquor license for the temporary sale of all liquors.

Summary

Applicant

Julie Jennings

Location

734 W. Polk St.
Council District: 7

Function

Networking Event

Date(s) - Time(s) / Expected Attendance

March 20, 2020 - 8 p.m. to Midnight / 350 attendees

Staff Recommendation

Staff recommends approval of this application.

Responsible Department

This item is submitted by Acting Deputy City Manager Toni Maccarone and the City Clerk Department.



Liquor License - Special Event - Real Change International Management Group Inc

Request for a Series 15 - Special Event liquor license for the temporary sale of all liquors.

Summary

Applicant

Sherod Young-Smith

Location

734 W. Polk St.

Council District: 7

Function

Dance

Date(s) - Time(s) / Expected Attendance

March 14, 2020 - 9 p.m. to 2 a.m. / 300 attendees

Staff Recommendation

Staff recommends approval of this application.

Responsible Department

This item is submitted by Acting Deputy City Manager Toni Maccarone and the City Clerk Department.



Liquor License - Lucky Strike Lanes/Gypsy Bar

Request for a liquor license. Arizona State License Application 06075009.

Summary

Applicant

Andrea Lewkowitz, Agent

License Type

Series 6 - Bar

Location

50 W. Jefferson St., Ste. 240
Zoning Classification: DTC-BC
Council District: 7

This request is for an acquisition of control of an existing liquor license for a bar. This location is currently licensed for liquor sales.

The 60-day limit for processing this application is Feb. 22, 2020.

Pursuant to A.R.S. 4-203, consideration should be given only to the applicant's personal qualifications.

Other Active Liquor License Interest in Arizona

This applicant does not hold an interest in any other active liquor license in the State of Arizona.

Public Opinion

No protest or support letters were received within the 20-day public comment period.

Applicant's Statement

The applicant submitted the following statement in support of this application. Spelling, grammar and punctuation in the statement are shown exactly as written by the

applicant on the City Questionnaire.

I have the capability, reliability and qualifications to hold a liquor license because:
“Applicant is committed to upholding the highest standards for business and maintaining compliance with applicable laws. Managers and staff will be trained in the techniques of legal and responsible alcohol sales and service.”

Staff Recommendation

Staff recommends approval of this application.

Responsible Department

This item is submitted by Acting Deputy City Manager Toni Maccarone and the City Clerk Department.



Liquor License - Pasado

Request for a liquor license. Arizona State License Application 90228.

Summary

Applicant

Andrea Lewkowitz, Agent

License Type

Series 12 - Restaurant

Location

909 N. 1st St.

Zoning Classification: DTC-WEC ACOD

Council District: 7

This request is for a new liquor license for a restaurant. This location was not previously licensed for liquor sales and does not have an interim permit. This location requires a Use Permit to allow outdoor liquor service.

The 60-day limit for processing this application is Feb. 25, 2020.

Pursuant to A.R.S. 4-203, a spirituous liquor license shall be issued only after satisfactory showing of the capability, qualifications and reliability of the applicant and that the public convenience and the best interest of the community will be substantially served by the issuance. If an application is filed for the issuance of a license for a location, that on the date the application is filed has a valid license of the same series issued at that location, there shall be a rebuttable presumption that the public convenience and best interest of the community at that location was established at the time the location was previously licensed. The presumption shall not apply once the licensed location has not been in use for more than 180 days.

Other Active Liquor License Interest in Arizona

This applicant does not hold an interest in any other active liquor license in the State of Arizona.

Public Opinion

No protest or support letters were received within the 20-day public comment period.

Applicant's Statement

The applicant submitted the following statement in support of this application. Spelling, grammar and punctuation in the statement are shown exactly as written by the applicant on the City Questionnaire.

I have the capability, reliability and qualifications to hold a liquor license because:
"Applicant is committed to upholding the highest standards for business and maintaining compliance with applicable laws. Managers and staff will be trained in the techniques of legal and responsible alcohol sales and service."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"Located in the heart of the Roosevelt district, Pasado offers fresh, Latin-themed dishes and coffee to guests in its gallery/community gathering space. The restaurant would like to offer guests 21 and over the opportunity to purchase classic and craft alcoholic beverages to complement the unique dishes served."

Staff Recommendation

Staff recommends approval of this application noting the applicant must resolve any pending City of Phoenix building and zoning requirements, and be in compliance with the City of Phoenix Code and Ordinances.

Attachments

Liquor License Data - Pasado

Liquor License Map - Pasado

Responsible Department

This item is submitted by Acting Deputy City Manager Toni Maccarone and the City Clerk Department.

Liquor License Data: PASADO

Liquor License

Description	Series	1 Mile	1/2 Mile
Microbrewery	3	4	2
Government	5	8	5
Bar	6	36	8
Beer and Wine Bar	7	16	7
Liquor Store	9	4	1
Beer and Wine Store	10	9	4
Hotel	11	6	3
Restaurant	12	84	37
Club	14	2	0

Crime Data

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	31.85	104.24	128.13
Violent Crimes	5.53	23.48	27.38

*Citywide average per square mile **Average per square mile within 1 mile radius ***Average per square mile within 1/2 mile radius

Property Violation Data

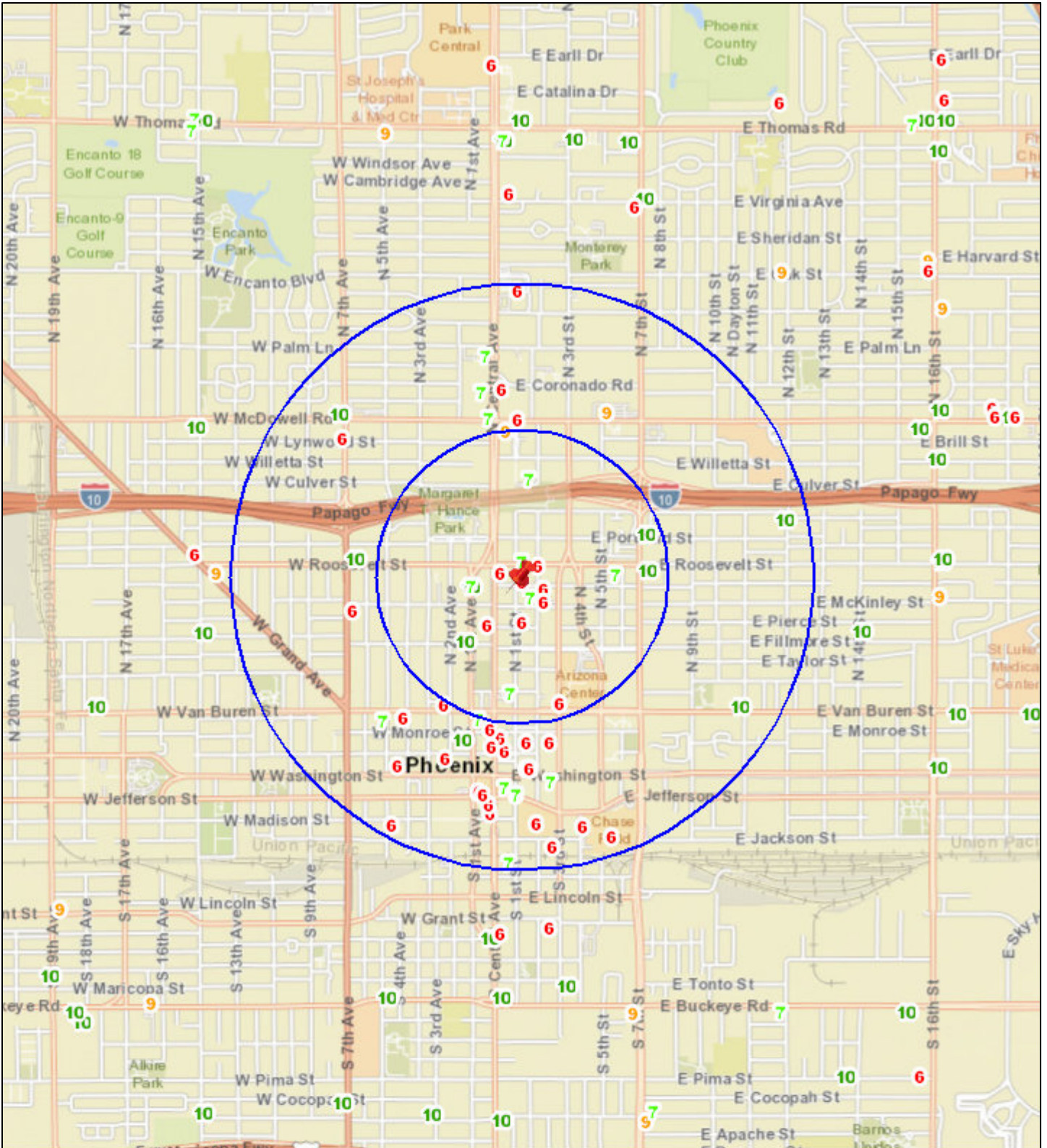
Description	Average	1/2 Mile Average
Parcels w/Violations	69	122
Total Violations	123	279

Census 2010 Data 1/2 Mile Radius

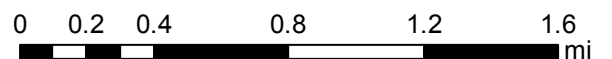
BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
1130001	1218	23 %	16 %	11 %
1130002	873	29 %	21 %	38 %
1131001	1015	7 %	8 %	28 %
1131002	1242	3 %	7 %	33 %
1132021	731	33 %	20 %	74 %
1132022	1257	47 %	29 %	55 %
1132031	1473	30 %	20 %	57 %
1132032	638	28 %	7 %	70 %
1141001	2299	16 %	37 %	44 %
Average		61 %	13 %	19 %

Liquor License Map: PASADO

909 N 1ST ST



Date: 12/31/2019





Liquor License - Special Event - Cherokee Association of Parents and Teachers

Request for a Series 15 - Special Event liquor license for the temporary sale of all liquors.

Summary

Applicant

Amy Shafer

Location

22 E. Buchanan St.
Council District: 8

Function

Dinner/Dance

Date(s) - Time(s) / Expected Attendance

April 18, 2020 - 7 p.m. to Midnight / 300 attendees

Staff Recommendation

Staff recommends approval of this application.

Responsible Department

This item is submitted by Acting Deputy City Manager Toni Maccarone and the City Clerk Department.



Liquor License - Special Event - Phoenix Legal Action Network

Request for a Series 15 - Special Event liquor license for the temporary sale of all liquors.

Summary

Applicant

Sean Berens

Location

113 N. 6th St.

Council District: 8

Function

Festival

Date(s) - Time(s) / Expected Attendance

March 6, 2020 - 7 p.m. to 11 p.m. / 1,000 attendees

Staff Recommendation

Staff recommends approval of this application.

Responsible Department

This item is submitted by Acting Deputy City Manager Toni Maccarone and the City Clerk Department.



Liquor License - Just Tacos and More

Request for a liquor license. Arizona State License Application 82830.

Summary

Applicant

Ivan Garrido Viveros, Agent

License Type

Series 12 - Restaurant

Location

2910 N. 32nd St., Ste. 160

Zoning Classification: C-2

Council District: 8

This request is for a new liquor license for a restaurant. This location was not previously licensed for liquor sales and does not have an interim permit. This location requires a Use Permit to allow outdoor alcoholic beverage consumption. This business has plans to open in April 2020.

The 60-day limit for processing this application is March 3, 2020.

Pursuant to A.R.S. 4-203, a spirituous liquor license shall be issued only after satisfactory showing of the capability, qualifications and reliability of the applicant and that the public convenience and the best interest of the community will be substantially served by the issuance. If an application is filed for the issuance of a license for a location, that on the date the application is filed has a valid license of the same series issued at that location, there shall be a rebuttable presumption that the public convenience and best interest of the community at that location was established at the time the location was previously licensed. The presumption shall not apply once the licensed location has not been in use for more than 180 days.

Other Active Liquor License Interest in Arizona

This applicant does not hold an interest in any other active liquor license in the State of Arizona.

Public Opinion

No protest or support letters were received within the 20-day public comment period.

Applicant's Statement

The applicant submitted the following statement in support of this application. Spelling, grammar and punctuation in the statement are shown exactly as written by the applicant on the City Questionnaire.

I have the capability, reliability and qualifications to hold a liquor license because:
"I have over 15 years of experience in the restaurant industry, with 10 years as General Manager. Management, control, and training are the core of my responsibilities. That would qualify me to obtain, and hold this license, I will ensure all regulations are met."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"Using my expertise in management, I will ensure the liquor license is not missed used, following all codes and regulations to ensure the community is not affected negatively."

Staff Recommendation

Staff recommends approval of this application noting the applicant must resolve any pending City of Phoenix building and zoning requirements, and be in compliance with the City of Phoenix Code and Ordinances.

Attachments

Liquor License Data - Just Tacos and More

Liquor License Map - Just Tacos and More

Responsible Department

This item is submitted by Acting Deputy City Manager Toni Maccarone and the City Clerk Department.

Liquor License Data: JUST TACOS AND MORE

Liquor License

Description	Series	1 Mile	1/2 Mile
Microbrewery	3	1	0
Bar	6	6	3
Beer and Wine Bar	7	3	1
Liquor Store	9	7	5
Beer and Wine Store	10	11	5
Restaurant	12	11	2

Crime Data

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	33.87	132.35	140.97
Violent Crimes	5.89	20.54	28.02

*Citywide average per square mile **Average per square mile within 1 mile radius ***Average per square mile within 1/2 mile radius

Property Violation Data

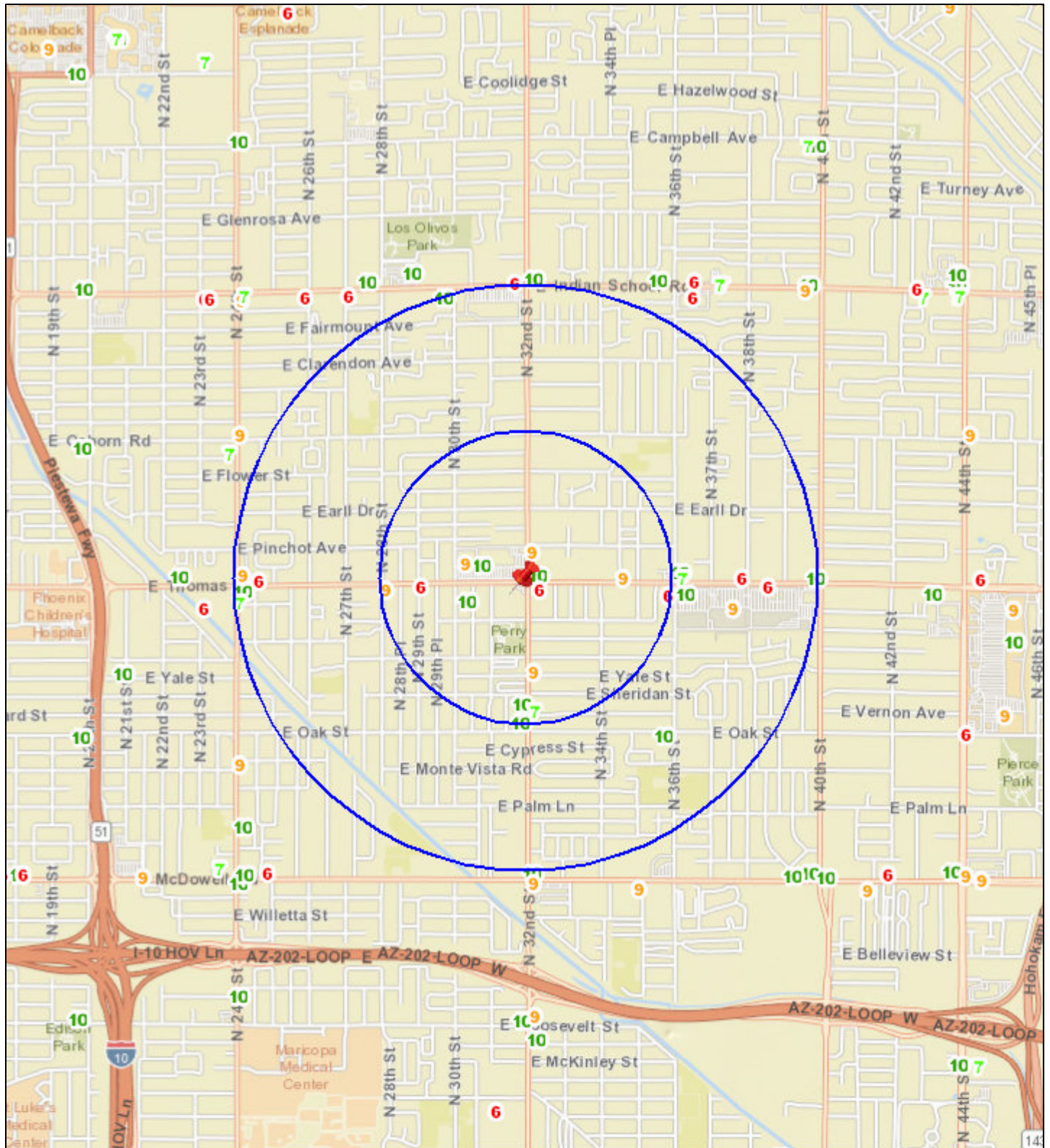
Description	Average	1/2 Mile Average
Parcels w/Violations	68	177
Total Violations	121	317

Census 2010 Data 1/2 Mile Radius

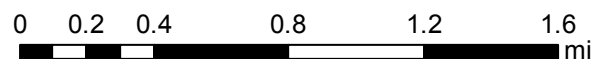
BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
1108013	1077	47 %	26 %	14 %
1108021	948	75 %	27 %	13 %
1108022	1168	33 %	16 %	7 %
1109011	665	96 %	10 %	13 %
1109012	2669	23 %	19 %	27 %
1114011	2444	62 %	7 %	27 %
1115021	1414	46 %	21 %	34 %
1115022	2109	42 %	7 %	17 %
Average		61 %	13 %	19 %

Liquor License Map: JUST TACOS AND MORE

2910 N 32ND ST



Date: 1/10/2020



City Clerk Department



Off-Track Pari-Mutuel Wagering Permit Renewal - Longshots Bar & Grill

Request for renewal of an Off-track Pari-mutuel Wagering Permit for a location previously approved by the City Council for this purpose.

Summary

Applicant

David Johnson, Agent for Turf Paradise

Location

13610 N. Scottsdale Road, Ste. 30 & 31

Zoning Classification: C-2

Council District: 2

Staff Recommendation

Staff recommends approval of this application.

Responsible Department

This item is submitted by Acting Deputy City Manager Toni Maccarone and the City Clerk Department.



PAYMENT ORDINANCE (Ordinance S-46358) (Items 18-25)

Ordinance S-46358 is a request to authorize the City Controller to disburse funds, up to amounts indicated below, for the purpose of paying vendors, contractors, claimants and others, and providing additional payment authority under certain existing city contracts. This section also requests continuing payment authority, up to amounts indicated below, for the following contracts, contract extensions and/or bids awarded. As indicated below, some items below require payment pursuant to Phoenix City Code Section 42-13.

18 Bunker Labs

For \$15,000.00 in payment authority to sponsor and support Bunker Labs launching a new chapter in Phoenix to grow military veteran entrepreneurship. Bunker Labs is a 501(c)(3) non-profit organization built by military veteran entrepreneurs with the mission of empowering other military veterans to become leaders in entrepreneurship and innovation. The non-profit organization is a national network of veteran and military spouse entrepreneurs dedicated to helping the military connected community start their own business. Bunker Labs will officially launch a Phoenix Chapter in downtown Phoenix on Feb. 20, 2020. Funding from the Community and Economic Development Department will help support Bunker Labs' launch event as well as their first networking meet-up events which will include subject matter experts, investors and thought leaders. The sponsorship also includes City logo placement in various media. Benefits to the City include developing the City of Phoenix brand as an active participant and supporter of the local startup ecosystem and aligns with the Community and Economic Development Department's Strategic Action Plan to promote and facilitate business ownership among veterans by working with programs and groups that focus on veteran entrepreneurs. Funding is available in the Community and Economic Development Department's budget aimed at supporting veteran entrepreneurship.

19 Settlement of Claim(s) Felix v. City of Phoenix

To make payment of up to \$40,000.00 in settlement of claim(s) in *Felix v. City of Phoenix*, Maricopa County Superior Court, case number CV2019-004162, 18-1035-001 AU BI, for the Finance Department pursuant to Phoenix City Code chapter 42.

20 Settlement of Claim(s) Jiminez v. City of Phoenix

To make payment of up to \$45,000.00 in settlement of claim(s) in *Jiminez v. City of Phoenix*, Maricopa County Superior Court, case number CV2018-011048, 17-0712-001 AU BI, for the Finance Department pursuant to Phoenix City Code chapter 42.

21 Settlement of Claim(s) Ryan v. City of Phoenix

To make payment of up to \$32,835.00 in settlement of claim(s) in *Ryan v. City of Phoenix*, Maricopa County Superior Court, case number CV2019-097176, 18-0704-004 AU BI, for the Finance Department pursuant to Phoenix City Code chapter 42.

22 Settlement of Claim(s) Solar Star Arizona LLC and Sunpower Corporation v. City of Phoenix

To make payment of up to \$412,500.00 in settlement of claim(s) in *Solar Star Arizona LLC and Sunpower Corporation v. City of Phoenix*, Maricopa County Superior Court, case number CV2018-015421, 18-0266-001 GL PD, for the Finance Department pursuant to Phoenix City Code chapter 42.

23 Settlement of Claim(s) Garcia v. City of Phoenix

To make payment of up to \$45,000.00 in settlement of claim(s) in *Garcia v. City of Phoenix*, 19-0163-002 GL PD, for the Finance Department pursuant to Phoenix City Code chapter 42.

24 Settlement of Claim(s) Allen v. City of Phoenix

To make payment of up to \$100,000.00 in settlement of claim(s) in *Allen v. City of Phoenix*, Maricopa County Superior Court, case number CV2018-008311, 18-0355-001 GL PD, for the Finance Department pursuant to Phoenix City Code chapter 42.

25 Ditch Witch of Arizona

For \$12,000.00 in payment authority for a one-time purchase of utility locating equipment for the Street Transportation Department Traffic Signal Shop. The current equipment was purchased in 2014 and is nearing end of life. The equipment is required to provide accurate location of traffic signal underground conduit and is used to comply with Arizona 811 Blue Stake requirements.



(CONTINUED FROM JAN. 29 AND FEB. 5, 2020) Software Value-Added Reseller Services - State of Arizona Cooperative Contract (Ordinance S-46331)

Request to authorize the City Manager, or his designee, to authorize additional expenditures for established Contract 144228 with CDW Government LLC in addition to access State of Arizona Cooperative Contract CTR046099 with SHI International Corporation to purchase software, volume licenses, and enterprises license agreements through April 7, 2021. The total amount will not exceed \$26,652,330 for purchases made from these contracts. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

The additional amount will be used for citywide departments' software and annual software support and maintenance purchases. Examples of the software and enterprise agreements include the City's Microsoft Enterprise Agreement, which includes the Microsoft Office suite, as well as Outlook for email and SharePoint for the City's website. This contract will also be used to purchase new and continuing IT security software to protect the City's systems, such as endpoint protection, security monitoring, advanced email security tools, and multi-factor authentication/single-sign-on solutions. Additional software purchased through this contract includes mobile and desktop applications; databases; storage and backup; business intelligence solutions; software for servers and other IT infrastructure; and ongoing maintenance, support, and professional services for software implementation and upgrade projects. In addition to providing cost savings from volume discounts, utilizing the value-added reseller contract provides the City with additional benefits for implementing and upgrading software solutions, including providing evaluation copies, product comparisons, proofs-of-concept, needs analysis, product information and application recommendations.

This item has been reviewed and approved by the Information Technology Services Department.

Procurement Information

In accordance with Administrative Regulation 3.10, a participating agreement is required when the City uses a cooperative agreement from another public agency. The

contract was awarded through a process, as set forth in the Phoenix City Code, Chapter 43. Utilization of cooperative agreements allows the City to benefit from national government pricing and volume discounts. The State of Arizona contract covers software value-added reseller services, and the City adopted the contract in 2016 with CDW Government LLC for an amount not to exceed \$35 million. The State of Arizona awarded the contract to SHI International Corporation as well on Sept. 9, 2019.

Financial Impact

With the \$26,652,330 in additional funds, the contract's revised aggregate value is approximately \$58.6 million. Funds are available in City departments' budgets with the most expected usage from the Information Technology Services, Police, Water, Aviation, Public Transit and Fire departments.

Concurrence/Previous Council Action

Contract 144228 was approved by Formal Council Action on Dec. 14, 2016.

Responsible Department

This item is submitted by City Manager Ed Zuercher and the Finance Department.



Proposed 17th Avenue and Desert Hollow Drive Annexation (Ordinance S-46376)

Request City Council authorization to extend and increase the corporate limits of the City of Phoenix, Arizona, by annexing an area not within the present limits of the City of Phoenix, designated as the 17th Avenue and Desert Hollow Drive Annexation. Further request authority for current county zoning to continue in effect until municipal zoning is applied to the annexed territory.

Summary

This annexation was requested by Emil and Emilia Pop for the purpose of receiving City of Phoenix services. The proposed annexation conforms to current City policies and complies with Arizona Revised Statutes section 9-471 regarding annexation. The City Clerk Department has received signed petitions representing 100 percent of the assessed value and 100 percent of the owners, excluding utilities, within the proposed annexation area.

Public Outreach

A public hearing was conducted on Dec. 4, 2019, to allow the City Council to gather community comment regarding the annexation proposal. Notification of the public hearing was published in the *Arizona Business Gazette* newspaper, and posted in at least three conspicuous places in the territory proposed to be annexed. Also, notice by first-class mail was sent to each property owner in the area proposed to be annexed.

Location

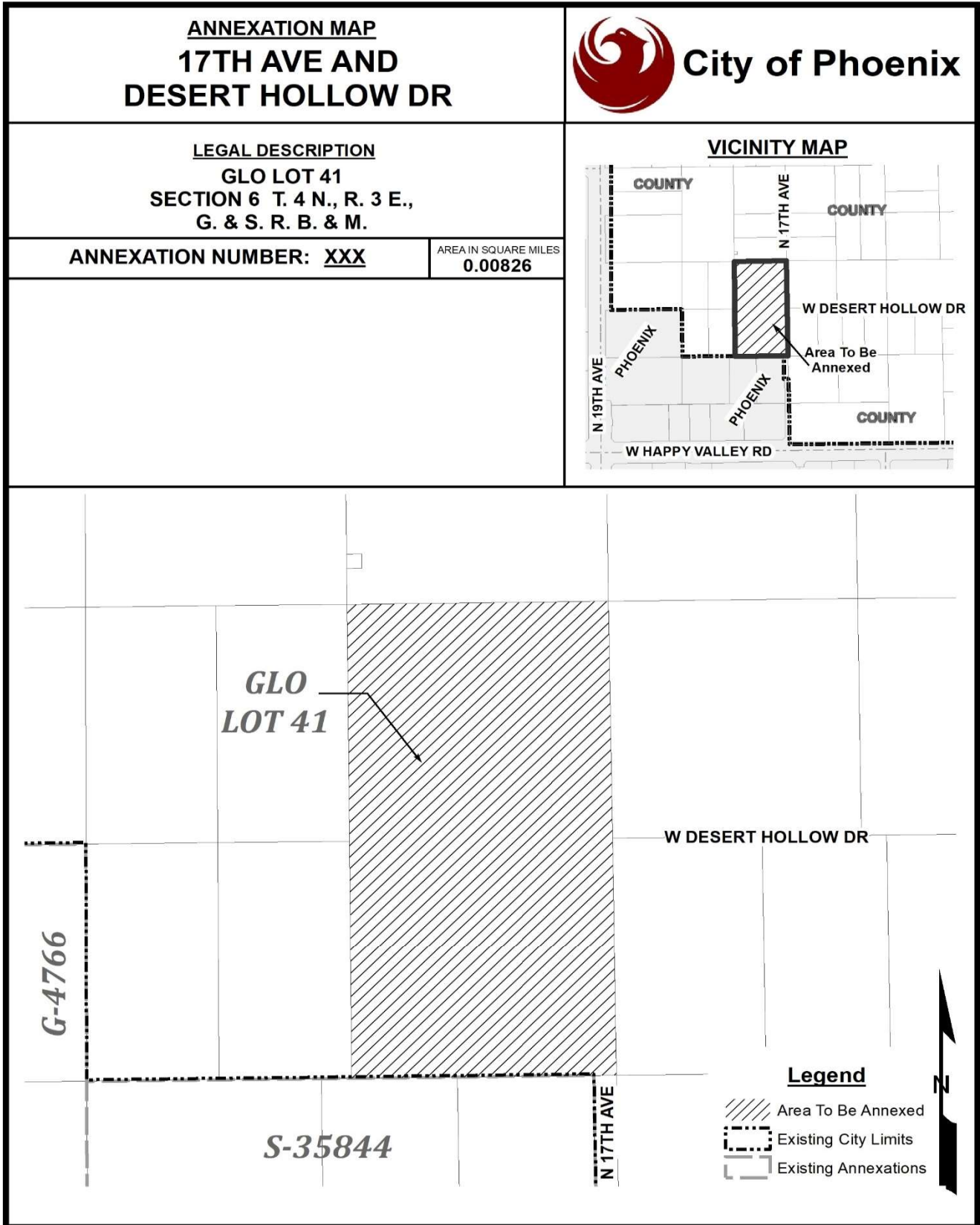
The proposed annexation area includes parcel 210-10-003 located at 25250 N. 17th Ave. (**Attachment A**). The annexation area is approximately 5.3 acres (0.0083 sq. mi.) and the population is estimated to be zero individuals.

Council District: 1

Responsible Department

This item is submitted by Acting Deputy City Manager Toni Maccarone and the City Clerk Department.

Attachment A





Increase Budgeted Outreach Resources

Request to authorize the City Manager, or his designee, to increase budgeted resources for City Council offices by \$28,000 each for the remainder of the fiscal year (\$85,000 annually) and the Mayor's office by \$50,000 (\$150,000 annually) to provide added resources for community engagement and involvement; constituent services; participatory budget outreach; and other resources necessary for elected officials in the fastest growing city in the United States. Further request to authorize the City Controller to disburse all funds related to this item.

Summary

Reports show the population of Phoenix has grown from 1.44 million in the 2010 US Census to an estimated 1.66 million residents in 2019. Each Council district now serves over 200,000 residents. Administrative support staff in the Mayor and Council offices was reduced by 25 full time employees after the great recession. A mid-year adjustment of resources is proposed to provide for Councilmembers and the Mayor to adequately serve their constituents.

Financial Impact

Funds are available from General Fund budgetary savings in the current fiscal year.

Responsible Department

This item is submitted by City Manager Ed Zuercher.



Authorization for Issuance of Excise Tax-Funded Obligations to Acquire and Improve Solid Waste Facilities and Equipment (Ordinance S-46390)

An ordinance authorizing the City Manager to cause the issuance of obligations of or by a municipal property corporation, including execution and delivery of one or more ground leases, leases, purchase agreements or financing agreements and the taking of any and all actions necessary or appropriate to finance or reimburse a principal amount not exceeding \$100,000,000 of costs for acquiring and improving solid waste facilities and equipment plus related financing costs; authorizing a pledge if deemed appropriate, of excise taxes or other lawfully available funds; authorizing the execution and delivery of other appropriate agreements in connection therewith, including but not limited to any official statements and bond purchase agreements and certificates necessary or appropriate for the financing and associated financing costs; authorizing the City Manager to take any and all other necessary or desirable actions in connection with such bonds; and authorizing the City Controller to expend all necessary funds therefor.

Summary

The Public Works Department (PWD) Solid Waste Management Program assists in providing a safe and aesthetically acceptable environment through effective, integrated management of the community's solid waste stream, including collection, disposal, source reduction and recycling activities. The PWD provides solid waste collection service to approximately 400,000 residential customers. Last year, the PWD collected and processed more than one million tons of material at two City-owned transfer stations and Materials Recovery Facilities. The City also owns and operates the State Route 85 Landfill in Buckeye, Ariz.

The Finance Department is analyzing the feasibility of using green bonds for this financing, with technical support from C40 Cities through a Participation Agreement.

This ordinance will provide funding for replacement of solid waste vehicles and other improvements, acquisitions, and replacement of Solid Waste facilities and equipment.

Concurrence/Previous Council Action

The Solid Waste financial plan was presented and solid waste rate adjustments were approved by the City Council on Feb. 11, 2020 by a vote of 7-2.

Responsible Department

This item is submitted by City Manager Ed Zuercher and the Finance Department.



Acceptance and Dedication of Easements for a Sidewalk, Multi-Use Trail and Public Utility Purposes (Ordinance S-46366)

Request for the City Council to accept and dedicate easements for sidewalk, multi-use trail and public utility purposes; further ordering the ordinance recorded.

Summary

Accepting and dedicating the property interests below will meet the Planning and Development Department's Single Instrument Dedication Process requirement prior to releasing any permits to applicants.

Easement (a)

Applicant: Ascend Properties, LLC, its successor and assigns
Purpose: Sidewalk
Location: 4238 N. 17th St.
File: FN 190132
Council District: 4

Easement (b)

Applicant: GRRO South Mountain, its successor and assigns
Purpose: Multi-Use Trail
Location: 2627 W. Southern Ave.
File: FN 190114
Council District: 8

Easement (c)

Applicant: GRRO South Mountain, its successor and assigns
Purpose: Sidewalk
Location: 2627 W. Southern Ave.
File: FN 190114
Council District: 8

Easement (d)

Applicant: RD Design Team, Inc., its successor and assigns
Purpose: Public Utility

Location: 3701 and 3703 E. Polk St.

File: FN 190127

Council District: 8

Responsible Department

This item is submitted by Deputy City Manager Mario Paniagua, and the Planning and Development and Finance departments.



Authorization to Enter into License with Secretary of the Air Force for Public Safety Communication Purposes at Luke Air Force Base (Ordinance S-46361)

Request to authorize the City Manager, or his designee, to enter into a license with the Secretary of the Air Force for the installation and operation of a trunked radio network at Luke Air Force Base.

Further request the City Council to grant an exception pursuant to Phoenix City Code 42-20 to authorize inclusion in the documents pertaining to this contract of indemnification and assumption of liability provisions that otherwise would be prohibited by Phoenix City Code 42-18.

Summary

A 700/800 MHz P25 trunked radio network at the licensed location is to be used by the Regional Wireless Cooperative for public safety purposes. This joint-use emergency communications system will provide inter-operability and compatible radio capabilities for emergency communications, allowing Luke Air Force Base to respond to off-site emergencies and local municipalities to respond to on-base emergencies at Luke Air Force Base. This is a no-cost license, and the term is five years, starting May 1, 2020. The license may contain other terms and conditions deemed necessary by the City.

This item has been reviewed and approved by the Information Technology Services Department.

Contract Term

The contract term is five years, starting May 1, 2020, and ending April 30, 2025.

Financial Impact

This is a no-cost license.

Location

Luke Air Force Base
Council District: Out of City

Responsible Department

This item is submitted by Assistant City Manager Deanna Jonovich, the Office of Government Relations and the Finance Department.



Office Supplies Contract (Ordinance S-46367)

Request to authorize the City Manager, or his designee, to access the State of Arizona Cooperative Contract ADSPO15-088800 and to enter into a contract with Wist Office Products to purchase office supplies for all City departments in an aggregate amount not to exceed \$6,500,000 over a five-year period. Further request to authorize the City Controller to disburse all funds related to this item.

Summary

This contract will be used to purchase office supplies for all City departments. This contract was awarded using a competitive process consistent with the City's procurement process set forth in Phoenix City Code chapter 43. The City will receive greater discount percentages for highly purchased office supply items under the State of Arizona Cooperative contract compared to the previous agreement. The primary departments using this contract are Police, Fire, Water Services, Aviation, Library, Human Services, Parks and Recreation, Planning and Development, Public Works, and Street Transportation. Approximately 30 percent of the contract is used by enterprise funds.

Procurement Information

In accordance with Administrative Regulation 3.10, a participating agreement is required when the City uses a cooperative agreement from another public agency. The contract was awarded through a competitive process consistent with the City's procurement processes, as set forth in the Phoenix City Code, chapter 43. By utilizing the State of Oregon's National Association of State Procurement Officials Master Agreement, the City benefits from the NASPO cooperative contract rates adopted through the State of Arizona.

Contract Term

The five-year contract term shall begin on or about April 1, 2020.

Financial Impact

The aggregate five-year contract value shall not exceed \$6,500,000, or approximately \$1,300,000 annually. Funds are available in all City departments' budgets.

Responsible Department

This item is submitted by City Manager Ed Zuercher and the Finance Department.



Authorization to Amend Agreement with BEM Systems, Inc. to Extend Term for Real Estate Acquisition Management System (Ordinance S-46374)

Request to authorize the City Manager, or his designee, to amend Technology Products and Professional Services Agreement 140770 with BEM Systems, Inc. (BEM) to provide three additional options to extend the term for one year each. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

BEM currently provides the Finance Department's Real Estate Division with maintenance, customer support and hosting services for the PAECETrak real estate acquisition management system. PAECETrak is a proprietary web-based software application developed and owned exclusively by BEM. The current contract expires April 26, 2020, with no options to extend. The Real Estate Division has a high volume of real property acquisition work to accommodate various City projects, and PAECETrak is critical for the successful management of those acquisitions. Due to the current volume of work, the timing of changing systems is critical to avoid a disruption in service that may result in project delays. Extending the current contract for up to three years, in one-year increments, will allow sufficient time to ensure a smooth transition to an existing enterprise system with minimal disruption to service.

This item has been reviewed and approved by the Information Technology Services Department.

Procurement Information

In accordance with Administrative Regulation 3.10, normal competition was waived as a result of a determination memo citing sole source. PAECETrak is a proprietary web-based software application developed by BEM; no other firm can update, maintain or enhance this proprietary software.

Contract Term

The first year of the three additional one-year options to extend the contract will begin April 27, 2020.

Financial Impact

The cost for first year of the extended term is \$67,953 plus applicable taxes, and the cost will escalate annually by 3 percent. Aggregate expenditures for all three option years of the extended term will not exceed \$230,000.

Concurrence/Previous Council Action

City Council authorized the procurement of PAECETrak on March 4, 2009. The current maintenance and hosting agreement, which enabled continued use of the system, was authorized by City Council on April 15, 2015.

Responsible Department

This item is submitted by City Manager Ed Zuercher and the Finance Department.



Weatherization Services - Requirements Contract (Ordinance S-46389)

Request to authorize the City Manager, or his designee, to enter into a contract with FSL Home Improvements to provide weatherization services to qualifying low-income households. The contract was requested by the Neighborhood Services Department (NSD) for an amount not to exceed \$2 million over the life of the contract. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

NSD utilizes funding received from Arizona Public Service, Southwest Gas, Salt River Project, the Department of Energy (DOE), the Low-Income Home Energy Assistance Program (LIHEAP), and the Utility Repair, Replace, Deposit program (URRD), to perform weatherization activities in households which meet federal poverty income guidelines throughout the City. Weatherization Assistance Program (WAP) services include energy efficiency retrofit activities, such as attic insulation, sun screens, duct sealing, room pressure relief/air balancing, and the repair or replacement of heating and cooling systems, to eligible dwellings. This contract will be used to perform WAP services and expend these annual grant allocations. These funds do not roll over and any remaining funding will be swept and will not be reallocated to the City of Phoenix.

