

## CITY OF TEMPE DEVELOPMENT REVIEW COMMISSION

Meeting Date: 10/28/2014

Agenda Item: 3

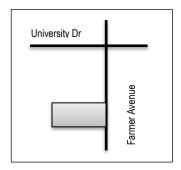
<u>ACTION</u>: Request for a Use Permit and Development Plan Review approval for a second residential unit added behind an existing house, with tandem parking for RESIDENCE AT FARMER, located at 1114 South Farmer Avenue. The applicant is Paul Fleager.

FISCAL IMPACT: N/A.

**RECOMMENDATION:** Staff – Approval, subject to conditions

**BACKGROUND INFORMATION:** RESIDENCE AT FARMER (PL140253) is a request to add a second residential living unit behind an existing single family house, located in a multi-family zoning district in the Mitchell Park East Neighborhood Association. The request includes the following:

ZUP14107 Use Permit to allow tandem parking spaces within side-yard drives.
DPR14159 Development Plan Review including site plan, building elevations.



Property Owner Paul Fleager, agent for VP Country Club LLC

Applicant Paul Fleager

Current Zoning District R-3, Multi-Family District

Gross/Net site area 0.149 acres
Total Building area +/- 1,740 s.f.

Lot Coverage 26.95 % (50% maximum allowed)
Building Height 21 ft (30 ft maximum allowed)

Building Setbacks 24' front, 10' side, 15' rear (20, 10, 15 min.)

Landscape area 55% (25% minimum required)

Vehicle Parking 4 spaces (4 min. required, 5 max allowed)

Bicycle Parking 2 spaces

**ATTACHMENTS:** Development Project File

STAFF CONTACT(S): Bill Kersbergen, Senior Transportation Planner (480) 350-8839

Department Director: Dave Nakagawara, Community Development Director

Legal review by: N/A

Prepared by: Bill Kersbergen, Senior Transportation Planner

Reviewed by: Diana Kaminski, Senior Planner

#### **COMMENTS:**

This site is located south of University Drive, north of 13th Street, west of Mill Avenue and east of Hardy Drive. The original development of this block consisted of five kit-built catalog homes, four of which remain. The zoning was changed from "Residence" (single-family) to R-2, then R-3 Limited, and finally to R-3 Multi-Family, subsequent to the original construction. Two of the adjacent homes have had secondary units built in the rear yards.

There are no pending entitlements for this property that are in effect.

Existing uses on the site include a single two-bedroom residence, and a garage which will be removed.

This request includes the following:

- 1. Use Permit: To allow the use of two single wide driveways to park two vehicles each, in a tandem configuration.
- 2. Development Plan Review which includes: The construction of a separate 2-story, 2-bedroom apartment in the rear yard, with vehicular access from the alley and pedestrian access from Farmer Avenue.

The applicant is requesting the Development Review Commission take action on the items one and two listed above.

#### **PUBLIC INPUT**

- A neighborhood meeting was not required for this request.
- Notification of property owners within a 300 foot radius was done by direct mailing.
- At the writing of this report, no public input had been received

#### PRELIMINARY SITE PLAN INPUT

When first reviewed by Planning Staff, this project was proposed as a 2-unit structure behind the existing house. The site area was not sufficient in area to allow for a 3-unit development. Staff had concerns that the roof shape and exterior materials were not consistent with the architectural context of the existing house, which has a 12:12 roof pitch, asbestos siding and asphalt shingle roof of the original structure. These concerns were presented to the applicant. The scale of the proposed new building was reduced to a single apartment. The applicant expressed a desire to replace exterior materials on the original structure with the more durable ones proposed for the rear house at a later date, after completion of the new unit.

#### **PROJECT ANALYSIS**

#### **USE PERMIT**

The proposed parking configuration requires a use permit, to allow tandem parking, for zoning districts other than single-family residential. Reference: ZDC Section 4-602(D)(1).

Section 6-308 E Approval criteria for Use Permit:

- Any significant increase in vehicular or pedestrian traffic.
   The existing residential driveway is in a tandem configuration that parks two vehicles. The proposed tandem drive for two vehicles would be off of the alley and will not affect the public street. The proposed tandem parking will not increase vehicular congestion.
- 2. Nuisance arising from the emission of odor, dust, gas, noise, vibration, smoke, heat or glare at a level exceeding that of ambient conditions.
  - The existing driveway is in a tandem arrangement. The second driveway is off the alley and is similar to other surrounding properties.
- Contribution to the deterioration of the neighborhood or to the downgrading of property values, the proposed use is not in conflict with the goals objectives or policies for rehabilitation, redevelopment or conservation as set forth in the city's adopted plans or General Plan.

The existing driveway in the front will be upgraded with edging to clearly separate it from the landscape areas. The second driveway of the alley is consistent with other developments in the area.

- 4. Compatibility with existing surrounding structures and uses.

  The driveway design is consistent with other properties in the neighborhood, and of this era of site design.
- 5. Adequate control of disruptive behavior both inside and outside the premises which may create a nuisance to the surrounding area or general public.

The rear driveway will be surrounded by a fence, which encloses the area.

The manner of conduct and the building for the proposed use will not be detrimental to persons residing or working in the vicinity, to adjacent property, to the neighborhood, or to the public welfare in general, and that the use will be in full conformity to any conditions, requirement or standards prescribed therefore by this code.

#### **DEVELOPMENT PLAN REVIEW**

#### Site Plan

The site is located on the west side of Farmer Avenue, it is approximately 50 feet wide by This proposal removes a single car garage from the rear yard and locates a second living unit behind the main house, with vehicular access from the alley within the fenced rear yard and a stabilized decomposed granite pedestrian walk proposed to the south of the original house allowing access to Farmer Avenue.

