

1. Planning And Zoning Commission - Agenda

Documents:

[2019_09_03_PZ_RG_AG.PDF](#)

2. Planning And Zoning Commission - Corrected Agenda

Documents:

[2019_09_03_PZ_RG_AG_CORRECTED.PDF](#)

3. Planning And Zoning Commission - Packet

Documents:

[2019_09_03_PZ_RG_PK.PDF](#)



Town of Chino Valley

MEETING NOTICE PLANNING AND ZONING COMMISSION

**REGULAR MEETING
TUESDAY, SEPTEMBER 3, 2019
6:00 P.M.**

**Council Chambers
202 N. State Route 89
Chino Valley, Arizona**

AGENDA

- 1. CALL TO ORDER**
- 2. PLEDGE OF ALLEGIANCE**
- 3. ROLL CALL**
- 4. MINUTES**
 - a. Consideration and possible action to approve August 6, 2019, regular meeting minutes.
- 5. STAFF REPORTS**
- 6. PUBLIC HEARING**
 - a. Consideration and possible action to rezone approximately 6.85 acres of real property from the MR-1 (Multi-Family Residential 1-acre minimum) zoning district to the MR-1 PAD (Multi-Family Residential 1-acre minimum) zoning district with a Planned Area Development Overlay. The project proposes 152 units in four (4) stepped 2 to 3 story structures. The property is generally located 1,400 feet west of State Route 89 and 620 feet south with Assessor Parcel Number: 306-23-024C. (Alex Lerma, Planner)
 - b. Consideration and possible action to rezone approximately 2.05 acres of real property from the AR-5 (Agricultural Residential 1-Acre Minimum) zoning district to the SR-1 (Single Family Residential 1-Acre Minimum) zoning district. The property is located 460 feet east of the northeast corner of West Center Street and Sycamore Vista Drive at 1370 West Center Street Road, Assessor Parcel Number: 306-21-010T. (Alex Lerma, Planner)
- 7. NON-PUBLIC HEARING ACTION ITEMS**
- 8. DISCUSSION ITEMS**

9. PUBLIC COMMENTS

Call to the Public is an opportunity for the public to address the Commission on any issue within the jurisdiction of the Commission that is not on the agenda. Public comment is encouraged. Individuals are limited to speak for three (3) minutes. The total time for Call to the Public may be up to 30 minutes per meeting. Commission action taken as a result of public comment will be limited to directing staff to study the matter, scheduling the matter for further consideration and decision at a later date, or responding to criticism.

10. ADJOURN

Dated this 29th day of August, 2019.

By: *Alex Lerma, Planner*

A copy of the agenda and background material provided to the Commissioners is available for public inspection at the Marion Lassa/Chino Valley Library, 1020 W. Palomino Road, Chino Valley, Arizona. Further details may be obtained by contacting Development Services Department at 1982 Voss, Chino Valley, Arizona (928) 636-4427.

The Town endeavors to make all public meetings accessible to persons with disabilities. With 72 hours advance notice, special assistance can also be provided for sight and/or hearing impaired persons at public meetings. Please call 636-2646 (voice) or use 711 (Telecommunications Arizona Relay Service) to request an accommodation to participate in this meeting.



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Recommended Action: Continue item to the October 1, 2019, Planning and Zoning Meeting due to posting notice error.
 - b. Consideration and possible action to rezone approximately 2.05 acres of real property from the AR-5 (Agricultural Residential 1-Acre Minimum) zoning district to the SR-1 (Single Family Residential 1-Acre Minimum) zoning district. The property is located 460 feet east of the northeast corner of West Center Street and Sycamore Vista Drive at 1370 West Center Street, Assessor's Parcel Number 306-21-010T. (Alex Lerma, Planner)

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Dated this 29th day of August, 2019.

By: *Alex Lerma, Planner*

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Planning and Zoning Commission Regular

4.a.

Meeting Date: 09/03/2019

August 6, 2019 Minutes

CASE DESCRIPTION:

Consideration and possible action to approve August 6, 2019, regular meeting minutes.

ANALYSIS:

RECOMMENDATION

Approve August 6, 2019, regular meeting minutes.