Procurement Information

In accordance with Administrative Regulation 3.10, a participating agreement is required when the City uses a cooperative agreement from another public agency. The contract was awarded through a competitive process consistent with the City's procurement processes, as set forth in the Phoenix City Code, chapter 43.

By utilizing the Maricopa County contract, the City will be able to meet the deadlines to expend the annual grant allocations. The Neighborhood Services and Finance departments identified that this contract will be able to meet the needs of the department.

Contract Term

The six-month contract period for this vendor will begin on or about Feb. 28, 2020. Provisions of the contract include an option to extend the contract up to 10 additional months, which may be exercised by the City Manager or his designee.

Financial Impact

There is no financial impact to the General Fund; these programs are funded with grants from federal agencies and local organizations. The aggregate value including all optional extensions will not exceed \$2 million.

Responsible Department

This item is submitted by Deputy City Manager Mario Paniagua, and the Neighborhood Services and Finance departments.



Transfer of Retirement Funds to Arizona State Retirement System (Ordinance S-46364)

Request to authorize the City Manager, or his designee, to transfer retirement funds for Shilpa Hunter-Patel in the amount of \$9,857.07 to the Arizona State Retirement System, and further request authorization for the City Controller to disburse funds.

Summary

Pursuant to Arizona Revised Statutes, sections 38-730 and 38-922, retirement service credits for former members of the City of Phoenix Employees' Retirement System (COPERS) may be transferred to the Arizona State Retirement System (ASRS) upon approval by the Council. The following former City of Phoenix employee has requested transfer of the balance of their credited service:

Hunter-Patel, Shilpa: \$9,857.07

Concurrence/Previous Council Action

This item was approved by the COPERS Board at its Feb. 6, 2020 meeting.

Responsible Department

This item is submitted by Acting Deputy City Manager Toni Maccarone and the Retirement Office.



Healthy Urban Environments Initiative Grant (Ordinance S-46384)

Request retroactive approval for the City Manager, or his designee, for the City of Phoenix Office of Environmental Programs to submit a grant application to Healthy Urban Environments for a \$50,000 grant for the City of Phoenix Telecommute Program and, if awarded, to execute all contracts and Memorandums of Agreement (MOA) necessary to accept and disburse the grant funds. Further request authorization for the City Treasurer to accept, and for the City Controller to disburse grant funds in accordance with the terms of the aforementioned grant and agreement.

Summary

Healthy Urban Environments (HUE) is a solutions-focused research, policy, and technology incubator at Arizona State University. HUE's goal is to rapidly develop, test, and deploy heat mitigation and air quality improvement strategies and technologies. In collaboration with practitioners and community members, HUE seeks to create healthier urban environments for communities across Maricopa County.

The grant would provide \$50,000 in funding for a study that quantifies the benefits of a telecommuting program for eligible employees. Potential benefits include: reduced air pollution, energy consumption, and tailpipe emissions from employee commutes; increased employee recruitment, retention, and productivity; improved morale and quality of work.

The Office of Environmental Programs (OEP), the Human Resources (HR) Department and researchers at Arizona State University will collaborate on this study. Additional partners may join as well. The OEP will serve as primary point of contact for the grant. The study will include evaluation of the following: determination of the minimum telecommuting days per week/month for benefits, best practices, total emission reductions; value to talent recruitment and retention; and Maricopa County Trip Reduction program impacts. The data collected will inform a HR policy that can be developed to determine eligibility, process and approvals, etc.

A Memorandum of Agreement will be the vehicle used to detail the roles, responsibilities, authority, and details of disbursement of the grant funds. The grant application deadline was Feb. 14, 2020. Project funding will be released beginning

April 1, 2020. If retroactive authorization to apply is not granted, the application will be withdrawn.

Contract Term

The term is for up to three years.

Financial Impact

No match or General Fund monies are required for this grant.

Responsible Department

This item is submitted by Deputy City Manager Karen Peters and the Office of Environmental Programs.



Housing Department Painting Services Contracts - Commercial and Residential - Federally Funded (Ordinance S-46363)

Request to authorize the City Manager, or his designee, to enter into contracts with A&H Painting, Inc. and Bullseye Painting Company, LLC to provide painting services at the Housing Department's scattered sites and public housing properties. Further request authorization for the City Controller to disburse and the City Treasurer to accept all funds related to this item. The aggregate contract value will not exceed \$1.5 million. There is no impact to the General Fund.

Summary

Contractors will provide commercial and residential painting of exterior, interior, doors, metals, railing, fascia, siding, and posts for City-owned Housing properties located throughout the City. All work will be carried out in accordance with the technical specifications of the solicitation and as directed by City personnel. Work will comply with all Phoenix Building Codes, permits, regulations, statutes, and manufacturer's specifications.

Procurement Information

Bid FY20-086-04 was conducted in accordance with Administrative Regulation 3.10. Eight offers were received by Housing Management Services Division on Dec. 4, 2019. Offers were evaluated and award recommendations are for the lowest cost for exterior and interior line items. Multiple awards are recommended to meet volume requirements and the wide variety of needs outlined in the solicitation. City personnel will select the most cost-effective services available at the time of purchase (see **Attachment A**).

The Housing Department Director recommends that the offers of A&H Painting, Inc. and Bullseye Painting Company, LLC, be accepted as the lowest priced, responsive and responsible offers.

Contract Term

The five-year contract term will begin on or about March 5, 2020 and end on March 4, 2025, with no options to extend.

Financial Impact

The aggregate contract value will not exceed \$1.5 million (including applicable taxes). These contracts are funded with U.S. Department of Housing and Urban Development (HUD) funds. There is no impact to the General Fund.

Responsible Department

This item is submitted by Deputy City Manager Mario Paniagua and the Housing Department.

Attachment A

Company	Interior	Exterior
Bullseye Painting	\$3,633.75	\$1,397.70
A&H Painting	\$4,298.80	\$1,403.20
Fine Point Finishes	\$6,181.93	\$3,238.54
Skyline Builders & Restorations	\$7,153.12	\$15,057.60
Hernandez Companies	\$8,110.66	\$2,717.40
Boyjin Development	\$40,897.46	\$4,204.00
Pro Tech Painting	n/a	\$3,318.00
Diamond Ridge	n/a	\$6,876.90



Library Services and Technology Act Grant Application (Ordinance S-46375)

Request to authorize the City Manager, or his designee, to apply for, accept and for the City Controller to expend 2020 Library Services and Technology Act (LSTA) money up to \$60,000. The funds will be used to procure equipment in order to digitize historical documents that are currently part of the Arizona Room at Burton Barr Central Library. Further request authorization to the City Treasurer to accept and the City Controller to disburse funds related to this item.

Summary

The purpose of the grant will be to procure professional scanning equipment in order to digitize key Arizona Room collections which will make them available to more customers through Phoenix Public Library website. The Arizona Room showcases the history and culture of greater Phoenix, Arizona, and the Southwest. Many elements of the Arizona Room's collections are invaluable for researchers, historians, architects, preservationists, and the general public. This project would commence in June 2020 and conclude in August 2021.

The LSTA is the only federal program exclusively for libraries. It is administered by the Institute of Museum and Library Services. State libraries use the funds to support statewide initiatives and also distribute the funds through sub-grants or cooperative agreements to public, school, academic, research, and special libraries. Every fiscal year, Congress provides funding for LSTA in the Labor, Health and Human Services, Education, and Related Agencies Appropriations bill. Federal resources help target library services to people of diverse geographic, cultural, and socioeconomic backgrounds, to individuals with disabilities, and to people with limited literacy skills.

Financial Impact

The amount of the grant (up to \$60,000) will be expended in FY2020-2021 and no matching funds are required.

Concurrence/Previous Council Action

This item was recommended for approval at the Land Use and Livability Subcommittee meeting on Jan. 15, 2020 by a vote of 4-0.

Location

Burton Barr Central Library, 1221 N. Central Ave.
Council District: 7

Responsible Department

This item is submitted by Assistant City Manager Milton Dohoney, Jr. and the Library Department.



Recreational Services Instructors Qualified Vendors List - PKS RFQu-20-009 (Ordinance S-46380)

Request to authorize the City Manager, or his designee, to enter into contracts with the offerors to the Request for Qualifications PKS RFQu 20-009 for Recreational Services Instructors for the Parks and Recreation Department. Further request authorization for the City Controller to disburse all funds related to this item. The aggregate contract amount will not exceed \$5 million. Funds are available in the Parks and Recreation Department's Recreation Fund operating budget.

Summary

The Parks and Recreation Department provides a multitude of classes, programs and other services to the community. Some of the classes, programs and services include, but are not limited to, art, dance, fitness, language, music, sports and theater instruction.

The Parks and Recreation Department invited qualified offerors to submit a written Statement of Qualifications response for Recreational Services. The purpose was to establish a Qualified Vendors List (QVL) to be used in order to provide entertainers and instructors for recreation events and programs.

Procurement Information

The department received 81 responses and all submittals were deemed responsive. A Notice of Award Recommendation is attached (**Attachment A**).

Contract Term

This QVL will be in effect from July 1, 2020 through June 30, 2025.

Financial Impact

The total cost will not exceed \$5 million for the full contract term. Funds are available in the Parks and Recreation Department's Recreation Fund operating budget.

Responsible Department

This item is submitted by Acting Deputy City Manager Toni MacCarone and the Parks and Recreation Department.

ATTACHMENT A



City of Phoenix

PARKS AND RECREATION DEPARTMENT

NOTICE OF AWARD RECOMMENDATION

DATE: January 29, 2020

SOLICITATION: RFQ PKS- RFQu 20-009 Recreation Services Qualified Vendors List

The City of Phoenix, Parks and Recreation Department, would like to thank all participants for submitting a proposal for the above-mentioned Request for Qualifications.

Proposals in response to the above referenced request have been evaluated and based on the Proposal Requirements stated in the request the Parks and Recreation Department recommends the following vendors be placed on the Qualified Vendors List (QVL).

No.	Vendor	Name(s)
1.	Al Jones Corporation	Al Jones
2.	Alanda Soto	Alanda Soto
3.	AMEC Records LLC	Aubrey Morris
4.	Arcadia Ice	Jim Rogers
5.	Arizona Center for Afterschool Excellence	Courtney Sullivan
6.	Arizona Pickleball Players League Inc.	Gregory Mather
7.	Beat Street AZ, LLC	Guillermo Arrubla
8.	Camp Colley Foundation	Ricard Berg
9.	Carmen Hankish	Carmen Hankish
10.	Carrie McNeish	Carrie McNeish
11.	Catherine Regan	Catherine Regan
12.	Charles Travis	Charles Travis
13.	Cheryl Norman	Cheryl Norman
14.	Clear Light Buddhist Center dba Kaddmpa Meditation Center PHX	Steven Roussel
15.	Coding With Kids LLC	Nicole George
16.	Competitive Nature LLC	Deonn Dantzler
17.	Dandy Machine Productions	Dan Howell
18.	Deborah J. Lawrence	Deborah J. Lawrence – EZ Keys
19.	Deborah Miller	Deborah Miller
20.	Devotera Hill	Devotera Hill - 2 Left Feet
21.	Diane Jamieson	Diane Jamieson
22.	Eileen Tonick	Eileen Tonick

23.	Emily Evans	Emily Evans
24.	Emily Malave	Emily Malave
25.	Emmanuel Allen	Emmanuel Allen – Fit-Habit
26.	Erica Lewis	Erica Lewis - Musician First Music LLC
27.	Fit Life AZ	DianeMichele Prindeville
28.	Georgianna Anderson	Georgianna Anderson-Always Yoga
29.	Harsha Bipin LLC	Harsha Bipin
30.	Higher Octave Healing Inc.	Kymla Eubanks
31.	Independent Umpire LLC	Frank Angulo
32.	Irma Juneau	Irma Juneau
33.	Jareb Mackin	Jareb Mackin - AZ Event Team
34.	Jennifer Smith	Jennifer Smith
35.	Justin Moore	Justin Moore (OMP Entertainment Group)
36.	Karla Domokos	Karla Domokos
37.	Kristyn Hohimer	Kristyn Hohimer
38.	Lights Camera Discover	O'kema Charles
39.	Lisa White	Lisa White
40.	Love Youth Basketball	Jeffrey Benson
41.	Manuel Ramirez	Manuel Ramirez
42.	Marco Tellez	Marco Tellez
43.	Margaret L. Beck-Harbort	Margaret L. Beck-Harbort
44.	Margo Rivera-Wilson	Margo Rivera-Wilson
45.	Matthew Brodt	Matthew Brodt
46.	National Alliance for Youth Sports	John Engh
47.	Novus Origo, Inc.	Paul Cevolani
48.	On The Line Academy LLC	Leah Kauffman
49.	Pam Rodenkirk	Pam Rodenkirk
50.	Patricia Graham Jones	Patricia Graham Jones-Ardas Healing
51.	Patty Kaufman	Patty Kaufman
52.	Patty Ryckman	Patty Ryckman
53.	Paula Rogers	Paula Rogers
54.	Paula Sandera	Paula Sandera
55.	Phillip Darron Weston	Phillip Darron Weston
56.	Pro Sports	Ed Terrell
57.	River of Dreams - Daring Adventure	Jerry Ketelhut
58.	SAK Ventures LLC dba SAK Gaming	Kenneth Zhu
59.	Samantha Hohimer	Samantha Hohimer
60.	Sandra Greenberg	Sandra Greenberg
61.	Sara Rabino	Sara Rabino
62.	Scott Novis	Scott Novis
63.	Shauna Morales	Shauna Morales
64.	Siegel Photographic Inc.	David Siegel
65.	Silbo Sports Officials	William Thompson Brendan Szulik
66.	Slide and Bounce Around	Kristi Reckard
67.	Stephen Ternyila	Stephen Ternyila
68.	Steve A. Manolis,	Steve A. Manolis,
69.	Steven Chambers	Steven Chambers
70.	Suns Legacy Partners LLC	Jim Pitman
71.	Susan Kennedy	Susan Kennedy

72.	Thurmanetics Inc.	Andrae Thurman
73.	Tom Kuyper Basketball	Tom Kuyper
74.	Toni Robinson	Toni Robinson
75.	Toshiko Suzuki	Toshiko Suzuki
76.	United Phoenix Fire Fighters Association	Tom McCracken
77.	Valley Metro Official	Dennis Oldham
78.	Valorie Muldrow Paul	Valorie Muldrow Paul
79.	Wildlife World Zoo Inc.	Lauren Finnerty
80.	William Babin	William Babin - Big Zephyr Music
81.	Wing Sze Lee	Wing Sze Lee



Parking Consulting Services Request for Proposals Contract Award (RFP-CED19-PCS) (Ordinance S-46371)

Request to authorize the City Manager, or his designee, to enter into a contract with Kimley-Horn and Associates, Inc. (Consultant) to provide consulting services for the development of a parking study and master plan for the Downtown Redevelopment Area (DRA). Further request the City Controller to disburse all funds related to this item. The aggregate value of the contract will not exceed \$384,000.

Summary

Downtown Phoenix's parking demand is generated by a dense mix of education, office, commercial, residential, hotel and entertainment users, and served by a patchwork of parking facilities with no comprehensive plan to manage the parking assets. These assets include nearly 30,000 publicly and privately-owned off-street parking spaces (approximately 85 percent of which are structured), 2,500 on-street metered spaces, and an unknown number of private off-street residential parking spaces. Non-automobile mobility options including Metro Light Rail, bus, bicycle, scooters and pedestrians assist to reduce demand.

A comprehensive plan is needed to inform data-driven decisions on where and when to provision or encourage the development of additional parking resources. A master plan will also provide data on existing surpluses of parking resources and strategies that can encourage the sharing of existing parking resources. Due to the limited supply of Downtown land and high costs of producing structured parking, a comprehensive plan that manages parking supply in order to optimize Downtown land for more beneficial uses is necessary. Therefore, staff recommends enlisting the work of the Consultant to aid staff in further studying the current conditions and future demand to develop a parking study and a 10-year master plan to ensure parking supply is both managed and accommodated.

The Consultant has extensive experience providing these services to other municipalities, including providing parking study consulting services for Dallas, Texas; Columbus, Ohio; Boise, Idaho and Tempe, Arizona. Furthermore, the Consultant performed an On-Street Parking Study in 2012 for the Street Transportation Department, and most recently performed a financial feasibility study for the parking

garage being constructed by the Park Central Community Facilities District. The parking study area will include the DRA which is generally bounded by McDowell Road on the north, 7th Avenue on the west, Grant Street on the south, and 7th Street on the east. The Consultant will also recommend strategies to address the impacts of Downtown parking demand on single-family residential neighborhoods adjacent to the study area.

The Consultant's scope of work will include the following:

- Inventorying all parking assets in the study area, including on-street and off-street (public and private) facilities and analyzing their use.
- Surveying parking users, residents and businesses concerning their behaviors, needs and receptiveness to possible parking strategies and policy changes.
- Evaluating land use and zoning ordinances that impact parking in the study area.
- Analyzing future development impact on parking demand and supply using a GIS-based software platform.
- Recommending strategies pertaining to accommodating parking demand, building or incentivizing facilities, technology utilization and parking management practices.
- Assisting in developing a 10-year master plan outlining recommendations the City may consider to accommodate future parking demand.

The Community and Economic Development Department will manage the Consultant contract with input and support from key stakeholder departments including the Street Transportation Department, which has responsibility for the on-street parking meter program and curbside management policies, the Phoenix Convention Center Department, which manages City-owned off-street parking facilities, and the Planning and Development Department, which has responsibility for land use requirements pertaining to parking requirements. Staff anticipates the parking study will be completed by Summer 2020. Following the development of the parking study, staff will further engage the community and the City Council for input on a proposed 10-year parking master plan. Staff expects to return to the City Council to present the parking master plan by the end of calendar year 2020 for the Council's consideration.

Procurement Information

The Parking Consulting Services Request for Proposals (RFP-CED19-PCS) was issued on Aug. 29, 2019 and conducted in accordance with Administrative Regulation 3.10. Four proposals were received; two of which were non-responsive. On Nov. 15, 2019, an evaluation panel interviewed the two responsive proposers and scored the proposals based on the published evaluation criteria:

- Primary Consultant's Qualifications and Experience (0-300 points).
- Approach to Scope of Work (0-250 points).
- Proposer's Qualifications and Experience (0-250 points).
- Primary Consultant's Hourly Rate (0-200 points).

The scoring results were as follows:

- Kimley-Horn and Associates, Inc.: 941 points
- Chen Ryan Associates, Inc.: 750 points

Staff recommends the proposal offered by Kimley-Horn and Associates, Inc. as the highest-scored, responsive and responsible proposal.

Contract Term

The term of the contract is for one year, with four one-year renewal options.

Financial Impact

The value of the contract shall not exceed \$384,000. The majority of funding utilized will not impact the General Fund. Funds are available in the Community and Economic Development, Street Transportation and the Phoenix Convention Center departments' budgets. In addition to these City funding sources, Downtown Phoenix Inc., a downtown stakeholder, has contributed \$50,000 to the City to share in the cost of these services.

Previous Council Action

On June 19, 2019, City Council authorized staff to issue a solicitation for parking consulting services. This item was recommended for approval by the Workforce and Economic Development Subcommittee at the Jan. 22, 2020 meeting by a vote of 3-1.

Location

The Downtown Redevelopment Area is generally bounded by McDowell Road on the north, 7th Avenue on the west, Grant Street on the south, and 7th Street on the east. Council Districts: 4, 7 and 8

Responsible Department

This item is submitted by Assistant City Manager Deanna Jonovich and the Community and Economic Development Department.



Request to Enter into Development Agreement with APEL Extrusions Limited to Construct New Sewer Line (Ordinance S-46385)

Request authorization for the City Manager, or his designee, to enter into a Development Agreement (DA) with APEL Extrusions Limited (APEL) for design and construction of a new sewer line. Further request to authorize the City Controller to disburse the necessary funds related to this item. The total fee for this agreement will not exceed \$4.8 million.

Summary

After a search involving multiple states and regions, APEL expressed its desire to expand its presence in Phoenix. APEL has been a leader in aluminum extrusion and finishing for over 40 years and has a presence in Alberta and Oregon. This proposed expansion into Phoenix will bring significant economic impacts including an approximately \$70 million capital investment and 200 advanced manufacturing jobs with an average salary of \$47,000 annually.

APEL is currently in planning and design on a site at the southeast corner of 59th Avenue and Lower Buckeye Road. APEL was stipulated to install an 18" public sewer line in 59th Avenue from Lower Buckeye to Broadway roads in order to meet its proposed sewer flow. The new sewer line is estimated to cost between \$4.4 million to \$4.8 million and is eligible for impact fee reimbursement. Upon completion of the project and the City's acceptance, the City will reimburse APEL for the actual design and construction costs, but not to exceed \$4.8 million. To successfully receive reimbursement APEL agrees to select an engineer and contractor in compliance with Arizona Revised Statute Title 34 requirements. This public sewer line is being planned in the next five-year Capital Improvement Program by the Water Services Department, and this agreement will accelerate the construction of the project not only to meet the timeline of APEL, but in providing additional capacity to the surrounding area, which includes the South Mountain Technology Corridor.

Contract Term

The contract term will not exceed a five-year period.

Financial Impact

The City will reimburse the actual sewer line improvement cost, but not to exceed \$4.8 million. Funding for this agreement is available in the Water Services Department's Impact Fee Fund budget in FY 2022-23.

Location

59th Avenue between Lower Buckeye and Broadway roads.
Council District: 7

Responsible Department

This item is submitted by Assistant City Manager Deanna Jonovich, Deputy City Managers Karen Peters and Mario Paniagua, and the Water Services, Planning and Development, and Community and Economic Development departments.



Greater Phoenix Convention and Visitors Bureau - Requirements Contract - RFA 19-003 (Ordinance S-46378)

Request to authorize the City Manager, or his designee, to enter into a contract with Greater Phoenix Convention and Visitors Bureau (GPCVB) for FY 2019-2020 Tourism and Hospitality Advisory Board (THAB) funds. The five-year aggregate value of the contract will not exceed \$500,000. Further request authorization to the City Controller to disburse all funds related to this item.

Summary

THAB is the City of Phoenix Board that, annually, seeks and reviews proposals for projects and/or programs that enhance the City's tourism and hospitality industry. The 14-member board is comprised of eight hoteliers (one from each Council district), two at-large members from hospitality related industries, and one non-voting member from the GPCVB.

Procurement Information

The recommendation is in accordance with City of Phoenix Administrative Regulation 3.10, following a Request for Agreement (RFA) procurement process.

On Nov. 21, 2019 at the THAB meeting, the GPCVB presented the proposed FY 2019-2020 funding request and scope of work for consideration. Under the proposal, the GPCVB will utilize THAB funding in the following areas to support the City's tourism and hospitality industry:

- Convention client hosting obligations, \$130,000 - could represent 10 meetings and conventions taking place at the Phoenix Convention Center between January 2020 and July 2023. It is anticipated these 10 groups will generate approximately 60,000 delegates, more than 65,000 hotel room nights and more than \$77 million in direct expenditures.
- Phoenix Convention Center promotional support, \$45,000 - funds will be used to support new bookings contracted during FY 2019-2020. There are a number of events targeted to be held in Phoenix Convention Center Department including a

professional marathon, medical and technology associations and the largest taekwondo organization in the world. The variety of events will showcase the destination and its many attributes to a diverse group of visitors.

- Mega Event support for the 2023 NFL Super Bowl, \$200,000 - funds will be utilized to offset expenses, such as facility costs, personnel, public safety, traffic barricades and street closures, fan and media events and other such hosting costs. This will be the second year of a five year request to support the 2023 NFL Super Bowl.
- Mega Event support for the 2024 NCAA Men's Final Four, \$125,000 - funds will be utilized to offset expenses, such as facility, personnel, public safety, traffic barricades and street closures, fan and media events and other such hosting costs. This will be the first year of a five year request to support the 2024 NCAA Men's Final Four tournament.

Contract Term

The Contract term is for five years with no extension options.

Financial Impact

The budget will not exceed \$500,000 over the life of the contract. THAB is funded through the Sports Facilities Fund, which is the hospitality industry's share of special excise taxes on hotel/motel lodging and rental cars.

Concurrence/Previous Council Action

The Workforce and Economic Development Subcommittee recommended approval of this item by a 4-0 vote at its Jan. 22, 2020 meeting. This item also was approved and is recommended by the Tourism and Hospitality Advisory Board.

Responsible Department

This item is submitted by Assistant City Manager Milton Dohoney, Jr. and the Phoenix Convention Center Department.



Replacement of Banquet Room Chairs and Chair Carts - Requirements Contract - IFB 19-005 (Ordinance S-46379)

Request to authorize the City Manager, or his designee, to enter into a contract with MityLite, Inc. for the purchase of replacement banquet ballroom chairs and chair carts for the Phoenix Convention Center Department (PCCD). The five-year aggregate value of the contract will not exceed \$1,237,000. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

This purchase will replace ballroom chairs used in the convention center's North and West ballrooms. The original chairs were purchased in 2006 when the West building opened and in 2008 when the North building opened. The chairs are worn beyond reasonable repair causing available inventory to drop below minimums needed for event activity. Ballroom chairs are essential for banquets, general sessions and other ballroom uses where a higher level of comfort, appearance and quality is expected. The new chairs were selected for their appearance, comfort, stackability, light weight, and for the availability of replacement parts allowing staff to maintain them and extend their useful life. A total of 7,550 chairs and 24 chair carts are included in this request.

Procurement Information

IFB 19-005 was conducted in accordance with Administrative Regulation 3.10. There were two offers received by the PCCD Financial and Procurement Services section on Oct. 18, 2019. The offers were received and evaluated based on price, responsiveness to specifications, and responsibility to provide required materials. The offer from MityLite, Inc. was deemed to be fair and reasonable.

The offers are as follows (excluding taxes):

MityLite, Inc.:	\$1,139,018.70
Goodmans, Inc.:	\$1,409,701.68

Contract Term

The five-year contract term will begin on or about May 1, 2020.

Financial Impact

The five-year aggregate value will not exceed \$1,237,000, including taxes. Funding is available in the Phoenix Convention Center Department's operating budget.

Location

PCCD West and North ballrooms.

Council Districts: 7 and 8

Responsible Department

This item is submitted by Assistant City Manager Milton Dohoney, Jr. and the Phoenix Convention Center Department.



*****REQUEST TO CONTINUE (SEE ATTACHED MEMO)*** 2018 International Fire Code with Phoenix Amendments - Clarifications, Adjustments and Amendments (Ordinance G-6677)**

Request City Council authorization to adopt an ordinance making clarifications, adjustments and amendments to the Phoenix City Code, chapter 15, establishing a revised 2018 International Fire Code (IFC) with Phoenix amendments; and moving the Phoenix Fire Prevention Fee Schedule from the body of the code to Appendix A of the Phoenix City Code, chapter 15 where it is currently located, and adopting the revised Fee Schedule.

Summary

The 2018 International Fire Code (IFC) with Phoenix amendments was adopted by the Phoenix City Council on June 19, 2019 and codified on July 19, 2019. As with any large code that is actively utilized by the community, clarifications, adjustments and amendments are often implemented to ensure the code language is clear, understandable, concise, and provides consistent outcomes for fire protection contractors, construction contractors, radio communications, the high-rise community, developers, and other industry groups. The clarifications that have been identified in the 2018 IFC with Phoenix Amendments are meant to address grammatical errors, and to provide clarified language in order to provide consistent outcomes of fire code interpretation. This action will ensure the City of Phoenix is utilizing a progressive code that reflects the current evolution of building materials, technologies, and industry practice to provide safety and reduce the cost of construction and compliance.

On Dec. 16, 2019, pursuant to Arizona Revised Statutes section 9-499.15, the City of Phoenix provided notice to the public of proposed adoptions of, or changes to, municipal taxes or fees. Specifically, the Phoenix Fire Department posted notice of its intent to standardize, establish, and increase fees charged for Fire Prevention permits and associated activities. These fees cover administrative, educational, investigative and inspection related costs related to enforcement of the Phoenix Fire Code, chapter 15 Revision on June 19, 2019 by Ordinance G-6601, effective July 19, 2019. The Fee Schedule can be viewed at <https://www.phoenix.gov/fire/prevention/fire-code>.

The Fire Safety Advisory Board (FSAB) has reviewed the attached clarifications, adjustments and amendments of the proposed 2018 IFC with Phoenix Amendments and Phoenix Fire Prevention Fee Schedule, Appendix A, and has approved the changes unanimously at its public meetings. No public comments were received. The full details of the proposed revisions to the 2018 IFC with Phoenix Amendments are provided in **Attachment A**. The proposed Fire Prevention Fee Schedule and clarifications, adjustment and amendments are provided in **Attachments B-C**. These attachments are color-coded and provide the code citation, the proposed adjustment or amendment, and the reason for the clarification.

The effective date of the 2018 IFC with Phoenix Amendments and Phoenix Fire Prevention Fee Schedule, Appendix A, if adopted by Council, would be approximately 30 days following City Council Formal approval.

Public Outreach

On Dec. 16, 2019, pursuant to Arizona Revised Statutes section 9-499.15, the City of Phoenix provided notice to the public of proposed adoptions of, or changes to, municipal taxes or fees.

Responsible Department

This item is submitted by Assistant City Manager Milton Dohoney, Jr. and the Fire Department.



City of Phoenix

To: Milton Dohoney, Jr.
Assistant City Manager

Date: February 18, 2020

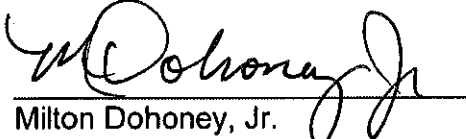
From: Kara Kalkbrenner 
Fire Chief

Subject: CONTINUANCE REQUEST – ITEM 44 – 2018 INTERNATIONAL FIRE CODE WITH PHOENIX AMENDMENTS - CLARIFICATIONS, ADJUSTMENTS AND AMENDMENTS (ORDINANCE G-6677)

The purpose of this memo is to request the continuance of Item 44 on the Feb. 19, 2020 Formal Agenda - 2018 International Fire Code with Phoenix Amendments - Clarifications, Adjustments and Amendments (Ordinance G-6677).

This request to continue the item to the March 4, 2020 City Council Formal Meeting will allow for adequate time to complete additional steps needed.

APPROVED:


Milton Dohoney, Jr.
Assistant City Manager

Attachment A - Tracking Consistency & Clarification 1/10/2020

Revised 1/10/2020

Changes after Adoption 2018 Fire Code Amendment Log

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1.	101.2.2	101.2.2 Policies Explanatory materials. A diamond (◆) in the margin indicates that a City of Phoenix policy explanatory material document has been created to clarify the application of this code, in accordance with Section 104.7 .1.
	Reason: Consistent with amendments in prior codes.	
2.	104.10.2	104.10.2 Forensic analysis. The fire code official may require a forensic analysis of the cause of failure by an independent laboratory approved by the fire code official.
	Reason: Allows for more extensive investigation after an incident.	
3.	105.6.36	105.6.36 Outdoor assembly event. An operational permit is required to conduct an outdoor assembly event where planned attendance exceeds 1,000 500 persons, or when 50 or more persons are in a confined area.
	Reason: Consistent with amendments in prior codes.	
4.	105.6.51	105.6.51 City of Phoenix permits. The fire code official is authorized to issue operational permits for work as set forth in Sections 105.6.51.1 through 105.6.51.5-19.
	Reason: These facilities operate in other occupancies.	
5.	105.6.51.2	105.6.51.2 Ammunition. An operating permit is required for manufacturing or reloading any amount of small arms ammunition for resale, or to manufacture or reload any amount of military, specialty or custom ammunition. Exception: Storage in Group R-3 occupancies of smokeless propellant, black powder and small arms primers for personal use, not for resale and in accordance with Section 5606.
	Reason: These facilities operate in other occupancies.	
6.	105.6.51.4	105.6.51.4 Behavioral healthcare facility, Group I-1. An operational permit is required to operate a behavioral healthcare facility.
	Reason: These facilities operate in other occupancies.	
7.	105.6.51.5	105.6.51.5 Carbon dioxide liquid beverage systems. An operational permit is required to operate a carbon dioxide liquid beverage system.
	Reason: These facilities operate in other occupancies.	
8.	105.6.51.8	105.6.51.8 Developmentally disabled group care homes Group I-1. An operational permit is required to operate, developmentally disabled group home.
	Reason: These facilities operate in other occupancies.	
9.	105.6.51.9	105.6.51.9 Educational facility. An operational permit is required for public and private schools K through 12.
	Reason: Restored. Rest of section renumbered accordingly.	
10.	105.6.51.10	105.6.51.10 Fireworks, retail sales, indoors. An operational permit is required to conduct retail sales of fireworks indoors.
	Reason: Restored – remainder of section renumbered.	
11.	105.6.51.11	105.6.51.11 Fireworks, retail sales, outdoor. An operational permit is required to conduct retail sales of fireworks outdoors. Fireworks, special effects / theatrical performances. To use fireworks, pyrotechnic or special effect materials using CO₂, LP-Gas or other materials for theatrical performances before a proximate audience.
	Reason: Restored – remainder of section renumbered.	
12.	105.6.51.12	105.6.51.12 Fireworks, wholesale sales. An operational permit is required for wholesale sale of consumer fireworks.

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	Reason: Restored – remainder of section renumbered.	
13.	105.6.51.17	105.6.51.17. Medical facilities. An operational permit is required to operate a medical facility.
	Reason: Restored.	
14.	105.6.51.18	105.6.51.18 Semiconductor facility. An operational permit is required to operate a semiconductor facility.
	Reason: Restored – remainder of section renumbered.	
15.	105.7.9	<p>105.7.9 Flammable and combustible liquids. A construction permit is required:</p> <ol style="list-style-type: none"> To install, repair or modify a pipeline for the transportation of flammable or <i>combustible liquids</i>. To install, construct or alter tank vehicles, equipment, tanks, plants, terminals, wells, fuel-dispensing stations, refineries, distilleries and similar facilities where flammable and <i>combustible liquids</i> are produced processed, transported, stored, dispensed or used. To install, alter, remove, abandon or otherwise dispose of a flammable or <i>combustible liquid</i> tank. <p>Exceptions:</p> <ol style="list-style-type: none"> To temporarily or permanently install a storage tank or aboveground storage tank or pressure vessel for Class I, II or III-A liquids with less than 125 gallons (473 L) outside a building, or 60 gallons (227 L) inside a building. To temporarily or permanently install a storage tank or aboveground storage tank or pressure vessel less than 1,000 gallons (3785 L) for Class III-B liquids. To slurry fill an underground tank. To neutralize the hazard and abandon an underground or above-ground tank
	Reason: Slurry and abandon are operational activities, not new construction.	
16.	105.7.26	105.7.26 City of Phoenix required permits. The <i>fire code official</i> is authorized to issue construction permits for work as set forth in Sections 105.7.26.1 through 105.7.26.13.
	Reason: City of Phoenix only permit section renumbered for consistency throughout the code. Remainder of section renumbered.	
17.	105.7.26.9	105.7.26.9 Fire protection system removal permits. A removal permit allows the applicant to remove systems or equipment. The fire department shall be notified when any system is to be removed. Replacement of a required system shall be within the same business day. Removal permits shall only be issued to current qualified contractors.
	Reason: Provides tracking of installation locations.	
18.	105.7.26.10.2	105.7.26.10.2 Hydrant, temporary. A construction permit is required for the installation of a temporary hydrant and up to 500 feet (152 m) of fire line.
	Reason: Provides tracking of installation locations.	
19.	105.7.26.11	105.7.26.11 Lithium ion battery systems. To install or modify a lithium ion battery storage system used for facility standby power emergency power or uninterruptible power supplies as regulated by Section 1206.2.
	Reason: New permit to be issued in order to track installation location of these systems. Remainder of section renumbered.	
20.	106.10	106.10 Area assessment fees. Facilities that represent special hazards as determined by the <i>fire code official</i> shall be assessed an area assessment fee. Facilities more than 250,000 square feet (23 225 m ²), shall be assessed an additional fee calculated on the total area of

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		<p>the site. The assessment fee shall be calculated in intervals of 250,000 square feet (23 225 m²) in accordance with the fee schedule. For those facilities being assessed hazardous material fees area fees will be based on the fee group on accordance with Table 8106.3.</p>
	Reason: Table number correction.	
21.	Section 114	<p style="text-align: center;">SECTION 114 CERTIFICATE OF INSURANCE</p> <p>114.1 General. A valid certificate of insurance shall be filed with the <i>fire code official</i> when applying for a permit to conduct blasting and pyrotechnics.</p> <p>114.2 Certificate of insurance required. The certificate shall be issued by an insurance company authorized to transact business in the State or Arizona or be named on the list of unauthorized insurers maintained by the Arizona Department of Insurance. The following information shall be identified:</p> <ol style="list-style-type: none"> 1. The contractor shall be named as the insured. If the insurance is provided by an individual, company or partnership other than the contractor, the contractor shall be named as an additional insured. 2. “The City of Phoenix, a Municipal Corporation, its agents, employees and volunteers” shall be named as an additional insured and certificate holder. 3. A minimum of \$1,000,000 general liability limits, including contractual liability policy, shall be provided for the following activities: <ol style="list-style-type: none"> 3.1. Storage or use of <i>explosive materials</i>. 3.2. Storage or use of pyrotechnic displays. 3.3. Use of open flames before a proximate audience. <p>114.3 Additional insurance. Greater liability insurance amounts may be required when deemed necessary by the <i>fire code official</i>.</p>
	Reason: Restored.	
22.	Section 115	SECTION 114 115 Fire Watch
	Reason: Section moved and renumbered to accommodate restored Section 114.	
23.	Definitions	OUTDOOR ASSEMBLY EVENT. An outdoor gathering of persons for any purpose having a projected attendance of 500 or more persons or confining 50 or more persons by temporary installation of fencing.
	Reason: Section 114 Firewatch moved to 115 to restore the 114 Insurance requirements.	
24.	315.4.14	315.4.14 Fire watch. When required by the <i>fire code official</i> , a fire watch shall be provided in accordance with Section 114 115.
	Reason: Section 114 Firewatch moved to 115 to restore the 114 Insurance requirements.	
25.	315.7	315.7 Outdoor pallet storage. Pallets stored outdoors shall comply with Sections 315.7 through 315.7.7.8. Pallets stored within a building shall be protected in accordance with Chapter 32. Pallets at pallet manufacturing and recycling facilities shall comply with Chapter 28.
	Reason: Provides clarity for consumers.	
26.	403.12.1	403.12.1 Fire watch personnel. Where, in the opinion of the <i>fire code official</i> , it is essential for public safety in a place of assembly or any other place where people congregate,