#### **Building Elevations**

The design of the rear unit does not match the original roof pattern of the kit-built homes, but matches the orientation and pitch of a later addition to the rear of the original residence, and allows a more efficient use of the second floor space. When viewed from the street the second unit has a height that is consistent with the existing ridgeline of the main house.

The materials and colors proposed for the secondary unit are dissimilar to the existing residence. The applicant intends to make modifications to the existing residence to incorporate the standing seam roof, and fiber cement siding materials in matching colors on the original house after the secondary house is completed. The proposed colors and materials are appropriate to the context of the area, but would be incongruous if not applied to the existing house on site. The recommendation for approval of the colors and materials for the rear structure is contingent upon being applied to the front structure in a timely manner, not left to an unspecified future date. The following conditions of approval are not included, but listed as a consideration. These require that the existing house be re-sided and re-roofed with the same materials as the second residence, prior to certificate of occupancy of the second residence.

Replace the roofing on the original house with matching standing seam metal roofing, to match the second residence prior to certificate of occupancy for the second residence.

Replace the asbestos siding on the original house with matching fiber cement siding, to match the second residence prior to certificate of occupancy for the second residence.

The exterior shape is consistent with the scale of the main house and of the adjacent structures. The north-south orientation of the roof on the original house and the 12:12 pitch may not seem consistent with the lower pitch of the second house; but an addition to the original house has a lower roof pitch and orientation which is similar to the roof design of the second residence. The exterior materials will be uniform, with the inclusion of conditions 9 and 10.

#### Landscape Plan

Only minor changes are proposed for the front yard facing Farmer Avenue. A turf yard and mature tree limit the view of the existing residence. The rear of the property is not visible from the public street, so no specific landscape conditions have been added.

Section 6-306 D Approval criteria for Development Plan Review

- 1. Placement, form, and articulation of buildings and structures provide variety in the streetscape; the project is proposed within the rear yard and is not visible from the street frontage. The limited views from the neighboring front yard and from the alley are consistent with other properties in the area.
- 2. Building design and orientation, together with landscape, combine to mitigate heat gain/retention while providing shade for energy conservation and human comfort; the existing mature tree and front yard landscaping will remain.
- 3. Materials are of a superior quality, providing detail appropriate with their location and function while complementing the surroundings; standing seam steel roofing, split faced CMU and fiber-cement siding, are of a superior quality, providing detail appropriate with their location and function while complementing the surroundings;
- 4. Buildings, structures, and landscape elements are appropriately scaled, relative to the site and surroundings; there are similar secondary dwelling units in the area, and there are similarly strong paint colors in the area.
- 5. Building facades provide architectural detail and interest overall with visibility at street level (in particular, special treatment of windows, entries and walkways with particular attention to proportionality, scale, materials, rhythm, etc.) while responding to varying climatic and contextual conditions; the façade is divided into a base and upper wall type, which provide visual interest.
- 6. Plans take into account pleasant and convenient access to multi-modal transportation options and support the potential for transit patronage; the neighborhood has access to Orbit.
- 7. Vehicular circulation is designed to minimize conflicts with pedestrian access and circulation, and with surrounding residential uses; vehicle access to the rear unit is via the alley, so any pedestrian conflict would occur where the alley meets 11th and Howe streets, where vehicles cross the sidewalk using forward motion. The existing drive which services the original house has been in place for over 60 years, and will not contain any new traffic.
- 8. Plans appropriately integrate Crime Prevention Through Environmental Design principles such as territoriality, natural surveillance, access control, activity support, and maintenance; the rear yard will be fenced with a non-climbable, visually open material. All pedestrian access points and parking areas will be illuminated. Providing activity on the alley side of the site provides increased surveillance and security to the alley.
- 9. Landscape accents and provides delineation from parking, buildings, driveways and pathways; concrete curbs or concrete surfaces will be used for parking and pedestrian areas, creating definition between landscape areas and vehicular areas.
- 10. Lighting is compatible with the proposed building(s) and adjoining buildings and uses, and does not create negative effects; lighting will be designed using concepts of dark-sky and are required to limit the amount of light trespass onto adjacent properties.

#### Conclusion

Based on the information provided and the above analysis, staff recommends approval of the Use Permit / Development Plan Review. This request meets the required criteria and will conform to the conditions 1-19.

#### REASONS FOR APPROVAL:

- 1. The project meets the General Plan Projected Land Use and Projected Residential Density for this site.
- 2. The proposed project meets the approval criteria for a Use Permit/Development Plan Review.
- 3. The project will meet the development standards required under the Zoning and Development Code.

SHOULD AN AFFIRMATIVE ACTION BE TAKEN ON THIS REQUEST, THE FOLLOWING NUMBERED CONDITIONS OF APPROVAL SHALL APPLY, BUT MAY BE AMENDED BY THE DECISION-MAKING BODY.

#### ZUP14107

#### **CONDITIONS OF APPROVAL**

- 1. Provide driveways of either concrete, or of stabilized decomposed granite with a concrete edging curb to define parking areas from landscape areas.
- 2. Provide driveways and parking areas with a minimum width 10'-0" to allow for pedestrian access to vehicles without walking through landscaping.