Attachments

August 6, 2019 Minutes

DRAFT

MINUTES OF THE REGULAR PLANNING AND ZONING MEETING OF THE TOWN OF CHINO VALLEY

**AUGUST 6, 2019
6:00 P.M.**

The Planning and Zoning Commission of the Town of Chino Valley met for a Regular Meeting in the Chino Valley Council Chambers, located at 202 N. State Route 89, Chino Valley, Arizona.

1) CALL TO ORDER

Chair Chuck Merritt called the meeting to order at 6:00 p.m.

2) PLEDGE OF ALLEGIANCE

Vice Chair Armstrong led the Pledge of Allegiance.

3) ROLL CALL

Present: Chair Chuck Merritt; Commissioner Gary Pasciak; Vice-Chair Tom Armstrong; Commissioner John McCafferty; Commissioner Teena Meadors; Commissioner William Welker; Alternate David Somerville

Absent: Commissioner Robert Switzer

Staff Development Services Director Joshua Cook; Planner Alex Lerma; Public Works

Present: Director/Town Engineer Frank Marbury; Administrative Technician Kathy Frohock (videographer); Deputy Town Clerk Vickie Nipper (recorder)

4) MINUTES

- a)** Consideration and possible action to approve July 2, 2019, meeting minutes.

MOVED by Vice-Chair Tom Armstrong, seconded by Commissioner Teena Meadors to approve the July 2, 2019 minutes.

AYE: Chair Chuck Merritt, Commissioner Gary Pasciak, Vice-Chair Tom Armstrong, Commissioner John McCafferty, Commissioner Teena Meadors, Commissioner William Welker, Alternate David Somerville

Vote: 7 - 0 PASSED - Unanimously

5) STAFF REPORTS

6) PUBLIC HEARING

- a) Consideration and possible action regarding a request for approval for Heritage Point preliminary plat to subdivide approximately 89.9 acres into 75 one (1) acre lot developed in four (4) phases. The property is located 0.25 mile west of the southwest corner of North Road 1 West and West Road 4 North and north of the Chino Lakes Unit 2 subdivision. Assessor Parcel No's. 306-13-004X, 306-13-120, and 306-13-004Z.

Mr. Lerma reported that:

- The applicant was seeking approval for a preliminary plat. The applicant was in the SR1 zoning district, was abiding by all the development standards, and was not asking for any deviations to the development standards.
- The property was surrounded by one-acre subdivisions.
- The subject property was made up of three separate properties with a combined total of 89.9 acres and was within the Single Family one-acre minimum zone.
- The General Plan identified the area as a medium family density and are of two-acres or less.
- The property was currently vacant.
- The preliminary plat split the property into 75 minimum one acre lots with a maximum of 1.19 acres.
- The project will be developed in four phases and will have four drainage tracts and one rights-of-way tract.
- The rights-of-way designation would be approximately ten acres and 3.31 acres of open space.
- There will be secondary access provided for emergency vehicles.
- Staff reviewed the four phases and locations.
- Through staff research, it was concluded that all the lots on the proposed preliminary plat met all the requirements for building setbacks, minimum lot area, minimum lot frontage, and maximum building height with the exception of Lot 1, 2, 13, 17, 18, 53, 58, 59 and 61, which did not meet a minimum lot frontage of 100 feet. The applicant was not requesting a Planned Area Development (PAD) overlay. Staff was recommending the lots be adjusted to meet the development standards at the final plat stages.
- Utilities will be provided by private wells and septic.
- Staff was recommending approval by the Planning and Zoning Commission with conditions for approval that must be met before the item went before Council:
 1. The preliminary plat shall be modified to show Rights-of-way dedication of 50 feet from centerline on West Road 4 North per Section 4.28 and 5.3.2.1.
 2. In addition to the 50' Rights-of-Way dedication on Road 4 North and associated half-width street improvements, the property line corners need to be rounded with 35' radius on minor arterials and 25' on local streets. (UDO 5.3.2 & 5.3.2.D.8).
 3. Storm runoff data for the 10-year and 50-year storms needed to be added for tributary channels entering and exiting the site. In addition, storm runoff data for the 100-year storm needed to be added for channels exiting the site (UDO 5.2.3.B.3.f).
 4. Typical building setback detail shall be modified by adding the typical building setbacks of a corner lot.