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		<p>because of the number of persons, or the nature of the performance, exhibition, display, contest or activity, the owner, agent or lessee shall provide one or more fire watch personnel, as required and <i>approved</i>. Fire watch personnel shall comply with Sections 115, 403.12.1.1 and 403.12.2. Such fire watch personnel shall not be required or permitted, while on duty, to perform any other duties than those specified herein, in accordance with Section 114 115.</p>
		Reason: Section 114 Firewatch moved to 115 to restore the 114 Insurance requirements.
27.	501.2	501.2 Permits. A permit shall be required as set forth in Sections 105.6 and 105.7.
		Reason: Restores previous amendment.
28.	503.2.8.1	<p>503.2.8.1 Curbs. A rolled curb meeting Maricopa Association of Governments standards or equivalent shall be installed at the entrances to fire apparatus access roads.</p> <p>503.2.9 Curbs. A rolled curb meeting Maricopa Association of Governments standards or equivalent shall be installed at the entrances to fire apparatus access roads.</p>
		Reason: Restores previous amendment.
29.	503.3.2.10	<p>503.2.10 Alternative surface. Fire apparatus access roads not conforming to a Maricopa Association of Governments standard shall be in accordance with this section, Maricopa Association of Governments standards. Alternative surface fire lanes shall meet the requirements of fire apparatus access roads and this section.</p>
		Reason: Restores previous amendment.
30.	503.3.2.10	503.2.9 Maintenance. Fire apparatus access roads shall be maintained as approved, by the owner at all times.
		Reason: Restores previous amendment.
31.	503.2.10.1	503.2.10.1 Report. Alternative surface fire apparatus access roads shall be designed by an engineer registered by the State of Arizona. The engineer shall prepare a sealed design report for submittal to and approval by the fire department. Plans shall be sealed and submitted with the report (see Section 501.3).
		Reason:
32.	503.3.2.10.2	<p>503.2.10.2 Stabilization. Stabilization of the fire apparatus access road surface shall be addressed in the alternative surface fire apparatus access road report and may be accomplished by curbing.</p> <p>At a minimum, the surface of fire apparatus access roads shall be as follows:</p> <ol style="list-style-type: none"> 1. Minimum 6 inches (152 mm) of native soil compacted to 95 percent of standard proctor density (ASTM D 698), and 2. Minimum 4 inches (102 mm) of aggregate base compacted to 100 percent of standard proctor density (ASTM D 698). <p>The surface of fire apparatus access roads may differ from the above requirements if it is shown that the surface provided is sufficient to support an imposed live load of 70,000 pounds (31 752 kg) with a maximum axle load of 28,000 pounds (12 701 kg). An engineer</p>

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		registered by the State of Arizona shall prepare and seal the soil compaction report. The report shall be available for review by the <i>fire code official</i> .
	Reason: Restores previous amendment.	
33.	503.3.2.10.3	503.2.10.3 Compaction. Minimum 95 percent compaction of subgrade soil is required.
	Reason: Restores previous amendment.	
34.	503.3.2.10.4	503.2.10.4 Curbs. A rolled curb shall be installed at the entrances to fire apparatus access roads. See Chapter 80, Referenced Standards, for Maricopa Association of Government Standards with City of Phoenix supplements.
	Reason: Restores previous amendment.	
35.	503.3.2.10.5	503.2.10.5 Marking. The curb shall be painted red or red reflectors shall be installed to define the width of alternative surface fire apparatus access roads. The reflectors shall be imbedded into bordering curbing at intervals not exceeding 25 feet (4572 mm) (see Appendix D).
	Reason: Restores previous amendment.	
36.	503.3.2.10.6	503.2.10.6 Special inspections. An Arizona-registered professional engineer shall conduct a special inspection prior to final approvals being issued for the alternative surface fire apparatus access road. The report shall be submitted for review by the <i>fire code official</i> .
	Reason: Restores previous amendment.	
37.	503.3.2.10.7	503.2.10.7 Special inspection documentation. The special inspection documentation shall include, but not be limited to, the following: <ol style="list-style-type: none"> 1. Subgrade soil compaction report. 2. Base material quality, thickness and compaction. 3. Concrete depth and compressive strength, when applicable. 4. An evaluation of the installation in accordance with design drawings and manufacturer specifications. 5. Crown and drainage requirements. 6. Stabilization.
	Reason: Restores previous amendment.	
38.	503.3.2.10.8	503.2.10.8 Engineering report. An engineer registered by the State of Arizona shall prepare and seal a soil compaction report, ensuring the road will support the imposed live load, drainage, stabilization and curbing. The report shall be submitted for review by the <i>fire code official</i> .
	Reason: Restores previous amendment.	
39.	503.3.2 #7	503.3.2 Fire apparatus access road signs. 7. Fire apparatus access roads shall be identified by curbs painted red on both the top and face along the entire length of the fire apparatus access road. Where no curb exists, or a rolled curb is installed, a 6-inch (152 mm) wide red stripe applied the full length of the fire apparatus access road.
	Reason: Restores previous amendment.	
40.	503.3.3	503.3.3 Stenciling. The <i>fire code official</i> is authorized to require stenciling or other permanent markings to improve the identification of fire apparatus access roads. Where required, the stenciling shall state "FIRE LANE – NO PARKING." Lettering shall be white on

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		<p>a red painted curb and shall be a minimum of 3 inches (76 mm) high with a 1/2- inch (13 mm) brush stroke.</p> <p>Exception: A fire apparatus access road that is greater than 36 feet in width shall not be required to have signs or red painted curbs on either side of the fire apparatus access road.</p>
	Reason: Restores previous amendment	
41.	503.3.3.4	<p>503.3.4 Marking not required. A fire apparatus access road that is greater than 36 (10 973 mm) in width shall not be required to have signs and painted curbs on either side of the fire apparatus access road.</p>
	Reason: Restores previous amendment	
42.	503.3.3.5	<p>503.3.5 Signs required on both sides of a road. When a fire apparatus access road is less than 28 feet (8534 mm) in width, fire lane signs and red painted curbs are required on both sides of the access road.</p> <p>Fire apparatus access roads serving only Group R-3 occupancies are required to have signs and red painted curbs installed on both sides of the road when they are 20 feet (6096 mm) or less in width.</p>
	Reason: Restores previous amendment	
43.	503.3.3.6	<p>503.3.6 Signs required on one side of road. When a fire apparatus access road is 28 feet (8534 mm) or greater and less than or equal to 36 feet (10 973 mm) in width, fire lane signs and red painted curbs are required to be installed on a minimum of one side of the access road.</p> <p>Fire apparatus access roads serving only Group R-3 occupancies require signs and red painted curbs on a minimum of one side of the fire apparatus access road when it is greater than or equal to 20 feet (6096 mm) and less than or equal to 28 feet (8534 mm) in width.</p>
	Reason: Restores previous amendment	
44.	503.6	<p>503.6 Security gates. The installation of security gates across a fire apparatus access road shall be approved by the fire code official, and in accordance with Section 512. Where security gates are installed, they shall have an approved means of emergency operation. The security gates and the emergency operation shall be maintained operational at all times. Electric gate operators, where provided, shall be listed in accordance with UL 325. Gates intended for automatic operation shall be designed, constructed and installed to comply with the requirements of ASTM F2200. Fire apparatus access gates shall be designed and installed such that they do not obstruct the ingress or egress of emergency vehicles.</p>
	Reason: Ensures compliance with security gates.	
45.	605.8.2.2	<p>605.8.2.2 Supervisory Alarm. A supervisory alarm shall activate visual and audible device in the area of detection and in the immediate vicinity of the area of detection at 10% of the IDLH of the refrigerant. The detector shall transmit the appropriate signals to an approved location.</p>
	Reason: Omitted from original 2018 amendment.	
46.	609.3	<p>609.3 Cryogenic Tanks and Piping. Cryogenic tanks and piping associated with Hyperbaric Facilities shall also comply with Chapter 50 and 55.</p>

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Reason: Omitted from original 2018 amendment.	
47.	<p>919.1</p> <p>SECTION 919 EXISTING HIGH-RISE SMOKE REMOVAL SYSTEMS</p> <p>◆ 919.1 Smoke removal. To facilitate smoke removal in buildings built prior to engineered smoke management requirements. There shall be capability for post-fire salvage and overhaul operations. Buildings and structures shall be equipped with natural or mechanical ventilation for removal of products of combustion in accordance with one of the following:</p> <ol style="list-style-type: none"> 1. Easily identifiable, manually operable windows or panels shall be distributed around the perimeter of each floor at not more than 50-foot (15 240 mm) intervals. The area of operable windows or panels shall be not less than 40 square feet (3.7 m²) per 50 linear feet (15 240mm) of perimeter. <p>Exceptions:</p> <ol style="list-style-type: none"> <u>1.1</u> In Group R-1 occupancies, each sleeping unit or suite having an exterior wall shall be permitted to be provided with 2 square feet (0.19 m²) of venting area in lieu of the area specified in Item 1. <u>1.2</u> Windows shall be permitted to be fixed provided that glazing can be cleared by fire fighters. <ol style="list-style-type: none"> 2. Mechanical air-handling equipment providing one exhaust air change every 15 minutes for the area involved. Return and exhaust air shall be moved directly to the outside without recirculation to other portions of the building. 3. Any other design that will produce equivalent results <i>approved</i> by the <i>fire code official</i>, through the appeals process.
Reason: Chapter 9 is for new construction. Items 1.1 & 1.2 renumbered in ICC fashion. Fire Operations will not break glass for smoke removal. Not an option in Phoenix.	
48.	<p>1107.1</p> <p>SECTION 1107 EXISTING HIGH-RISE SMOKE REMOVAL SYSTEMS</p> <p>◆ 1107.1 Smoke removal. To facilitate smoke removal in buildings built prior to engineered smoke management requirements, there shall be capability for post-fire salvage and overhaul operations. Buildings and structures shall be equipped with natural or mechanical ventilation for removal of products of combustion in accordance with one of the following:</p> <ol style="list-style-type: none"> 1. Easily identifiable, manually operable windows or panels shall be distributed around the perimeter of each floor at not more than 50-foot (15 240 mm) intervals. The area of operable windows or panels shall be not less than 40 square feet (3.7 m²) per 50 linear feet (15 240mm) of perimeter. <p>Exceptions:</p> <ol style="list-style-type: none"> 1. In Group R-1 occupancies, each sleeping unit or suite having an exterior wall shall be permitted to be provided with 2 square feet (0.19 m²) of venting area in lieu of the area specified in Item 1. <u>1.2</u> Windows shall be permitted to be fixed provided that glazing can be cleared by fire fighters. <ol style="list-style-type: none"> 2. Mechanical air-handling equipment providing one exhaust air change every 15 minutes for the area involved. Return and exhaust air shall be moved directly to

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		<p>the outside without recirculation to other portions of the building.</p> <p>3. Any other design that will produce equivalent results approved by the <i>fire code official</i>, through the appeals process.</p>
	Reason: Copied from Chapter 9 to ensure requirement for existing buildings.	
49.	1103.5.6	<p>1103.5.6 Sprinkler systems—partially sprinklered buildings. When existing nonsprinklered buildings of mixed occupancy are required to install sprinklers based on a change of occupancy classification, sprinklers shall be installed throughout the fire area that includes the new occupancy. The fire-resistance rating of fire barriers or horizontal assemblies separating sprinklered and nonsprinklered fire areas shall be a minimum of 2 hours. Fire department connection signage shall be in accordance with Section 912.</p> <p>Exception: Group R-1, R-2, R-4 occupancies and multistory buildings shall be sprinklered throughout regardless of separations.</p>
	Reason: Provides additional clarity to the rules of partially sprinklered buildings.	
50.	1201.1	<p>1201.1 Scope. The provisions of this chapter shall apply to the installation, operation and maintenance of energy systems used for generating or storing energy. It shall not apply to equipment associated with the generation, control, transformation, transmission, or distribution of energy installations that is under the exclusive control of an electric utility or lawfully designated agency.</p>
	Reason: Ensures permits and compliance with specific code requirements.	
51.	1203.1.1	<p>1203.1.1 Stationary generators. Stationary emergency and standby power generators required by this code shall be listed in accordance with UL 2200. Associated flammable or combustible liquid tanks shall also comply with Chapters 50 and 57.</p>
	Reason: Ensures permits and compliance with specific code requirements.	
52.	1204.1.1	<p>1204.1.1 Permits. Permits shall be obtained for solar photovoltaic systems in accordance with Section 105.7.21</p> <p>Exception: Solar photovoltaic systems with less than 3 kW alternating current nameplate rating.</p>
	Reason: Provides for tracking of system installations.	
53.	1204.1.2	<p>1204.1.2 Marking. Marking is required on interior and exterior direct-current (DC) conduit, enclosures, race- ways, cable assemblies, junction boxes, combiner boxes and disconnects.</p>
	Reason: Provides clarification. This is base code language is from 2012 Chapter 6.	
54.	1204.1.2.1	<p>1204.1.2.1 Materials. The materials used for marking shall be reflective, weather resistant and suitable for the environment. Marking as required in Sections 1204.1.2 through 1204.1.6 shall have all letters capitalized with a minimum height of 3/8 inch (9.5 mm) white on red background.</p>
	Reason: Provides clarification. This is base code language is from 2012 Chapter 6.	
55.	1204.1.2.2	<p>1204.1.2.2 Marking content. The marking shall contain the words “WARNING: PHOTOVOLTAIC POWER SOURCE.”</p>
	Reason: Provides clarification. This is base code language is from 2012 Chapter 6.	
56.	1204.1.2.3	<p>1204.1.2.3 Main service disconnect. The marking shall be placed adjacent to the main service disconnect in a location clearly visible from the location where the disconnect is operated.</p>
	Reason: Provides clarification. This is base code language is from 2012 Chapter 6.	

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57.	1204.1.3	<p>1204.1.3 Location of marking. Marking shall be placed on interior and exterior DC conduit, raceways, enclosures and cable assemblies every 10 feet (3048 mm), within 1 foot (305 mm) of turns or bends and within 1 foot (305 mm) above and below penetrations of roof/ceiling assemblies, walls or barriers.</p> <p>Reason: Provides clarification. This is base code language is from 2012 Chapter 6.</p>
58.	1204.2	<p>1204.2 Access and pathways. Roof access, pathways, and spacing requirements shall be provided in accordance with Sections 1204.2.1 through 1204.3.3. Pathways shall be over areas capable of supporting fire fighters accessing the roof. Pathways shall be located in areas with minimal obstructions, such as vent pipes, conduit or mechanical equipment.</p> <p>Residential structures shall be designed so that each photovoltaic array is no greater than 150 feet (45 720 mm) by 150 feet (45 720 mm) in either axis.</p> <p>Exceptions:</p> <ol style="list-style-type: none"> 1. Detached, nonhabitable Group U structures including, but not limited to, detached garages serving Group R-3 buildings, parking shade structures, carports, solar trellises and similar structures. 2. Roof access, pathways and spacing requirements need not be provided where the fire code official has determined that rooftop operations will not be employed. <p>Reason: Supports operations and provides clarification. This is base code language is from 2012 Chapter 6.</p>
59.	1204.2.1	<p>Solar photovoltaic systems for Group R-3 buildings. Solar photovoltaic systems for Group R-3 buildings shall comply with Sections 1204.2.1.1 through 1204.2.1.3.5.</p> <p>Exceptions:</p> <ol style="list-style-type: none"> 1. These requirements shall not apply to structures designed and constructed in accordance with the <i>International Residential Code</i>. 2. These requirements shall not apply to roofs with slopes of 2 units vertical in 12 units horizontal or less.
60.	1204.2.1.1	<p>1204.2.1.1 Pathways to ridge. Not fewer than two 36 inch wide (914 mm) pathways on separate roof planes, from lowest roof edge to ridge, shall be provided on all buildings. Not fewer than one pathway shall be provided on the street or driveway side of the roof. For each roof plane with a photovoltaic array, not fewer than one 36 inch wide (914 mm) pathway from lowest roof edge to ridge shall be provided on the same roof plane as the photovoltaic array, on an adjacent roof plane or straddling the same and adjacent roof planes.</p> <p>1204.2.1.1 Roof access points. Roof access points shall be located in areas that do not require the placement of ground ladders over openings such as windows or doors and located at strong points of building construction in locations where the access point does not conflict with overhead obstructions such as tree limbs, wires, or signs.</p> <p>Reason: Supports operations and provides clarification. This is base code language is from 2012 Chapter 6.</p>
61.	1204.2.1.2	<p>1204.2.1.2 Setbacks at ridge. For photovoltaic arrays occupying 33 percent or less of the plan view total roof area, a setback of not less than 18 inches (457 mm) wide is required on both sides of a horizontal ridge. For photovoltaic arrays occupying more than 33 percent of the plan view total roof area, a setback of not less than 36 inches (457 mm) wide is required on both sides of a horizontal ridge.</p>

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		<p>1204.2.1.2 Residential buildings with hip roof layouts. Panels or modules installed on residential buildings with hip roof layouts shall be located in a manner that provides a 3-foot-wide (914 mm) clear access pathway from the eave to the ridge on each roof slope where panels or modules are located. The access pathway shall be located at a structurally strong location on the building capable of supporting the live load of firefighters accessing the roof.</p>
		<p>Reason: Supports operations and provides clarification. This is base code language is from 2012 Chapter 6.</p>
62.	1204.2.1.3	<p>1204.2.1.3 Alternative setbacks at ridge. Where an automatic sprinkler system is installed within the dwelling in accordance with Section 903.3.1.3, setbacks at the ridge shall conform to one of the following:</p> <ol style="list-style-type: none"> 1. For photovoltaic arrays occupying 66 percent or less of the plan view total roof area, a setback of not less than 18 inches (457 mm) wide is required on both sides of a horizontal ridge. 2. For photovoltaic arrays occupying more than 66 percent of the plan view total roof area, a setback of not less than 36 inches (914 mm) wide is required on both sides of a horizontal ridge. <p>1204.2.1.3 Residential buildings with a single ridge. Panels or modules installed on residential buildings with a single ridge shall be located in a manner that provides two, 3-foot-wide (914 mm) access pathways from the eave to the ridge on each roof slope where panels or modules are located.</p>
		<p>Reason: Supports operations and provides clarification. This is base code language is from 2012 Chapter 6.</p>
63.	1204.2.1.4	<p>1204.2.1.4 Residential buildings with roof hips and valleys. Panels/modules installed on residential buildings with roof hips and valleys shall be located no closer than 18 inches (457 mm) to a hip or a valley where panels/modules are to be placed on both sides of a hip or valley. Where panels are to be located on only one side of a hip or valley that is of equal length, the panels shall be permitted to be placed directly adjacent to the hip or valley.</p>
		<p>Reason: Supports operations and provides clarification. This is base code language is from 2012 Chapter 6.</p>
64.	1204.2.1.5	<p>1204.2.1.5 Residential building smoke ventilation. Panels/modules installed on residential buildings shall be located no higher than 3 feet (914 mm) below the ridge in order to allow for fire department smoke ventilation operations.</p>
		<p>Reason: Supports operations and provides clarification. This is base code language is from 2012 Chapter 6.</p>
65.	1204.2.2	<p>1204.2.2 Emergency escape and rescue openings. Panel and modules installed on Group R-3 buildings shall not be placed on the portion of a roof that is below an emergency escape and rescue opening. A pathway of not less than 36 inches (914 mm) wide shall be provided to the emergency escape and rescue opening.</p>
		<p>Reason: Supports operations and provides clarification. This is base code language is from 2012 Chapter 6.</p>
66.	1204.3.2	<p>1204.3.2 Interior pathways. Interior pathways shall be provided between array sections to meet the following requirements:</p> <ol style="list-style-type: none"> 1. Pathways shall be provided at intervals not greater than 150 feet (45 720 mm) throughout the length and width of the roof. 2. A pathway not less than 4 feet (1219 mm) wide in a straight line to roof standpipes or ventilation hatches. 3. A pathway not less than 4 feet (1219 mm) wide around roof access hatches, with not fewer than one such pathway to a parapet or roof edge.

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		<p>4. The pathway shall be over areas capable of supporting the live load of firefighters accessing the roof.</p> <p>5. The centerline axis pathways shall be provided in both axes of the roof. Centerline axis pathways shall run where the roof structure is capable of supporting the live load of fire fighters accessing the roof.</p>
	Reason: Supports operations and provides clarification. This is code language is from 2012 Chapter 6.	
67.	1204.3.3	<p>1204.3.3 Smoke ventilation. The solar installation shall be designed to meet the following requirements:</p> <ol style="list-style-type: none"> 1. Where nongravity-operated smoke and heat vents occur, a pathway not less than 4 feet (1219 mm) wide shall be provided bordering all sides. 2. Smoke ventilation options between array sections shall be one of the following: <ol style="list-style-type: none"> 2.1. A pathway not less than 8 feet (2438 mm) wide. 2.2. Where gravity-operated dropout smoke and heat vents occur, a pathway not less than 4 feet (1219 mm) wide on not fewer than one side. 2.3. A pathway not less than 4 feet (1219 mm) wide bordering 4-foot by 8-foot (1219 mm by 2438 mm) venting cutouts every 20 feet (6096 mm) on alternating sides of the pathway. 3. Arrays shall be no greater than 150 feet (45 720 mm) by 150 feet (45 720 mm) in distance in either axis in order to create opportunities for fire department smoke ventilation operations.
	Reason: Supports operations and provides clarification. This is code language is from 2012 Chapter 6.	
68.	1206.1	<p>1206.1 Scope. The provisions in this section are applicable to energy storage systems designed to provide electrical power to a building or facility. These systems are used to provide standby or emergency power, an uninterruptable power supply, load shedding, load sharing or similar capabilities. Energy storage system in Group R-3 and R-4 occupancies shall be in accordance with 1206.2.1 and 1206.4. Approved signage is required for all installations.</p> <p>Exception: Electrical energy storage systems with a capacity of 3 kWh or less.</p> <p>1206.1.1 Permits. Permits shall be obtained for the construction and operation of stationary storage battery systems with a capacity of more than 3 kWh in accordance with Section 105.7.2.</p> <p>Exception: Operating permits are not required for Group R-3 and R-4 occupancies.</p>
	Reason: Clarifies requirements.	
69.	1206.2	<p>Stationary storage battery systems. Stationary storage battery systems having capacities exceeding the values shown in Table 1206.2 shall comply with Sections 1206.2.1 through 1206.2.12.13.6, as applicable. Approved signage is required for all installations.</p>
	Reason: Supports operations and provides clarification. This is base code language is from 2012 Chapter 6.	
70.	1206.2.1	<p>1206.2.1 Permits. Permits shall be obtained for the construction and operation of stationary storage battery systems with a capacity of 3 kWh or more, in accordance with Section 105.7.2.</p>
	Reason: Clarifies requirements.	
71.	1206.2.3	<p>1206.2.3 Hazard mitigation analysis. A failure modes and effects analysis (FMEA) or other approved hazard mitigation analysis shall be provided in accordance with Section 104.7.2 under any of the following conditions:</p>

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		<ol style="list-style-type: none"> Battery technologies not specifically identified in Table 1206.2 are provided. More than one stationary storage battery technology is provided in a room or indoor area where there is a potential for adverse interaction between technologies. Where allowed as a basis for increasing maximum allowable quantities in accordance with Section 1206.2.9. When required by the <i>fire code official</i>.
<p>Reason: Clarifies requirements.</p>		
72.	1206.2.3.1	<p>1206.2.3.1 Fault condition. The hazard mitigation analysis shall evaluate the consequences of the following failure modes, and others deemed necessary by the <i>fire code official</i>. Only single-failure modes shall be considered.</p> <ol style="list-style-type: none"> Thermal runaway condition in a single-battery storage rack, module or array. Failure of any energy management system. Failure of any required ventilation system. Voltage surges on the primary electric supply. Short circuits on the load side of the stationary battery storage system. Failure of the smoke detection, fire-extinguishing or gas detection system. Spill neutralization not being provided or failure of the secondary containment system. Failure of temperature control.
73.	1206.2.3.6	<p>1206.2.3.6 Forensic analysis. The <i>fire code official</i> may also require a forensic analysis of the cause of failure by an independent laboratory approved by the <i>fire code official</i> in accordance with Section 104.10.2.</p>
<p>Reason: Allows for more extensive investigation after an incident.</p>		
74.	1206.2.8.3	<p>1206.2.8.3 Stationary battery arrays. Storage batteries, prepackaged stationary storage battery systems and preengineered stationary storage battery systems shall be segregated into stationary battery arrays not exceeding 50 kWh (180 megajoules) each. Each stationary battery array shall be spaced not less than 3 feet (914 mm) from other stationary battery arrays and from walls in the storage room or area. The storage arrangements shall comply with Chapter 10.</p> <p>Exceptions:</p> <ol style="list-style-type: none"> Lead acid and nickel cadmium storage battery arrays. Listed preengineered stationary storage battery systems and prepackaged stationary storage battery systems shall not exceed 250 kWh (900 megajoules) each, where approved by the <i>fire code official</i>. The <i>fire code official</i> is authorized to approve listed, preengineered and prepackaged battery arrays with larger capacities or smaller battery array spacing if large-scale fire and fault condition testing conducted or witnessed and reported by an approved testing laboratory is provided showing that a fire involving one array will not propagate to an adjacent array, and be contained within the room for a duration equal to the fire-resistance rating of the room separation specified in Table 509 of the <i>International Building Code</i>.
<p>Reason: Ensures large systems are approved per the code.</p>		

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75.	1206.2.8.7.1	<p>1206.2.8.7.1 Separation. Stationary storage battery systems located outdoors shall be separated by a minimum 5 feet (1524 mm) 10 feet (3048 mm) from the following:</p> <ol style="list-style-type: none"> 1. Lot lines. 2. Public ways. 3. Buildings. 4. Stored combustible materials. 5. Hazardous materials. 6. High-piled stock. 7. Other exposure hazards. <p>Exception: The <i>fire code official</i> is authorized to approve smaller separation distances if largescale fire and fault condition testing conducted or witnessed and reported by an approved testing laboratory is provided showing that a fire involving the system will not adversely impact occupant egress from adjacent buildings, or adversely impact adjacent stored materials or structures.</p>
<p>Reason: Provides a larger safety separation, at the request of the FSAB.</p>		
76.	1206.2.11.3	<p>1206.2.11.3 Exhaust ventilation. Where required by Section 1206.2.3 or 1206.2.12 Table 1206.2.10, ventilation of rooms containing stationary storage battery systems shall be provided in accordance with the <i>International Mechanical Code</i> and one of the following:</p>
<p>Reason: Allows for small systems to be installed.</p>		
77.	1206.4	<p>1206.4 Energy storage system in Group R-3 and R-4 occupancies. Energy storage systems in Group R-3 and R-4 occupancies shall be installed and maintained in accordance with this section. The temporary use of an owner or occupant's electric powered vehicle as an energy storage system shall be in accordance with Section 1206.4.</p> <p>Exception: Energy storage systems in Group R-3 and R-4 occupancies with a capacity of 3 kWh or less.</p>
<p>Reason: Allows for small systems to be installed.</p>		
78.	1206.4.3	<p>1206.4.3 Location. Energy storage system shall only be installed in the following locations:</p> <ol style="list-style-type: none"> 1. Detached garages and detached accessory structures. 2. Attached garages separated from the dwelling unit living space and sleeping units in accordance with Section 406.3.2 of the <i>International Building Code</i>. 3. Outdoors on exterior walls in accordance with 1206.4.3.1 4. Utility closets and storage or utility spaces within dwelling units and sleeping units. Other locations with Fire Marshal approval.
<p>Reason: Not allowed in closets.</p>		
79.	1206.4.3.1	<p>1206.4.3.1 Exterior wall and outdoor installations. Energy storage system shall be permitted to be installed outdoors on exterior walls of buildings or on the ground when all of the following conditions are met:</p> <ol style="list-style-type: none"> 1. The maximum energy capacity of individual energy storage system units shall not exceed 20 kWh. 2. The energy storage system shall comply with applicable requirements in Sections 1206. The installation is in accordance with Zoning setback requirements. 3. The energy storage system shall be installed in accordance with the manufacturer's instructions and their listing. 4. Individual energy storage system units shall be separated from each other by not less than 3 feet (914 mm).

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		<p>5. The energy storage system shall be separated from doors, windows, operable openings into buildings, or HVAC inlets by at least 5 feet (1524 mm). Exception: Where approved by the <i>fire code official</i>, smaller separation distances in items 4 and 5 may be permitted based on large scale fire testing</p>
		Reason: Installations must be in accordance with Fire and Zoning ordinances.
80.	1206.4.4	<p>1206.4.4 Energy ratings. Individual energy storage system units shall have a maximum rating of 20 kwh. The aggregate rating structure shall not exceed:</p> <p>1. 40 kWh within utility closets and storage or utility spaces.</p> <ol style="list-style-type: none"> 80 kWh in attached or detached garages and detached accessory structures. 80 kWh on exterior walls. 80 kWh outdoors on the ground.
		Reason: Energy storage systems are not allowed in closets.
81.	2001.1	<p>2001.1 Scope. Airports, heliports, helistops and aircraft hangars shall be in accordance with this chapter, and the most current version of other nationally recognized standards.</p>
		Reason: Ensures the Fire Code does not hinder other FAA compliance requirements.
82.	2201.2	<p>2201.2 Permits. Permits shall be required for combustible dust-producing operations as set forth in Section 105.6 and 105.7.</p>
		Reason: Construction permits are now required.
83.	2307.2.4	<p>2307.2.4 Breakaway devices. Breakaway devices shall comply with ANSI/IAS NGV 4.4, Breakaway Devices for Natural Gas Dispensing Hoses and Systems.</p> <p>A breakaway device shall be installed at every dispensing point. A breakaway device shall be arranged to separate using a force not greater than 150 lb (68 kg) when applied in any direction that the vehicle would move.</p> <p>A listed emergency breakaway device shall be installed and shall comply with NFPA 58 and UL 567, Standard for Emergency Breakaway Fittings, Swivel Connectors, and Pipe-Connection Fittings for Petroleum Products and LP-Gas, and be designed to retain liquid on both sides of the breakaway point, or other devices affording equivalent protection approved by the <i>fire code official</i>.</p>
		Reason: Adds details for clarity.
84.	2807.4	<p>2807.4 Material-handling equipment. Approved material-handling equipment shall be readily available by contract to aid in the event of emergency for moving wood chips and hogged material.</p> <p>Equipment available shall include:</p> <ol style="list-style-type: none"> Equipment to move stored material during a fire Water trucks Water pumps if using pond for any piece of water source
		Reason: Restores previous amendment ensuring proper equipment is readily available.
85.	2807.6.3	<p>2807.6.3 Push-out or clear area. Approved push-out or clear areas shall be provided for pile storage. Any pile in place exceeding thirty (30) days and when piles are over 100 cubic yards (76.5 m³) in size shall have a push out area. The intent is to provide areas to spread piles and move unburned material away from a pile in the event of fire or hotspot within the pile. Push-out/clear areas shall be located not more than 250 feet (76 200 mm) from the pile and shall be not located within 20 feet (6096 mm) of any building, or other combustibles. The push-out/clear area shall be sized to hold no less than a quarter of the</p>

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		size of the single largest pile it serves at a maximum depth of 3 feet (914 mm). Water shall be immediately available to aid in cooling.
		Reason: Restores previous amendment ensuring enough space is provided to push burning piles around to put out fire.
86.	2810.2.1	2808.2.1 Delivery & tipping Area. Feedstock and raw materials shall be placed into designated tipping areas or separated piles upon delivery and shall comply with all storage requirements for compost and mulch.
		Reason: Put into this section in error.
87.	2810.1	2810.1 General. The outside storage of wood pallets and wood composite pallets on the same site as a pallet manufacturing or recycling facility shall comply with Sections 2810.2 through 2810.16. Pallets stored within a building shall be protected in accordance with Chapter 32.
		Reason: Provides clarity if compliance with code.
88.	2810.1.1	2810.1.1 Pallet types. Pallets shall be all wood, with slatted or solid top or bottom, with metal fasteners, or shall be plastic or composite pallets, listed and labeled in accordance with UL 2335 or FM 4996. Plastic pallets shall be both solid and gridded deck, independent of the pallet manufacturing process, type of resin used in fabrication or geometry of the pallet.
		Reason: Defines types of pallets governed by this section of code.
89.	2810.8.1	2810.8.1 Pallet pile stability and size. Pallet stacks shall be arranged to form stable piles.
		Reason: Restores previous amendment.
90.	2810.9	2810.9 Size of piles. Piles shall not exceed 150,000 cubic feet (4248 m3) in volume.
		Reason: Restores previous amendment.
91.	2810.10	2810.10 Aisles. Aisles shall be a minimum of 20 feet (6096 mm) wide and shall be maintained clear and unobstructed at all times.
		Reason: Restores previous amendment.
92.	2810.11	2810.11 Dead-ends. No dead-end aisles shall be allowed within the facility.
		Reason: Restores previous amendment.
93.	2810.12	2810.12 Fire apparatus access roads. Fire apparatus access roads in accordance with Section 503 shall be located so that a maximum grid system unit of 50 feet by 150 feet (15 240 mm by 45 720 mm) is established.
		Reason: Restores previous amendment.
94.	2810.13	2810.13 Prohibited locations. Pallets shall not be stored underneath high-voltage transmission lines, elevated roadways.
		Reason: Restores previous amendment. Remainder of section renumbered accordingly.
95.	3301.3	3301.3 Permits. Permits shall be required as set forth in Section 105.6 through 105.7.
		Reason: Ensures piles are started and maintained in compliance with the code.
96.	3401.3	3401.3 Site plans. At the time of permit application for storing tires outdoors, a site plan shall be submitted to the fire code official identifying the location and dimensions of tire storage areas, tire pile dimensions and height, distance from buildings and property lines, width and location of aisles, and fire apparatus access roads. See Section 105.4.
		Reason: Ensures piles are started and maintained in compliance with the code.

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97.	3405.1	<p>3405.1 Individual piles. Tire storage shall be restricted to individual piles not exceeding 5,000 square feet (464.5 m²) of continuous area. Piles shall not exceed 50,000 cubic feet (1416 m³) in volume or 10 feet (3048 mm) in height.</p> <p>Piles 2,501—4,999 square feet (232 m²—464.5m²) shall comply with Section 315.4. Tires shall be placed on solid, level ground.</p>
Reason: Not needed after amendment		
98.	3405.10	<p>3405.10 Barriers. When the number of tires stored exceeds 25,000 cubic feet, the storage area shall be surrounded by suitable barriers capable of containing liquid products of combustion resulting from a fire.</p>
Reason: Not enforceable.		
99.	3405.11	<p>3405.11 Drainage. Means shall be provided that will prevent the drainage of liquid products of combustion from posing a threat th health or safety or the environment.</p>
Reason: Not enforceable.		
100.	3501.2	<p>3501.2 Permits. Permits shall be required as set forth in Section 105.6.</p> <p>Exceptions:</p> <ol style="list-style-type: none"> 1. Work conducted at one- and two-family dwellings. 2. A hot work program shall not be required when a business has no more than two employees, who conduct welding, cutting, use open torches or other hot work operations.
Reason: Identifies exceptions to permit requirement.		
101.	3501.2.1	<p>3501.2.1 When permits are not required. The person conducting hot work operations shall be responsible for ensuring that such operations are conducted in accordance with the safety requirements of this chapter regardless of whether permits are or are not required.</p>
Reason: Identifies exceptions to permit requirement.		
102.	5003.2.2.1	<p>5003.2.2.1 Design and construction. Piping, tubing, valves, fittings and related components used for hazardous materials shall be in accordance with the following:</p> <ol style="list-style-type: none"> 8. Where gases or liquids having a hazard ranking of: <ul style="list-style-type: none"> Health Class 3 or 4 Flammability Class 4 Reactivity Class 3 or 4 Instability Class 3 or 4 <p>in accordance with NFPA 704 are carried in pressurized piping above 15 pounds per square inch gauge (psig) (103 kPa), an approved means of leak detection and emergency shutoff or excess flow control shall be provided. Where the piping originates from within a hazardous material storage room or area, the excess flow control shall be located within the storage room or area. Where the piping originates from a bulk source, the excess flow control shall be located as close to the bulk source as practical.</p> <p>Exceptions:</p> <ol style="list-style-type: none"> 1.Piping for inlet connections designed to prevent backflow. 2. Piping for pressure relief devices.
Reason: #8 restored from previous amendment.		
103.	5004.7	<p>5004.7 Standby or emergency power. Where mechanical ventilation, treatment systems, temperature control, alarm, detection or other electrically operated systems</p>

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		<p>are required, such systems shall be provided with an emergency or standby power in accordance with Section 1203.</p> <p>In buildings or rooms storing highly toxic or toxic gases, refrigerated storage or organic peroxides with a self-accelerating decomposition temperature of 122°F or less, or Group H-5 occupancies shall be provided with a standby power system in accordance with the National Electrical Code and Section 604. The <i>fire code official</i> is authorized to require standby power as a result of a formal process hazard analysis.</p>
		Reason: Restores previous amendment. Toxic gases are not otherwise addressed.
104.	5005.1.5	<p>5005.1.5 Standby or emergency power. Where mechanical ventilation, treatment systems, temperature control, manual alarm, detection or other electrically operated systems are required by this code, such systems shall be provided with an emergency or standby power system in accordance with Section 1203. In buildings or rooms storing or using highly toxic or toxic gases, using highly toxic liquids in an open system or Group H-5 occupancies shall be provided with standby power system in accordance with the National Electrical Code Section 604.</p>
		Reason: Reflects code requirement found in National Toxic Gas Code.
105.	5005.1.12	<p>5005.1.12 Emergency isolation. Where gases or liquids having a hazard ranking of Health Class 3 or 4, Flammability Class 4, Reactivity Class 3 or 4 or Instability Class 3 or 4 in accordance with NFPA 704 are carried in pressurized piping above 15 pounds per square inch gauge (psig) (103 kPa), an approved means of leak detection and emergency shutoff or excess flow control shall be provided. Where the piping originates from within a hazardous material storage room or area, the excess flow control shall be located within the storage room or area. Where the piping originates from a bulk source, the excess flow control shall be located as close to the bulk source as practical.</p>
		Reason: Completes all hazard classes of extreme reactivity.
106.	5301.2	<p>5301.2 Permits. Permits shall be required as set forth in Section 105.6 and 105.7.</p>
		Reason: Changed to reflect City of Phoenix permit sections.
107.	5303.4.3	<p>5303.4.3 Piping systems identification. Piping systems shall be marked in accordance with ASME A13.1. Markings used for piping systems shall consist of the content’s name and include a direction-of-flow arrow. Markings shall be provided at each valve; at wall, floor or ceiling penetrations; at each change of direction; and at not less than every 20 feet (6096 mm) or fraction thereof throughout the piping run. Piping contents and direction of flow shall be identified in accordance with Chapter 50.</p>
		Reason: Added to better identify the section.
108.	5607.1.8	<p>5607.1.8 Signage. Signs reading “BLASTING ZONE AHEAD” and “TURN OFF TWO-WAY RADIOS” shall be provided when explosive material use is proposed within 1000 feet (304 800mm mm) of public right-of-ways.</p>
		Reason: Alerts the public of location of blasting zones. Remainder of section renumbered.
109.	5701.1	<p>5701.1 Scope and application. Prevention, control and mitigation of dangerous conditions related to storage, use, dispensing, mixing and handling of flammable and combustible liquids shall be in accordance with Chapter 50 and this chapter. Prior to the installation or modification of piping, systems containing flammable and combustible liquids plans shall be submitted to the Phoenix Fire Department for review and approval. A registered professional engineer shall seal and sign the construction documentation.</p>

Attachment A - Tracking Consistency & Clarification 1/10/2020

Changes after Adoption 2018 Fire Code Amendment Log		Revised 1/10/2020
<p>Red text = IFC changes to 2018 base code Black and stricken text – Base code being deleted Green text = previously adopted Phx Amendment Purple = policy text added back to code & new to 2018 Blue text = 2018 After Adoption Amendment</p>		
	Reason: Ensures plan review is conducted prior to installation.	
110.	5706.9	5706.9 Location of fuel tanks of sub-based generators. Above-ground fuel storage tanks for generators shall be located with respect to distances to lot lines of adjoining property which can be built on, nearest side of any public way or from nearest important building on the same property in accordance with Tables 3405.3.4(1) and 3405.3.4(2) 5705.3.4 (1) and 5705.3.4 (2).
	Reason: Chapters moved in the base code.	
111.	Chapter 80	Adopts NFPA 855 Standard for the Installation of Energy Storage Systems, 2020 Edition
	Reason: This care occurs in other occupancies.	
112.	Remove Chapter 81 from the 2018 International Fire Code (IFC) with Phoenix amendments for proposed adoption as the Phoenix Fire Prevention Fee Schedule, Appendix A, Chapter 15 of the City Code.	