#### DPR14159 CONDITIONS OF APPROVAL

#### Site Plan

- 3. Enclose rear yard with either an 8'-0" tall CMU wall, OR a 6'-0" tall steel vertical picket fence (wrought iron) to provide separation; between the alley and the rear yard, between the front yard and rear yard, and to enclose the sides of the rear yard. It is the developer's option to separate the yard between the two houses with a fence or to share one yard. Do not propose wood or chain-link fence materials.
- 4. Provide gates of steel vertical picket. If a gate has a screen function and is completely opaque, provide vision portals for visual surveillance. Provide gates of height that match that of the adjacent enclosure walls. Review gate hardware with Building Safety and Fire staff and design gate to resolve lock and emergency ingress/egress features that may be required.
- 5. Provide a minimum 3'-0" wide pedestrian pathway of either concrete, or of stabilized decomposed granite with a concrete edging curb to define walk areas from landscape areas. Provide sufficient elevation above retention areas to be able to use walks in all weather conditions.
- 6. Utility equipment boxes for this development shall be finished in a neutral color (subject to utility provider approval) that compliments the coloring of the buildings.
- 7. Provide a Bike rack between the two buildings per Tempe detail T-578. A single hoop will suffice for the two required bike parking spaces.

#### **Building Elevations**

8. The materials and colors are approved as presented:

Roof – standing seam steel roofing manufactured by Fabral, product: Horizon 16 – color: charcoal gray 851.

Lower walls – split faced CMU – grey color, not painted

Upper walls – fiber cement vertical siding – color: either 1010-5 "Spanish Tile" or 1011-5 "Royal Garnet"

Roof fascia – Material and color to match upper walls.

Window frames – vinyl windows manufactured by BetterBilt 100 series vinyl windows, color: Bronze.

Provide main colors and materials with a light reflectance value of 75 percent or less. Specific colors and materials exhibited on the materials sample board are approved by planning staff. Additions or modifications may be submitted for review during building plan check process.

9. Incorporate lighting, address signs, and incidental equipment attachments (alarm klaxons, security cameras, etc.) where exposed into the design of the building elevations. Exposed conduit, piping, or related materials is not permitted.

#### Lighting

- 10. This project shall follow requirements of ZDC Part 4, Chapter 8, Lighting, unless otherwise conditioned.
- 11. Illuminate building entrances, gates and parking areas from dusk to dawn to assist with visual surveillance at these locations. This includes modifications to the existing residence. Additional illumination along pedestrian paths, and the

original driveway within the front yard is not required

#### Landscape

- 12. Existing front yard landscaping is to remain. Submit rear yard landscape plans with building safety submittal. Any additions or modifications may be submitted for review during building plan check process.
- 13. Include requirement to de-compact soil in planting areas on site and in public right of way and remove construction debris from planting areas prior to landscape installation.
- 14. Top dress planting areas with a rock or decomposed granite application. Provide rock or decomposed granite of 2" uniform thickness. Provide pre-emergence weed control application and do not underlay rock or decomposed granite application with plastic.
- 15. Trees shall be planted a minimum of 12'-0" from any existing or proposed public water or sewer lines located on-site. Trees near the main water or sewer lines located within the right of way shall be planted at least 20'-0" away. Final approval subject to determination by the Public Works, Water Utilities Division.
- 16. The tree planting separation requirements may be reduced from the waterline upon the installation of a linear root barrier, a minimum of 6'-0" parallel from the waterline, or around the tree. The root barrier shall be a continuous material, a minimum of 0.08" thick, installed 0'-2" above finish grade to a depth of 8'-0" below grade. Final approval subject to determination by the Public Works, Water Utilities Division.

#### Signage

- 17. Provide address signs on the building elevation facing the street to which the property is identified; and at the gate, and main entrance, for the rear house.
  - a. Conform to the following for building address signs:
    - 1) Provide street number only, not the street name
    - 2) Compose of 8" high, individual mount metal characters.
    - 3) Locate where the numbers will be illuminated by the light source which illuminates the front doors and gate.
    - 4) Coordinate address signs with trees, vines, or other landscaping, to avoid any potential visual obstruction.
  - b. Utility meters shall utilize a minimum 1" number height in accordance with the applicable electrical code and utility company standards.

#### **CODE/ORDINANCE REQUIREMENTS:**

THE BULLETED ITEMS REFER TO EXISTING CODE OR ORDINANCES THAT PLANNING STAFF OBSERVES ARE PERTINENT TO THIS CASE. THE BULLET ITEMS ARE INCLUDED TO ALERT THE DESIGN TEAM AND ASSIST IN OBTAINING A BUILDING PERMIT AND ARE NOT AN EXHAUSTIVE LIST.

- Development plan approval shall be void if the development is not commenced or if an application for a building permit
  has not been submitted, whichever is applicable, within twelve (12) months after the approval is granted or within the
  time stipulated by the decision-making body. The period of approval is extended upon the time review limitations set
  forth for building permit applications, pursuant to Tempe Building Safety Administrative Code, Section 8-104.15. An
  expiration of the building permit application will result in expiration of the development plan.
- Specific requirements of the Zoning and Development Code (ZDC) are not listed as a condition of approval, but will
  apply to any application. To avoid unnecessary review time and reduce the potential for multiple plan check submittals,
  become familiar with the ZDC. Access the ZDC through <a href="https://www.tempe.gov/zoning">www.tempe.gov/zoning</a> or purchase from Community
  Development.
- SITE PLAN REVIEW: Verify all comments by the Public Works Department, Community Development Department, and Fire Department given on the Preliminary Site Plan Review. If questions arise related to specific comments, they should

be directed to the appropriate department, and any necessary modifications coordinated with all concerned parties, prior to application for building permit. Construction Documents submitted to the Building Safety Division will be reviewed by planning staff to ensure consistency with this Design Review approval prior to issuance of building permits.