Frank Marbury presented the following:

- Explained that for condition number two, the applicant needed to round the property corners at the straight intersection at Road 4 North to where the property corners had a 35-foot radius.

- The storm run-off was a technical issue. The plat showed the 100-year storm for all the flows that flowed into the subdivision and were labeled but the code required that the ten and fifty year flows also be labeled. Also, any outside flows leaving the subdivision needed to be labeled.

Commissioners and staff discussed the following:

- The lots that did not meet the development standards will be corrected before the final review and did not need to be one of the conditions of approval.
- The street radius', drainages, retention, etc. requirements will be addressed during the final technical review. The radius' in the conditions were ensuring property corners were developed properly for traffic to see around on the street corner.
- The drainage plan will require that any runoff generated by the development on the site would be released at historic runoff rates. A study of current runoff rates will determine the water runoff for the development rate.
- There was a depth of flow rate for any drainage water on municipal streets. If the flow rate exceeded the maximum flow rate, storm drain systems would be required. Water flow rates on Municipal roads and the code requirement was discussed. The intent of the drainage studies and plans was to help ensure the water flow from the new development did not impact surrounding properties.
- The zoning in SR1 allowed certain entitlements, such as animals, and the applicant was not requesting any deviations from the zoning code. Private CC&R's could restrict the development, but the Town gave the same entitlements as any other property with the same zoning. The CC&R's could not hinder any surrounding property that allowed animals through Town code.

Commissioners, staff and Craig Helsing, property owner, discussed the following:

- It was the property owner's intent to only allow domesticated animals. The property owner would be disclosing to home buyers that farm animals were allowed in the neighboring areas.
- There will most likely be a white split rail fencing around the perimeter of the property.

Open to the Public – Public Comments:

Tom Barkley, Architectural Chairman of Appaloosa Meadows II, asked for clarification about whether the homes will be one or two story homes, and what is the planned size of the homes. The property owner said the homes will be single story homes with RV garages attached and the size had not yet been determined, but they were in the range of 1,700 to 2,800 square feet. Staff explained that if in the future the owner decided to put two story homes in the development, he was allowed a certain height per code and no one could restrict a two-story home. The owner also explained that Talia Way would be a secondary access point with the main entrance off of Road 4 North on Heritage Point Blvd.

Ken Burkett, Appaloosa Meadows resident, asked if there would be any further public meetings on the development. The Commission explained that the plat will go to Council with recommendations and if approved, then would go through a technical review process with the Town staff and it would again go before the Commission with more public input. Staff explained that the preliminary plat had a different notification process than zoning had and no neighborhood meeting was required. Staff confirmed and elaborated on the review process and

explained that the final plat will go before both the Commission and the Council for final approvals. Staff explained that the technical review was not open to the public as it was staff reviewing the plans and once it was signed off, it would return to the Commission and the Council. The Commission explained the technical review was based on building codes, engineering requirements, and other rules. Staff explained technical review involved the public improvements and the engineering side of the plans. It was basically a compliance review to ensure that the applicant was complying with Town codes and associated standards. It was not a qualitative review. Mr. Burkett wanted to know if this was the same plan from 15-years ago and wondered if any changes had been made that related to current day requirements. Mr. Burkett said that he had drainage problems from the property and had spent a great deal to mitigate the problem and did not want a future issue. He had concerns about animals and other issues. The Commission stated the Town staff could address some of his concerns and that they would be dealing with many of the issues during the technical review.