ATTACHMENT B

Phoenix Fire Prevention Fee Schedule



Fire Prevention Fee Schedule

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SECTION 8101 GENERAL

8101 Scope.

Fire Prevention fees charged for plan reviews, inspections, Operational permits, annual assessments, certificates and appeals shall be in accordance with this chapter. See Chapter 1 for required permits.

For purposes of this chapter, the hourly rate shall be \$150 per hour. Annual Facilities Program (AFP) hourly rate is \$190. Fees may only be refunded under specific circumstances and approval by the fire code official. A \$150 or 20 percent fee, whichever is greater shall be assessed on all refunds, excludes errors made by staff.

8101.1 Base time.

The base time for plan review, permits and inspections is indicated with each permit; additional time to complete the work or review additional system features will be assessed at the hourly rate and added to the base time.

Fees shall be calculated on the base hours of completion plus additional time to complete. Fees shall be cumulative.

8101.2 Incomplete application submittal.

Per Arizona Revised Statute Section 9-835, incomplete application submittals shall not be accepted.

8101.3 Permit and inspection fees.

Permit and inspection fees are based on the average time to complete the type of work specified. The minimum time assessments for work will be indicated with each permit requirement in this chapter; additional time to complete the work will be assessed at the hourly rate.

8101.4 Expedited inspections.

Three of base time shall be added to the inspection fee to expedite the inspection.

8101.5 Work without a permit. Operating or starting work without the applicable Fire Prevention permit is strictly prohibited. Where required by the *fire code official* a penalty equal to 300 percent of the cost of the required permit fees shall apply.

8101.6 Types of permits.

Permit types are in accordance with Section 105.12.

8101.6.1 Operational permits.

An operational permit allows the applicant to conduct an operation or a business for which a permit is required by Section 105.6. Operational permits will not be issued until an inspection is completed.

8101.6.2 Construction permits.

A construction permit allows the applicant to install or modify systems and equipment for which a permit is required by Section 105.7.

8101.6.2.1 Over the counter permits (OTC).

Over the counter permits may be allowed for construction activities as allowed by this code or the fire code official.

Construction permits issued by the Planning & Development Fire Prevention section will be indicated with [P]. Permits that are issued by Fire Prevention will be indicated with [F].

8101.6.2.2 Hazardous materials operating permits.

Hazardous materials fees shall be in accordance with Table 8106.1, Hazardous Materials Assessment Classifications. When assessment fees are levied, no additional fees will be charged for operating permits

8101.6.3 Other permits issued.

8101.6.3.1 Business certificates.

A business certificate is required for companies to install, modify, repair, remove or test fire protection equipment within the jurisdiction. See Section 105.9.

The fire code official shall issue a business certificate to qualified persons or entities that install, modify, alter, add to, test, repair or service any fire alarm system, sprinkler system, standpipe system, fire main, fire pump or any other fire-extinguishing or detection system, device or appliance.

Business certificate..... 1.0 hr

8101.6.3.2 Certificate of fitness. A certificate is required for individuals using explosive materials, conducting pyrotechnic fireworks or flame effects within the jurisdiction. See Section 105.11.

Pyrotechnics or Flame Effects Certificate of Fitness 1.0 hr
Explosives Certificate of Fitness 1.0 hr

SECTION 8102 OPERATIONAL PERMITS

8102.1 Operational permit fees.

Fees shall be assessed for operational permits as defined by this code.

8102.1.1 Penalty fees. Permit applications for bonfires, fire performers, outdoor assembly events, vehicle displays, tents and other membrane structures, fireworks and trade shows and exhibitions shall be submitted not fewer than 10 business days in advance of the event. This does not include City of Phoenix holidays. Permit applications submitted fewer than 10 business days in advance of the event shall be assessed a penalty fee of \$25 per day. If a permit is denied, the applicant has the right to file for an appeal to the Fire Marshal in accordance with Section 104.6.4.

8102.2 Reinspection fees. A reinspection fee may be assessed:

1. Corrections called for are not made or,
2. The items that were identified during the first inspection are not corrected at the time of the reinspection,
3. For failure to provide access on the date for which inspection is requested.
4. Additional inspections required.

Each reinspection may be assessed this fee.

Reinspection fee hourly rate

Operational Permit Types

To see the requirements for each permit, see Chapter 1, Sections 105.6 – 105.8.

Aerosols.

To manufacture, store or handle an aggregate quantity of Level 2 or Level 3 aerosol products in excess of 500 pounds (227 kg) net weight.

Permit..... 2.0 hrs

Agro-industrial and solid biomass facilities.

To use, store or handle agro-industrial product, chips, hogged material in excess of 2,500 cubic feet (71m³).

Permit..... 2.0 hrs

Amusement buildings.

To operate special amusement buildings and haunted houses.

Permit..... 4.0 hrs

Ammunition.

An operating permit is required to manufacture or reload any amount of small arms ammunition for resale, or to manufacture or reload any amount of military, specialty or custom ammunition.

Exception: Storage in Group R-3 occupancies of smokeless propellant, black powder and small arms primers for personal use, not for resale and in accordance with Section 5606.

Permit..... 2.0 hr

Assisted living facilities.

To operate an assisted living facility. This includes assisted living homes R-3 (1–5 beds), R-4 (6–10 beds), assisted living centers (11 or more beds), supervisory care and adult foster care.

Permit..... 1.0 hr + \$10 per licensed bed

Aviation facility.

To use a Group H or Group S occupancy for aircraft servicing or repair and aircraft fuel servicing vehicles.

Permit..... 1.0 hr

Behavioral health care facilities.

An operational permit shall be required to conduct a behavioral health care facility.

Permit..... 1.0 hr +\$10 per bed

Bonfire or open burning.

To conduct a bonfire.

Permit..... 1.0 hr

Carbon dioxide liquid systems.

For the storage, use or handling of carbon dioxide in excess of the amounts listed in table 105.6.8.

Permit 2.0 hr

Carnivals and fairs, see Outdoor assembly event.

Cellulose nitrate film.

To store, handle or use cellulose nitrate film in a Group A occupancy.

Permit 2.0 hr

Combustible dust producing operation.

To operate a grain elevator, flour starch mill, feed mill, or a plant pulverizing aluminum, coal, cocoa, spices or sugar, or other operations producing combustible dusts as defined in Chapter 2.

Permit..... 2.0 hr

Combustible fiber producing operation.

An operational permit is required for the storage and handling of combustible fibers in quantities greater than 100 cubic feet (2.8 m3).

Permit..... 2.0 hr

Compressed gas.

For the storage, use or handling at normal temperature and pressure (NTP) of compressed gases in excess of the amounts listed in table 105.6.8.

Exceptions:

1. Vehicles equipped for and using compressed gas as a fuel for propelling vehicles.
2. Carbon dioxide, see Carbon Dioxide.

Permit2.0 hr

Correctional facilities.

To conduct a correctional facility.

Permit 2.0 hr

Covered and open mall buildings.

Permit 8.0 hrs

Cryogenic fluids.

To produce, store, transport on site, use, handle or dispense cryogenic fluids in excess of the amounts listed in Table 105.6.10.

Exception: Permits are not required for vehicles equipped for and using cryogenic fluids as a fuel for propelling the vehicle or for refrigerating the lading.

Permit 2.0 hr

Cutting and welding.

See hot work operations.

Daycare facilities, commercial.

An operational permit is required to operate a commercial daycare facility for children or adults (6 or more).

Permit 6 -50 persons 1.0 hr

51 or more persons2.0 hrs

Developmentally disabled group care homes.

An operational permit is required to operate a developmentally disabled group home.

Permit..... 1.0 hr + \$10 per bed

Dry cleaning.

To engage in the business of dry cleaning or to change to a more hazardous cleaning solvent used in existing dry-cleaning equipment.

Permit..... 1.0 hr

Educational facility.

An operational permit is required for public and private schools K through 12.

Permit..... 1.0 hr

Exhibits and trade shows.

Exhibits up to 4,500.....2.0 hrs

Exhibits 4,500 or greater3.0 hrs

Explosives.

For the manufacture, storage, handling, sale or use of any quantity of *explosives*, or *explosive materials*.

Permit..... 1.0 hrs

Explosives, blasting.

Permit..... 3.0 hrs

Permit is good for 90 business days and permit fees include 3 inspections. Additional inspections will be charged reinspection fees.

Firework (pyrotechnic material).

To use and handling of pyrotechnic material.

Outdoor use in accordance with NFPA 1123

Permit (First performance) 4.0 hrs

Additional performances 1.0 hr each.

Indoor use in accordance with NFPA 1126

Permit First performance 4.0 hrs

Additional performances 1.0 hr

Demonstration: Visual confirmation of the ignition of pyrotechnics by Fire Prevention Inspector.

Permit is valid for up to 14 calendar days or 14 performances from start of event provided no changes are made to the “required information.”

Plan Review Resubmittal \$450 – Fee covers plan review changes to setup after plans have been approved.

Firework, indoor sales.

To conduct sales of fireworks indoors.
Permit 2.0 hr

Firework, outdoor sales.

To conduct sales of fireworks outdoors.
Permit 2.0 hr

Firework, wholesale.

To conduct wholesale sales of fireworks.
Permit 2.0 hr

Fire hydrants and valves.

To use or operate fire hydrants or valves intended for fire suppression purposes that are installed on water systems and provided with ready access from a fire apparatus access road that is open to or generally used by the public.

Permit Issued by Water Department

Exception: A permit is not required for authorized employees of the water company that supplies the system or the fire department to use or operate fire hydrants or valves, and authorized private fire brigades.

Flammable/combustible finish operations.

For finishing or surfacing operations exceeding 350 square feet (33 m²) using Class I or Class II liquids.
Permit 2.0 hr

Flammable/combustible liquids, Class IIIB.

To manufacture, store, handle Class IIIB liquids (biofuels) in tanks or portable tanks for fueling motor vehicles at motor fuel-dispensing facilities or where connected to fuel-burning equipment.

Permit 2.0 hrs

Exception: Fuel oil and used motor oil used for space heating or water heating.

Flammable/combustible liquids.

To manufacture, store, handle flammable / combustible liquids in accordance with Section 105.6.16.

Permit 2.0 hrs

Exception:

Fuel oil and used motor oil used for space heating or water heating.

[F] Flammable/combustible liquids tank, abandon, OTC.

To abandon an underground or above-ground flammable / combustible liquids tank.

Permit2.0 hrs

[F] Flammable/combustible liquids tank, defuel/pump-out, OTC.

To defuel or pump-out an underground or above-ground storage tank used for fueling motor vehicles, by any means other than the approved, stationary on-site pumps normally used for dispensing purposes.

Permit.....2.0 hrs

[F] Flammable /combustible liquid, tank modification, OTC.

To include change of contents, sump-pump change-out, dispenser change-out, dispenser re-piping, dispenser repair, tank re-lining, tank cutting, tank repair or re-piping, vent pipe relocations, or emergency shutoff switch relocation or repair.

Permit.....2.0 hrs

Exceptions: Routine maintenance

[F] Flammable/combustible liquids tank, place out of service, OTC.

To place out of service for up to one year an underground or above-ground flammable/combustible liquids tank.

Permit2.0 hrs

[F] Flammable/combustible liquids, tank removal, OTC.

To remove a flammable/combustible tank. Inerting of the tank is included in removal fee.

Permit.....2.0 hrs

[F] Flammable/combustible liquids tank, slurry fill, OTC.

To slurry fill an underground tank.

Permit..... 2.0 hrs

After hours fees. After-hours or weekend inspections shall be billed a minimum 3 hours at the hourly rate. Additional time needed to complete the inspection will be billed at the hourly rate.

Penalty fees. Permit application and applicable documents shall be submitted within 2 business days of the defuel / pump-out. A penalty fee of \$25 per day shall be assessed for permit applications not submitted 2 business days prior to the defuel / pump-out.

Floor finishing.

To use Class I or II liquids for resurfacing operations exceeding 350 square feet (33 m²).

Permit 1.0 hr

Fruit and crop ripening.

To operate a fruit- or crop-ripening facility or conduct a fruit-ripening process using ethylene gas.

Permit 1.0 hr

Fumigation and insecticidal fogging.

To operate a business of fumigation or insecticidal fogging, and to maintain a room, vault or chamber in which a toxic or flammable fumigant is used.

Permit 1.0 hr

Haunted houses & mazes.

See Amusement buildings and outdoor assembly event permits.

Hazardous materials.

To store, transport on site, dispense, use or handle hazardous materials in excess of the amounts listed in Table 8107.1.

Permit 2.0 hr

HPM facilities.

To store, handle or use hazardous production materials.

Permit 1.0 hr

High-piled combustible storage.

To use a building or portion thereof with more than 500 square feet (46 m²), including aisles, of high-piled storage.

Permit 1.0 hr

Hospital and nursing homes.

An operational permit is required to operate a hospital or nursing home.

Permit 1.0 hr +\$10 per bed

Hot work operations.

To conduct cutting and welding operations.

Permit..... 1.0 hr

Hot work program.

Where approved, the fire code official shall issue a permit to carry out a hot work program.

Permit..... 2.0 hrs

Indoor public assembly, special event.

To conduct a temporary assembly event indoors.

Permit..... 2.0 hrs

Industrial ovens.

To operate industrial ovens.

Permit..... 1.0 hr

Juvenile group home.

An operational permit is required to operate a juvenile group home.

Permit 1.0 + \$10 per bed

Lumber yards and woodworking facilities.

To store or process lumber exceeding 100,000 board feet (8,333 ft³) (236 m³).

Permit..... 3.0 hr

Liquid-, gas-fueled or electric vehicles or equipment in buildings.

To display, or demonstrate liquid, or gas-or fueled vehicles or electric vehicles or equipment in buildings

Exception: Auto dealerships and Group R-3.

Permit..... 2.0 hrs

Liquefied petroleum gas (LP-Gas).

To store and use of LP-gas.

Permit..... 2.0 hrs

Exception:

1. A permit is not required for individual containers with a 500-gallon (1893 L) water capacity or less or multiple container systems having an aggregate quantity not exceeding 500 gallons (1893 L), serving occupancies in Group R-3.
2. Vapor service less than 2,000 gallons (7570 L) water capacity.
3. Operation of cargo tankers that transport LP-gas.

Magnesium.

To melt, cast, heat treat or grind more than 10 pounds (4.54 kg) of magnesium.

Permit 1.0 hr

Medical Facility.

To operate a medical facility.

Permit 1.0 hr

Miscellaneous combustible storage.

To store in any building or on any premises in excess of 2,500 cubic feet (71 m3) gross volume of combustible empty packing cases, boxes, barrels or similar containers, combustible pallets, rubber tires, rubber, cork or similar combustible material.

Permit 2.0 hrs

Mobile food preparation vehicles.

To operate mobile food preparation vehicles equipped with appliances that produce smoke or grease-laden vapors.

Permit 1.0 hr

Motor fuel-dispensing facilities.

To operate automotive, marine and fleet motor fuel-dispensing facilities.

Permit 1.0 hr

Nursing homes.

An operational permit is required to operate a nursing home.

Permit 1.0 hr +\$10 per bed

Open burning.

To kindling or maintain an open fire or a fire on any public street, alley, road, or other public or private ground.

Exception: Recreational fires

Permit 1.0 hr

Open burning, bonfire.

To conduct a bonfire.

Permit 1.0 hr

Open burning, fire performers.

To conduct a fire performance.

Permit 1.0 hr

Open flames or candles.

To use candles or open flames in connection with assembly areas, dining areas of restaurants, or drinking establishments.

Permit 1.0 hr

Open flames and torches.

To remove paint with a torch; or to use a torch or open-flame device in a wildfire risk area.

Fee 1.0 hr hour.

Organic coatings.

For any organic-coating manufacturing operation producing more than 1 gallon (4 L) of an organic coating in one day.

Permit..... 1.0 hr

Outdoor assembly events.

To conduct public or private events outdoors, having a projected attendance of ~~1,000~~ 500 or more persons or confining 50 or more persons by temporary installation of fencing.

Permit..... 3.0 hrs

Late fee \$25 per day when submitted less than 10 business days in advance.

Places of assembly.

To operate a place of assembly.

Permit..... 1.0 hr

Plant extraction systems.

An operational permit is required to use plant extraction systems.

Permit..... 2.0 hrs

Private fire hydrants.

An operational permit is required for the removal from service, use or operation of private fire hydrants.

Permit..... 1.0 hr

Pyrotechnic special effects material

—See Explosives, fireworks display or pyrotechnic special effects.

Pyroxylin plastics.

To store or handle more than 25 pounds (11 kg) of cellulose nitrate (pyroxylin) plastics, and for the assembly or manufacture of articles involving pyroxylin plastics.

Permit..... 1.0 hr

Refrigeration equipment.

To operate to operate a mechanical refrigeration unit or system regulated by Chapter 6.

Permit..... 1.0 hr

Repair garages.

To operate repair garages.

Permit 1.0 hr

Rooftop heliports.

To operate a rooftop heliport.

Permit 1.0 hr

Semiconductor facility.

To operate a semiconductor facility.

Permit 1.0 hr

Spraying, dipping or powder coating operations.

To conduct a spraying, dipping or powder coating operation utilizing flammable or combustible liquids, or the application of combustible powders.

Permit 2.0 hrs

Temporary membrane structures and tents.

To operate an air-supported temporary membrane structure, or a tent having with sidewalls with an area in excess of 800 square feet (74 m²), and tents with no walls in excess of 1,200 square feet (111m²) aggregate.

First tent 2.0 hrs

Additional tent add 1.0 hr

Late fee \$25 per day when submitted less than 10 business days in advance.

Tire rebuilding plant.

To establish, conduct and maintain a tire rebuilding plant.

Permit 3.0 hrs

Tires, storage.

To establish, conduct or maintain storage of used, or scrap tires and tire byproducts that exceeds 2,500 cubic feet (71 m) of total volume of scrap tires, and for indoor storage of tires and tire byproducts.

Permit 3.0 hrs

Vehicle display or demonstration.

See liquid-, gas-fueled or electric vehicles or equipment in buildings.

Waste handling or recycling operations, commercial.

To conduct wrecking yards, junk yards, and waste material-handling facilities, and recycling facilities.

Permit 3.0 hrs

Wrecking yard, salvage or junkyard operations.

To operate a wrecking yard, salvage, or junk yard.

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Permit..... 3.0 hrs

Wood products.

To store chips, hogged material, lumber or plywood in excess of 200 cubic feet (6 m³).

Permit..... 3.0 hrs

SECTION 8103 NEW CONSTRUCTION PERMITS

8103.1 Plan review.

Construction permits shall begin with the proper scope of work. The base fees shall be paid at the time of submittal. Additional time needed to complete the plan review shall be assessed at the hourly rate for each additional hour or portion thereof. Fees shall be cumulative.

The plan review fee entitles the submitting individual to an initial plan review and one subsequent review (second review), additional fees may apply.

Exception: Over-the-counter permits.

8103.2 Resubmittal. If a plan cannot be approved after two reviews, it will be denied. The resubmittal fee shall be 0 to 50 percent of the original submittal fee depending on the amount of and nature of the additional review required.

8103.3 Expedited plan review. When allowed by the fire code official, a plan review may be expedited. The permit applicant shall pay an additional fee of three hours. Additional time needed to complete will be billed at the hourly rate for each additional hour or portion thereof. Fees shall be cumulative.

8103.4 Revisions to approved plans. Revisions that are made to an approved plan that has not been field approved by the fire code official shall require a new submittal.

8103.5 Modifications, replacement or reprogramming of existing equipment. A modification, replacement or reprogramming of any existing approved equipment, design or system that is not the exact same model or programming from original equipment or installation shall require a permit.

8103.5.1 Fire protection system modifications.

A modification that increases the area protected by a fire protection system by 50 percent, or a fire

alarm control panel replacement shall be considered a new installation. When fees for modifications exceed the fees for new systems, fees for new systems shall apply.

8103.6 Construction inspections.

The following construction inspection fees are included in the permit fee. Additional time to complete the inspection will be subject to reinspection fees billed at the hourly rate.

8103.6.1 After-hours inspections.

After-hours inspections shall be billed a minimum 3 hrs at the hourly rate. Additional time needed to complete the inspection will be billed at the hourly rate.

8103.6.2 Reinspection.

A reinspection fee shall be assessed when:

1. A portion of work for which inspection is called is not complete or,
2. The contractor or the contractor's qualified representative does not show up for the inspection or,
3. A scheduled inspection is cancelled with less than 24-hour notice; or
4. If the competent party is not on-site at the time of inspection or if the required paperwork signed by the competent party is not available or,
5. Corrections that were identified during the first inspection are not corrected at the time of the reinspection.

The permit will be locked out and no further fire inspections will be scheduled until a reinspection fee is paid.

Reinspection fees may also be assessed if the permit is not posted or otherwise available on the work site, the approved plans are not readily available to the inspector, for failure to provide access on the date for which inspection is requested, or for deviating from plans requiring the approval of the *fire code official*. Each reinspection will be assessed this fee.

8103.7 Construction permit time extensions.

Extensions of time shall be assessed 50 percent of the current fee.

8103.8 Construction permit reinstate after expiration.

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Construction permits shall automatically become invalid in accordance with Section 105.3.1 unless the work authorized by such permit is commenced within 180 days. Reinstatement after expiration shall be assessed 50 percent of the amount of work remaining.

8103.9 Work without a permit. Work commencing without the applicable Fire Prevention permit is strictly prohibited.

Where required by the *fire code official* a penalty equal to 300 percent of the total cost of the required plan review, permit and inspection fees shall apply.

8103.10 Automatic Sprinkler Systems

[F&P] NFPA 13 & 13R sprinkler system.

To install or modify a NFPA 13 automatic sprinkler system. Plan review is for the first 40,000 square feet (3716 m²) of one building with 1 -- 2 calculations, up to 3 stories above or below grade.

Plan Review	2.5 hrs
Each additional 40,000 sq ft (3716 m ²) add	1.0 hr
Additional calculations/design areas	1.0 hr
Water tank add	1.0 hr
High challenge commodity above Group A plastic being stored add	4.0 hrs
Standpipe add	2.5 hrs
Inspection	2.0 hrs
Each additional 40,000 square feet (3716 m ²) in the same building add	1.0 hr
Inspection of high challenge commodity	2.0 hrs
Plan review modification 21-200 heads	2.0 hrs
Plan review modification of each additional 200 heads	2.0 hrs
Inspection 21-200 heads	2.5 hrs
Inspection of each additional 200 heads ..	2.5 hrs
Inspection.....	2.5 hrs

[F&P] Additional buildings.

Each additional building using the same fire protection design plan shall be charged a separate inspection fee.

Each additional building	1.0 hr
Inspection.....	2.0 hrs
Inspection per valve.....	0.5 hr

To plan review and permit is required for each high challenge commodity being stored.

Exception: Group-A plastics.

Plan Review add..... 4.0 hrs
Inspection 2.0 hrs

[F&P] In-rack system.

To install or modify an in-rack sprinkler system.

Plan Review add..... 2.0 hrs
Inspection 1.0 hr

[F&P] NFPA 13 or 13R modification, OTC.

To change 1- 20 heads, without change of supply pipe or hazard.

Plan Review without hard lid 1.5 hrs
With hard lid add..... 1.0 hr
Flex heads* add..... 1.0 hr

*Flex heads, applicable when the equivalent length of the flex head used is 28 feet (8534 mm) or less or the facility is going from a higher hazard density to light hazard or has a fire pump. Without these contingencies the system shall be hydraulically calculated and submitted as plan review.

[F&P] NFPA 13 or 13R modification.

To change more than 20 heads requires a plan review.

[F&P] Modification – without change of heads.

To modify a system that does not include a change or addition of sprinkler heads including, but are not limited to:

1. Adding reinforcing mains to an existing system in order to increase the available delivered density.
2. Rerouting piping to accommodate other building changes, such as duct or structural elements.
3. Changing the size of the system riser to increase delivered density.

Plan Review..... 2.0 hrs
Inspection 2.0 hrs

[F&P] 13D required system.

To install or modify a NFPA 13D automatic sprinkler system.

Plan Review 2.0 hrs
Additional calculations/design areas 1.0 hr
Water tank add 1.0 hr
Inspection 2.0 hrs
Modification 1.0 hr

[F&P] 13D voluntarily installed system.

To review a voluntarily installed residential sprinkler system.

Plan Review 1.0 hr
Water tank add..... 1.0 hr
Inspection..... 1.0 hr
Modification 1.0 hr

[F&P] 13D standard plot plans.

To request a permit using a previously approved plan.

Plan Review (initial review) 1.0 hr
Review using previously approved plan 1.0 hr
Inspection.....2.0 hrs

[F&P] Fire pump and related equipment.

To install or modify fire pumps and related fuel tanks, jockey pumps, controllers and generators.

Note: Diesel fire pumps require a separate tank permit, see Section 8129.

Plan Review4.0 hrs
Inspection.....4.0 hrs
Modification2.5 hrs
Inspection.....2.5 hrs

[P] Non-water-based extinguishing systems.

To install or modify install a non-water based automatic extinguishing system including but not limited to, Halon, dry chemical, carbon dioxide, FM200.

Plan Review2.5hrs
Modification2.0 hrs
Inspection..... 2.5 hrs

[F&P] Pre-action system.

To install or modify a pre-action system -- Does not include any detection or fire alarm equipment.

Plan Review2.5 hrs
Modification2.0 hrs
Inspection.....2.5 hrs

[F&P] Pressure-reducing valves.

To install each model of pressure-reducing valve (PRV).

Plan Review add 0.5 hr
Inspection per valve..... 0.5 hr

[F&P] Water-based extinguishing system.

To install or modify a water-based extinguishing system that does not include detection or fire alarm equipment.

Plan Review4.0 hrs
Modification2.0 hrs

Inspection 2.0 hrs

8103.13 Fire Alarm Systems

[P] Fire alarm system.

To install or modify a fire alarm and detection systems and related equipment per building for evacuation alarm.

Plan Review first 40,000 square feet 2.5 hrs
Each additional 40,000 square feet add 2.0 hrs
Additional buildings w/ monitoring only
..... add 1.0 hr
Inspection for monitoring only 1.0 hr
Modification 2.0 hrs

Inspection first 40,000 square feet 2.5 hrs
Each add'l 40,000 square feet add..... 2.5 hrs

[P] Fire alarm modification OTC.

To modify an existing fire alarm system first 1-5 devices.

Permit 2.0 hrs

[P] Fire alarm, special egress control device tie-in.

To tie-in each floor to fire alarm panel only.

Plan Review..... 2.0 hrs
Inspection 1.0 hr

[P] Fire alarm modification w/plan review.

To modify an existing fire alarm system.

Plan Review.....First 1-10 devices 2.0 hrs
Each additional 25 devices 1.0 hr

[P] Fire alarm, panel replacement.

To calculate fees, use the fee schedule for new fire alarm installations. When the fire alarm control panel fails, the entire panel shall be replaced and installed in accordance with Section 907.5.

Where required, a separate permit shall be obtained for supervisory off-premise fire alarm transmitters.

Note: Alarm panel replacement does not require complete system upgrade, if all common spaces are upgraded to minimum code requirements for, audibility and visibility compliance throughout and adaptability in all living spaces.

[P] Supervising station alarm systems.

To install or modify a fire alarm communication terminal transmitting supervisory signals between the protected premises and a continuously attended supervising station facility.

Plan Review..... 2.0 hrs

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Modification 1.0 hr
Inspection per 4 risers..... 1.5 hrs

[P] Supervising station alarm systems, OTC.

To install, reprogram or change monitoring.

Includes a maximum of 8 devices being supervised.

Inspection..... 2.0 hrs

[P] Detection devices.

To install or modify 1-10 flame detection, beam detection, smoke and heat detectors or duct detectors devices.

Plan Review add 1.0 hr
Each additional 1-10 devices add 1.0 hr
Inspection..... 2.0 hrs

[P] Smoke detection throughout.

To install or modify smoke area detection throughout based on square footage.

Base rate plus additional 50 percent.

8103.14 Other Construction Permits

[P] Access.

To install premises identification, fire lane marking, identification of fire protection equipment, and stairwell identification.

Plan Review 2.0 hrs
Modification 1.0 hr
Inspection..... 2.0 hrs
Each additional building 0.5

[P] Address directories.

To install or modify address directories.

Plan Review 1.0 hr
Inspection..... 0.5

[P] Automatic hoods.

To install an automatic extinguishing hood. Systems shall be charged per manual pull.

Note: When required, the connection to the building fire alarm or monitoring system will be charged as a separate fire alarm system fee.

Plan Review 2.0 hrs
Inspection 1.5
Plan Review Modification 1.0 hr
Inspection 1.5

[F] Battery systems, electrical energy storage systems to include lithium ion battery systems.

To install or modify electrical energy storage systems as regulated by Section 1206.2 and 1206.4

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Plan Review..... 2.0 hrs
 Modification Permit 1.0 hr
 Inspection 1.0 hr

Battery systems, electrical energy storage systems to include lithium ion battery systems, OTC.

To install electrical energy storage systems regulated by Section 1206.4 with a capacity of more than 3 kWh to 20 kWh in an R-3 or R-4 occupancy.
 Permit..... 2.0 hrs

[F] Capacitor energy storage system.

To install a capacitor energy storage system in excess of 3 kWh in accordance with Section 1206.3.
 Plan Review..... 2.0 hrs
 Modification 1.0 hr
 Inspection 1.0 hr

[F] Carbon dioxide compressed gas systems, liquefied.

To install or modify a liquefied carbon dioxide compressed gas system (beverage dispensing, etc.).
 Plan Review 3.0 hrs
 Modification 2.0 hrs
 Inspection 2.0 hrs

New systems with CofO 3.0 hrs
 this will be P&D.

[F] Carbon dioxide compressed gas systems, high pressure.

To install or modify a high-pressure carbon dioxide compressed gas system (beverage dispensing, etc.).
 Plan Review 3.0 hrs
 Modification 2.0 hrs
 Inspection 2.0 hrs

[F] Combustible dust or fiber collection system.

To install, modify or alter combustible dust or fiber collection system.
 Plan Review..... 2.0 hrs
 Modification 1.5 hr
 Inspection 1.0 hr

[F] Compressed gas.

To install or modify a compressed gas system.
 Plan Review..... 3.0 hrs
 Modification 2.0 hrs
 Inspection 2.0 hrs
 Additional gas system 1.0 hr

Note: Fee includes all systems and tanks installed at one site provided plans are submitted and inspections

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are conducted concurrently. Each gas constitutes a separate system.

[F] Compressed gas, medical.

To install or modify a compressed gas system.
 Plan Review 2.0 hrs
 Modification 1.0 hr
 Inspection..... 1.0 hr

[F] Cryogenics fluid systems.

For installation of or alteration to outdoor stationary cryogenic fluid storage systems where the system capacity exceeds the amounts listed in Table 105.6.10.
 Plan Review 3.0 hrs
 Modification 2.0 hrs
 Inspection..... 2.0 hrs

[F] Emergency responder radio systems.

To install or modify an emergency responder radio coverage systems and related equipment.
 Plan Review 2.0 hrs
 Modification 2.0 hrs
 Inspection..... 4.0 hrs

[F] Fire apparatus alternative surface access road.

To install or modify alternative surface fire apparatus access roads (fire lane).
 Plan Review 2.0 hrs
 Modification 1.0 hr
 Inspection..... 1.0 hr

[F] Firefighter breathing air systems.

To install or modify a firefighter breathing air system.
 Plan Review 2.0 hrs
 Modification 1.0 hr
 Inspection..... 6.0 hrs
 Modification Inspection..... 3.0 hrs

[F] Fire protection system removal.

To permanently remove any fire protection system. Permit is not required for removal when a permit has been issued for installation of replacement system, or entire building is being demolished.
 Plan Review 1.0 hrs
 Inspection..... 1.0 hr

[F] Flammable/combustible liquids, aboveground tank.

To temporarily or permanently install or modify Class I, II, IIIA or IIIB flammable/combustible liquids storage tank or pressure vessel with:

1. A nominal capacity of 125 gallons (473 L) outside a building, or
2. Any size tank inside a building, or
3. Class IIIB liquids with a nominal capacity of 1,000 gallons (3785 L) or more.

Includes tanks in vaults and any required piping, valves and dispensing equipment.

Plan Review.....	4.0 hrs
Modification.....	2.5 hrs
Inspection	2.0 hrs

With fixed fire protection

Plan Review.....	8.0 hrs
Inspection	4.0 hrs

[F] Flammable /combustible liquid, underground tanks.

To temporarily or permanently install or modify a flammable/combustible liquids tank or pressure vessel underground and any required piping, valves and dispensing equipment.

Plan Review.....	4.0 hrs
Modification.....	2.5 hrs
Inspection	2.0 hrs

Modification.....	2.5 hrs
Inspection	2.0 hrs

This shall include all flammable/combustible liquids tanks and required piping, valves and dispensing equipment. Tank may be above-ground or underground type.

After hrs fees. After-hrs or weekend inspections shall be billed a minimum 3 hours at the hourly rate. Additional time needed to complete the inspection will be billed at the hourly rate.

[F] Flammable/combustible liquids, facility construction.

To install or modify refineries, distilleries, plants, terminals, wells, equipment and similar facilities where flammable/combustible liquids are produced, processed, transported, stored, dispensed or used.

Plan Review.....	4.0 hrs
Modification.....	2.5 hrs
Inspection	2.0 hrs

[F] Flammable/combustible liquids, pipelines.

To install or modify a pipeline for the transportation of flammable or combustible liquids.

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Plan Review.....	4.0 hrs
Modification	2.5 hrs
Inspection.....	2.0 hrs

[F] Fuel cell power systems.

To install stationary fuel cell power systems in accordance 1205.2.

Plan Review.....	2.0
Modifications.....	1.0
Inspection.....	1.0

[F] Gas detection systems.

To install or modify a gas detection system.

Plan Review	2.0 hrs
Inspection	2.0 hrs
Modification	1.0 hr
Mod. Inspection.....	1.0 hr

[P] Gates and barricades across fire apparatus access roads.

To install or modify automatic fire apparatus access gates and their appurtenances or barricade across a fire apparatus access road. This also includes gates for auxiliary access openings, fee is per gate.

Automatic gate:

Plan Review.....	1.5
Inspection.....	1.5
Each additional gate.....	1.0 hr

Manual gate:

Plan Review.....	1.0 hr
Inspection.....	1.0 hr
Each additional gate.....	0.5 hr

[F] Hazardous materials tank, abandon, remove, or close, OTC.

To abandon, remove or close a hazardous materials tank.

Permit	2.0 hrs
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[F] Hazardous materials tank, place out of service OTC.

To close, or place temporarily out of service, for up to one year, a hazardous materials tank.

[F] Hazardous materials tank, temporarily close, OTC.

To temporarily close hazardous materials tank, up to one year.

Permit.....	2.0 hrs
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[F] Hazardous materials tank, cabinet & enclosure install or modify.

To install or modify a hazardous materials storage tank, cabinet, enclosure, gas rooms or drainage and containment areas. This permit includes all hazardous materials container and tanks, required piping, valves and dispensing equipment.

- Plan Review..... 4.0 hrs
- Inspection 3.0 hrs
- Modification 2.0 hrs
- Modification Inspection 1.0 hr

[F] Heliport.

To install or modify install a heliport.

- Plan Review..... 3.0 hrs
- Inspection 2.0 hrs

[F] High-piled combustible storage.

To install or modify a structure exceeding 500 square feet (46 m²), including aisles, for high-piled combustible storage.

- Plan Review..... 4.0 hrs
- Inspection 2.0 hrs
- Modification 2.0 hrs
- Modification Inspection 2.0 hrs

Rack evaluation, see 8103.11 Automatic sprinkler system permits.

[F] Hydrant, private water flow test, OTC.

Water flow tests on private hydrants, to be use in the design of fire protection systems, shall be witnessed by the Phoenix Fire Department. This fee includes one inspection only.

- Permit 3.0 hrs

[F] Hydrants, temporary.

To install a temporary above-ground fire hydrant and up to 500 feet (152 m) of fire line.

- Plan Review..... 3.0 hrs
- Inspection per hydrant or 500 ft of fire line 1.0 hr

[F] Industrial oven.

To install or modify an industrial oven.

- Plan Review..... 2.0 hrs
- Inspection 1.0 hr

[F] Liquefied petroleum gas, OTC.

To install or modify install, alter or modify portable containers of less than 125-gallon (473 L) aggregate

water capacity used exclusively for vapor service, or any size tank used for liquid service.

- Permit..... 1.0 hr

[F] Liquefied petroleum gas, flare off, OTC.

To flare-off a liquefied petroleum tank 125-gallon (473 L) or greater aggregate water capacity.

- Permit..... 2.0 hrs

[F] Liquefied petroleum gas, 2,000 gallons.

To install, modify or alter of LP-gas containers with an aggregate water capacity of 2,000 gallons (7570 L) or more.

- Plan Review 4.0 hrs
- Systems with fixed fire protection equipment Add 4.0 hrs
- Modification 2.0 hrs
- Inspection..... 2.0 hrs

[F] Liquefied petroleum gas, under or above ground.

To install or modify install a liquefied petroleum gas (LPG), tank under or above ground 126 gallons to 1999 gallons aggregate water capacity.

- Plan Review 2.0 hrs
- Modification 1.5
- Systems with fixed fire protection add 4.0 hrs
- Inspection 1.0 hr

[F] Liquefied petroleum gas, exchange program.

To install, modify, relocate or alter racks storing 20-pound (9 kg) cylinders for the purpose of conducting an LP-gas exchange program at each site.

- Plan Review 1.0 hr
- Modification 1.0 hr

[P] Motor vehicle repair rooms and booths.

A construction permit is required to install or modify a motor vehicle repair room or booth.

- Plan Review 2.0 hrs
- Modification 1.0 hr
- Inspection 1.0 hr

[F] Plant extraction systems.

To install or modify a plant extraction system.

- Plan Review 4.0 hrs
- Modification 2.0 hrs
- Inspection 3.0 hrs

[F] Refrigeration system.

To install, modify or alter a refrigeration system.

- Plan Review F235..... 4.0 hrs

Modification F236..... 2.0 hrs
 Inspection 4.0 hrs

Plan Review4.0 hrs
 Modification2.0 hrs
 Inspection.....2.0 hrs

[P] Smoke control or smoke exhaust.

To install or modify install a smoke control or smoke exhaust system.

Plan Review 4.0 hrs
 Modification 2.0 hrs
 Inspection 6.0 hrs

[P] Smoke & heat vents.

To install or modify smoke and heat vents. Modification requires new plan submittal.

Plan Review first 1—40 vents
 Permit F110..... 2.0 hrs
 Each additional 1—40 vents 1.0 hr
 Inspection first 1—40 vents 2.5 hrs
 Inspect each additional 1—40 vents..... 1.0 hr

[F] Smoke removal systems.

A construction permit is required to install, alter or modify a mechanical smoke removal system.

Plan Review..... 4.0 hrs
 Modification 2.0 hrs
 Inspection 6.0 hrs

[F] Solar photovoltaic power systems.

To install or modify install a solar photovoltaic power system.