#### STANDARD DETAILS:

- Access to Tempe Supplement to the M.A.G. Uniform Standard Details and Specifications for Public Works
  Construction, at this link: <a href="https://www.tempe.gov/index.aspx?page=2147">www.tempe.gov/index.aspx?page=2147</a> or purchase book from the Public Works
  Engineering Division.
- Access to refuse enclosure details an all other Building Safety forms at this link: <u>www.tempe.gov/index.aspx?page=1033</u>. The enclosure details are under Civil Engineering & Right of Way.
- BASIS OF BUILDING HEIGHT: Measure height of buildings from top of curb at a point adjacent to the center of the front property line.
- WATER CONSERVATION: Under an agreement between the City of Tempe and the State of Arizona, Water
  Conservation Reports are required for landscape and domestic water use for the non-residential components of this
  project. Have the landscape architect and mechanical engineer prepare reports and submit them with the construction
  drawings during the building plan check process. Report example is contained in Office Procedure Directive # 59. Refer
  to this link: <a href="www.tempe.gov/modules/showdocument.aspx?documentid=5327">www.tempe.gov/modules/showdocument.aspx?documentid=5327</a>. Contact Public Works Department, Water
  Conservation Division with questions regarding the purpose or content of the water conservation reports.
- HISTORIC PRESERVATION: State and federal laws apply to the discovery of features or artifacts during site excavation (typically, the discovery of human or associated funerary remains). Contact the Historic Preservation Officer with general questions. Where a discovery is made, contact the Arizona State Historical Museum for removal and repatriation of the items.

#### SECURITY REQUIREMENTS

- Design building entrance(s) to maximize visual surveillance of vicinity. Limit height of walls or landscape materials, and design columns or corners to discourage to opportunity for ambush opportunity. Maintain distances of 20'-0" or greater between a pedestrian path of travel and any hidden area to allow for increased reaction time and safety.
- Follow the design guidelines listed under appendix A of the Zoning and Development Code. In particular, reference
  the CPTED principal listed under A-II Building Design Guidelines (C) as it relates to the location of pedestrian
  environments and places of concealment.
- Provide a security vision peephole, or full glass at exit doors.

#### ENGINEERING:

- Underground utilities except high-voltage transmission line unless project inserts a structure under the transmission line.
- Coordinate site layout with Utility provider(s) to provide adequate access easement(s).
- Clearly indicate property lines, the dimensional relation of the buildings to the property lines and the separation of the buildings from each other.
- Verify location of any easements, or property restrictions, to ensure no conflict exists with the site layout or foundation design.
- 100 year onsite retention required for this property, coordinate design with requirements of the Engineering Department.

#### DRIVEWAYS:

- Construct driveways in public right of way in conformance with Standard Detail T-320. Alternatively, the installation
  of driveways with return type curbs as indicated, similar to Standard Detail T-319, requires permission of Public
  Works, Traffic Engineering.
- Correctly indicate clear vision triangles at both driveways on the site and landscape plans. Identify speed limits for

adjacent streets at the site frontages. Begin sight triangle in driveways at point 15'-0" in back of face of curb. Consult Intersection Sight Distance memo, available from Traffic Engineering if needed <a href="https://www.tempe.gov/index.aspx?page=801">www.tempe.gov/index.aspx?page=801</a>. Do not locate site furnishings, screen walls or other visual obstructions over 2'-0" tall (except canopy trees are allowed) within each clear vision triangle.

#### PARKING SPACES:

- Verify conformance of accessible vehicle parking to the Americans with Disabilities Act and the Code of Federal Regulations Implementing the Act. Refer to Building Safety ADA Accessible Parking Spaces Marking/Signage on Private Development details.
- At parking areas, provide demarcated accessible aisle for disabled parking.
- Distribute bike parking areas nearest to main entrance(s). Provide parking loop/rack per standard detail T-578. Provide 2'-0" by 6'-0" individual bicycle parking spaces. One loop may be used to separate two bike parking spaces. Provide clearance between bike spaces and adjacent walkway to allow bike maneuvering in and out of space without interfering with pedestrians, landscape materials or vehicles nearby.

#### LIGHTING:

- Design site security light in accordance with requirements of ZDC Part 4 Chapter 8 (Lighting) and ZDC Appendix E (Photometric Plan).
- Indicate the location of all exterior light fixtures on the site, landscape and photometric plans. Avoid conflicts between lights and trees or other site features in order to maintain illumination levels for exterior lighting.

#### LANDSCAPE:

Prepare an existing plant inventory for the site and adjacent street frontages. The inventory may be prepared by the
Landscape Architect or a plant salvage specialist. Note original locations and species of native and "protected"
trees and other plants on site. Move, preserve in place, or demolish native or "protected" trees and plants per State
of Arizona Agricultural Department standards. File Notice of Intent to Clear Land with the Agricultural Department.
Notice of Intent to Clear Land form is available at <a href="www.azda.gov/ESD/nativeplants.htm">www.azda.gov/ESD/nativeplants.htm</a>. Follow the link to
"applications to move a native plant" to "notice of intent to clear land".

#### **HISTORY & FACTS:**

1948 The house was built, in the "Residence" zoning district.

The zoning was changed to R-2, Multi-family.