MOVED by Vice-Chair Tom Armstrong, seconded by Commissioner William Welker to forward to the Town Council a recommendation of approval for Heritage Point preliminary plat, subdividing approximately 89.9 acres into 75 one (1) acre lots developed in four (4) phases with the following conditions to be completed before item goes before Town Council for approval of the preliminary plat:

1. The preliminary plat shall be modified to show rights-of-way dedication of 50 feet from centerline on West Road 4 North per Section 4.28 and 5.3.2.1
2. In addition to the 50' rights-of-way dedication on Road 4 North and associated half-width street improvements, the property line corners need to be rounded with 35' radius on minor arterials and 25' on local streets. (UDO 5.3.2 & 5.3.2.D.8)
3. Storm runoff data for the 10-year and 50-year storms needed to be added for tributary channels entering and exiting the site. In addition, storm runoff data for the 100-year storm needed to be added for channels exiting the site (UDO 5.2.3.B.3.f)
4. Typical building setback detail shall be modified by adding the typical building setbacks of a corner lot.

AYE: Chair Chuck Merritt, Commissioner Gary Pasciak, Vice-Chair Tom Armstrong, Commissioner John McCafferty, Commissioner Teena Meadors, Commissioner William Welker, Alternate David Somerville

Vote: 7 - 0 PASSED - Unanimously

7) NON-PUBLIC HEARING ACTION ITEMS

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10) ADJOURN

MOVED by Commissioner William Welker, seconded by Commissioner John McCafferty to adjourn the meeting at 6:40 p.m.

AYE: Chair Chuck Merritt, Commissioner Gary Pasciak, Vice-Chair Tom Armstrong, Commissioner John McCafferty, Commissioner Teena Meadors, Commissioner William Welker, Alternate David Somerville

Vote: 7 - 0 PASSED - Unanimously

Chair Charles Merritt

Date

Planning and Zoning Commission Regular

6.a.

Meeting Date: 09/03/2019

Brook Apartment MR-1 PAD Overlay

CASE DESCRIPTION:

Consideration and possible action to rezone approximately 6.85 acres of real property from the MR-1 (Multi-Family Residential 1-acre minimum) zoning district to the MR-1 PAD (Multi-Family Residential 1-acre minimum) zoning district with a Planned Area Development Overlay. The project proposes 152 units in four (4) stepped 2 to 3 story structures. The property is generally located 1,400 feet west of State Route 89 and 620 feet south with Assessor Parcel Number: 306-23-024C. (Alex Lerma, Planner)

LOCATION:

The property is generally located 1,400 feet west of State Route 89 and 620 feet south with APN: 306-23-024C.

FACTS:

1. Applicant: Chris Fergis
2. Owner: Book Assisted Living LLC
3. Parcel Number: 306-23-024C
4. Site Area: 6.85 acres
5. Existing zoning: MR-1
6. Intended Use: Multit- Family Residential

ANALYSIS:

RECOMMENDATION

Staff request that this item be continued to the October 1, 2019, Planning and Zoning Meeting.

Planning and Zoning Commission Regular

6.b.

Meeting Date: 09/03/2019

Laster SR-1

CASE DESCRIPTION:

Consideration and possible action to rezone approximately 2.05 acres of real property from the AR-5 (Agricultural Residential 1-Acre Minimum) zoning district to the SR-1 (Single Family Residential 1-Acre Minimum) zoning district. The property is located 460 feet east of the northeast corner of West Center Street and Sycamore Vista Drive at 1370 West Center Street Road, Assessor Parcel Number: 306-21-010T. (Alex Lerma, Planner)

LOCATION:

The property is located 460 feet east of the northeast corner of West Center Street and Sycamore Vista Drive at 1370 West Center Street Road.

FACTS:

1. Applicant: Barbra Laster
2. Owner: Laster Duane August & Barbara Diane JT
3. Parcel Number: 306-21-010T
4. Site Area: 2.05 acres
5. Existing zoning: AR-5
6. Intended Use: Residential

ANALYSIS:

See attached Staff Report.

RECOMMENDATION

Staff recommends that Planning and Zoning Commission forward a recommendation of approval to Town Council to adopt Ordinance 2019-872 to rezone approximately 2.05 acres of real property from AR-5 (Agricultural Residential 5-Acre Minimum) zoning district to (SR-1) Single Family Residential 1-Acre Minimum zoning district.

Attachments

Laster Staff Report



TOWN OF CHINO VALLEY PLANNING AND ZONING COMMISSION Staff Report September 3, 2019

APPLICATION SUMMARY

File Number: Z19-000007

Assessor's Parcel Number: 306-21-010T

Site Location: Located 490 east of the northeast corner of West Center Street and Sycamore Vista Drive 1370 West Center Street.