Residential Plan Review..... 2.0 hrs
 Inspection 1.0 hrs

Commercial Plan Review 2.5 hrs
 Inspection 1.5 hrs

[F] Solar photovoltaic power systems, OTC.

To install or modify install a residential solar photovoltaic power system with an alternating current nameplate rating of 3 kW to 10 kW in an R-3 or R-4 occupancy or the installation of a residential solar photovoltaic system for a water heater with a system size of 30kWth (462 square feet (49.9 M²) of collector) or less in an R-3 or R-4 occupancy.

Permit 2.0 hrs

[F] Spraying, dipping or powder coating, construction.

To install or modify install a spray booth, spray room, spray area, dip tank, or powder coating booth, room or area.

Note: Fee includes the fire protection system if submitted with the spray booth, spray room or spray area plan.

[F&P] Standpipe outlets.

To install or modify install standpipe system (not part of a sprinkler system).

Plan Review2.0 hrs
 Each additional floor level outlet..... 1.0 hr
 Inspection.....2.5 hrs

Note: Any requirement for a new riser, main or branch-line piping shall be considered a new installation.

[P] Stub-out, water supply (fire line), underground or hydrant relocation, OTC.

Note: Stub-outs which are installed and tested as part of the underground fire line are included in the fire protection system lead-in. When permitted separately from the building’s underground fire line, a separate over-the-counter permit is required for each stub-out, including hydrant movement up to 20 feet.

Stub-outs shall not extend more than 10 feet (3048 mm) from outside the building to 6 inches (150 mm) above the finished floor and contain not more than one 90° (1.57 rad) bend.

Permit.....2.0 hrs

[P] Water supply (fire line), underground or hydrant, or private hydrant.

To install or modify install underground fire lines which serve fire protection systems or hydrants or any combination thereof, includes:

Modifications include moving pipelines or relocating taps or changes to 1 - 4 connections.

Plan Review3.0 hrs
 Inspection..... 1.0 hr

Modification1.5 hrs
 Inspection.....2.0 hrs

Each additional 1-4 connections.

Plan Review 1.0 hr
 Inspection per tap add 0.5 hr

SECTION 8104 ASSESSMENT FEES

8104.1 Agro-industrial, solid biomass facilities and pallet yard assessment fees.

Facilities that store, use, or handle agro-industrial product or pallets represent a special hazard as determined by the fire code official and shall be levied annual assessment fees based on the aggregate quantity of materials.

Agro-industrial, solid biomass facilities and pallet yards storing in excess of 3,000 square feet (278 square meters) shall be assessed annual assessment fees.

Outside storage of 3,000 square feet (278 square meters) or less	\$0
Outside storage of 3001 to 15000 square feet (278 to 1393 M ²)	\$400
Outside storage of 15,001 to 30,000 square feet (1393 to 2787 M ²)	\$800
Outside storage of 30,001 square feet (2787 M ²) or more	\$1250

8104.2 Hazardous materials annual assessment fee.

Facilities that store, use, dispense or handle hazardous materials shall be charged an annual assessment fee based on the aggregate quantity of materials or substances. Fees will be calculated on Table 8107.1 Hazardous Materials Assessment Classifications and Table 8107.2 Stationary aboveground storage tanks Group 5 Facilities.

8104.3 Area assessment fee.

Facilities more than 250,000 square feet (23 225 m²), shall be assessed an additional fee calculated on the total area of the site. The assessment fee shall be calculated in intervals of 250,000 square feet (23 225 m²).

8104.4 Special hazards.

Facilities represent special hazard as determined by the *fire code official* shall be assessed an area assessment fee in accordance with Table 8107.1.

SECTION 8105 MISCELLANEOUS FEES

8105.1 Appeals to the Fire Marshal.

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An appeal form must be filled out in its entirety and accompanied by payment before an appointment will be made for an appeal to the Fire Marshal.

Permit.....\$250

8105.2 Appeals to the Fire Safety Advisory Board.

An Appeal to the Fire Safety Advisory Board must be made within 30 days of denial of an Appeal to the Fire code official must have been submitted and denied before an appeal to the Fire Safety Advisory Board can be requested.

Single-family Residential\$50

Commercial\$50

8105.3 Competent party certificate.

A Competent party certificate shall be required by the fire code official for persons who supervise the on-site installation, modification, alteration, addition to, testing, repairing or servicing any fire alarm system, sprinkler system, standpipe system, fire main, fire pump or any other fire-extinguishing or detection system, device or appliance.

A passing grade from the assessment authority designated by the fire code official or manufacturer’s certification is required to obtain a competent party certificate. The competent party shall remain on-site and carry the card during installation, modifications, maintenance and testing performed on fire protection systems.

8105.4 Engineering interpretation.

A party may obtain an engineering interpretation of a code section. Submit the engineering interpretation request form and \$250 payment.

Permit.....\$250

8105.5 General fire inspection.

A general inspection may be requested and conducted for a fee.

Permit 1.0 hr

Additional inspections will be charged reinspection fees.

8105.6 Fire watch fees.

When fire department personnel are required by this code to stand fire watch, the individual required for providing such service shall pay a 3-hour minimum fee. Additional time needed to will be billed at the hourly rate, per person.

8105.7 Investigations fee.

When the *fire code official* determines that construction was started or completed without the applicable Fire Prevention permit and the required fees were not paid, an additional fee equal to 300 percent of the cost of the required construction permit and inspection fees shall be assessed for the work.

8105.8 Life safety report.

A life safety report review shall be assessed a minimum of 6-hrs plan review time. Additional review time shall be assessed at the base rate.

8105.9 Maintenance correction inspections.

Inspections to ensure repairs have been completed as a result of deficiency reports shall be assessed at the hourly rate, for a minimum of 1 hour.

8105.10 Records requests.

A records request fee of \$29 shall be assessed for each address researched, plus \$0.24 per page copy fee in accordance with the City-Wide copy fee.

8105.11 Special event late fees.

A late fee of \$25 per day shall be assessed for permit applications submitted less than 10 business days in advance.

8105.12 Standby personnel.

The individual responsible for the event shall pay a 3-hour minimum fee. Additional time needed to will be billed at the hourly rate, per person.

8105.13 Technical report review fee.

A technical report review, or other test used as the basis of fire design shall be assessed a minimum of 5-hrs of plan review time. Additional review time shall be assessed at the base rate.

SECTION 8106 ASSESSMENT FEES

8106.1 Hazardous materials classification assessment fee table.

Assessments will be based on the highest hazard. Group H occupancies shall be classified as fee Group 3.

8106.2 Area assessment fee.

Facilities and sites with total areas of more than 250,000 square feet (23 225 square meters) shall be levied an area assessment fee in addition to their annual assessment fee. See Table 8106.2.

8106.3 Stationary aboveground storage tank assessment fees.

Stationary aboveground storage tanks Group 5 Facilities.

A Group 5 facility is any:

Business, factory, institutional, storage or hazardous occupancy that also has storage of hazardous materials in stationary above-ground storage tanks, stationary cryogenic tanks or stationary pressure vessels having a capacity of greater than 60 gallons (227 L), or compressed gas cylinder or dewars greater than 40 gallons (151 L).

- Every tank of a specific hazard class of chemical shall be assessed a fee.
- Tanks that are connected as part of a system will be individually assessed a fee.

The first tank will be assessed \$550 per year. Each additional tank, add \$125.

Group 5 facilities will be assessed an annual fee based on the number of tanks.

This assessment fee shall include tanks storing hazardous wastes.

Exception: Tanks used as part of a hazardous waste treatment system.

LP gas in portable containers or stationary tanks shall be assigned a fee group based on the aggregate quantity exceeding 2,000 gallons (7570 L) water capacity (WC).

Exceptions:

Stationary pressure vessels containing LP gas are not assigned a fee group.

There is no Group 5 fee for above-ground storage tanks containing Class III-B combustible liquids or waste oil.

Table 8106.1 Hazardous Materials Assessment Classifications^{a, b}

HAZARDOUS MATERIAL	FEE GROUP 1 \$400 ANNUALLY	FEE GROUP 2 \$800 ANNUALLY	FEE GROUP 3 \$1250 ANNUALLY
Aerosols—Level 2 and 3	500 – 2,500 lbs.	2,501 – 12,000 lbs.	> 12,000 lbs.
Combustible Liquids—Class II	60 – 120 gallons	121 – 480 gallons	> 480 gallons
Combustible Liquids—Class III-A	60 – 330 gallons	331 – 1,320 gallons	> 1,320 gallons
Compressed Gas—Corrosive	200 – 810 ft ³	811 – 3,240 ft ³	> 3,240 ft ³
Compressed Gas—Flammable (except cryogenic fluids and LPG)	200 – 750 ft ³	751 – 3,000 ft ³	> 3,000 ft ³
Compressed Gas—Highly toxic	Up to 20 ft ³	21 – 80 ft ³	> 80 ft ³
Compressed Gas—Liquefied Compressed Gas Inert and simple	60 – 120 gallons	121 – 240 gallons	> 240 gallons
Compressed Gas— Inert and simple asphyxiant	6,000 – 12,000 ft ³	12,001 – 24,000 ft ³	> 24,000 ft ³
Compressed Gas—Oxidizing (including oxygen)	504 – 1,500 ft ³	1,501 – 6,000 ft ³	> 6,000 ft ³
Compressed Gas—Pyrophoric	Up to 20 ft ³	21 – 80 ft ³	> 80 ft ³
Compressed Gas—Toxic	Up to 810 ft ³	811 – 3,240 ft ³	> 3,240 ft ³
Cryogenics—Flammable (see Fee Group 5)	60 – 500 gallons (outdoors)	> 500 gallons (outdoors)	Not Applicable
Cryogenics—Inert	> 1 gallon (indoors) > 60 – 120 gallons (indoors) 500 – 1,000 gallons (outdoors)	> 120 gallons (indoors) > 1,000 gallons (outdoors)	Not Applicable
Cryogenics—Oxidizing (includes oxygen)	11 – 50 gallons (indoors) 51 – 500 gallons (outdoors)	> 50 gallons (indoors) > 500 gallons (outdoors)	Not Applicable
Cryogenics—Physical or health hazard not indicated above	11 – 50 gallons (indoors) 51 – 500 gallons (outdoors)	> 50 gallons (indoors) > 500 gallons (outdoors)	Not Applicable
Corrosive materials			
Gases (not defined as a compressed)	200 – 810 ft ³	811 – 3,240 ft ³	> 3,240 ft ³
Liquids	55 – 500 gallons	501 – 2,000 gallons	> 2,000 gallons
Solids	1,000 – 2,000 lbs.	2,001 – 4,000 lbs.	> 4,000 lbs.
Explosive materials			
Consumer fireworks warehouse	> 1,000 lbs. (gross weight)	Not Applicable	Not Applicable
Explosive materials	1 – 2 lbs.	3 – 4 lbs.	> 4 lbs.
Flammable materials			
Gases (not defined as a compressed)	200 – 750 ft ³	751 – 3,000 ft ³	> 3000 ft ³
Liquids—Flammable Class I-A	10 – 30 gallons	31 – 120 gallons	> 120 gallons
Liquids—Flammable Class I-B	30 – 60 gallons	61 – 240 gallons	> 240 gallons
Liquids—Flammable Class I-C	30 – 90 gallons	91 – 360 gallons	> 360 gallons
Solids	100 – 125 lbs.	126 – 500 lbs.	> 500 lbs.
Highly toxic materials			
Gases (not defined as a compressed)	1 – 20 ft ³	21 – 80 ft ³	> 80 ft ³
Liquids	Up to 1 gallon	1 – 4 gallons	> 4 gallons
Oxidizing gases			

Gases (not defined as a compressed	504 – 1,500 ft ³	1,501 – 6,000 ft ³	> 6,000 ft ³
Oxidizing Materials - Liquids			
Class 4	Up to ½ gallon	½ – 1 gallon	> 1 gallon
Class 3	1 – 4 gallons	5 – 16 gallons	> 16 gallons
Class 2	10 – 25 gallons	26 – 400 gallons	> 400 gallons
Class 1	55 – 800 gallons	801 – 6,400 gallons	> 6,400 gallons
Oxidizing Materials - Solids			
Class 4	1 – 2 lbs.	3 – 8 lbs.	> 8 lbs.
Class 3	10 – 40 lbs.	41 – 160 lbs.	> 160 lbs.
Class 2	10 – 250 lbs.	251 – 4,000 lbs.	> 4,000 lbs.
Class 1	500 – 8,000 lbs.	8,001 – 64,000 lbs.	> 64,000 lbs.
Organic Peroxides—Liquids			
Class I	Up to ½ gallon	½ – 4 gallons	> 4 gallons
Class II	Up to 5 gallons	5 – 40 gallons	> 40 gallons
Class III	1 – 10 gallons	11 – 100 gallons	> 100 gallons
Class IV	2 – 20 gallons	21 – 200 gallons	> 200 gallons
Class V	Not Applicable	Not Applicable	Not Applicable
Organic Peroxides—Solids			
Class I	1 – 5 lbs.	6 – 40 lbs.	> 40 lbs.
Class II	1 – 50 lbs.	51 – 400 lbs.	> 400 lbs.
Class III	10 – 100 lbs.	101 – 1,000 lbs.	> 1,000 lbs.
Class IV	20 – 200 lbs.	201 – 2,000 lbs.	> 2,000 lbs.
Class V	Not Applicable	Not Applicable	Not Applicable
Pyrophoric materials			
Gases	1–50 ft ³	51–100 ft ³	> 100 ft ³
Liquids	Up to ½ gallon	½ – 1 gallon	> 1 gallon
Solids	1 – 4 lbs.	5 – 16 lbs.	> 16 lbs.
Toxic materials			
Gases	1 – 810 ft ³	811 – 3,240 ft ³	> 3,240 ft ³
Liquids	10 – 50 gallons	51 – 200 gallons	> 200 gallons
Solids	100 – 500 lbs.	501 – 2,000 lbs.	> 2,000 lbs.
Unstable (reactive) materials—Liquids			
Class 4	Up to ½ gallon	½ – 1 gallon	> 1 gallon
Class 3	Up to ½ gallon	½ – 1 gallon	> 1 gallon
Class 2	5–10 gallons	11 – 20 gallons	> 20 gallons
Class 1	10–50 gallons	51 – 200 gallons	> 200 gallons
Unstable (reactive) materials—Solids			
Class 4	Up to 1 lb.	1 – 4 lbs.	> 4 lbs.
Class 3	Up to 5 lbs.	5 – 10 lbs.	> 10 lbs.
Class 2	50 – 100 lbs.	101 – 200 lbs.	> 200 lbs.
Class 1	100 – 500 lbs.	510 – 2000 lbs.	> 2000 lbs.
Water-reactive materials—Liquids			
Class 3	Up to ½ gallon	½ – 1 gallon	> 1 gallon

Class 2	5–10 gallons	11– 20 gallons	> 20 gallons
Class 1	55–200 gallons	201– 1,000 gallons	> 1,000 gallons
Water-reactive materials—Solids			
Class 3	Up to 5 lbs.	5 – 10 lbs.	> 10 lbs.
Class 2	50 – 100 lbs.	101 – 200 lbs.	> 200 lbs.
Class 1	500–2,000 lbs.	2,001 – 4,000 lbs.	> 4,000 lbs.

- A. Assessments will be based on the highest quantity of the most hazardous materials on site.
- B. Group H occupancies shall be classified as Fee Group 3.

Fee Group 4

Group M occupancies that store flammable or combustible liquids in quantities that are greater than the amounts in Table 5003.1.1(1) and less than or equal to the allowable quantities in Table 5704.3.4.1 shall be assessed an annual fee of \$800.

Group M occupancies that store hazardous materials in quantities that are greater than the amounts in Tables 5003.1.1(1) and 5003.1.1(2) and less than or equal to the allowable quantities in Table 5003.11.1 shall be assessed an annual fee of \$800.

Group M occupancies with more than 2,500 square feet (232 square meters) of high-piled combustible storage and that store flammable or combustible liquids in quantities that are greater than the amounts in Table 5003.1.1(1) and less than or equal to the allowable amounts in Table 5704.3.4.1 shall be assessed an annual fee of \$1650.

Group M occupancies with more than 2,500 square feet (232 square meters) of high-piled combustible storage and that store hazardous materials in quantities that are greater than the amounts in Tables 5003.1.1(1) and 5003.1.1(2) and less than or equal to the allowable amounts in Table 5003.11.1 shall be assessed an annual fee of \$1650.

Table 8106.2 Area Assessment Fees
(Applies to Fee Groups 1, 2 or 3 only)

Building area (ft ²)	Site area (acres)	Area assessment fee by fee group		
		Fee Group 1	Fee Group 2	Fee Group 3
250,001–500,000	5.7–11.5	\$600	\$1,200	\$1,875
500,001–750,000	11.5–17.2	\$800	\$1,600	\$2,500
750,001–1,000,000	17.2–23.0 hrs	\$1,000	\$2,000	\$3,125
1,000,001–1,250,000	23.0 hrs–28.7	\$1,200	\$2,400	\$3,750
1,250,001–1,500,000	28.7–34.4	\$1,400	\$2,800	\$4,375
1,500,001–1,750,000	34.4–40.2	\$1,600	\$3,200	\$5,000
1,750,000–2,000,000	40.2–46.0	\$1,800	\$3,600	\$5,625
2,000,001–2,250,000	46.0–51.7	\$2,000	\$4,000	\$6,250
2,250,001–2,500,000	51.7–57.4	\$2,200	\$4,400	\$6,875
2,500,001–2,750,000	57.4–63.1	\$2,400	\$4,800	\$7,500

Facilities and sites with total areas of more than 250,000 square feet (23 225 square meters) shall be levied an area assessment fee in addition to their annual assessment fee.

The Area Assessment will be the fee group annual assessment for the first 250,000 square feet (23 225 square meters), plus 50 percent of the annual assessment fee for each additional 250,000 square feet (23 225 square meters).

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1.	Chapter 81 Operating Permits	Behavioral health care facilities, Group 1-1. An operational permit shall be required for a thorough fire inspection which is conducted per year and upon change of ownership or tenancy. Permit..... 1.0 hr
Reason: This care occurs in other occupancies.		
2.	Chapter 81 Operating Permits	Developmentally disabled group care homes Group 1-1. An operational permit is required to operate, developmentally disabled group home. Permit..... 1.0 hr
Reason: Restored to ensure ongoing inspections in facilities.		
3.	Chapter 81 Operating Permits	Combustible dust producing operation. To operate a grain elevator, flour starch mill, feed mill, or a plant pulverizing aluminum, coal, cocoa, spices or sugar, or other operations producing combustible dusts as defined in Chapter 2. Permit 1.0 2.0 hr
Reason: Inspection and data entry take a minimum of 2 hours to complete.		
4.	Chapter 81 Operating Permits	Combustible fiber producing operation. An operational permit is required for the storage and handling of combustible fibers in quantities greater than 100 cubic feet (2.8 m3). Permit 1.0 2.0 hr
Reason: Inspection and data entry take a minimum of 2 hours to complete.		
5.	Chapter 81 Operating Permits	Compressed gas. For the storage, use or handling at normal temperature and pressure (NTP) of compressed gases in excess of the amounts listed in table 105.6.8. Exceptions: 1. Vehicles equipped for and using compressed gas as a fuel for propelling vehicles. 2. Carbon dioxide, see Carbon Dioxide. Included in Assessment. Permit 2.0 hr
Reason: Restored from 2012.		
6.	Chapter 81 Operating Permits	Daycare facilities, commercial. An operational permit is required to operate a commercial daycare (6 or more) facility for children or adults. Permit 1.0 hr; 51 persons or more 2.0 hrs
Reason: Restored from 2012.		
7.	Chapter 81 Operating Permits	105.6.51.9 Educational facility. An operational permit is required for public and private schools K through 12. Section number is deleted per ICC Editor 10/17/19.
Reason: Restored from 2012.		
8.	Chapter 81 Operating Permits	Explosives. For the manufacture, storage, handling, sale or use of any quantity of explosives, or explosive materials. Permit 2.0 1.0 hrs
Reason: Restored from 2012.		
9.	Chapter 81 Operating Permits	Firework, sales. To conduct sales of fireworks indoors. Permit 2.0 hr
Reason: Restored from 2012.		
10.	Chapter 81 Operating Permits	Firework, sales. To conduct sales of fireworks indoors. Permit 2.0 hr

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	Reason: Restored from 2012.	
11.	Chapter 81 Operating Permits	Firework, sales. To conduct wholesale sales of fireworks. Permit 2.0 hr
	Reason: Restored from 2012.	
12.	Chapter 81 Operating Permits	[F] Flammable/combustible liquids, tank removal, OTC. To install or modify a flammable/combustible tank. Inerting of the tank is included in removal fee. Permit..... 2.0 hrs
	Reason: Relocated from New Construction to Operational permit.	
13.	Chapter 81 Operating Permits	[F] Flammable /combustible liquid, tank modification, OTC. To include change of contents, sump-pump change-out, dispenser change-out, dispenser re-piping, dispenser repair, tank re-lining, tank cutting, tank repair or re-piping, vent pipe relocations, or emergency shutoff switch relocation or repair. Permit..... 2.0 hrs Exceptions: Routine maintenance
	Reason: Relocated from New Construction to Operational permit.	
14.	Chapter 81 Operating Permits	[F] Flammable/combustible liquids tank, defuel/pump-out, OTC. To defuel or pump-out an underground or above-ground storage tank used for fueling motor vehicles, by any means other than the approved, stationary on-site pumps normally used for dispensing purposes. Permit..... 2.0 hrs
	Reason: Relocated from New Construction to Operational permit.	
15.	Chapter 81 Operating Permits	[F] Flammable/combustible liquids tank, slurry fill, OTC. To slurry fill an underground tank. Permit..... 2.0 hrs
	Reason: Relocated from New Construction to Operational permit.	
16.	Chapter 81 Operating Permits	[F] Flammable/combustible liquids tank, abandon, OTC. To abandon an underground or above-ground flammable / combustible liquids tank. Permit 2.0 hrs
	Reason: Relocated from New Construction to Operational permit.	
17.	Chapter 81 Operating Permits	[F] Flammable/combustible liquids tank, place out of service, OTC. To place out of service for up to one year an underground or above-ground flammable/combustible liquids tank. Permit 2.0 hr
	Reason: Relocated from New Construction to Operational permit.	
18.	Chapter 81 Operating Permits	Juvenile group home. An operational permit is required annually to operate a juvenile group home, Group+1 . Permit 1.0 + \$10 per bed
	Reason: Timeframes for permit renewal will be addressed via policy and state guidelines. These group homes occur in multiple types of occupancies and we charge a bed fee.	

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19.	Chapter 81 Operating Permits	After hours fees. After hours or weekend inspections shall be billed a minimum 3 hours at the hourly rate. Additional time needed to complete the inspection will be billed at the hourly rate. Reason: Fees added to address work conducted after city business hours or on weekends.
20.	Chapter 81 Operating Permits	Penalty fees. Permit application and applicable documents shall be submitted within 5 business days of the defuel / pump-out. A penalty fee of \$25 per day shall be assessed for permit applications not submitted 5 business days prior to the defuel / pump-out. Reason: Timeframes for permit renewal will be addressed via policy. These group homes occur in multiple types of occupancies and we charge a bed fee.
21.	Chapter 81 Operating Permits	Medical Facility. To operate a medical facility. Permit..... 1.0 hr Reason: Restored from 2012.
22.	Chapter 81 Operating Permits	Nursing homes. An operational permit is required annually to operate a nursing home. Permit1.0 hr +\$10 per bed Reason: Timeframes for permit renewal will be addressed via policy.
23.	Chapter 81 Operating Permits	Outdoor assembly events. To conduct public or private events outdoors, having a projected attendance of 1,000 500 or more persons or confining 50 or more persons by temporary installation of fencing. Permit 3.0 hrs Reason: Consistent with amendment in previous codes.
24.	Chapter 81 Operating Permits	Plant extraction systems. An operational permit is required to use plant extraction systems. Permit..... 1.0 2.0 hrs Reason: This operation typically needs more than one inspection to complete. Fee to cover additional inspections.
25.	Chapter 81 New Con. Permits	Semiconductor facility. To operate a semiconductor facility. Permit..... 1.0 hr Reason: Omitted form 2018
26.	Chapter 81 Operating Permits	Tire rebuilding plant. To establish, conduct and maintain a tire rebuilding plant. Permit..... 2.0 3.0 hrs Reason: Increased to match tire storage permit time.
27.	Chapter 81 Operating Permits	Tires, storage. To establish, conduct or maintain storage of used, or scrap tires and tire byproducts that exceeds 2,500 cubic feet (71 m) of total volume of scrap tires, and for indoor storage of tires and tire byproducts. Permit 3.0 hrs Reason: Changed to match Chapter 1 permit requirement language.
28.	8103.3	8103.3 Expedited plan review. When allowed by the fire code official, a plan review may be expedited. The permit applicant shall pay an additional fee of three the hourly hours. Additional time needed to complete will be billed at the hourly rate for each additional hour or portion thereof. Fees shall be cumulative.

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	Reason: Typographical error.	
29.	8103.11	8103.11 Work without a permit. Work commencing without the applicable Fire Prevention permit is strictly prohibited. Where required by the fire code official a penalty equal to 300 percent of the total cost of the required plan review, permit and inspection fees shall apply.
	Reason: Added to reflect additional cost of new construction work, as different from beginning an operation without an operational permit.	
30.	Chapter 81 New Con. Permits	<p>[F&P] NFPA 13 & 13R sprinkler system.</p> <p>To install or modify a NFPA 13 automatic sprinkler system. Plan review is for the first 40,000 square feet (3716 m²) of one building with 1 -- 2 calculations, up to 3 stories above or below grade.</p> <p>Plan Review 2.5 hrs Each additional 40,000 sq ft (3716 m²) add1.0 hr Additional calculations/design areas1.0 hr Water tank add..... 1.0 hr High challenge commodity above Group A plastic being stored add 4.0 hrs Standpipe add..... 2.5 hrs Inspection 2.0 hrs Each additional 40,000 square feet (3716 m²) in the same building add 1.0 hr hour Inspection of high challenge commodity 2.0 hrs Plan review modification 21-200 heads..... 2.0 hrs Plan review modification of each additional 21-200 heads 2.0 hrs Inspection 21-200 heads 2.5 hrs Inspection of each additional 200 heads .. 2.5 hrs Inspection..... 2.5 hrs</p>
	Reason: This permit is intended for lead acid battery systems. A separate permit is required for lithium.	
31.	Chapter 81 New Con. Permits	<p>Battery systems, stationary fuel-cell power systems, electrical energy storage systems to include lithium ion battery systems.</p> <p>To install or modify a stationary battery storage system used for facility standby power emergency power or uninterruptible power supplies electrical energy storage systems as regulated by Section 1206.2 and 1206.4 Up to 3kWh to 19kWh over the counter permit. 1.0 hour —20kWh and over</p> <p>Plan Review 2.0 hrs Modification Permit.....1.0 hr Inspection.....1.0 hr</p> <p>Battery systems, lithium. See Lithium ion battery systems.</p>
	Reason: This permit is intended for lead acid battery systems. A separate permit is required for lithium.	
32.	Chapter 81 New Con. Permits	<p>Battery Systems, Electrical Energy Storage Systems to include Lithium Ion Battery Systems, OTC.</p> <p>To install Electrical Energy Storage Systems regulated by Section 1206.4 with a capacity of more than 3 kWh to 19 kWh in an R-3 or R-4 occupancy. Permit.....2.0 hrs</p>
	Reason: Requires full plan review process	

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33.	Chapter 81 New Con. Permits	<p>Capacitor energy storage system. To install a capacitor energy storage system in excess of 3 kWh in accordance with Section 1206.3.</p> <p>Plan Review 2.0 hrs Modification 1.0 hr Permit Inspection 1.0 hr</p> <p>Reason: Requires full plan review process</p>
34.	Chapter 81 New Con. Permits	<p>[F] Combustible dust or fiber collection system. To install, modify or alter combustible dust or fiber collection system.</p> <p>Plan Review 2.0 hrs Modification 1.5 hr Inspection 1.0 hr</p> <p>Reason: Requires full plan review process.</p>
35.	Chapter 81 New Con. Permits	<p>[P] Fire alarm modification w/plan review. To modify an existing fire alarm system.</p> <p>Plan Review First 1-10 devices 2.0 hrs Each additional 25 devices 1.0 hr</p> <p>Reason: Clarifies how to charge for additional devices.</p>
36.	Chapter 81 New Con. Permits	<p>[F] Fire apparatus alternative surface access road. To install or modify alternative surface fire apparatus access roads (fire lane).</p> <p>Plan Review 2.0 hrs Modification 1.0 hr Inspection 2.0 hrs 1.0 hr</p> <p>Reason: Inspection should only take 1 hour.</p>
37.	Chapter 81 New Con. Permits	<p>[F] Firefighter breathing air systems. To install or modify a firefighter breathing air system.</p> <p>Plan Review 3.0 2.0 hrs Modification 3.0 hrs 1.0 hr Inspection 6.0 hrs Modification Inspection 2.0 3.0 hrs</p> <p>Reason: Plan review time adjusted to reflect actual time spent.</p>
38.	Chapter 81 New Con. Permits	<p>[F] Fire protection system removal. OTC. To permanently remove any fire protection system. Permit is not required for removal when a permit has been issued for installation of replacement system, or entire building is being demolished.</p> <p>Permit Plan Review 2.0 1.0 hrs Inspection 1.0 hr</p> <p>Reason: No longer available over-the-counter. Requires review to ensure other systems are not affected.</p>
39.	Chapter 81 New Con. Permits	<p>Flammable/combustible liquids, aboveground tank. To temporarily or permanently install or modify Class I, II, IIIA or IIIB flammable/combustible liquids storage tank or pressure vessel with:</p> <ol style="list-style-type: none"> 1. A nominal capacity of 125 gallons (473 L) outside a building, or 2. Any size tank inside a building, or 3. Class IIIB liquids with a nominal capacity of 1,000 gallons (3785 L) or more.

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		Includes tanks in vaults and any required piping, valves and dispensing equipment. Plan Review 4.0 hrs Modification..... 2.5 hrs Inspection 2.0 hrs With fixed fire protection Plan Review 8.0 hrs
Reason: Fixed fire protection only applies to above ground tanks.		
40.	Chapter 81 New Con. Permits	Flammable/combustible liquids, facility construction. To install or modify refineries, distilleries, plants, terminals, wells, equipment and similar facilities where flammable/ combustible liquids are produced, processed, transported, stored, dispensed or used. Plan Review 4.0 hrs Modification..... 2.5 hrs Inspection..... 4.0 2.0 hrs
Reason: Time adjusted to reflect actual time spent.		
41.	Chapter 81 New Con. Permits	Fuel cell power systems. To install stationary fuel cell power systems in accordance 1205.2. Plan Review 2.0 Modifications 1.0 Inspection..... 1.0 Mod. Inspection 1.0
Reason: Time adjusted to reflect actual time spent.		
42.	Chapter 81 New Con. Permits	[F] Gas detection systems. To install or modify a gas detection system. Plan Review 1.0 2.0 hrs Inspection 1.0 2.0 hrs Modification..... 1.0 hr Mod. Inspection 1.0 hr
Reason: Time adjusted to reflect actual time spent.		
43.	Chapter 81 New Con. Permits	[F] High-piled combustible storage. To install or modify a structure exceeding 500 square feet (46 m²), including aisles, for high-piled combustible storage. High challenge commodity above Standard Commodity Group A plastic being stored Add Plan Review 4.0 hrs Inspection..... 2.0 hrs Modification..... 2.0 hrs Modification Inspection 2.0 hrs Rack evaluation, see 8103.11 Automatic sprinkler system permits.
Reason: Time adjusted to reflect actual time spent.		
44.	Chapter 81 New Con. Permits	[F] Hydrants, temporary. To install temporary above-ground fire hydrants and up to 500 feet (152 m) of fire line. Plan Review 3.0 hrs Each additional hydrant adds 1.0 hr

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		Inspection per hydrant.....1.0 hr
		Reason: Typographical error.
45.	Chapter 81 New Con. Permits	Industrial oven. To install or modify an industrial oven. Plan Review 1.0 hr 2.0 hrs Inspection..... 1.0 hr
		Reason: Time adjusted to reflect actual time spent.
46.	Chapter 81 New Con. Permits	[F] Plant extraction systems. To install or modify a plant extraction system. Plan Review 3.0 4.0 hrs Modification 2.0 hrs Inspection 2.0 3.0 hrs
		Reason: Time adjusted to reflect actual time spent.
47.	Chapter 81 New Con. Permits	Refrigeration system. To install, modify or alter a refrigeration system. Plan Review F235 2.0 4.0 hrs Modification F236 2.0 hrs Inspection..... 4.0 hrs
		Reason: Time adjusted to reflect actual time spent.
48.	Chapter 81 New Con. Permits	[P] Smoke & heat vents. To install or modify smoke and heat vents. Modification requires new plan submittal. Plan Review first 1—40 0 vents Permit F110..... 2.0 hrs Each additional 1—40 vents 1.0 hr Inspection first 1—40 vents 2.5 hrs Inspect each additional 1—40 vents.... 1.0 hr Inspections of smoke control or removal systems shall be conducted by fire protection engineers and fire prevention inspectors.
		Reason: Typographical error.
49.	Chapter 81 New Con. Permits	Solar photovoltaic power systems. To install or modify a solar photovoltaic power system. Residential Plan Review 0.5 2.0 hr Inspection..... 0.5 1.0 hr Commercial Plan Review..... 0.5 2.5 hrs Inspection..... 0.5 1.5 hrs
		Reason: Time increased to address actual time to complete.
50.	Chapter 81 New Con. Permits	[F] Solar photovoltaic power systems, OTC. To install or modify install a residential solar photovoltaic power system with an alternating current nameplate rating of 3 kW to 10 kW in an R-3 or R-4 occupancy <u>or</u> the installation of a residential solar photovoltaic system for a water heater with a system size of 30kWth (462 square feet (49.9 M ²) of collector) or less in an R-3 or R-4 occupancy. Permit..... 2.0 hrs
		Reason: Created to record time and recover fee for inspections, not otherwise captured.

Attachment C - Proposed Phoenix Fire Prevention Fee Schedule, Appendix A Clarifications, Adjustment and Amendments

Changes after Adoption 2018 Fee Schedule Amendment Log	Revised 10/12/19
<p>Red text = IFC changes to 2018 base code Black and stricken text – Base code being deleted Green text = previously adopted Phx Amendment Purple = policy text added back to code & new to 2018 Blue text = 2018 After Adoption Amendment</p>	

51.	8106.9	<p>8106.5 General fire inspection. A non-fire code required general inspection may be requested and conducted upon request for a fee. Permit 1.0 hr Additional inspections will be charged reinspection fees.</p>
Reason: Created to record time and recover fee for inspections, not otherwise captured.		
52.	8106.9	<p>8106.9 Maintenance inspections. Inspections to ensure code compliance as a result of deficiency reports shall be assessed at the hourly rate, minimum of 1-hour. [ReNUMBER section accordingly].</p>
Reason: Created to record time and recover fee for inspections, not otherwise captured.		
53.	8106.3	<p>Table 8107-6.3 Area Assessment Fees (Applies to Fee Groups 1, 2 or 3 only) A. Facilities and sites with total areas of more than 250,000 square feet (23 225 square meters) shall be levied an area assessment fee in addition to their annual assessment fee. B. The Area Assessment will be the fee group annual assessment for the first 250,000 square feet (23 225 square meters), plus 50 percent of the annual assessment fee for each additional 250,000 square feet (23 225 square meters).</p>
Reason: Time adjusted to reflect actual time spent.		
Remove references to Chapter 1 for Chpt81		



**Fire Department Uniforms - Cooperative Contract with City of Frisco, TX
(Ordinance S-46377)**

Request to authorize the City Manager, or his designee, to allow the use of the City of Frisco's Cooperative Contract with Galls, Inc. for the supply of Fire Department Uniforms. Further request the City Controller to disburse all funds related to this item. The aggregate contract value is \$3,870,000.

Summary

The Phoenix Fire Department (PFD) requires sworn personnel to wear uniforms during work hours to identify themselves as PFD employees to the public, which is a public safety concern. The Uniform Committee evaluated the needs, availability, quality, and color and determined this contract as the most cost effective and reliable solution for the uniformity for the PFD. Establishing a contract through this cooperative will provide consistency by utilizing a centralized ordering process, include local customer service, and will decrease order time from 30 to 7 days.

Procurement Information

In accordance with Administrative Regulation 3.10, a participating agreement is required when the City uses a cooperative agreement from another public agency. The contract was awarded through a competitive process consistent with the City's procurement process, as set forth in the Phoenix City Code, chapter 43. The City of Frisco's contract covers the purchase of Fire Department Uniforms for the Fire Department. The contract was awarded on Aug. 7, 2019. The use of this cooperative contract will provide the City national discounts on these products and services and savings are estimated to be \$21,000.

Contract Term

The five-year contract term will begin on or about Feb. 19, 2020 and end on or about Feb. 28, 2025.

Financial Impact

The aggregate contract value will not exceed \$3,870,000. Funds are available in the Fire Department's budget.

Location

Council District: Out of City

Responsible Department

This item is submitted by Assistant City Manager Milton Dohoney, Jr. and the Fire Department.



Pharmaceuticals and Emergency Medical Supplies - Requirements Contract - IFB 19-095 (Ordinance S-46370)

Request to authorize the City Manager, or his designee, to enter into a contract with Bound Tree Medical, LLC, Henry Schein, Inc., Life-Assist, Inc., and Nashville Medical & EMS Products, Inc., to provide as-needed Pharmaceuticals and Emergency Medical Supplies to the Phoenix Fire (PFD) and Police (PPD) departments. Further request authorization for the City Controller to disburse all funds related to this item. The aggregate contract value shall not exceed \$19,219,000.

Summary

These contracts are necessary to allow the City's Public Safety Departments, Fire (PFD) and Police (PPD), to purchase as-needed medications and emergency medical supplies. PFD provides emergency medical services to patients throughout the greater Phoenix area. PFD is the only public provider of EMS within the City of Phoenix, utilizing dual-role firefighters in the delivery of fire and emergency medical services. Approximately 900 firefighters are trained to the level of Emergency Medical Technician (EMT) and about 300 firefighters are Certified Emergency Paramedics (CEP). PFD firefighters provide treatments and procedures used on Advanced Life Support (ALS) ambulances, which include the starting of Intravenous lines (IVs) and administration of emergency medications including medications that can alter blood pressure. When time is critical and effective pre-hospital care is necessary, PFD is well positioned strategically, geographically, administratively and operationally to provide support. High volume medications and medical supplies are frequently used by PFD in the treatment of these patients, making it necessary to be able to allow for the bulk dispensing of emergency medical supplies. EMS medications and medical supplies must be stocked and readily available on the ALS ambulance.

Procurement Information

An Invitation for Bid, IFB 19-095 Pharmaceuticals and Emergency Medical Supplies, was conducted in accordance with Administrative Regulation 3.10. The solicitation was posted on the City's website. There were six offers received by the Procurement Division on Dec. 6, 2019. Two offers were deemed non-responsive.

OFFEROR NAME	BID PRICE RANGE
Bound Tree Medical, LLC	\$0.01 - \$338.69
Henry Schein, Inc.	\$0.02 - \$298.30
Life-Assist, Inc.	\$0.04 - \$435.64
Nashville Medical & EMS Products, Inc.	\$0.14 - \$219.00

It is recommended by the Chief Financial Officer that the offers from Bound Tree Medical, LLC, Henry Schein, Inc., Life-Assist, Inc., and Nashville Medical & EMS Products, Inc., be accepted as responsive and responsible bids. Multiple awards are recommended to meet the high volume and wide variety of medications and emergency medical supplies.