The zoning was changed to R-3 Multi-family – limited

The zoning was changed to R-3 Multi-family during a prior Zoning Ordinance Update

#### ZONING AND DEVELOPMENT CODE REFERENCE:

Section 6-306, Development Plan Review Section 6-308, Use Permit Section 4-602, Tandem Parking



## **DEVELOPMENT PROJECT FILE**

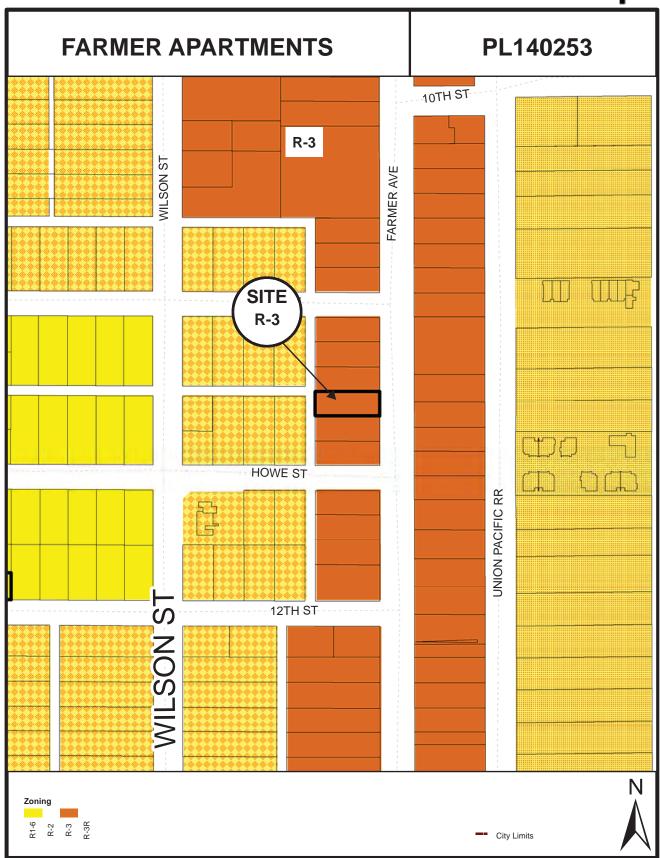
# for Residence at Farmer

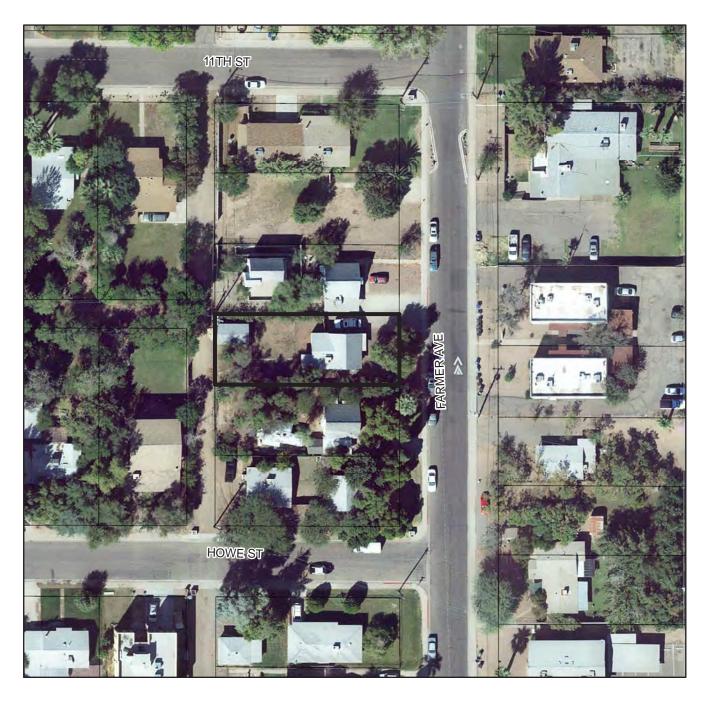
#### **ATTACHMENTS**:

i. Location ivia	1.	Location N	Иар
------------------	----	------------	-----

- 2. Aerial
- 3. Letter of Explanation
- 4. A0 Site Plan
- 5. A1 Ground and 2<sup>nd</sup> Floor Plan
- 6. A3 Floor Plan, Roof Framing Plan and Section
- 7. A5 Building Elevations
- 8. A5 Color Elevations
- 9. Grading Plan
- 10-11. Landscape Exhibit
- 13-16. Letter of Opposition







**FARMER APARTMENT- (PL140253)** 

1114 S Farmer Avenue, Tempe, AZ 85281City Of Tempe (COT) Community Development PlanningLetter Of Explanation 8.24.14

This letter of explanation is written pursuant to the COT guidelines for submittals to the planning department. An explanation with comments is as follows;

- 1. The intent is to build a single family residence at the referenced address. The property is zoned R-3 and no building variances are being requested.
- 2. The proposed structure will be constructed between an existing single family residence (on the street side) and the adjacent alley to the rear of the property, i.e. no street frontage.
- 3. Construction drawings are complete at this time and are ready for submittal to the COT for review.
- 4. The drawings address architectural elements as well as design guidelines and standards as required by the COT. Specifically;
  - Standard and criteria for development plan (s) conformance requirements identified in the COT "Supplemental Packet For: Development Plan Review".
- 5. Our objective is to start construction as soon as feasible and after the COT review, approval and permitting processes are complete.

We appreciate your review in kind and will be happy to address any questions that may arise in the interim.

Respectfully Submitted Paul Fleager/Agent VP Country Club, LLC 602.377.7606 paul@vpamllc.com

### NEW SINGLE FAMILY RESIDENCE FOR YP COUNTRY CLUB, LLC 1114/1116 SOUTH FARMER AVE, TEMPE, AZ 85281 GENERAL SPECIFICATIONS: GENERAL: A. BUILDING CODE: 2012 IRC, AS AMENDED. 2012 IBC, AS AMENDED. OTHER CODES: 2011 NEC, AS AMENDED 2012 IPC AS AMENDED. 2012 IPC AS AMENDED. 2012 IECC AS AMENDED. 2012 IECC AS AMENDED. 2012 IFC AS AMENDED.