Owners of Record: Laster Duane August & Barbara Diane JT

Applicant: Barbra Laster

Request: Request to rezone approximately 2.05 acres from AR-5 (Agricultural Residential- 5 acre minimum) zoning classification to SR-1 (Single Family Residential- 1 acre minimum) classification.

SITE DATA

Existing Zoning	AR-5 (Agricultural Residential-5 acre minimum)
Lot Size	2.05 acres (89,298 sq. ft.)
Subdivision	N/A
General Plan Land Use Designation	Medium Density Residential (2 ac or less)
Existing Land Use	Two (2) single family residence

AREA	ZONING	GENERAL PLAN LAND USE DESIGNATION	LAND USE
North	SR-1	Medium Density Residential (2 ac or less)	Meza View South Unit 2 Subdivision
East	SR-1, SR-2	Medium Density Residential (2 ac or less)	Single Family Residence
South	SR-1	Medium Density Residential (2 ac or less)	Chino Valley Estates Subdivision
West	SR-1, AG-5	Medium Density Residential (2 ac or less)	Vacant

BACKGROUND

SITE DESCRIPTION

The subject property is located 490 feet east of the northeast corner of West Center Street and Sycamore Vista Drive at 1370 West Center Street. The property is accessed by East Center Street. The site has a zoning classification of AR-5 (Agricultural Residential-5 Acre Minimum), and identified with a General Plan land use designation Medium Density Residential (2 ac or less). The property currently has two single-family residences with accessory structures. **(See Attachment 1: Vicinity Map)**

The area is predominantly medium/low density single-family residential development. The properties to the north are zoned SR-1 (Single Family Residential - 1 Acre Minimum), with Meza View South Subdivision. Properties to the east are zoned SR-1 and SR-2 (Single Family Residential - 2 Acre Minimum, with single family residences. The southern properties are zoned SR-1, with Chino Valley Estates Subdivision. Properties to the west are zoned SR-1, with vacant land. **(See Attachment 2: Zoning Map)**

PROJECT DESCRIPTION

The applicant is requesting to rezone 2 acres of real property from AG-5 (Agricultural Residential - 5 Acre Minimum) to (Single Family Residential – 1 Acre Minimum). The SR-1 zoning district will allow the property to come into conformance based on lot size. Furthermore the property has two (2) single-family residences currently onsite. The SR-1 zoning district will allow the applicant to divide the property into two separate properties.

CITIZENS REVIEW & PUBLIC HEARING PROCESS

Town Staff notified property owners within a 300-foot radius, resulting in fourteen (14) notices for public notification. To date, staff has not received any responses from residents. The neighborhood meeting was held at Town Hall on August 7, 2019. There were no attendees at said meeting.

STAFF ANALYSIS AND RECOMMENDATION

The zoning request of SR-1 (Single Family Residential - 1 Acre Minimum) zoning district will be in conformance with the area's General Plan land use designation of Medium Density Residential (2 acres or less). **(See Attachment 3: General Plan Map)** Currently, the property is considered a nonconforming lot based on the AR-5 zoning district and its actual lot size. Reclassifying the property to the SR-1 zoning district will allow the property to come into conformance as for the zoning. The SR-1 zoning district will serve as a transition in lot sizes and zoning for properties located to the south and west of the subject property and those to the east. To the south and west of the subject property are Chino Meadows Unit 3 Subdivision and Bright Star Subdivision, both with a higher density in residential zoning. The 1-acre lot development proposed for the subject property will help with the transition as those residential properties to the east are medium to lower single family residential zoning. The property also has two single-family residential homes on site, a 2,030 sq. ft. site built home and a 1088 sq. ft. manufactured home. Subsequently the property will be subdivided and the two residences will be on individual properties.