Contract Term

The contract term shall begin on or about Feb. 5, 2019 and end on Jan. 31, 2025.

Financial Impact

The aggregate contract value shall not exceed \$19,219,000. Funds are available in the Fire and Police departments' budget.

Responsible Department

This item is submitted by Assistant City Manager Milton Dohoney, Jr. and the Fire and Police departments.



National Vehicle Location Service Database (Ordinance S-46372)

Request to authorize the City Manager, or his designee, to add additional funding to Contract 150498 with Vigilant Solutions, Inc., in the amount of \$147,000 for the automatic license plate recognition system equipment, the National Vehicle Location Service (NVLS) database application and support services for the Phoenix Police Department (PPD). Further request authorization for the City Controller to disburse all funds related to this item.

Summary

This contract provides the PPD with automatic license plate reader equipment and subscription services to the National Vehicle Location Service (NVLS) database. The service also includes the Law Enforcement Archival and Reporting Network (LEARN) database, an online analytic platform that allows license plate data and images to be aggregated and analyzed for law enforcement. LEARN is a hosted solution that allows data sharing and interoperability with other law enforcement agencies nationwide. Together, the NVLS-LEARN subscription service helps reduce auto thefts and related crimes involving vehicles, increases auto theft vehicle recovery rates and increases investigative leads to reduce auto thefts and vehicles used in gateway crimes (i.e. robbery, burglary of residence). The additional funding is requested to increase the types of automatic license plate reader equipment models, in order to increase the number of the PPD vehicles that will be equipped with the devices.

This item has been reviewed and approved by the Information Technology Services Department.

Financial Impact

With the \$147,000 in additional funds, the revised aggregate value is now \$1,302,000. Funds are available in the Police Department's budget.

Concurrence/Previous Council Action

Contract 150498 was approved by Formal Council Action on June 26, 2019, with an original aggregate value of \$1,155,000.

Responsible Department

This item is submitted by Assistant City Manager Milton Dohoney, Jr. and the Police Department.



Request Authorization for the Sale of Canine Gary for \$1.00 (Ordinance S-46382)

Request authorization for the City Manager, or his designee, to authorize the sale of canine Gary to Officer Michael Burns, who is assigned to the Tactical Support Bureau's Canine and Specialty Vehicle Unit. Officer Burns has requested to retire and purchase his assigned canine Gary in accordance with Administrative Regulation 4.21.

Summary

Canine Gary is more than nine years of age, and has served the Tactical Support Bureau with professionalism, dedication and exemplary effort since 2012. Canine Gary has been diagnosed with a progressive, incurable disease that affects the nerves in the spinal cord causing gradual loss of mobility and the loss of feeling in the limbs. This medical condition has severely limited his ability to perform his duties as a police service dog. Due to canine Gary's condition, Officer Burns has been issued a new police service dog.

This request is for the authorization of the sale of canine Gary for \$1.00. The purchase of canine Gary is being made by Officer Michael Burns, who agrees to accept full responsibility and liability for canine Gary until his death.

Responsible Department

This item is submitted by Assistant City Manager Milton Dohoney, Jr. and the Police Department.



Network Entertainment Broadcast System, Terminal Services Package, Award Recommendation (Ordinance S-46381)

Request to authorize the City Manager, or his designee, to enter into a Network Entertainment Broadcast System (NEBS) Terminal Services, Concession Lease (Lease) with AC Holdings, Inc. (CNN) for five years, with one, two-year renewal option. This Lease is estimated to generate approximately \$1,050,000 in revenue over the full term, including option years.

Summary

On May 1, 2019, the Phoenix City Council authorized the Aviation Department (AVN) to issue an RCS (Revenue Contact Solicitation) for a NEBS, Terminal Services Lease. On Sept. 27, 2019, AVN issued the RCS for the installation, management, operation and maintenance of a NEBS.

The City received one response, which was evaluated by an evaluation panel on Nov. 22, 2019 and their award recommendation was posted to the City's public award website on Dec. 10, 2019.

The panel members evaluated and deliberated on the submitted response based on the following criteria established in the RCS:

- Proposed Financial Return to the City (250 points)
- Management and Operations Plan (225 points)
- News, Travel, and Entertainment Programming (225 points)
- Design and Infrastructure (150 points)
- Experience and Qualifications (100 points)
- Local Content and Programming (50 points)

The panel recommendation was reached by a consensus in consideration of the listed criteria.

Procurement Information

The submittal was responsive. The consensus score and ranking for the respondent is shown below:

AC Holdings, Inc. dba CNN Airport Network: 785 points

The City Transparency Policy is in effect until the Lease resulting from this RCS is awarded.

Contract Term

The term will be five years, with one, two-year renewal option to be exercised at the sole discretion of the Aviation Director.

Financial Impact

The estimated annual revenue to the City is \$150,000; the estimated aggregate revenue over the full term including all extension options is \$1,050,000.

Concurrence/Previous Council Action

This item was recommended for approval by the Transportation, Infrastructure and Innovation Subcommittee on Feb. 5, 2020 by a vote of 4-0.

Public Outreach

This solicitation process included all standard and required outreach efforts, including advertising in Aviation industry publications.

Location

Phoenix Sky Harbor International Airport, 3400 E. Sky Harbor Blvd.
Council District: 8

Responsible Department

This item is submitted by Assistant City Manager Deanna Jonovich and the Aviation Department.



Ground Lease with Custom Pipe and Fabrication, Inc. at Phoenix Sky Harbor International Airport (Ordinance S-46387)

Request to authorize the City Manager, or his designee, to enter into a ground lease (Lease) with Custom Pipe and Fabrication, Inc. (Custom Pipe) at 149 S. 27th St. for two years with no options to renew.

Summary

Custom Pipe currently operates a distribution warehouse for pipes located at 302 S. 28th St. Custom Pipe requested to lease an Aviation owned parcel that is approximately 70,000 square feet. The Aviation property is located at 149 S. 27th St. and Custom Pipe will use this property to store products. In addition, at its sole expense, Custom Pipe may install additional fencing and erect shade structures.

Contract Term

The term of the Lease will be two years with no options to renew.

Financial Impact

Annual rent will be approximately \$73,500 (\$1.05 per square foot), adjusted annually based on the Phoenix Mesa Consumer Price Index. Total anticipated revenue over the term of the Lease will be approximately \$147,000.

Location

149 S. 27th St.
Council District: 8

Responsible Department

This item is submitted by Deputy City Manager Deanna Jonovich and the Aviation Department.



Ground Lease with Bimbo Bakeries USA, Inc. at Phoenix Sky Harbor International Airport (Ordinance S-46388)

Request to authorize the City Manager, or his designee, to enter into a ground lease (Lease) with Bimbo Bakeries, Inc. (Bimbo Bakeries) at 3115 E. Madison St. for three years with no options to renew.

Summary

Bimbo Bakeries operates several locations in the Phoenix Metro area providing baked goods to its customers. Bimbo Bakeries has requested to lease an Aviation owned parcel, that is approximately 65,340 square feet, located at the northeast corner of 3115 E. Madison St. Bimbo Bakeries will use this parcel of land to park tractor trailer trucks and will be responsible for any necessary fencing to secure the vehicles.

Contract Term

The term of the Lease will be three years with no options to renew.

Financial Impact

Annual rent will be approximately \$65,340 (\$1 per square foot), adjusted annually based on the Phoenix Mesa Consumer Price Index. Total anticipated revenue over the term of the Lease will be approximately \$196,020.

Location

3115 E. Madison St.
Council District: 8

Responsible Department

This item is submitted by Deputy City Manager Deanna Jonovich and the Aviation Department.



Intergovernmental Agreement with Maricopa County for Processing Recyclable Materials (Ordinance S-46362)

Request to authorize the City Manager, or his designee, to enter into an Intergovernmental Agreement (IGA) with Maricopa County to accept and process recyclable materials collected in Maricopa County and delivered to the City of Phoenix's North Gateway and 27th Avenue Material Recovery Facilities (MRF). Additionally request the City Council to grant an exception pursuant to Phoenix City Code section 42-20(B) to authorize inclusion of mutual indemnification language that otherwise would be prohibited by Phoenix City Code section 42-18(A) and (B). Further request authorization for the City Treasurer to accept, and for the City Controller to disburse, all funds related to this item.

Summary

Maricopa County offers recycling services to its residents and has delivered these recyclables to the City of Phoenix under the terms of an IGA for processing. Maricopa County would like to continue this arrangement. The City of Phoenix can accept these materials with some change of terms to address changing market conditions resulting in lower commodity prices and increased processing costs from contamination in the recyclables. This IGA will authorize the City of Phoenix to charge a processing fee to Maricopa County for recycling tonnage processed at the two City MRFs, which is designed to ensure all costs associated with processing recyclables are recovered by the fee. The terms of this IGA include:

- In a market with low recycling commodity prices, the City of Phoenix will charge a processing fee to Maricopa County, and no revenue share to Maricopa will be available.
- In a market with high recycling commodity prices, Maricopa County will pay a processing fee and will receive 50 percent of the net revenue share and the City of Phoenix will receive the remaining 50 percent.

Annually, Maricopa County will deliver up to 1,000 tons of recyclable materials to City of Phoenix facilities.

Contract Term

The one-year term of this IGA will begin on or about Feb. 1, 2020 and conclude on or about Jan. 31, 2021. Provisions of the IGA include four, one-year options to extend the agreement.

Financial Impact

Maricopa County will be paying Phoenix to accept recyclables to cover all expenses associated with the proper handling of the materials. If recycle market sales increase during the term of the agreement, Maricopa's 50 percent of the revenue share is not expected to exceed \$150,000. Funds for the revenue share payments to Maricopa County are available in the Public Works Department's budget.

Concurrence/Previous Council Action

The City Council previously approved IGAs with Maricopa County on Nov. 20, 2013 and amended Jan. 5, 2016, Dec. 19, 2016 and June 6, 2019.

Location

North Gateway Material Recovery Facility, 30205 N. Black Canyon Hwy.
27th Avenue Material Recovery Facility, 3060 S. 27th Ave.
Council Districts: 2 and 8

Responsible Department

This item is submitted by Deputy City Manager Karen Peters and the Public Works Department.



Amend Contract with Mr. Bult's, Inc. (Ordinance S-46373)

Request authorization for the City Manager, or his designee, to execute an amendment to Contract No. 135187 with Mr. Bult's, Inc. (MBI) to allow MBI to accept \$72,305.45 in U.S. Environmental Protection Agency (EPA) grant funding through the City of Phoenix and to apply the funds to replace an aging diesel tractor trailer with a new compressed natural gas (CNG) tractor trailer for use under its existing contract to provide solid waste hauling services for the Public Works Department. Further request to authorize the City Treasurer to accept and the City Controller to disburse the necessary funds.

Summary

In 2019, the Public Works Department was awarded a \$1,000,000 grant from the EPA under its FY 2019 Clean Diesel Funding Assistance Program pursuant to the federal Diesel Emissions Reduction Act. The intent of the grant program is to provide funding to help subsidize vehicle costs to replace higher polluting diesel engines with cleaner burning CNG engines to reduce harmful air emissions. As part of its application, the Public Works Department proposed partnering with its long-haul services contractor MBI to replace one of its aging diesel tractor trailers with a 2020 CNG Kenworth T880. Included in the \$1,000,000 grant, EPA provided \$72,305.45 to the City to pass on to MBI.

Contract Term

The initial six-year term of the MBI contract began on July 1, 2013. The agreement contains three one-year options to extend.

Financial Impact

No match or General Fund monies are required to provide this grant funding to MBI.

Concurrence/Previous Council Action

The City Council authorized the MBI Contract for solid waste hauling services on Dec. 5, 2012 (Ordinance S-39421). The City Council authorized the Public Works Department to apply for and accept the EPA grant funds and to partner with MBI on March 20, 2019 (Ordinance S-45484).

Responsible Department

This item is submitted by Deputy City Manager Karen Peters and the Public Works Department.



Kitchen Hood Systems Maintenance and Repairs (Ordinance S-46365)

Request to authorize the City Manager, or his designee, to enter into a contract with American Fire Equipment Sales and Service for the inspections, maintenance, and repairs of City-owned kitchen hood systems to be used on an as-needed basis in an amount not to exceed \$500,000 over the life of the contract. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

The Public Works Department is responsible for maintaining these systems for multiple City departments including Fire, Human Services, and Parks and Recreation departments. This contract will be used to provide testing, inspections, maintenance, and repair services on kitchen hood fire suppression systems. These systems detect and suppress fires in areas associated with cooking equipment including hoods, ducts, and filters. Inspections, maintenance, and repairs of these kitchen hood systems are required by National Fire Protection Association Code (NFPA), International Building Code (IBC), International Fire Code (IFC), and Phoenix Fire Code (PFC) to allow ongoing operation of the kitchens.

Procurement Information

Invitation for Bid 20-FMD-024 for Kitchen Hood Systems Maintenance and Repairs was conducted in accordance with Administrative Regulation 3.10. One offer was received by the Public Works Department on Dec. 4, 2019. The offer was evaluated based on price, responsiveness to all specifications, and the responsibility to provide the required goods and services. The offer submitted by American Fire Equipment Sales and Service was deemed to be fair and reasonable.

American Fire Equipment Sales and Service: \$6,975 per biannual inspection of all City-owned kitchen hood fire suppression systems and \$78.30/hour for testing, maintenance and repair services.

Contract Term

The initial one-year contract term will begin on or about March 1, 2020, with four option years to extend in increments of up to one year, for a total contract term of five years.

Financial Impact

The aggregate contract value including all option years will not exceed \$500,000, including applicable taxes, with an estimated annual expenditure of \$100,000. Funds are available in the Public Works Department's budget.

Responsible Department

This item is submitted by Deputy City Manager Karen Peters and the Public Works Department.



Downtown Shared Electric Scooter Pilot Program Extension (Ordinance G-6676)

Request to authorize the City Manager, or his designee, approve to extend the Downtown Shared Electric Scooter Pilot Program for an additional six months, to accept new vendor applications for the Pilot Program, and to amend Ordinance G-6602 to extend the sunset provision for an additional six months to allow shared electric scooters to continue to operate within the Pilot Program area.

Summary

On June 26, 2019, City Council unanimously approved the Downtown Shared Electric Scooter (eScooter) Pilot Program, which allowed eScooter vendors to obtain a permit to operate within the City of Phoenix. As part of the Pilot Program, City Council approved Ordinance G-6602, amending the Phoenix City Code to allow electric scooters to operate on public streets. The Ordinance amendment also included definitions for an electric standup scooter and authorized the City of Phoenix Police Department or peace officer to issue civil traffic citations for, among other things, speed limit violations, yielding the right-of-way, parking violations, and riding on the sidewalk. Additionally, the Ordinance amendment included a one-year sunset provision, which effectively repeals the Code changes on June 25, 2020, one year from the Ordinance effective date of June 26, 2019.

On Sept. 16, 2019, the City of Phoenix issued permits to three vendors (Bird, Lime and Spin) to deploy eScooters as part of a six-month Pilot Program. During the pilot, staff has collected performance data, which includes fleet information, ridership, violations, program fees and revenues, public and stakeholder comments, and general observations to assess user demand; monitored vendor operations; and evaluated the impacts to the City. On Jan. 7, 2020, staff presented a three-month update of the program to the Transportation, Infrastructure and Innovation Subcommittee. The Subcommittee provided guidance to allow a modification to permits to suspend the requirement for nightly pick up of the eScooters and allow them to remain deactivated in the designated parking locations from midnight to 5 a.m. The overall feedback from the public and downtown stakeholders thus far has been positive. The six-month pilot program is scheduled to end on March 16, 2020, and there is currently only one active vendor (Spin) operating under the Pilot Program.

Staff proposes to extend the Pilot Program for an additional six months and to re-open the permit application process to allow new vendors to apply for the Pilot Program. Staff will continue to collect performance data to evaluate the feasibility of a permanent shared eScooter program. There will be no changes to the existing boundaries of the Pilot Program area.

To extend the Pilot Program, City Council must also amend Ordinance G-6602 to extend the sunset provision for an additional six months.

Financial Impact

The following vendor fees are currently in effect with the program: \$500 application fee, \$5,000 permit fee per six months, \$0.10 per ride surcharge, and \$80 relocation fee per scooter. No changes are proposed to the existing fees at this time, but fees and city costs will continue to be evaluated during the pilot to ensure the program is structured to be full cost recovery.

Concurrence/Previous Council Action

- The Aviation and Transportation Subcommittee recommended approval of the initial Pilot Program on Jan. 22, 2019, by a vote of 3-0.
- The Planning and Economic Development Subcommittee was provided with information on the initial Pilot Program on Feb. 5, 2019, and also received an update for information and discussion on June 4, 2019.
- The Aviation and Transportation Subcommittee reviewed this item on June 25, 2019.
- City Council approved the Pilot Program on June 26, 2019.
- The Transportation, Infrastructure and Innovation Subcommittee was provided with a three-month update of the Pilot Program on Jan. 7, 2020.
- The Transportation, Infrastructure and Innovation Subcommittee recommended approval of the extension on Feb. 5, 2020, by a vote of 4-0.

Location

The main boundaries of the Pilot Program are from 7th Avenue to 7th Street and from Buckeye Road to McDowell Road. The Pilot Program boundary includes an extension of the area bounded by Roosevelt Street and Grand Avenue, and a reduction of the northern boundary to Portland Street between 7th Avenue and Central Avenue.

Council Districts: 4, 7 and 8

Responsible Department

This item is submitted by Deputy City Manager Mario Paniagua and the Street Transportation Department.



Greenway/I-17 Waterline Relocation - Construction Manager at Risk Construction Services (Ordinance S-46359)

Request to authorize the City Manager, or his designee, to enter into an agreement with Achen-Gardner Construction, L.L.C. (Achen-Gardner), to provide Construction Manager at Risk (CMAR) Construction Services for the Greenway/I-17 Waterline Relocation project. Further request to authorize execution of amendments to the agreement as necessary within the Council-approved expenditure authority as provided below, and for the City Controller to disburse all funds related to this item. The fee for services will not exceed \$2,425,000.

Summary

The purpose of this project is to excavate around the existing 48-inch water transmission main located in Greenway Road and under Interstate 17 (I-17), while protecting it in place allowing for installation of storm drain improvements by the Arizona Department of Transportation contractor.

Achen-Gardner's initial services will include preparation of a Guaranteed Maximum Price (GMP) proposal for the Construction Services provided under the agreement and participating with the City in a process to establish a Small Business Enterprise (SBE) goal for the project. Achen-Gardner will be responsible for construction means and methods related to the project and fulfilling the SBE program requirements. Achen-Gardner will be required to solicit bids from prequalified subcontractors and to perform the work using the City's subcontractor selection process. Achen-Gardner may also compete to self-perform limited amounts of work.

Achen-Gardner's services include, but are not limited to: solicitation of bids for major portions of the work; preparation of a final GMP; acquisition and maintenance of required permits and licenses; construction of the selected alternative per final plans and specifications; award and management of all construction related subcontracts in compliance with project SBE goals; and maintenance of work zone safety.

Procurement Information

The selection was made using a qualifications-based selection process set forth in section 34-603 of the Arizona Revised Statutes. Scoring and selection were made in

conjunction with the CMAR Preconstruction Services selection process.

Contract Term

The term of the agreement is 365 calendar days from issuance of the Notice to Proceed. Work scope identified and incorporated into the agreement prior to the end of the term may be agreed to by the parties, and work may extend past the termination of the agreement. No additional changes may be executed after the end of the term.

Financial Impact

The agreement value for Achen-Gardner will not exceed \$2,425,000, including all subcontractor and reimbursable costs.

Funding is available in the Water Services Department's Capital Improvement Program budget. The Budget and Research Department will separately review and approve funding availability prior to execution of any amendments. Payments may be made up to agreement limits for all rendered agreement services, which may extend past the agreement termination.

Concurrence/Previous Council Action

The City Council approved:

- Preconstruction Services Agreement 149803 (Ordinance S-45655) on May 15, 2019.

Location

Greenway Road between 25th and 29th Avenues

Council Districts: 1 and 3

Responsible Department

This item is submitted by Deputy City Managers Karen Peters and Mario Paniagua, the Water Services Department, and the City Engineer.



13th Street from Van Buren Street to Moreland Street - Engineering Services - ST85100442 (Ordinance S-46360)

Request to authorize the City Manager, or his designee, to enter into an agreement with Entellus, Inc. to provide Engineering Services that include design services for the 13th Street from Van Buren Street to Moreland Street project. Further request to authorize execution of amendments to the agreement as necessary within the Council-approved expenditure authority as provided below, and for the City Controller to disburse all funds related to this item. The fee for services will not exceed \$403,000.

Additionally, request to authorize the City Manager, or his designee, to take all action deemed necessary to execute all utilities-related design and construction agreements, licenses, permits, and requests for utility services related to the development, design, and construction of the project and to include disbursement of funds. Utility services include, but are not limited to, electrical, water, sewer, natural gas, telecommunication, cable television, railroads, and other modes of transportation. This authorization excludes any transaction involving an interest in real property.

Summary

The purpose of this project is to complete street and drainage improvements to the roadway. 13th Street is classified as a local street, but does not have continuous or consistent amenities typically found in other improved local City streets.

Entellus, Inc.'s design services include, but are not limited to, updating 13th Street to current City standards for local street cross-sections. Elements of the project include paving, curb, gutters, sidewalk removal and replacements, driveway entrances, Americans with Disabilities Act ramps, street lights, alley entrances, catch basins, storm drain pipes, utility adjustments and relocations, valley gutters, decomposed granite, fire hydrant and water meter relocations, and abandonment of existing drywells following the applicable laws and regulations.

Procurement Information

The selection was made using a qualifications-based selection process set forth in section 34-603 of the Arizona Revised Statutes (A.R.S.). In accordance with A.R.S. section 34-603(H), the City may not publicly release information on proposals received

or the scoring results until an agreement is awarded. Nine firms submitted proposals and are listed below:

Selected Firm

Rank 1: Entellus, Inc.

Additional Proposers

Rank 2: Kimley-Horn and Associates, Inc.

Rank 3: T.Y. Lin International, Inc.

Rank 4: Ritoch-Powell & Associates Consulting Engineers, Inc.

Rank 5: Project Engineering Consultants, LTD.

Rank 6: Engineering and Environmental Consultants, Inc.

Rank 7: The CK Group, Inc.

Rank 8: NFRA Inc.

Rank 9: Olsson, Inc.

Contract Term

The term of the agreement is 24 months from the issuance of the Notice to Proceed. Work scope identified and incorporated into the agreement prior to the end of the term may be agreed to by the parties, and work may extend past the termination of the agreement. No additional changes may be executed after the end of the term.

Financial Impact

The agreement value for Entellus, Inc. will not exceed \$403,000, including all subconsultant and reimbursable costs.

Funding is available in the Street Transportation Department's Capital Improvement Program budget. The Budget and Research Department will separately review and approve funding availability prior to execution of any amendments. Payments may be made up to agreement limits for all rendered agreement services, which may extend past the agreement termination.

Location

13th Street from Van Buren Street to Moreland Street
Council District: 8

Responsible Department

This item is submitted by Deputy City Manager Mario Paniagua, the Street Transportation Department, and the City Engineer.



Salt River Project Land Use License with City of Phoenix for Private Residential Subdivision Development Project - Villages at Estrella (Ordinance S-46368)

Request to authorize the City Manager, or his designee, to enter into a land use license with Salt River Project (SRP) for a private residential subdivision development project, Laveen Gardens, located on the west side of 27th Avenue, north of Vineyard Road. There is no financial impact to the City of Phoenix.

Summary

The land use license is necessary to facilitate the development of the property located on the west side of 27th Avenue, north of Vineyard Road. The license will allow for the construction of right-of-way improvements including: pavement, curb, gutter, sidewalk and landscaping along 27th Avenue and will be consistent with and shall not interfere with U.S. Bureau of Reclamation fee property.

Indemnification

The SRP license agreement includes authorization pursuant to Phoenix City Code section 42-20 to indemnify, release and hold harmless SRP for: (A) acts or omissions of the City, its agents, officers, directors or employees; (B) the City's use of occupancy of the licensed property for the purposes contemplated by the license, including but not limited to claims by third parties who are invited or permitted onto the licensed property, either expressed or implied by the City or by nature of the City's improvement or other use of the licensed property pursuant to this license; and (C) the City's failure to comply with or fulfill its obligations established by the license or by laws. Per City of Phoenix Code, indemnification of another public entity requires approval from the City Council.

Contract Term

The term of the license shall be for 25 years beginning in March 1, 2020 and ending Feb. 29, 2045. The license may be renewed upon written agreement by both parties.

Financial Impact

There is no financial impact to the City of Phoenix.

Location

West side of 27th Avenue, north of Vineyard Road
Council District: 8

Responsible Department

This item is submitted by Deputy City Manager Mario Paniagua, and the Street Transportation and Planning and Development departments.



**Val Vista Transmission Main Rehabilitation 2018 - Construction Manager at Risk
Preconstruction Services - WS85500438 (Ordinance S-46369)**

Request to authorize the City Manager, or his designee, to enter into an agreement with Kiewit Infrastructure West Co. (Kiewit), to provide Construction Manager at Risk (CMAR) Preconstruction Services for the Val Vista Transmission Main Rehabilitation 2018 project. Further request to authorize execution of amendments to the agreement as necessary within the Council-approved expenditure authority as provided below, and for the City Controller to disburse all funds related to this item. The fee for services will not exceed \$175,000.

Summary

The purpose of this project is to slip-line rehabilitate approximately 9,000 linear feet of the Val Vista Transmission Main's 96-inch diameter Pre-stressed Concrete Cylinder Pipe (PCCP) and construct several access portals.

Kiewit will begin in an agency support role for CMAR Preconstruction Services. Kiewit will assume the risk of delivering the project through a Guaranteed Maximum Price agreement.

Kiewit's services include, but are not limited to: providing detailed cost estimating; project planning and scheduling; alternate systems evaluation and constructability studies; advising the City how to gain efficiencies in project delivery; studying and initiating procurement of long-lead items; and assisting with the permitting process. A Small Business Enterprise goal will be established for this project upon substantial completion of Preconstruction Services and prior to the start of construction.

Procurement Information

The selection was made using a qualifications-based selection process set forth in section 34-603 of the Arizona Revised Statutes (A.R.S.). In accordance with A.R.S. section 34-603(H), the City may not publicly release information on proposals received or the scoring results until an agreement is awarded. Three firms submitted proposals and are listed below:

Selected Firm

Rank 1: Kiewit Infrastructure West Co.

Additional Proposers

Rank 2: Achen Gardner Construction, L.L.C.

Rank 3: Blucor Contracting, Inc.

Contract Term

The term of the agreement is three years from issuance of the Notice to Proceed. Work scope identified and incorporated into the agreement prior to the end of the term may be agreed to by the parties, and work may extend past the termination of the agreement. No additional changes may be executed after the end of the term.

Financial Impact

The agreement value for Kiewit Infrastructure West Co. will not exceed \$175,000, including all subcontractor and reimbursable costs.

Funding is available in the Water Services Department's Capital Improvement Program budget. The Budget and Research Department will separately review and approve funding availability prior to execution of any amendments. Payments may be made up to agreement limits for all rendered agreement services, which may extend past the agreement termination.

Location

North Horne and Sun Circle Trail, and East Jensen Street and North Forest Street
Council District: Out of City

Responsible Department

This item is submitted by Deputy City Managers Karen Peters and Mario Paniagua, the Water Services Department, and the City Engineer.



Citywide Engineering/Consulting On-Call Services - Amendment 1, Contractor Name Change (Ordinance S-46383)

Request to authorize the City Manager, or his designee, to execute an amendment to Agreement 148818 with Structural Grace, Inc., to approve a name change to CONSOR Engineers, LLC.

Summary

The purpose of this project is for the consultant to provide support to departments citywide by providing on-call engineering and consulting services through the Citywide Engineering/Consulting On-Call Services contract. On Dec. 31, 2019, Structural Grace, Inc. formally merged into and changed its name to CONSOR Engineers, LLC.

This amendment is necessary because on Dec. 31, 2019 Structural Grace, Inc. notified the City of its name change from Structural Grace, Inc. to CONSOR Engineers, LLC.

Contract Term

The term of the agreement remains unchanged.

Financial Impact

The initial agreement remains unchanged.

Previous Council Action

The City Council approved:

- Engineering/Consulting On-Call Services Calendar Years 2019-2020 Agreement 148818 (Ordinance S-45138) on Nov. 14, 2018.

Responsible Department

This item is submitted by Deputy City Manager Mario Paniagua, the Street Transportation Department, and the City Engineer.



Modification of Stipulation Request for Ratification of Jan. 15, 2020 Planning Hearing Officer Action - Z-38-05-1

Request to authorize the City Manager, or his designee, to approve Planning Hearing Officer's recommendation without further hearing by the City Council on matters heard by the Planning Hearing Officer on Jan. 15, 2020. This ratification requires formal action only.

Summary

Application: PHO-3-19--Z-38-05-1

Existing Zoning: R1-18

Acreage: 12.65

Applicant: Duane Frandsen

Owner: Quintana Properties Arizona, Inc. and Enclave at Creekside Community Association

Representative: Duane Frandsen

Proposal:

1. Modification of Stipulation 13 regarding side entrance garages.

Concurrence

Village Planning Committee (VPC) Recommendation: The Deer Valley Village Planning Committee chose not to hear this case.

Planning Hearing Officer Recommendation: The Planning Hearing Officer heard this case on Jan. 15, 2020 and recommended approval with modification. Please see **Attachment A** for a complete list of the Planning Hearing Officer's recommended stipulations.

Location

Northwest corner of 63rd Avenue and Pinnacle Peak Road

Council District: 1

Parcel Address: N/A

Responsible Department

This item is submitted by Deputy City Manager Mario Paniagua and the Planning and Development Department.

Attachment A - Stipulations- PHO-3-19_Z-38-05-1

Location: Northwest corner of 63rd Avenue and Pinnacle Peak Road

Stipulations:

Conformance:	
1.	The development shall be in general conformance with the site plan date stamped October 3, 2014, with specific regard to no more than 10 lots as approved and/or modified by the Planning and Development Department.
2.	The development shall be in conformance with the elevation date stamped February 23, 2005, with specific regard to the number of materials on the façade, window features in the garage doors, and variety in roofline, as approved and/or modified by the Planning and Development Department.
Right-of-way:	
3.	The applicant shall file for and process an abandonment of excess right-of-way on Creedance Boulevard, as may be modified by the Planning and Development Department.
4.	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. The applicant shall work with the Planning and Development Department to develop rural street standards for the development.
Notification:	
5.	That p Prior to final site plan approval, the property owner shall record documents that disclose to the purchasers of property within the development(s) the existence and operational characteristics of horse properties in the area. The form and content of such documents shall be reviewed and approved by the City Attorney.
6.	That d Development shall be limited to one story.
7.	That a All single-family homes within this development shall have tile roofs.
8.	That a All the single-family homes within this development shall have a minimum home area of 3,500 square feet.
9.	The subdivision lighting shall be minimized, preferring none, to the extent feasible, as approved by the Planning and Development Department.
10.	The Planning and Development Department shall attempt to minimize disturbance to the existing wash corridor, as is reasonably possible.
11.	That t The applicant shall file and pursue an abandonment of the 63rd Avenue alignment north of Pinnacle Peak Road (if already dedicated) along the east side of the property.

12.	All homes within the development shall use colors that are muted and blend with the surrounding desert environment, as approved by the Planning and Development Department.
13.	That all lots shall have side entry ATTACHED garages SHALL BE SIDE ENTRY, REAR ENTRY, OR BE SET BACK A MINIMUM OF 10 FEET FROM ANY LIVING AREA, COVERED PORCH, OR ARCHITECTURAL STRUCTURE (E.G. ARCH, OR PORTE COCHERE), AS APPROVED BY THE PLANNING AND DEVELOPMENT DEPARTMENT.
14.	There shall be no curbs along Pinnacle Peak Road except for the entry way.
15.	There shall be one lot accessing Soft Wind Drive and the remaining lots accessing Pinnacle Peak Roads.
16.	There shall be ground mounted air conditioning units.
17.	There shall be no building above the 15% slope line.



Modification of Stipulation Request for Ratification of Jan. 15, 2020 Planning Hearing Officer Action - Z-69-01-2

Request to authorize the City Manager, or his designee, to approve Planning Hearing Officer's recommendation without further hearing by the City Council on matters heard by the Planning Hearing Officer on Jan. 15, 2020. This ratification requires formal action only.

Summary

Application: PHO-2-19--Z-69-01-2

Existing Zoning: C-1

Acreage: 3.41

Applicant: Cardell Andrews, Olsson

Owner: Andrew Smith, QuikTrip Corporation

Representative: Cardell Andrews, Olsson

Proposal:

1. Modification of Stipulation 1 regarding general conformance to the site plan dated July 1, 2001.
2. Modification of Stipulation 2 regarding general conformance to the elevation plan dated April 12, 2001.
3. Deletion of Stipulation 3 regarding cross access easements along the north and west property lines.
4. Modification of Stipulation 4 regarding architectural theme.
5. Modification of Stipulation 5 regarding a comprehensive sign package.
6. Deletion of Stipulation 8 regarding right-of-way for the north half of Deer Valley Drive.
7. Deletion of Stipulation 9 regarding right-of-way for the west half of Cave Creek Road.
8. Deletion of Stipulation 10 regarding a bus bay on Deer Valley Drive.
9. Deletion of Stipulation 11 regarding street construction.
10. Deletion of Stipulation 12 regarding the MAG Developer Project Information Form.
11. Deletion of Stipulation 13 regarding canopy illumination.
12. Deletion of Stipulation 14 regarding a horizontal relief in the canopy.

- 13. Deletion of Stipulation 15 regarding recessed lighting on the canopy.
- 14. Deletion of Stipulation 16 regarding columns under the canopy.
- 15. Deletion of Stipulation 17 regarding conceptual site plan for the single-family development.
- 16. Deletion of Stipulation 18 regarding the removal of 10 parking spaces.
- 17. Technical correction to Stipulation 6.

Concurrence

Village Planning Committee (VPC) Recommendation: The Desert View Village Planning Committee opted not to hear this case.

Planning Hearing Officer Recommendation: The Planning Hearing Officer heard this case on Jan. 15, 2020, and recommended denial as filed and approval with modifications. Please see **Attachment A** for a complete list of the Planning Hearing Officer's recommended stipulations.

Location

Northwest corner of Cave Creek Road and Deer Valley Road

Council District: 2

Parcel Address: 22202 N. Cave Creek Road

Responsible Department

This item is submitted by Deputy City Manager Mario Paniagua and the Planning and Development Department.

Attachment A - Stipulations- PHO-2-19_Z-69-01-2

Location: Northwest corner of Cave Creek Road and Deer Valley Road

Stipulations:

1.	That THE development shall be in general conformance WITH to the site plan DATE STAMPED NOVEMBER 27, 2019 dated July 10, 2001, with regard to building location, setbacks, and landscaping as may be modified by the FOLLOWING STIPULATIONS AND APPROVED BY THE PLANNING AND Development Services Department (DSD).
2.	That THE development shall be in general conformance WITH to the elevationS plan dated April 12, 2001, with specific emphasis on the use of block support columns and recessed lighting. DATE STAMPED NOVEMBER 27, 2019, AS MODIFIED BY THE FOLLOWING STIPULATIONS AND APPROVED BY THE PLANNING AND DEVELOPMENT DEPARTMENT.
3.	That cross access easements shall be provided along the north and west property line in the event that adjacent property is developed as non-residential use. The cost of extending the driveways shall be at the expense of the adjacent development.
4.	That The entire site shall be developed with A similar architectural theme. The theme should assure the building/ canopy colors, elevations, exterior materials, landscaping, AND lighting and signage convey a sense of continuity throughout the development, as approved by THE PLANNING AND DEVELOPMENT DEPARTMENT DSD .
5.	That a comprehensive sign package shall be developed for the site, as approved by THE PLANNING AND DEVELOPMENT DEPARTMENT DSD . That aAny ground sign shall be monument style. That a A 10-foot monument sign with a total height not to exceed 10 feet is allowed in the Cave Creek Road Scenic Corridor to be located at the EXISTING DRIVE CUT. drive cut to the Quik Trip station, and that Quik Trip will provide an additional 25 percent of desert landscaping which will be in keeping with the distinctive style and look of the Scenic Corridor. That the sign's price panel shall be a dark color that is internally illuminated and designed using appropriate cut faced stone veneer on the support structure.
Landscape/Screening	
6.	That The seventy-five foot landscape setback shall be landscaped with plants from Lists A, B and/or C from the "Area C and D Zoning Guidelines Manual Draft" dated September 1995 and shall be designated as a scenic landscape easement and not used for retention. Accent walls and only low scale directional signage may be allowed within the setback if determined appropriate by THE PLANNING AND DEVELOPMENT DEPARTMENT DSD .
7.	That The entire site SHALL be landscaped with desert plant material to complement the scenic corridor.

Streets	
8.	Right-of-way totaling 65 feet shall be dedicated for the north half of Deer Valley ROAD Drive.
9.	Right-of-way totaling 65 feet shall be dedicated for the west half of Cave Creek Road.
10.	Sufficient right-of-way shall be dedicated to accommodate a far-side busbay (Detail P-1256) on Deer Valley ROAD Drive at Cave Creek Road.
11.	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 City. All improvements shall comply with all ADA accessibility standards.
12.	The applicant shall complete and submit the Developer Project Information Form for the MAG Transportation Improvement Program of the Street Transportation Department. This form is a requirement of the EPA to meet clean air quality requirements.
13.	That the red accent band on the canopy not be illuminated.
14.	That a minimum 5-foot horizontal relief be incorporated into the canopy as part of the architectural element.
15.	That recessed lighting on the underside of the canopy be flush with the canopy.
16.	That the split face columns run from ground to the underside of canopy.
17.	That the applicant provide a conceptual site plan for DSD review for the remaining portion of the site. The conceptual site plan shall be for single-family development.
18.	That the 10 parking spaces identified on the site plan dated July 10, 2001, shall be removed upon development of the adjacent parcel to the north. If the area is not developed within 24 months or the use is not one that would share an entrance, that those spaces be eliminated and replaced with landscaping.



Final Plat - Forest Pleasant Estates - 180122 - North of Lone Mountain Road and West of 43rd Street

Plat: 180122
Project: 17-3250
Name of Plat: Forest Pleasant Estates
Owner(s): Eco Vista Lone Mountain, LLC
Engineer(s): R.B. Williams & Associates, Inc.
Request: A 16 Lot Residential Plat
Reviewed by Staff: Jan. 17, 2020
Final Plat requires Formal Action Only

Summary

Staff requests that the above plat be approved by the City Council and certified by the City Clerk. Recording of the plat dedicates the streets and easements as shown to the public.

Location

Generally located north of Lone Mountain Road and west of 43rd Street.
Council District: 2

Responsible Department

This item is submitted by Deputy City Manager Mario Paniagua and the Planning and Development Department.



Final Plat - Avilla Canyon - 190032 - 27777 N. Black Canyon Highway

Plat: 190032
Project: 18-1828
Name of Plat: Avilla Canyon
Owner(s): NexMetro Canyon, LLC
Engineer(s): Terrascope Consulting
Request: A 1 Lot Commercial Plat
Reviewed by Staff: Jan. 27, 2020
Final Plat requires Formal Action Only

Summary

Staff requests that the above plat be approved by the City Council and certified by the City Clerk. Recording of the plat dedicates the streets and easements as shown to the public. This plat needs to record concurrently with Abandonment V190061A.