B. APPROVED FLASHING ABOVE ALL DOORS AND WINDOWS
C. WRITTEN DIMENSIONS TO TAKE PRECEDENCE OVER SCALED DIMENSIONS.
D. CONSTRUCTION IS TO BE IN ACCORDANCE WITH
STANDARD INDUSTRY PRACTICE AND MEET THE REQUIREMENTS E. THE CONTRACTOR IS TO VERIFY ALL EXISTING CONDITIONS

AND DIMENSIONS PRIOR TO THE START OF WORK AND REPORT ANY DISCREPANCIES.

METALS A. \*4 REBAR AND SMALLER TO BE MINIMUM GRADE 40 B. \*5 REBAR AND LARGER TO BE MINIMUM GRADE 60

. SILL PLATES AND WALL BASE PLATES SHALL BE OF WOOD PRESSURE TREATED WITH AN APPROVED
PRESCRIVATIVE (LEAST TOXIC), USE A MINIMUM OF (2) ANCHORS FOR EACH PORTION OF SILL PLATE, PLACE AN ANCHOR WITHIN 12" OF EACH END. B. ALL LUMBER TO BE DF \*2 OR BETTER

ELECTRICAL.

A. ELECTRICAL MORY SHALL BE PERFORMED BY A LICENSED

B. ALL RECESSED LIGHTS PRIFITATING AIR / THERMAL BARRIER SHALL BE

SEALED TO LIVIT AIR LEAKAGE BETWEEN CONDITIONED AND WCONDITION

TO THE SEALE OF THE SEA ALL LUMINARIES INSTALLED IN HET AND/OR DAMP LOCATIONS

SHALL BE SUITABLE FOR AND MARKED "SUITABLE FOR UET LOCATIONS". D. INSTALL SMOKE DETECTORS PER CODE, ONE IN EACH SLEEPING ROOM AND CENTRALLY LOCATED IN HALLS LEADING TO SLEEPING ROOMS, SMOKE DETECTORS TO BE HARDWIRED, INTERCONNECTED

ROOMS, SHOKE DETECTORS TO BE HARDWIRED, NTERCONNECTED AND HAVE BATTERY BACKUP.

ARE RECEPTACISTED AS LABELED AS 160°C SHALL BE PROTECTED BY THE PROPERTY BACKUP.

ARE RECEPTACISTED AS LABELED AS 160°C SHALL BE PROTECTED BY THE BANKH CHROLIT.

ALL RECEPTACIS OUTLIET TO BE TAMPER RESISTANT.

FINSTALL CARRON MONOXIDE DETECTORS PER CODE.

3. VERY ALL FIXTURES, ACCESSORY AND SPECIAL LIGHTING REQUIREMENTS UNTIL OUTLIED AS CODE.

6. MECHANICAL

A ALL MECHANICAL WORK SHALL BE PERFORMED BY A LICENSED
MECHANICAL CONTRACTOR.

B. ACL WITT O'AME MINIMAN IZO SEER

C. ALL DUCT WORK JOINTS TO BE SEALED WITH WATER BASED MASTIC.

D. ALL ARK DHAPEY AND RETUNN DUCTS TO BE RINLLATED WITH HINDUM
RIS IN CONDITIONED SHAZES AND RIS IN WICKCONTIONED SHAZES.

BI CONDITIONED SHAZES AND RIS IN WICKCONTIONED PRACES.

WITH A RETURN AIR DUCT OR TRANSPER SEAL.

F. HYAC SYSTEM TO HAVE MAKEUP AIR CAT LEAST IO CRYST THES INJERS

G. HYAC SYSTEM TO HAVE REPLACEABLE PLASTED NON-PIBERGLASS) FILTER

CR BIOLAND WITH HINDUNG HE MARK PLASTED.

LIFE ROOM OF THE PROPERTY OF THE PROPERTY OF THE STANDING SYSTEM.

IN PROPERTY OF THE PROPERTY OF THE PROPERTY OF THE STANDING SYSTEM.

IN PROPERTY OF THE PROPERTY OF THE PROPERTY OF THE STANDING SYSTEM.

IN PROPERTY OF THE P



1,350 SQ. FT.

1,752 SQ. FT.

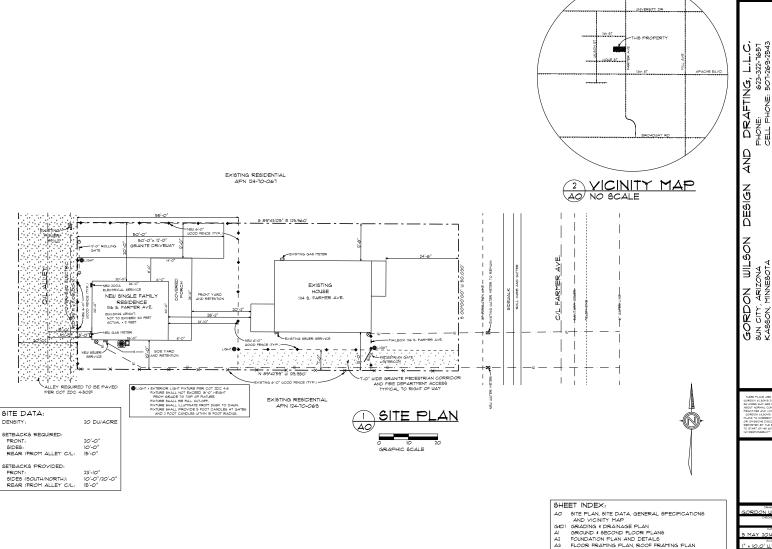
26.95%

NOT TO EXCEED 30 FEET (ACTUAL # 21 FEET)

LANDSCAPE AREA NEW DWELLING:

TOTAL LOT COVERAGE PERCENT:

TOTAL LOT COVERAGE AREA



FLOOR FRAMING PLAN, ROOF FRAMING PLAN AND SECTIONS

DETAILS.