STAFF RECOMMENDATION

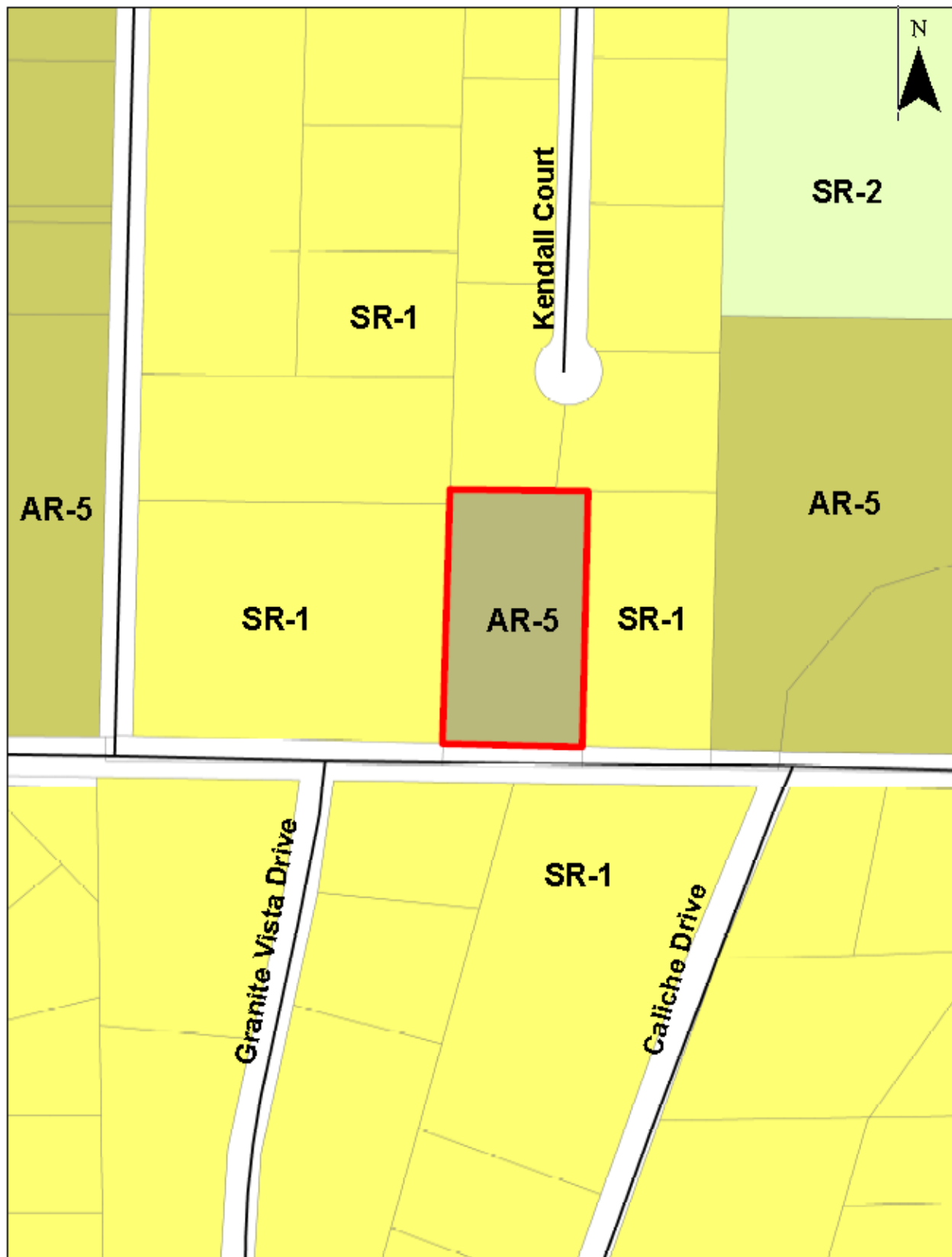
Staff recommends that Planning and Zoning Commission forward a recommendation of approval to Town Council to adopt Ordinance 2019-872 to rezoning rezone approximately 2.05 acres of real property from AR-5 (Agricultural Residential- 5Acre Minimum) zoning district to (SR-1) Single Family Residential –1 Acre Minimum zoning district.

ATTACHMENTS

VICINITY MAP



ZONING MAP



GENERAL PLAN MAP