Location

27777 N. Black Canyon Highway
Council District: 2

Responsible Department

This item is submitted by Deputy City Manager Mario Paniagua and the Planning and Development Department.



Final Plat - Moli Gardens II - 190065 - Southwest Corner of 12th Street and Indian School Road

Plat: 190065

Project: 18-2819

Name of Plat: Moli Gardens II

Owner(s): Moli Gardens II, LLC

Engineer(s): Superior Surveying Services, Inc.

Request: A 7 Lot Residential and 1 Lot Commercial Plat

Reviewed by Staff: Jan. 27, 2020

Final Plat requires Formal Action Only

Summary

Staff requests that the above plat be approved by the City Council and certified by the City Clerk. Recording of the plat dedicates the streets and easements as shown to the public.

Location

Generally located at the southwest corner of 12th Street and Indian School Road.

Council District: 4

Responsible Department

This item is submitted by Deputy City Manager Mario Paniagua and the Planning and Development Department.



Final Plat - NEC Northern Avenue & 35th Avenue - 190059 - North of Northern Avenue and East of 35th Avenue

Plat: 190059

Project: 99-4678

Name of Plat: NEC Northern Avenue & 35th Avenue

Owner(s): Simoncre Robert III, LLC

Engineer(s): Superior Surveying Services, Inc.

Request: A 4 Lot Commercial Subdivision Plat

Reviewed by Staff: Jan. 17, 2020

Final Plat requires Formal Action Only

Summary

Staff requests that the above plat be approved by the City Council and certified by the City Clerk. Recording of the plat dedicates the streets and easements as shown to the public.

Location

Generally located north of Northern Avenue and east of 35th Avenue.

Council District: 5

Responsible Department

This item is submitted by Deputy City Manager Mario Paniagua and the Planning and Development Department.



Final Plat - Towns on 28th South - 190109 - West of 28th Street and South of Glenrosa Avenue

Plat: 190109
Project: 19-1792
Name of Plat: Towns on 28th South
Owner(s): Towns on 28th, LP
Engineer(s): Richard Waage, RLS
Request: A 7 Lot Residential Plat
Reviewed by Staff: Jan. 27, 2020
Final Plat requires Formal Action Only

Summary

Staff requests that the above plat be approved by the City Council and certified by the City Clerk. Recording of the plat dedicates the streets and easements as shown to the public.

Location

Generally located west of 28th Street and south of Glenrosa Avenue.
Council District: 6

Responsible Department

This item is submitted by Deputy City Manager Mario Paniagua and the Planning and Development Department.



Final Plat - Avilla Magnolia - 190058 - East of 75th Avenue and North of Lower Buckeye Road

Plat: 190058
Project: 18-2601
Name of Plat: Avilla Magnolia
Owner(s): Nexmetro Magnolia, LLC
Engineer(s): Terrascope Consulting, LLC
Request: A 1 Lot Commercial Plat
Reviewed by Staff: Jan. 23, 2020
Final Plat requires Formal Action Only

Summary

Staff requests that the above plat be approved by the City Council and certified by the City Clerk. Recording of the plat dedicates the streets and easements as shown to the public. This plat needs to record concurrently with Abandonment V190052A.

Location

Generally located east of 75th Avenue and north of Lower Buckeye Road.
Council District: 7

Responsible Department

This item is submitted by Deputy City Manager Mario Paniagua and the Planning and Development Department.



Final Plat - 2204 W. Fillmore Street - 190089 - Northeast Corner of I-17 and Fillmore Street

Plat: 190089
Project: 07-3718
Name of Plat: 2204 W. Fillmore Street
Owner(s): JSJ Ventura Development, LLC
Engineer(s): Strategic Surveyor, LLC
Request: A 3 Lot Commercial Plat
Reviewed by Staff: Jan. 27, 2020
Final Plat requires Formal Action Only

Summary

Staff requests that the above plat be approved by the City Council and certified by the City Clerk. Recording of the plat dedicates the streets and easements as shown to the public.

Location

Generally located at the northeast corner of I-17 and Fillmore Street.
Council District: 7

Responsible Department

This item is submitted by Deputy City Manager Mario Paniagua and the Planning and Development Department.



Final Plat - Carver Mountain South - 170112 - Northwest Corner of 37th Avenue and Carter Road

Plat: 170112
Project: 05-414
Name of Plat: Carver Mountain South
Owner(s): S Phoenix 96, LLC
Engineer(s): HilgartWilson, LLC
Request: A 120 Lot Residential Plat
Reviewed by Staff: Jan. 15, 2020
Final Plat requires Formal Action Only

Summary

Staff requests that the above plat be approved by the City Council and certified by the City Clerk. Recording of the plat dedicates the streets and easements as shown to the public.

Location

Generally located at the northwest corner of 37th Avenue and Carter Road.
Council District: 8

Responsible Department

This item is submitted by Deputy City Manager Mario Paniagua and the Planning and Development Department.



Final Plat - SWC 24th Street and Southern Avenue - 190084 - Southwest Corner of 24th Street and Southern Avenue

Plat: 190084

Project: 19-503

Name of Plat: SWC 24th Street and Southern Avenue

Owner(s): B & D Real Estate, LLC

Engineer(s): AW Land Surveying, LLC

Request: A 1 Lot Commercial Plat

Reviewed by Staff: Jan. 17, 2020

Final Plat requires Formal Action Only

Summary

Staff requests that the above plat be approved by the City Council and certified by the City Clerk. Recording of the plat dedicates the streets and easements as shown to the public.

Location

Generally located at the southwest corner of 24th Street and Southern Avenue.

Council District: 8

Responsible Department

This item is submitted by Deputy City Manager Mario Paniagua and the Planning and Development Department.



Abandonment of Easement - V190061A - 27701 and 27777 N. Black Canyon Highway (Resolution 21810)

Abandonment: V190061A

Project: 18-1828

Applicant: Brian Rosenbaum; NexMetro Canyon LLC.

Request: To abandon a portion of 35 - foot sewer easement, as described in document number 2008-0636063, Maricopa County Records, over the certain parcel of land described as parcel 1 and parcel 2, described in document number 19-0069682.

Date of Decision: Oct. 15, 2019

Summary

The resolution of the abandonment and the commercial plat for Final Plat "Avilla Canyon," Plat 190032 are to be recorded together with the Maricopa County recorder on the same day, at the same time. The plat will dedicate a revised sewer easement which replaces the abandoned easement. The sequence of recording to be followed is that the resolution is recorded first, then the plat is recorded second.

Location

27701 and 27777 N. Black Canyon Highway

Council District: 2

Financial Impact

Pursuant to Phoenix City Code Art. 5, Sec. 31-64 (e) as the City acknowledges the public benefit received by the generation of additional revenue from the private tax rolls and by the elimination of third-party general liability claims against the city, maintenance expenses, and undesirable traffic patterns, also replatting of the area with alternate roadways and new development as sufficient and appropriate consideration in this matter.

Responsible Department

This item is submitted by Deputy City Manager Mario Paniagua and the Planning and Development Department.



Abandonment of Right-of-Way - V190052A - Northwest Corner of 75th Avenue and Lower Buckeye Road (Resolution 21809)

Abandonment: V190052A

Project: 18-2601

Applicant: Brian Rosenbaum; Nexmetro Magnolia, LLC.

Request: To abandon sidewalk easements, dedicated over Lots 4, 7 and 8, per Subdivision Plat "Estrella Village Center"; Book 847 Page 26.

Date of Hearing: Aug. 29, 2019

Summary

The resolution of the abandonment and the commercial plat for Final Plat for "Avilla Magnolia," Plat 190058, are to be recorded together with the Maricopa County recorder on the same day and at the same time. The sequence of recording to be followed is that the resolution is recorded first, then the plat is recorded second.

Location

Norwest corner of 75th Avenue and Lower Buckeye Road

Council District: 7

Financial Impact

Pursuant to Phoenix City Code Art. 5, Sec. 31-64 (e) as the City acknowledges the public benefit received by the generation of additional revenue from the private tax rolls and by the elimination of third-party general liability claims against the city, maintenance expenses, and undesirable traffic patterns, also replatting of the area with alternate roadways and new development as sufficient and appropriate consideration in this matter.

Responsible Department

This item is submitted by Deputy City Manager Mario Paniagua and the Planning and Development Department.



**Remove/Replace Zoning District - 109th Avenue and Indian School Road
Annexation 497 - 4106 N. 109th Ave. (Ordinance G-6675)**

Request to authorize the City Manager, or his designee, to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by removing the Maricopa County R-2 zoning district and replacing it with the City of Phoenix R-2 zoning district on property at the location described below, which was annexed into the City of Phoenix on Jan. 8, 2020 by Ordinance S-46300.

Location

Approximately 0.0483 acre property located at 4106 N. 109th Ave.
Council District: 5

Responsible Department

This item is submitted by Deputy City Manager Mario Paniagua and the Planning and Development Department.

ATTACHMENT A

**THIS IS A DRAFT COPY ONLY AND IS NOT AN OFFICIAL COPY OF THE FINAL,
ADOPTED ORDINANCE**

ORDINANCE G-

AN ORDINANCE AMENDING THE CODE OF THE CITY OF PHOENIX, ARIZONA, PART II, CHAPTER 41, THE ZONING ORDINANCE OF THE CITY OF PHOENIX, BY AMENDING SECTION 601, THE ZONING MAP OF THE CITY OF PHOENIX, BY CHANGING THE ZONING DISTRICT CLASSIFICATION FOR THE ANNEXED PARCEL DESCRIBED HEREIN (109TH AVENUE AND INDIAN SCHOOL ROAD ANNEXATION NO. 497) FROM COUNTY R-2 TO CITY'S R-2 (MULTIFAMILY RESIDENCE DISTRICT).

WHEREAS, on January 8, 2020, via Ordinance S-46300, the City of Phoenix annexed an approximately 0.0483 acre property located at 4106 N. 109th Avenue, in a portion of Section 19, Township 2 North, Range 1 East, as described more specifically in Attachment "A" and incorporated herein by this reference; and,

WHEREAS, as required by A.R.S. § 9-471.L, the city of Phoenix is required to adopt zoning districts on the subject parcel to permit uses and densities no greater than those allowed by the prior County zoning district; and,

WHEREAS, immediately prior to annexation the zoning applicable to this territory was Maricopa County's R-2 zoning district; and

WHEREAS, the City's R-2 (Multifamily Residence District) zoning district is equivalent to Maricopa County's R-2 zoning district;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PHOENIX, as follows:

SECTION 1. The approximately 0.0483 acre property located at 4106 N. 109th Avenue, in a portion of Section 19, Township 2 North, Range 1 East of the Gila and Salt River Base and Meridian of Maricopa County, Arizona, which is described in Exhibit A and depicted in Exhibit B has been annexed to the City of Phoenix, and the present corporate limits of the City have been extended and increased to include such property.

SECTION 2. Pursuant to A.R.S. §9-471(L), the property depicted in Exhibit B is hereby removed from Maricopa County's R-2 zoning district and placed into the R-2 (Multifamily Residence District) zoning district. This zoning designation shall take effect thirty days after this Ordinance is adopted, without further action by the City Council, and

SECTION 3. The City Clerk shall cause a copy of this Ordinance, together with Exhibits A and B to be filed and recorded in the Records of the Office of the Maricopa County Recorder, and

SECTION 4. The Planning and Development Director is instructed to modify The Zoning Map of the City of Phoenix to reflect this use district classification change as shown in Attachment "B".

SECTION 5. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by the

decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions hereof.

PASSED by the Council of the City of Phoenix this 19th day of February, 2020.

MAYOR

ATTEST:

City Clerk

APPROVED AS TO FORM:

City Attorney

REVIEWED BY:

City Manager

Attachments:

- A – Legal Description (1 Page)
- B – Ordinance Location Map (1 Page)

109TH AVENUE AND INDIAN SCHOOL ROAD ANNEXATION
Legal Description
Appendix A

That part of the Southwest quarter of the Southeast quarter of Section 19, Township 2 North, Range 1 East, G&SRB&M, Maricopa County, Arizona, immediately South of and abutting the area annexed to the City of Phoenix, Arizona, by its Ordinance No. G-1598, which was recorded in the office of the County Recorder of Maricopa County, Arizona in Docket 11778, page 1136 et seq., and described as follows:

That part of Lot 100, GATEWAY CROSSING II, according to the plat of record in the office of the County Recorder of Maricopa County, Arizona, in Book 404 of Maps at page 7, lying South of the North line of the South 95.00 feet of said Section 19.

I

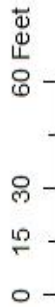
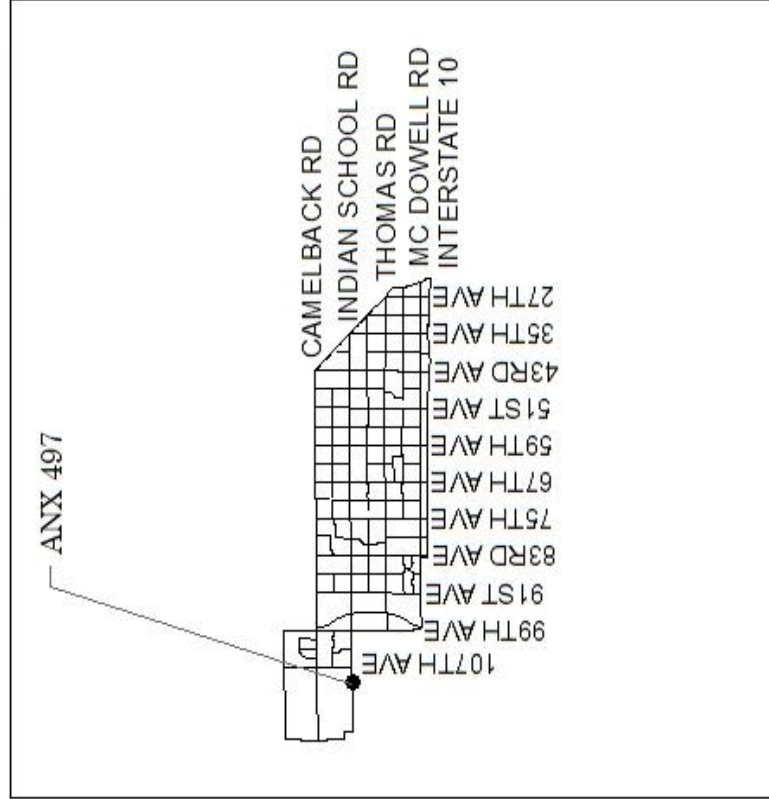
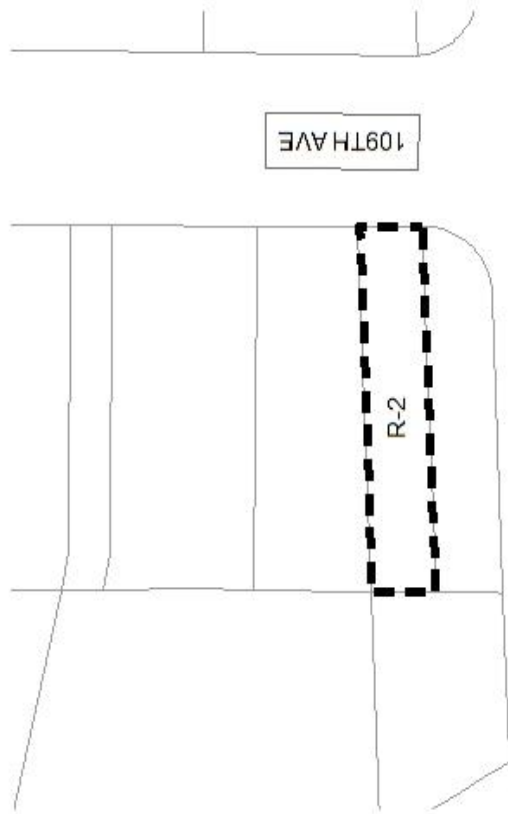
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EXHIBIT B

ORDINANCE LOCATION MAP

Zoning Case Number: ANX 497
Zoning Overlay: N/A
Planning Village: Maryvale

ZONING SUBJECT TO STIPULATIONS: *
SUBJECT AREA: ■ ■ ■ ■ ■



NOT TO SCALE



Drawn Date: 1/24/2020



Amend City Code - Ordinance Adoption - Rezoning Application Z-55-19-2 - Northeast Corner of the 29th Avenue Alignment and the Bronco Butte Trail Alignment (Ordinance G-6678)

Request to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-55-19-2 and rezone the site from PCD NBCOD (Approved C-2/CP M-R PCD NBCOD) to CP/GCP M-R NBCOD for manufacturing, research/development, and warehousing.

Summary

Current Zoning: PCD NBCOD (Approved C-2/CP M-R PCD NBCOD)

Proposed Zoning: CP/GCP M-R NBCOD

Acreage: 59.78 acres

Proposal: Planned Community District removal to allow manufacturing, research/development, and warehousing.

Owner: Britmet Ventures, LLC and Metropolitan Land

Applicant: City of Phoenix Planning Commission

Representative: Alan Beaudoin, Norris Design

Staff Recommendation: Approval, subject to stipulations.

VPC Action: The North Gateway Village Planning Committee heard this case on Jan. 9, 2020, and recommended approval per the staff recommendation by a 6-0 vote.

PC Action: The Planning Commission heard this case on Feb. 6, 2020, and recommended approval, per the North Gateway Village Planning Committee recommendation with an additional stipulation, by a 8-0 vote.

Location

Northeast corner of the 29th Avenue alignment and the Bronco Butte Trail alignment

Council District: 2

Parcel Addresses: N/A

Responsible Department

This item is submitted by Deputy City Manager Mario Paniagua and the Planning and Development Department.

ATTACHMENT A

**THIS IS A DRAFT COPY ONLY AND IS NOT AN OFFICIAL COPY OF THE FINAL,
ADOPTED ORDINANCE**

ORDINANCE G-

AN ORDINANCE AMENDING THE ZONING DISTRICT MAP ADOPTED PURSUANT TO SECTION 601 OF THE CITY OF PHOENIX ORDINANCE BY CHANGING THE ZONING DISTRICT CLASSIFICATION FOR THE PARCEL DESCRIBED HEREIN (Z-55-19-2) FROM PCD NBCOD, APPROVED C-2/CP M-R PCD NBCOD (PLANNED COMMUNITY DISTRICT, NORTH BLACK CANYON OVERLAY DISTRICT, APPROVED INTERMEDIATE COMMERCIAL DISTRICT OR COMMERCE PARK DISTRICT, MID-RISE DISTRICT, PLANNED COMMUNITY DISTRICT, NORTH BLACK CANYON OVERLAY DISTRICT) TO CP/GCP M-R NBCOD (COMMERCE PARK DISTRICT, GENERAL COMMERCE PARK OPTION, MID-RISE DISTRICT, NORTH BLACK CANYON OVERLAY DISTRICT).

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PHOENIX, as follows:

SECTION 1. The zoning of a 59.78-acre property located at the northeast corner of the 29th Avenue alignment and the Bronco Butte Trail alignment, in Section 14, Township 5 North, Range 2 East, as described more specifically in Exhibit "A", is hereby changed from "PCD NBCOD, Approved C-2/CP M-R PCD NBCOD" (Planned Community District, North Black Canyon Overlay District, Approved Intermediate Commercial District or Commerce Park District, Mid-Rise District, Planned Community District, North Black Canyon Overlay District) to "CP/GCP M-R NBCOD" (Commerce Park District, General Commerce Park Option, Mid-Rise District, North Black Canyon

Overlay District) to allow PCD removal for manufacturing, research/development, and warehousing uses.

SECTION 2. The Planning and Development Director is instructed to modify the Zoning Map of the City of Phoenix to reflect this use district classification change as shown in Exhibit "B".

SECTION 3. Due to the site's specific physical conditions and the use district applied for by the applicant, this rezoning is subject to the following stipulations, violation of which shall be treated in the same manner as a violation of the City of Phoenix Zoning Ordinance:

1. All site plans and elevations shall be reviewed and approved by the Planning Hearing Officer through the public hearing process prior to preliminary site plan approval for conceptual review of the applicable provisions of the goals and policies of the North Gateway Village Core Plan, which shall include:
 - a. Promoting the overall pedestrian circulation within the North Gateway Core through wide sidewalks, detached sidewalks and overall connectivity.
 - b. Ensure all building facades contain architectural embellishments and detailing such as textural changes, pilasters, offsets, recesses, window fenestration, shadow boxes and overhead/canopies at least every 50 feet.
 - c. Ensure all paint colors and building materials are in compliance with the North Black Canyon Overlay District with specific regard to colors being muted and blend with, rather than contrast strongly, with the surrounding desert environment.
 - d. Ensure parking lots are broken into multiple smaller parking areas.
 - e. Incorporation of natural drainage features.
2. Maximum building height shall be limited to 60 feet. If the following occurs, prior to preliminary site plan approval, the maximum building height permitted shall be a maximum of 120 feet.
 - a. A water report is submitted to and approved by the Water Services Department which demonstrates that sufficient water capacity exists or is being provided by the developer of this parcel;
 - b. A wastewater report is submitted to and approved by the Water Services

Department which demonstrates that sufficient wastewater capacity exists or is being provided by the developer of this parcel;

- c. A traffic study is submitted to and approved by the Street Transportation Department which demonstrates that street improvements (existing and/or proposed) are sufficient to serve the site; and
 - d. A multi-modal (pedestrians, bicyclists, motorists, etc.) circulation plan is submitted and approved by the Street Transportation and Planning and Development departments that illustrates how the project and its corresponding infrastructure improvements will facilitate multi-modal connectivity within the site and to the site's surrounding streets and amenities as envisioned in the North Gateway Village Core Plan.
3. All sidewalks adjacent to streets shall be detached per the adopted Street Classification Map cross-section or with a minimum 8-foot wide continuous landscape area located between the sidewalk and back of curb; and shall include minimum 3-inch caliper, large canopy single-trunk shade trees (limbed-up a minimum of 10 feet clear from finished grade), planted 25 feet on center or in equivalent groupings; and minimum 5-gallon shrubs with a maximum mature height of 2 feet providing 75 percent live cover, as approved by the Planning and Development Department.
 4. A minimum of 50 percent of the pedestrian pathways shall be shaded by a structure, landscaping or a combination of the two, as approved by the Planning and Development Department.
 5. All pedestrian pathways, including those that intersect vehicular traffic lanes, shall be constructed with decorative pavers, stamped or colored concrete, or another material other than those used to pave the parking surfaces and drive aisles, as approved by the Planning and Development Department.
 6. If a drive-through restaurant is developed, pick-up windows shall be architecturally integrated in proportion, color, material and texture to the building it serves by providing awnings or architecturally integrated structures for weather protection, as approved by the Planning and Development Department.
 7. If a drive-through restaurant is developed, a minimum of 250 square feet of outdoor seating areas shall be provided, as approved by the Planning and Development Department.
 8. A minimum of two inverted-U bicycle racks (four spaces) shall be provided for each building on site, located near building entries, and installed per the requirements of Section 1307.H. of the Phoenix Zoning Ordinance, as approved by the Planning and Development Department.
 9. All surface retention areas shall be natural and organic in shape, as approved by the Planning and Development Department.

10. The glazing on all building windows shall have a maximum reflectivity of 20 percent, as approved by the Planning and Development Department.
11. All service areas must be screened to conceal trash containers, recycling containers, loading docks, transformers, backflow preventers and other mechanical and or electrical equipment from eye level adjacent to all public streets and private drives, as approved by the Planning and Development Department.
12. 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.
13. The developer shall dedicate a minimum of 40 feet for public right-of-way along the full western limit of the site for 29th Avenue. Additional right-of-way for intersection or auxiliary turn lanes may be required as indicated in the approved Traffic Impact Study or through the North Gateway Core Study being conducted by the Street Transportation Department at the time of this zoning action. The determination of final right-of-way required will be made by the Street Transportation Department.
14. The developer shall construct half-street improvements for 29th Avenue inclusive of a minimum 25 feet of paving, curb, gutter, detached sidewalk and streetlighting for the full frontage of the property, as modified and approved by the Street Transportation Department.
15. The developer shall dedicate a minimum of 30 feet for public right-of-way and a minimum 10 feet for a sidewalk easement along the full southern limit of the site for Bronco Butte Trail. Additional right-of-way for intersection or auxiliary turn lanes may be required as indicated in the approved Traffic Impact Study or through the North Gateway Core Study being conducted by the Street Transportation Department at time of this zoning action. The determination of final right-of-way required will be made by the Street Transportation Department.
16. The developer shall construct half-street improvements for Bronco Butte Trail inclusive of a minimum 25 feet of paving, curb, gutter, detached sidewalk and streetlighting for the full frontage of the property.
17. The developer shall dedicate the full width right-of-way for the Village Core Northern Collector street along the entirety of the northern zoning boundary. The full width of right-of-way required is 60 feet adjoined on each side by a minimum 10-foot sidewalk easement. Full width right-of-way and alignment may be modified by the Street Transportation Department.
18. The developer shall construct the full width roadway section of the Village Core Northern Collector street along the entirety of the northern zoning boundary. The minimum full width roadway section is 50 feet of paving, curb, gutter, and detached sidewalk for the full frontage of the property. Full width improvements may be

modified by the Street Transportation Department.

19. The developer shall be responsible for the obtaining and constructing all connecting off-site roadway right-of-way and infrastructure for the 29th Avenue alignment between Dove Valley Road and Sonoran Desert Drive necessary to facilitate the development of the expanded employment campus, as determined by the submitted Traffic Impact Study and as approved by the Street Transportation Department.
20. The developer shall be responsible for a proportional share of the funding and/or construction of any traffic control improvements for the intersection of the Village Core Northern Collector and North Valley Parkway, as per the approved Traffic Impact Study and as approved by the Street Transportation Department.
21. All publicly dedicated roadways shall be designed as dry crossings per City standards for a minimum 100-year storm event. Drainage easement shall be dedicated to accommodate drainage structures and maintenance access ramps as approved by the Street Transportation Department.
22. The developer shall be responsible for proportional funding contributions towards traffic signals at 29th Avenue and Dove Valley Road and 29th Avenue and Sonoran Desert Drive. The funding contribution will be determined through an assessment of proportional traffic impact, as per the Traffic Impact Study and as approved by the Street Transportation Department.
23. The developer shall be responsible for a proportional share of the funding and/or construction of any traffic control improvements for the intersection of 29th Avenue and Bronco Butte Trail, as per the approved Traffic Impact Study and as approved by the Street Transportation Department.
24. All publicly dedicated roadways shall be designed as dry crossings per City standards for a minimum 100-year storm event, as approved by the Street Transportation Department.
25. A Developer Project Information Form for the MAG Transportation Improvement Program shall be completed and submitted to the Street Transportation Department prior to preliminary site plan approval, as approved by the Planning and Development Department.
26. 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.
27. Prior to preliminary site plan approval, the landowner shall execute a Proposition 207 waiver of claims form. The waiver shall be recorded with the Maricopa County Recorder's Office and delivered to the City to be included in the rezoning

application file for record.

SECTION 4. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions hereof.

PASSED by the Council of the City of Phoenix this 19th day of February, 2020.

MAYOR

ATTEST:

City Clerk

APPROVED AS TO FORM:

City Attorney

REVIEWED BY:

City Manager

Exhibits:

A – Legal Description (1 Page)

B – Ordinance Location Map (1 Page)

EXHIBIT A

LEGAL DESCRIPTION – Z-55-19-2

The Southeast Quarter of the Northeast Quarter and the South Half of the Northeast Quarter of the Northeast Quarter of Section 14, Township 5 North, Range 2 East of the Gila and Salt River Meridian, Maricopa County, Arizona, further described as follows:

BEGINNING at a found 3 inch Maricopa County, brass cap flush accepted as the East Quarter corner of said Section 14, from which a found 3 inch City of Phoenix brass cap in hand hole accepted as the Northeast corner thereof bears North $00^{\circ}21'42''$ West, 2649.49 feet;

Thence along the south line of said Northeast Quarter, South $89^{\circ}32'54''$ West, 1319.67 feet to the Southwest corner of the East Half of said Northeast Quarter;
Thence along the west line of the East Half of said Northeast Quarter, North $00^{\circ}21'55''$ West, 1985.11 feet to the north line of the South Half of the Northeast Quarter of said Northeast Quarter;

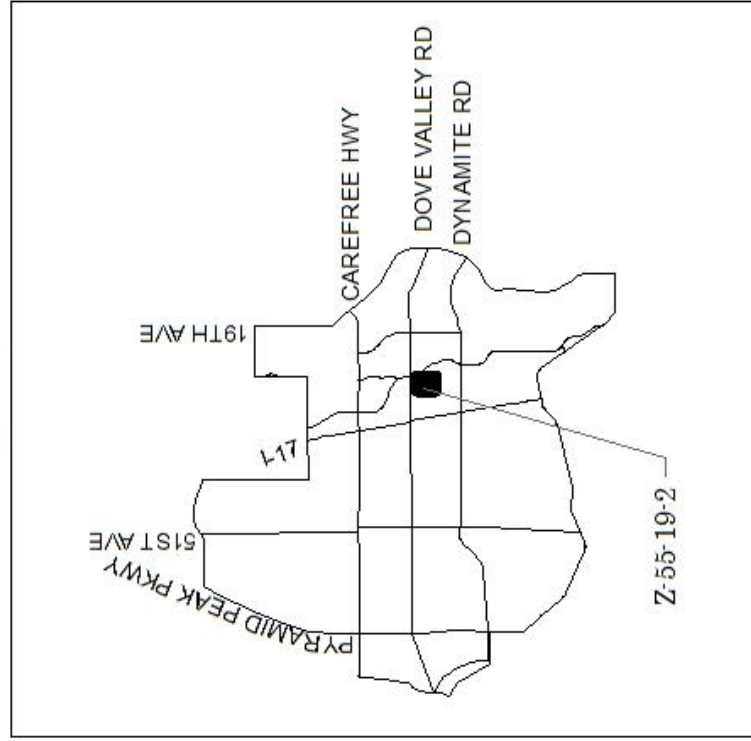
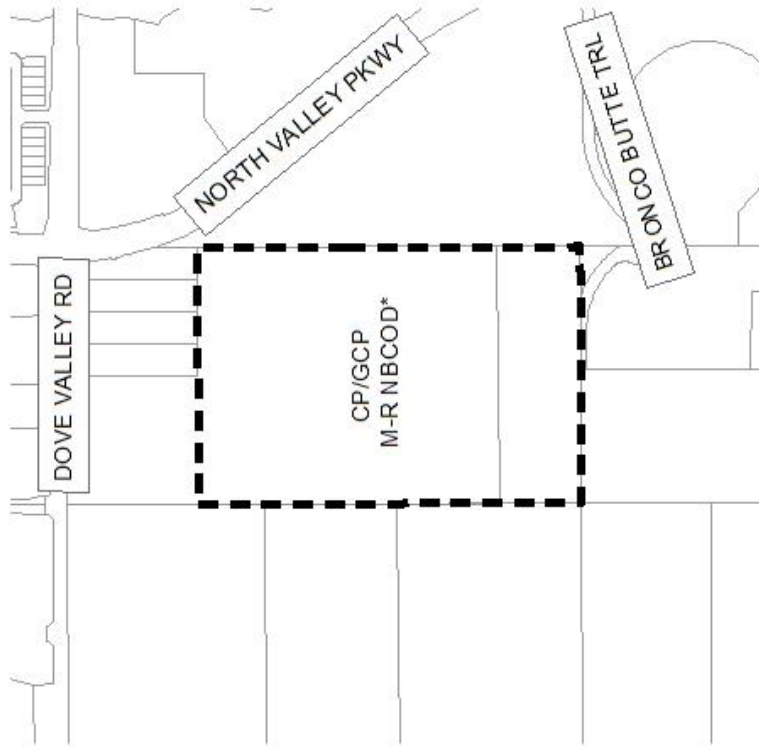
Thence along said north line, North $89^{\circ}27'39''$ East, 1319.79 feet to the Northeast corner of the South Half of the Northeast Quarter of said Northeast Quarter;
Thence along the east line of said Northeast Quarter, South $00^{\circ}21'42''$ East, 1987.12 feet to the POINT OF BEGINNING.

EXHIBIT B

ORDINANCE LOCATION MAP

Zoning Case Number: Z-55-19-2
Zoning Overlay: North Black Canyon Corridor Plan
Planning Village: North Gateway

ZONING SUBJECT TO STIPULATIONS: *
SUBJECT AREA: - - - - -



NOT TO SCALE



Drawn Date: 1/17/2020

\\one\p\od\Share\Department Share\Information Systems\PLGIS\IS_Team\Core_Functions\Zoning\SuppMaps\2020_Ord\2-19-20\Z-55-19-2.mxd



Amend City Code - Ordinance Adoption - Rezoning Application Z-56-19-2 - Southeast Corner of the 29th Avenue Alignment and Dove Valley Road (Ordinance G-6679)

Request to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-56-19-2 and rezone the site from PCD NBCOD (Approved C-2/CP M-R PCD NBCOD) to C-2 M-R NBCOD for commercial/retail uses.

Summary

Current Zoning: PCD NBCOD (Approved C-2/CP M-R PCD NBCOD)

Proposed Zoning: C-2 M-R NBCOD

Acreage: 10.29 acres

Proposal: Planned Community District removal to allow for commercial/retail uses.

Owner: Britmet Ventures, LLC

Applicant: City of Phoenix Planning Commission

Representative: Alan Beaudoin, Norris Design

Staff Recommendation: Approval, subject to stipulations.

VPC Action: The North Gateway Village Planning Committee heard this case on Jan. 9, 2020, and recommended approval per the staff recommendation by a 6-0 vote.

PC Action: The Planning Commission heard this case on Feb. 6, 2020, and recommended approval, per the North Gateway Village Planning Committee recommendation with an additional stipulation by an 8-0 vote.

Location

Southeast corner of the 29th Avenue alignment and Dove Valley Road

Council District: 2

Parcel Addresses: N/A

Responsible Department

This item is submitted by Deputy City Manager Mario Paniagua and the Planning and Development Department.

ATTACHMENT A

**THIS IS A DRAFT COPY ONLY AND IS NOT AN OFFICIAL COPY OF THE FINAL,
ADOPTED ORDINANCE**

ORDINANCE G-

AN ORDINANCE AMENDING THE ZONING DISTRICT MAP ADOPTED PURSUANT TO SECTION 601 OF THE CITY OF PHOENIX ORDINANCE BY CHANGING THE ZONING DISTRICT CLASSIFICATION FOR THE PARCEL DESCRIBED HEREIN (Z-56-19-2) FROM PCD NBCOD, APPROVED C-2/CP M-R PCD NBCOD (PLANNED COMMUNITY DISTRICT, NORTH BLACK CANYON OVERLAY DISTRICT, APPROVED INTERMEDIATE COMMERCIAL DISTRICT OR COMMERCE PARK DISTRICT, MID-RISE DISTRICT, PLANNED COMMUNITY DISTRICT, NORTH BLACK CANYON OVERLAY DISTRICT) TO C-2 M-R NBCOD (INTERMEDIATE COMMERCIAL DISTRICT, MID-RISE DISTRICT, NORTH BLACK CANYON OVERLAY DISTRICT).

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PHOENIX, as

follows:

SECTION 1. The zoning of a 10.29-acre property located at the southeast corner of the 29th Avenue alignment and Dove Valley Road, in Section 14, Township 5 North, Range 2 East, as described more specifically in Exhibit "A", is hereby changed from "PCD NBCOD, Approved C-2/CP M-R PCD NBCOD" (Planned Community District, North Black Canyon Overlay District, Approved Intermediate Commercial District or Commerce Park District, Mid-Rise District, Planned Community District, North Black Canyon Overlay District) to "C-2 M-R NBCOD" (Intermediate Commercial District,

Mid-Rise District, North Black Canyon Overlay District) for a PCD removal to allow for commercial/retail uses.

SECTION 2. The Planning and Development Director is instructed to modify the Zoning Map of the City of Phoenix to reflect this use district classification change as shown in Exhibit "B".

SECTION 3. Due to the site's specific physical conditions and the use district applied for by the applicant, this rezoning is subject to the following stipulations, violation of which shall be treated in the same manner as a violation of the City of Phoenix Zoning Ordinance:

1. All site plans and elevations shall be reviewed and approved by the Planning Hearing Officer through the public hearing process prior to preliminary site plan approval for conceptual review of the applicable provisions of the goals and policies of the North Gateway Village Core Plan, which shall include:
 - a. Promoting the overall pedestrian circulation within the North Gateway Core through wide sidewalks, detached sidewalks and overall connectivity.
 - b. Ensure all building facades contain architectural embellishments and detailing such as textural changes, pilasters, offsets, recesses, window fenestration, shadow boxes and overhead/canopies at least every 50 feet.
 - c. Ensure all paint colors and building materials are in compliance with the North Black Canyon Overlay District with specific regard to colors being muted and blend with, rather than contrast strongly, with the surrounding desert environment.
 - d. Ensure parking lots are broken into multiple smaller parking areas.
 - e. Incorporation of natural drainage features.
2. Maximum building height shall be limited to 60 feet. If the following occurs, prior to preliminary site plan approval, the maximum building height permitted shall be a maximum of 120 feet.
 - a. A water report is submitted to and approved by the Water Services Department which demonstrates that sufficient water capacity exists or is being provided by the developer of this parcel;
 - b. A wastewater report is submitted to and approved by the Water Services

Department which demonstrates that sufficient wastewater capacity exists or is being provided by the developer of this parcel;

- c. A traffic study is submitted to and approved by the Street Transportation Department which demonstrates that street improvements (existing and/or proposed) are sufficient to serve the site; and
 - d. A multi-modal (pedestrians, bicyclists, motorists, etc.) circulation plan is submitted and approved by the Street Transportation and Planning and Development departments that illustrates how the project and its corresponding infrastructure improvements will facilitate multi-modal connectivity within the site and to the site's surrounding streets and amenities as envisioned in the North Gateway Village Core Plan.
3. All sidewalks adjacent to streets shall be detached per the adopted Street Classification Map cross-section or with a minimum 8-foot wide continuous landscape area located between the sidewalk and back of curb; and shall include minimum 3-inch caliper, large canopy single-trunk shade trees (limbed-up a minimum of 10 feet clear from finished grade), planted 25 feet on center or in equivalent groupings; and minimum 5-gallon shrubs with a maximum mature height of 2 feet providing 75 percent live cover, as approved by the Planning and Development Department.
 4. A minimum of 50 percent of the pedestrian pathways shall be shaded by a structure, landscaping or a combination of the two, as approved by the Planning and Development Department.
 5. All pedestrian pathways, including those that intersect vehicular traffic lanes, shall be constructed with decorative pavers, stamped or colored concrete, or another material other than those used to pave the parking surfaces and drive aisles, as approved by the Planning and Development Department.
 6. If a drive-through restaurant is developed, pick-up windows shall be architecturally integrated in proportion, color, material and texture to the building it serves by providing awnings or architecturally integrated structures for weather protection, as approved by the Planning and Development Department.
 7. If a drive-through restaurant is developed, a minimum of 250 square feet of outdoor seating areas shall be provided, as approved by the Planning and Development Department.
 8. A minimum of two inverted-U bicycle racks (four spaces) shall be provided for each building on site, located near building entries, and installed per the requirements of Section 1307.H. of the Phoenix Zoning Ordinance, as approved by the Planning and Development Department.
 9. All surface retention areas shall be natural and organic in shape, as approved by the Planning and Development Department.