EXTERIOR ELEVATIONS
ELECTRICAL
MECHANICAL/PLUMBING PLAN MP2 PLUMBING RISER ISOMETRICS

A-0

CLUB, 281

COUNTRY IPE, AZ 852

. В ОВ Т. Т.

ш

FINCE

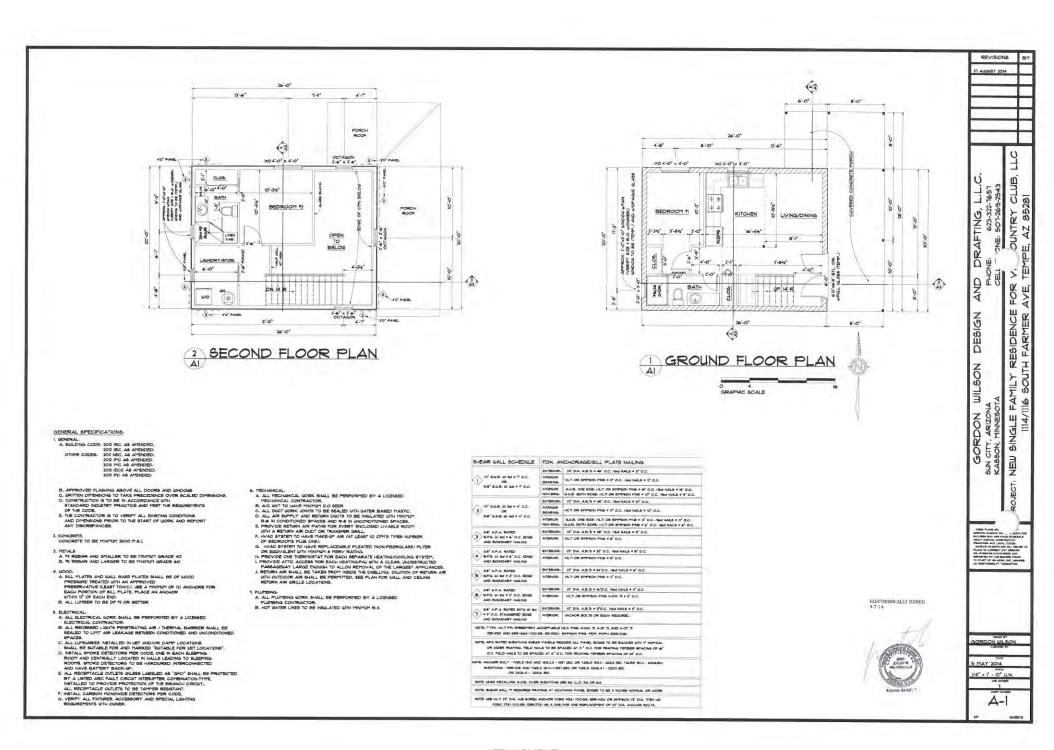