10. The glazing on all building windows shall have a maximum reflectivity of 20 percent, as approved by the Planning and Development Department.
11. All service areas must be screened to conceal trash containers, recycling containers, loading docks, transformers, backflow preventers and other mechanical and or electrical equipment from eye level adjacent to all public streets and private drives, as approved by the planning and development department.
12. 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.
13. The developer shall dedicate a minimum of 40 feet for public right-of-way along the full western limit of the site for 29th Avenue. Additional right-of-way for intersection or auxiliary turn lanes may be required as indicated in the approved Traffic Impact Study or through the North Gateway Core Study being conducted by the Street Transportation Department at the time of this zoning action. The determination of final right-of-way required will be made by the Street Transportation Department.
14. The developer shall construct half-street improvements for 29th Avenue inclusive of a minimum 25 feet of paving, curb, gutter, detached sidewalk and streetlighting for the full frontage of the property, as modified and approved by the Street Transportation Department.
15. The developer shall dedicate the full width right-of-way for the Village Core Northern Collector street along the entirety of the southern zoning boundary. The full width of right-of-way required is 60 feet adjoined on each side by a minimum 10-foot sidewalk easement. Full width right-of-way and alignment may be modified by the Street Transportation Department.
16. The developer shall construct the full width roadway section of the Village Core Northern Collector street along the entirety of the southern zoning boundary. The minimum full width roadway section is 50 feet of paving, curb, gutter, and detached sidewalk for the full frontage of the property. Full width improvements may be modified by the Street Transportation Department.
17. The developer shall be responsible for proportional share of the funding and/or construction of any traffic control improvements for the intersection of Village Core Northern Collector and North Valley Parkway, as per the approved Traffic Impact Study and as approved by the Street Transportation Department.
18. All publicly dedicated roadways shall be designed as dry crossings per City standards for a minimum 100-year storm event. Drainage easement shall be dedicated to accommodate drainage structures and maintenance access ramps, as approved by the Street Transportation Department.

19. The developer shall be responsible for proportional funding contributions towards traffic signals at 29th Avenue and Dove Valley Road and 29th Avenue and Sonoran Desert Drive. The funding contribution will be determined through an assessment of proportional traffic impact, as per the Traffic Impact Study and as approved by the Street Transportation Department.
20. All publicly dedicated roadways shall be designed as dry crossings per City standards for a minimum 100-year storm event as approved by the Street Transportation Department.
21. A Developer Project Information Form for the MAG Transportation Improvement Program shall be completed and submitted to the Street Transportation Department prior to preliminary site plan approval, as approved by the Planning and Development Department.
22. 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.
23. Prior to preliminary site plan approval, the landowner shall execute a Proposition 207 waiver of claims form. The waiver shall be recorded with the Maricopa County Recorder's Office and delivered to the City to be included in the rezoning application file for record.

SECTION 4. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions hereof.

PASSED by the Council of the City of Phoenix this 19th day of February, 2020.

MAYOR

ATTEST:

_____ City Clerk

APPROVED AS TO FORM:

_____ City Attorney

REVIEWED BY:

_____ City Manager

Exhibits:

A – Legal Description (1 Page)

B – Ordinance Location Map (1 Page)

DRAFT

EXHIBIT A

LEGAL DESCRIPTION – Z-56-19-2

A portion of land as described in the Special Warranty Deed recorded in Document No. 1998-0523403 , Maricopa County Records, being situated within the Northeast Quarter of Section 14, Township 5 North, Range 2 East of the Gila and Salt River Meridian, Maricopa County, Arizona, being more particularly described as follows:

COMMENCING at a found 3 inch City of Phoenix brass cap in hand hole accepted as the Northeast corner of said Section 14 from which a found 1/2 inch rebar with cap, RLS 48943 accepted as the North Quarter corner thereof bears South 89°25'55" West, 2639 .68 feet;

Thence South 89°25'55" West, 710.93 feet along the north line of the Northeast Quarter of said Section 14 to the POINT OF BEGINNING;

Thence leaving said north line, South 83°01'35" East, 51.43 feet to the east line of the Northwest Quarter of the Northeast Quarter of the Northeast Quarter of said Section 14;

Thence South 00°21'48" East, 655.29 feet along the east line of said Northwest Quarter of the Northeast Quarter of the Northeast Quarter of Section 14 to the Southeast corner thereof;

Thence South 89°27'39" West, 659.90 feet along the south line of said Northwest Quarter of the Northeast Quarter of the Northeast Quarter of Section 14 to the Southwest corner thereof;

Thence North 00°21'55" West, 661.70 feet along the west line of said Northwest Quarter of the Northeast Quarter of the Northeast Quarter of Section 14 to the Northwest corner thereof;

Thence North 89°25'55" East, 608.91 feet along said north line to the POINT OF BEGINNING.

The above described parcel contains a computed area of 436 ,599 sq. ft. (10.0229 acres) more or less and being subject to any easements, restrictions, rights-of-way of record or otherwise.

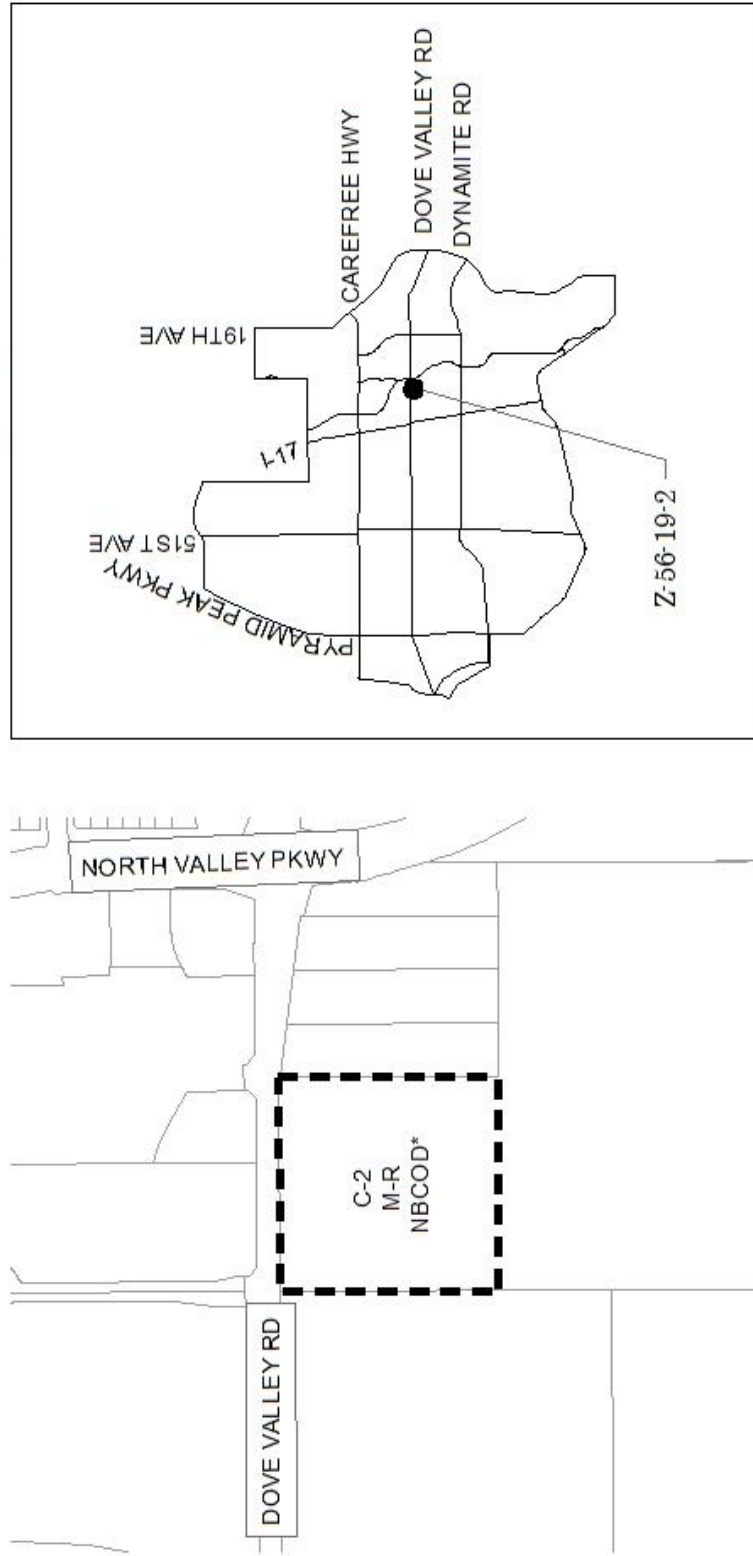
The description shown hereon is not to be used to violate any subdivision regulation of the state, county and/or municipality or any land division restrictions.

EXHIBIT B

ORDINANCE LOCATION MAP

Zoning Case Number: Z-56-19-2
Zoning Overlay: North Black Canyon Corridor Plan
Planning Village: North Gateway

ZONING SUBJECT TO STIPULATIONS: *
SUBJECT AREA: - - - - -



NOT TO SCALE



Drawn Date: 1/17/2020



*****REQUEST TO WITHDRAW*** (SEE ATTACHED MEMO) (CONTINUED FROM DEC. 18, 2019) - Public Hearing - Abandonment of Right-of-Way Appeal - V190054A - Yuma Street from 21st Drive to 21st Avenue; 21st Avenue, South of Yuma Street; and Alleyway, Southwest of Yuma Street and 21st Avenue**

Abandonment: V190054A

Project: 11-4174

Abandonment Applicant: Dennis Zwagerman

Date of Abandonment Hearing Officer's Decision: Nov. 7, 2019

Appellant: Larry Trauscht

Date of Appeal: Nov. 21, 2019

This request requires formal action only.

Summary

Rationale: Appealing decision (denial) of Hearing Officer based on the fact that the parcel will not be landlocked when the abandonment occurs.

Staff notes: Adjacent parcel with different owner will be landlocked.

Location

Yuma Street from 21st Drive to 21st Avenue; 21st Avenue, south of Yuma Street; and alleyway, southwest of Yuma Street and 21st Avenue

Council District: 7

Responsible Department


This item is submitted by Deputy City Manager Mario Paniagua and the Planning and Development Department.



City of Phoenix
PLANNING & DEVELOPMENT DEPARTMENT

To: Mario Paniagua
Deputy City Manager

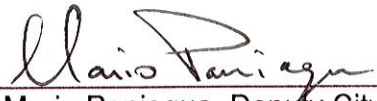
Date: February 11, 2020

From: Alan Stephenson 
Planning and Development Director

Subject: WITHDRAWAL OF ITEM – ABANDONMENT OF RIGHT-OF-WAY – V190054A – YUMA STREET FROM 21ST DRIVE TO 21ST AVENUE; 21ST AVENUE, SOUTH OF YUMA STREET; AND ALLEYWAY, SOUTHWEST OF YUMA STREET AND 21ST AVENUE ON THE FEBRUARY 19, 2020 FORMAL AGENDA

This memo requests the withdrawal of the following item on the February 19, 2020 Formal Agenda- Abandonment of Right-of-Way – V190054A – Yuma Street from 21st Drive to 21st Avenue; 21st Avenue, South of Yuma Street; and Alleyway, Southwest of Yuma Street and 21st Avenue.

Staff has received correspondence from the appellant requesting this item be withdrawn from the February 19, 2020 Formal Agenda.

Approved: 
Mario Paniagua, Deputy City Manager

2/12/20
Date

Stephanie Vasquez

Subject: FW: Abandonment Appeal

From: Larry Trauscht <LTrauscht@watertrucks.com>
Sent: Wednesday, February 5, 2020 2:42 PM
To: Alyssa T Villarreal <alyssa.villarreal@phoenix.gov>
Subject: Abandonment Appeal

Good afternoon Alyssa,

At this time, I, Lester A. Trauscht, Jr., wish to discontinue the abandonment appeal for Yuma Street.

If you have any questions you can contact me on my cell phone at (602) 284-4940.

Thank you,

Lester Trauscht

President & CEO

United Truck & Equipment, Inc.

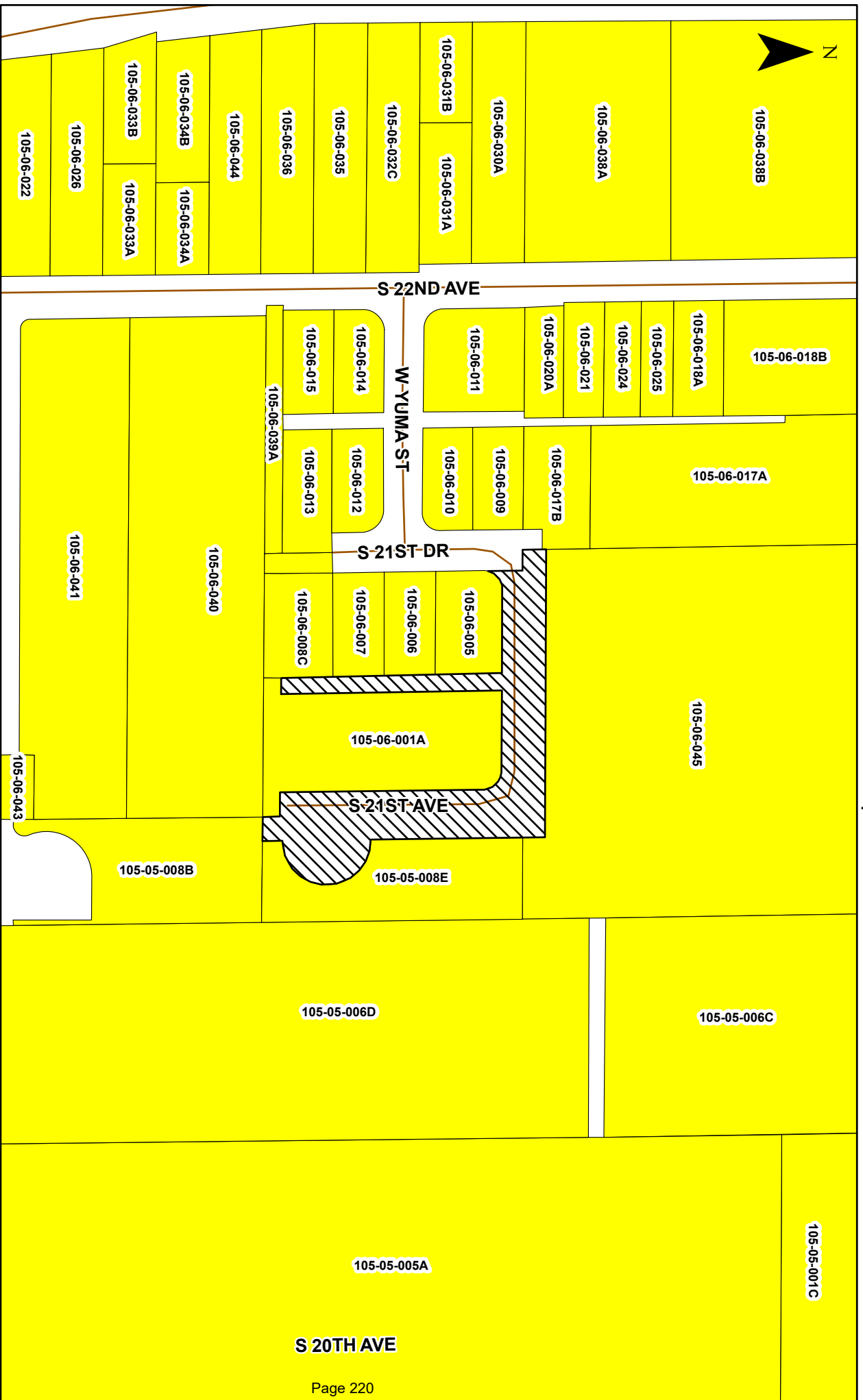
Where the dust settles...

2045 West Buckeye Road, Phoenix, AZ 85009

Phone: (602) 253-7739 | Fax: (602) 258-6312

LTrauscht@watertrucks.com | WaterTrucks.com [watertrucks.com]





APPLICANT: DENNIS ZWAGERMAN, AICP, DENNIS ZWAGERMAN ASSOC., INC. QUARTER SECTION: 8-24
 ABANDONMENT AREA:  DATE: 15-JUL-2019
 APPLICATION NO: V190054A BOOK 42 PAGE 20

Attachment B - Hearing Report



City of Phoenix

Planning and Development Department

DENIAL – V190054A

Your abandonment request was **DENIED** by **Christopher DePerro, Abandonment Hearing Officer.**

A summary of the hearing is included in this report.

You have the right to appeal this decision to City Council if an appeal application is received by the Planning and Development Department within 15 calendar days of this decision (latest appeal date: November 22, 2019). Please contact the Abandonment Coordinator, Rocio Iniguez, at (602) 256-3487, or [abandonments@ phoenix.gov](mailto:abandonments@phoenix.gov), for questions regarding appeals.



City of Phoenix

Planning and Development Department

November 7, 2019

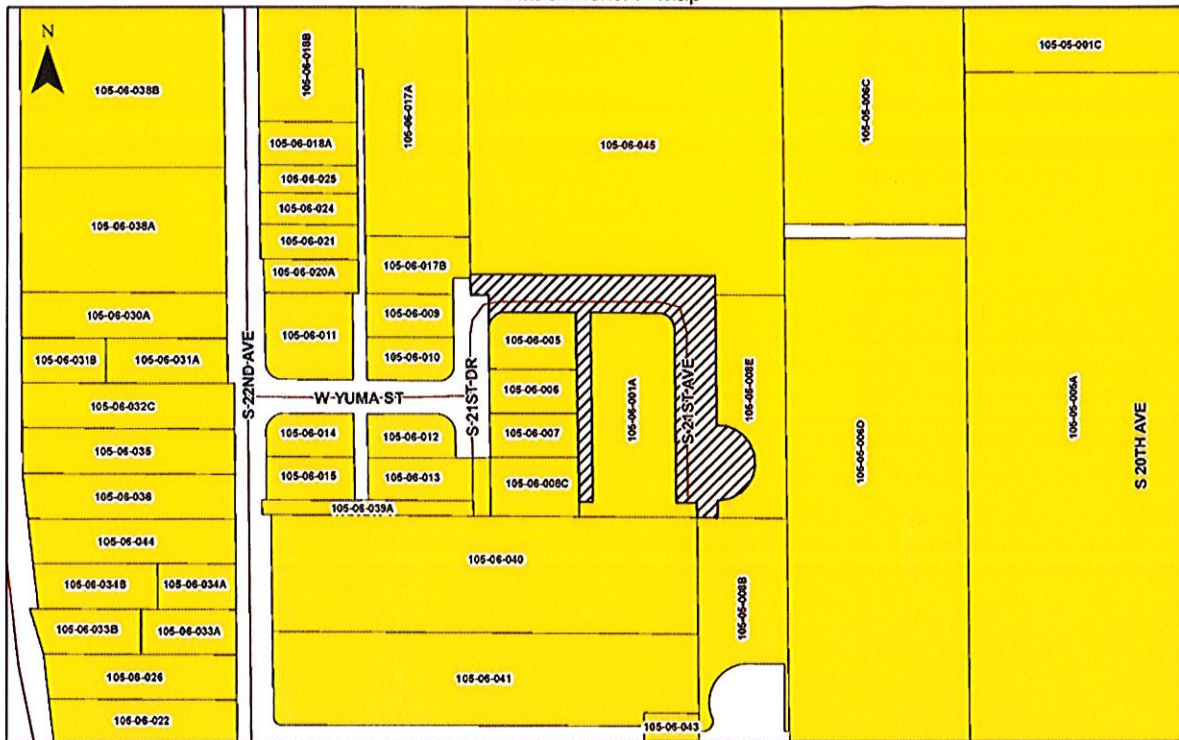
Abandonment Staff Report: **V190054A**

Project# **11-4174**

Quarter Section: **8-24**

<u>Location:</u>	Yuma Street from 21st Drive to 21st Avenue & 21st Avenue South of Yuma Street
<u>Applicant:</u>	Dennis Zwagerman Associates, Inc; Dennis Zwagerman, ACIP
<u>Request to abandon:</u>	To abandon 25-feet of right-of-way along Yuma Street and 30-feet of right-of-way along 21st Avenue.
<u>Purpose of request:</u>	The applicant states: roadways are isolated, unimproved, no turn-a-round, debris dumping site and possible access issues for emergency response vehicles.
<u>Hearing date:</u>	November 7, 2019 (Continued from October 10, 2019)

Attachment A - Map



APPLICANT: DENNIS ZWAGERMAN, AICP, DENNIS ZWAGERMAN ASSOC, INC. QUARTER SECTION: 8-24
 ABANDONMENT AREA: DATE: 15-JUL-2019
 APPLICATION NO: V190054A BOOK 42 PAGE 20



City Staff Recommended Stipulations of Approval

The request of abandonment, if approved by the Abandonment Hearing Officer, will be subject to the following stipulations:

1. Either a or b shall be complied with:
 - a. All utilities shall be relocated to locations approved by each affected utility company. All work is to be done by each affected utility company at no expense to the affected utility company.
 - b. All right-of-way shall be retained as a public utilities easement with 24-hour vehicle maintenance access. No structure of any kind and/or block wall shall be constructed or placed within the easement except removable type fencing and/or paving. No planting except grass and/or approved ground cover shall be placed within the easement. It shall be further understood that the City of Phoenix shall not be required to replace any obstructions, paving or planting that must be removed during the course of required maintenance, reconstruction and/or construction.
2. Consideration which provides a public benefit to the City is required in accordance with City Code Art. 5, Sec. 31-64 and Ordinance G-5332. Cost for abandoned Right-of-Way adjacent to

property not zoned single family residential will be \$500 OR Fair Market Value whichever is greater. Cost for property zoned single family residential is \$1.00 a square foot for the first 500 square feet, \$0.10 a square foot thereafter; OR Fair Market Value at the option of the Planning and Development Director or designee. The applicant shall submit calculation and fee to Planning and Development Department. The applicant shall request a selection of approved appraisers from the current list maintained by the Real Estate division of the Finance Department.

3. The applicant shall dedicate and construct a 50' radius cul-de-sac at the termination of Yuma Street and 21st Drive.
4. All landlocked parcels shall be replatted, legally combined, or have an alternate legal access provided (private ingress/egress easement) to a public street.
5. All stipulations must be completed within **one year** from the Abandonment Hearing Officer's decision.

Hearing Summary

Mr. Christopher DePerro, the Hearing Officer called the hearing to order at 9:35 a.m. and started off the hearing with staff introductions.

Ms. Rocio Iniguez, the Abandonment Coordinator read the abandonment request, purpose and City staff research into the record.

Mr. DePerro then asked the applicant to introduce himself for the record.

Mr. Dennis Zwagerman, representing the applicant Larry Trauscht owner of parcel APN 105-06-045 and parcel APN 105-06-001. Mr. Zwagerman stated that they requested 5 dedications be abandoned by the City of Phoenix, West Yuma Street from 21st Drive to South 21st Avenue, the whole length of the Yuma Street, 21st Avenue south of Yuma Street, the alley south of Yuma Street, the conditional dedication north of Yuma Street on parcel APN 105-06-045 and the conditional dedication east of 21st Avenue parcel APN 105-05-008E. Mr. Zwagerman also stated that he knows there has been a lot of discussion amongst staff and maybe some confusion, maybe even on his part as to what can and cannot be abandoned from their requested list. Mr. Zwagerman then went on to say he was told early on before the application by two members of the City of Phoenix Street Transportation Department that the City code does not required signatures of one hundred percent of the adjacent property owners to abandon a public right-of-way. Mr. Zwagerman also stated that a percentage is not even mentioned in the City code, however a Planning and Development policy concerning abandonments does require one hundred percent.

Mr. DePerro then interjected to tell Mr. Zwagerman the Planning and Development policy concerning abandonment petition does not require one hundred percent, it would be seventy-five percent and that is not was what staff would have told him.

Mr. Zwagerman went on to state together with the Street Transportation Department they reviewed all the dedications and a mutual decision was made to request an abandonment of all the dedications, get rid of all these unnecessary public dedications. Mr. Zwagerman then stated the bottom line is that these 5 dedicated areas are not serving any public service in the way of access because they are dead-end and go nowhere, they have been a nuisance for a long time because of illegal dumping as well as other illegal activities. Mr. Zwagerman also stated lastly, they are not aware of any adjacent property owners that are opposed to these abandonments.

Mr. DePerro then discussed the stipulations regarding the landlock parcels. This stipulation would hold all property owners to replat, legally combine or have alternate legal access provided.

Mr. Zwagerman stated they have no control over the other property owners of the other parcels.

Mr. DePerro then stated he cannot approval this abandonment request without requiring stipulation number 4, which reads, "All landlocked parcels shall be replatted, legally combined, or have an alternate legal access provided (private ingress/egress easement) to a public street."

Mr. Zwagerman then stated the prior abandonments approved this twice without requiring this.

Mr. DePerro replied to Mr. Zwagerman by stating he is the current hearing officer and he will not approve this without this stipulation.

Mr. Zwagerman then stated this is worthless.

Mr. DePerro stated none of this can be abandoned because the one parcel will be landlocked.

Mr. Zwagerman replied with go ahead and deny it, we will appeal.

The Hearing Officer denied the abandonment request per the request of the applicant due to disagreement with proposed stipulation of approval.

The Hearing Officer has DENIED this abandonment request based on the applicant's unwillingness to accept the proposed stipulations of approval.

You have the right to appeal this decision to City Council if an appeal application is received by the Planning and Development Department within 15 calendar days of this decision (latest appeal date: November 22, 2019). Please contact the Abandonment Coordinator, Rocio Iniguez, at (602) 256-3487, or abandonments@phoenix.gov, for questions regarding appeals.

This report and decision has been reviewed by the Abandonment Hearing Officer.

Hearing Officer Signature:  Date: 12.3.19

REPORT SUBMITTED BY: Alyssa Villarreal, Abandonment Secretary

cc: Applicant/Representative, Dennis Zwagerman Associates, Inc; Dennis Zwagerman, ACIP
Christopher DePerro, Abandonment Hearing Officer

Attachment C - Appeal Application

ABND 190054



City of Phoenix
PLANNING & DEVELOPMENT DEPARTMENT

Abandonment
Decision Appeal

In accordance with Section 31-70, Article V of the City Code, the decision of the Abandonment Hearing Officer regarding the abandonment of public rights-of way may be appealed. Any decision of the Abandonment Hearing Officer shall be considered final unless a person aggrieved thereby, files a written Notice of Abandonment Appeal with the Planning & Development Department within fifteen calendar days after the decision is made. The completed abandonment appeal form and filing fee* must be submitted to the Planning & Development Department, Check-In/Information Counter, located at 200 West Washington Street, 2nd floor, Phoenix, Arizona 85003.

***All fees are pursuant to the current Fee Schedule contained in Appendix A.2. of the Phoenix City Code.**

Appellant's Name: Larry Trauscht /Applicant was Dennis Zwagerman
Address: 2045 West Buckeye Rd City: Phoenix State: AZ Zip: 8500
Phone: 602-253-7739 Email: ltrauscht@watertrucks.com
Affiliation: Property Owner adjacent to Proposed Abandonment, APN 105-06-045 See Attached Map

Appeal to City Council

Be specific as to what you are appealing. Include the rationale for your appeal. Attachments may be included.

Abandonment # **V-** 190054A Date Heard: November 7, 2019

Located at approximately: Yuma St. from 21st Drive to 21st Ave. and 21st Ave south of Yuma

Abandonment Hearing Officer: Approved Denied

Appealing Decision: Appealing Decision of Hearing Officer based on the fact that the parcel will not be landlocked when the Abandonment Occurs.

Appealing Stipulation: _____

Appealing Stipulation: _____

Appealing Stipulation: _____

----- Staff Use Only -----

Received By: [Signature] Receipt #: _____ Date: 11/21/19
Reviewed By: RINI Receipt #: _____ Date: _____

Fee Code DF ABNDAPPL Fee \$ 1,050.00 Page 1 of 1

An applicant may receive a clarification from the city of its interpretation or application of a statute, ordinance, code or authorized substantive policy statement. To request clarification or to obtain further information on the application process and applicable review time frames, please call 602-262-7811 or visit our website at <http://phoenix.gov/pdd/licensetimes.html>. This publication can be made available in alternate formats (Braille, large print, or digital media) upon request. Contact Planning & Development at (602) 262-7811 voice or (602) 534-5500 TTY.



Purpose

These guidelines establish the fees for the abandonment of public rights-of-way and/or easements including multiple rights-of-way and/or easements being considered in one application. They also establish the process and fees for extending an abandonment approval if not finalized within the stipulated time period. These guidelines are based on the Phoenix City Code, Chapter 31, Article V – Abandonment of Public Rights-of-Way and Appendix A.2, Part 11 – Civil Engineering Abandonment Fees.

Abandonment Fees

The abandonment process involves either a formal or an informal method for considering the feasibility of removing the public rights-of-way and/or easements from city of Phoenix jurisdiction. Fees charged for all abandonment applications are based on the method used. Additional fees will be charged based on the complexity of multiple abandonment requests being considered in one application.

A. One Abandonment Request on an Application

Formal Requires a public hearing to vacate previously purchased or dedicated right-of-way, either in full or part, subject to relocating utilities or retaining utility easements.

Any street or alley	\$1,930
Individual single family residential parcel	\$1,075

Informal Abandonment of previously dedicated easement. No public hearing required to vacate all or part of the easement. \$875

Abandonment Consideration Fee

Non-single family zoned ROW	the greater of \$500 or Fair Market Value (FMV) ¹ of abandoned right-of-way
Single family residential zoned ROW	\$1per sq. ft. for 1 st 500 s.f., \$0.10 per s.f. thereafter; or FMV of abandoned right-of-way, as determined by City ²

Notes: ¹ If the area to be abandoned is within or adjacent to an established redevelopment area, consideration may be given in determining the FMV.

² For the area to be abandoned, consideration may be given to the transfer of ongoing property maintenance responsibilities in determining the Abandonment Consideration Fee.

B. Complex and Multiple Abandonment Requests on the Same Application

A "complexity fee" shall be charged at the time of application for the abandonment of each additional right-of-way or easement considered for multiple abandonments submitted for the same site. The complexity fee shall be charged in addition to the formal or informal application fee that is due.

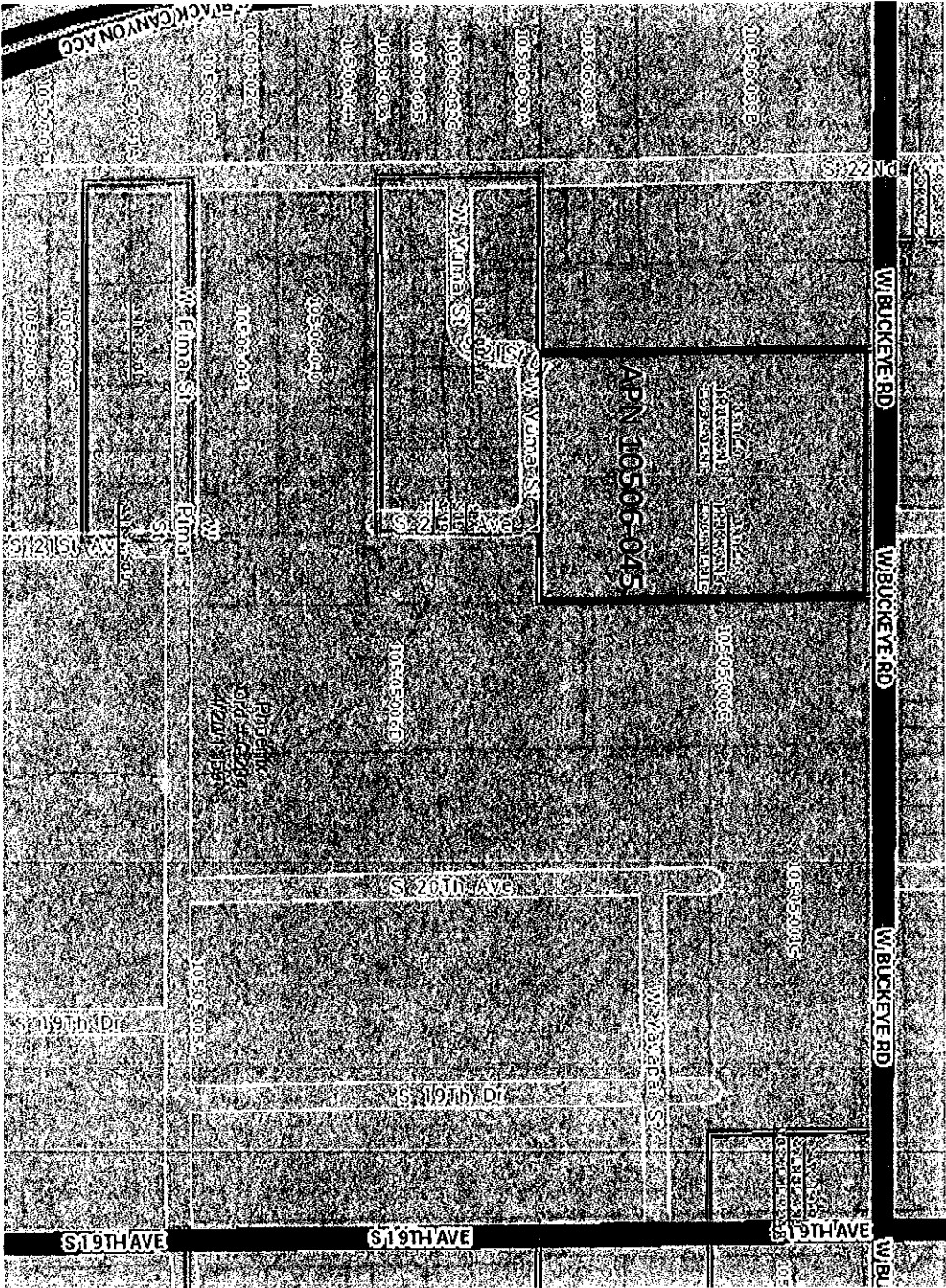
A complexity fee may also be added for extensive title and research as determined by the city of Phoenix Finance Department (Real Estate).

Multiple abandonment complexity fee	\$150 for each additional abandonment
Title and research complexity fee	\$150 per hour, minimum \$150 (1 hour), as determined by city Real Estate staff

If easements and/or rights-of-way are not connected, even on the same parcel, then separate application submittal fees will be assessed.

C. Appeal of Abandonment or Waiver to City Council \$1,050

Abandonment Appeal # V-190054A Context Map



November 21, 2019

13-46

COPY



In accordance with Section 31-70, Article V of the City Code, the decision of the Abandonment Hearing Officer regarding the abandonment of public rights-of-way may be appealed. Any decision of the Abandonment Hearing Officer shall be considered final unless a person aggrieved thereby, files a written Notice of Abandonment Appeal with the Planning & Development Department within fifteen calendar days after the decision is made. The completed abandonment appeal form and filing fee* must be submitted to the Planning & Development Department, Check-In/Information Counter, located at 200 West Washington Street, 2nd floor, Phoenix, Arizona 85003.

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Address: 2045 West Buckeye Rd City: Phoenix State: AZ Zip: 8500

Phone: 602-253-7739 Email: ltrauscht@watertrucks.com

Affiliation: Property Owner adjacent to Proposed Abandonment, APN 105-06-045 See Attached Map

Appeal to City Council

Be specific as to what you are appealing. Include the rationale for your appeal. Attachments may be included.

Abandonment # V- 190054A Date Heard: November 7, 2019

Located at approximately: Yuma St. from 21st Drive to 21st Ave. and 21st Ave south of Yuma

Abandonment Hearing Officer: Approved Denied

Appealing Decision: Appealing Decision of Hearing Officer based on the fact that the parcel will not be landlocked when the Abandonment Occurs.

Appealing Stipulation: _____

Appealing Stipulation: _____

Appealing Stipulation: _____

----- **Staff Use Only** -----

Received By: _____ Receipt #: _____ Date: _____
Reviewed By: RINI Receipt #: _____ Date: _____

Fee Code PF ABNDAPP1 Fee \$ 1050.00 Page 1 of 1


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City of Phoenix
PLANNING & DEVELOPMENT DEPARTMENT

To: Mario Paniagua
Deputy City Manager

Date: December 11, 2019

From: Alan Stephenson 
Planning and Development Director

Subject: CONTINUANCE REQUEST- PUBLIC HEARING – ABANDONMENT OF RIGHT-OF-WAY APPEAL – V190054A – YUMA STREET FROM 21ST DRIVE TO 21ST AVENUE; 21ST AVENUE, SOUTH OF YUMA STREET; AND ALLEYWAY SOUTHWEST OF YUMA STREET AND 21ST AVENUE

This memo requests the continuance of the following item on the December 18, 2019 Formal Agenda – Public Hearing – Abandonment of Right-of-Way Appeal – V190054A – Yuma Street from 21st Drive to 21st Avenue; 21st Avenue, south of Yuma Street; and alleyway southwest of Yuma Street and 21st Avenue.

This request is to continue the item to February 19, 2020 to allow time for the applicant to work on resolving the issue regarding the parcel.

Approved: _____


Mario Paniagua, Deputy City Manager

12/12/19
Date



*****REQUEST TO CONTINUE (SEE ATTACHED MEMO)*** Public Hearing - Amend City Code - Ordinance Adoption - Loud Party Noise Ordinance (Ordinance G-6674)**

This report requests City Council approve the proposed amendment to the City Code by amending Chapter 2, Article I, Section 2-22, Recovery of Costs at Events Requiring Response by Police to address loud party noise issues in general and with Short-Term Vacation Rentals, approved on Jan. 8, 2020, by City Council, in particular.

Summary

In 2017, Arizona State Legislature enacted Arizona Revised Statutes (A.R.S.) §9-500.39 which eliminates the ability for local cities and towns, including the City of Phoenix to regulate these types of rentals based solely on their classification or use. Consequently, these rentals are allowed by state law, in the City of Phoenix.

The City of Phoenix is proposing an amendment to update the existing liability outlined in City Code Chapter 2, Article I, section 2-22 to recover the cost at events requiring response by police and the ability to hold the owner of the premises and any person who is in actual or lawful control of the premises responsible. This proposed amendment applies any time the Police are dispatched to a parcel multiple times for a loud party noise call, not just to short-term or vacation rental units, and it provides for Notice of Violation Process.

Staff recommends approval of the proposed amendment to the City Code by amending Chapter 2, Article I, section 2-22, Recovery of Cost at Events Requiring Response by Police.

Concurrence/Previous Council Action

This item was recommended for approval at the Land Use and Livability Subcommittee meeting on Dec. 17, 2019, by a vote of 4-0.

Responsible Department

This item is submitted by Deputy City Manager Mario Paniagua and the Planning and Development Department.



City of Phoenix
PLANNING & DEVELOPMENT DEPARTMENT

To: Mario Paniagua
Deputy City Manager

Date: February 13, 2020

From: Alan Stephenson *AS for*
Planning and Development Director

Subject: CONTINUANCE OF ITEM 78 ON THE FEBRUARY 19, 2020 FORMAL AGENDA
- PUBLIC HEARING - AMEND CITY CODE - ORDINANCE ADOPTION - LOUD
PARTY NOISE ORDINANCE (ORDINANCE G-6674)

This memo requests the continuance of the following item on the February 19, 2020 Formal Agenda – Public Hearing – Loud Party Noise Ordinance.

The Law Department is requesting the continuance to March 4, 2020.