 $\overline{\Omega}$  0

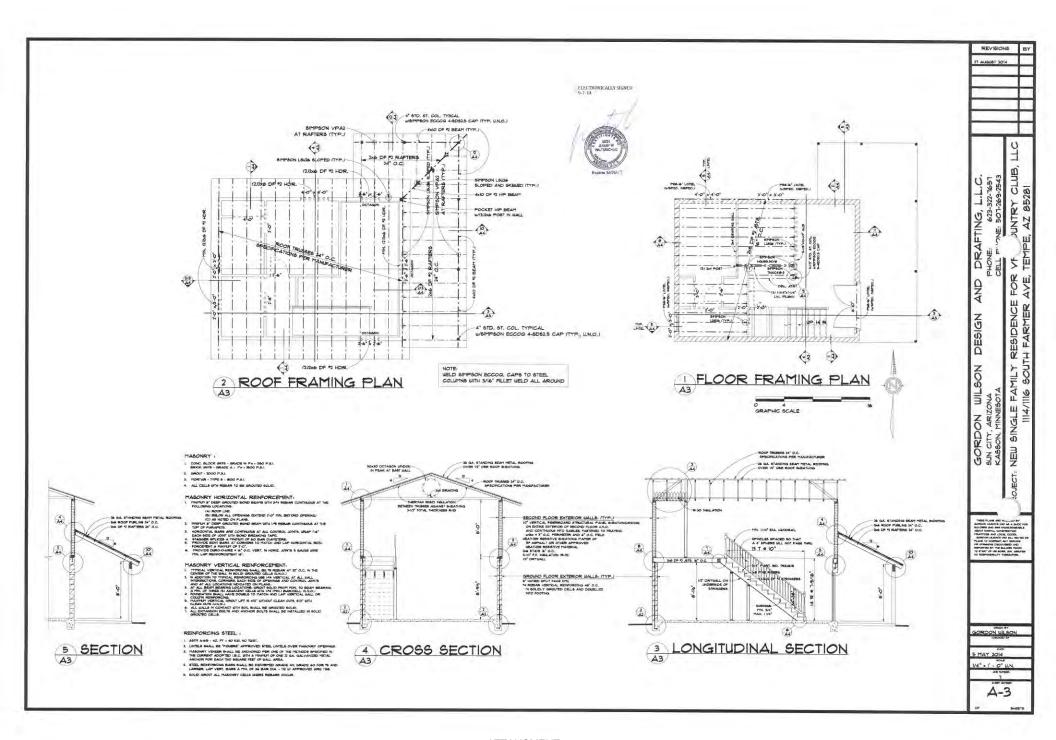
183 H

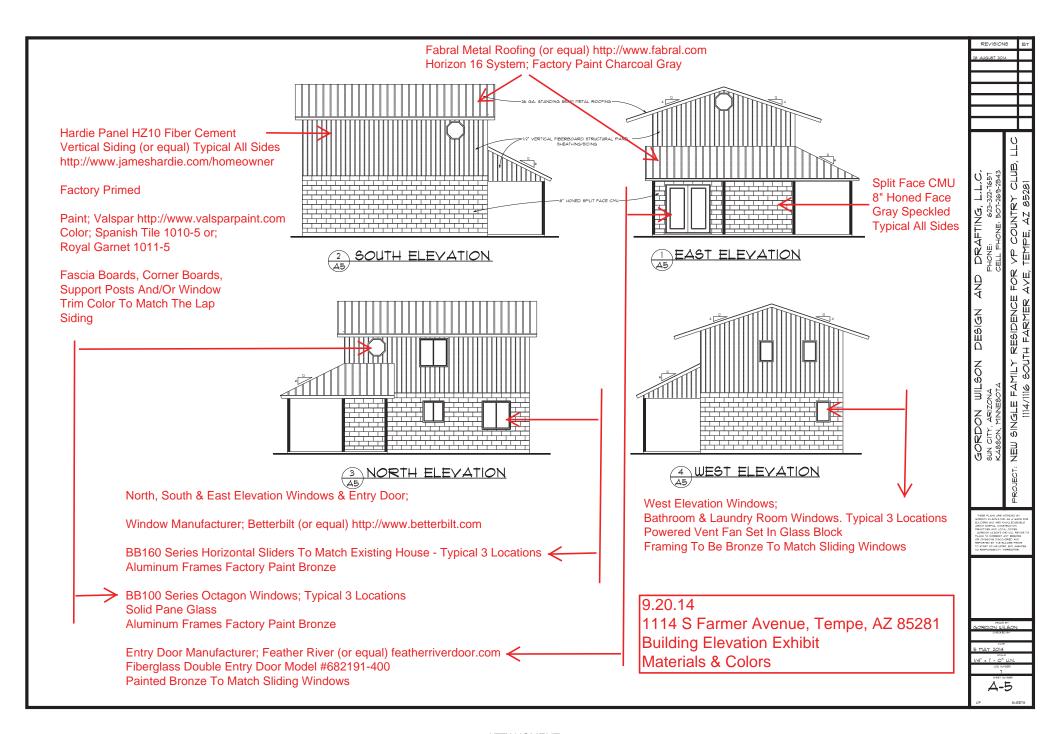
02 工

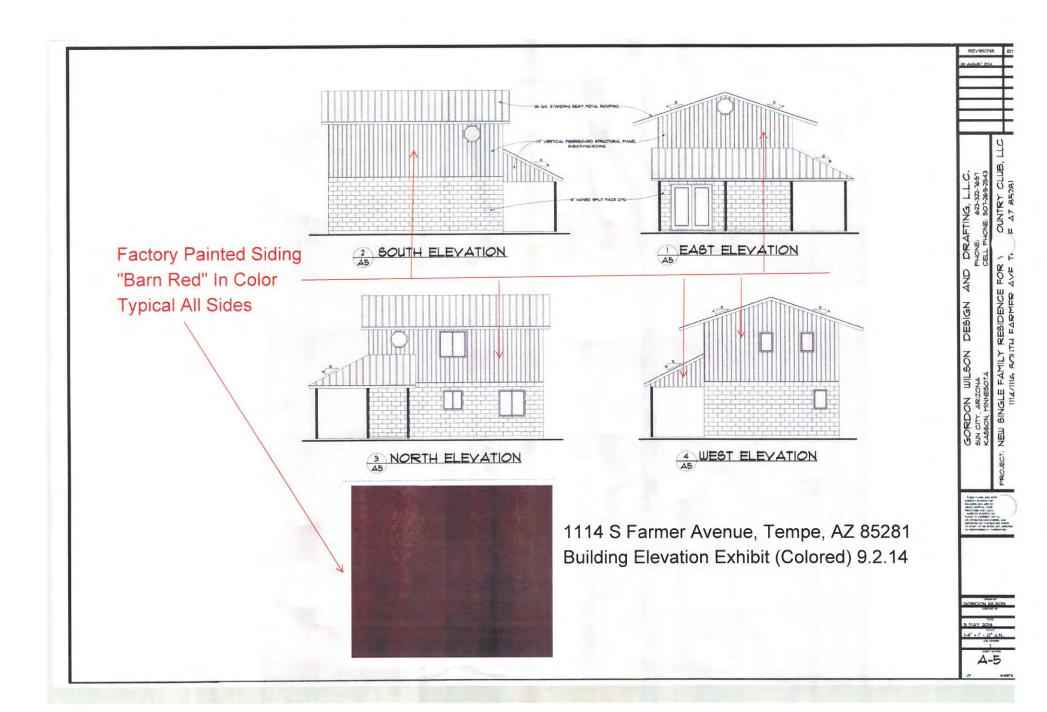
SINGLE FAMILY III4/III6 SOUT

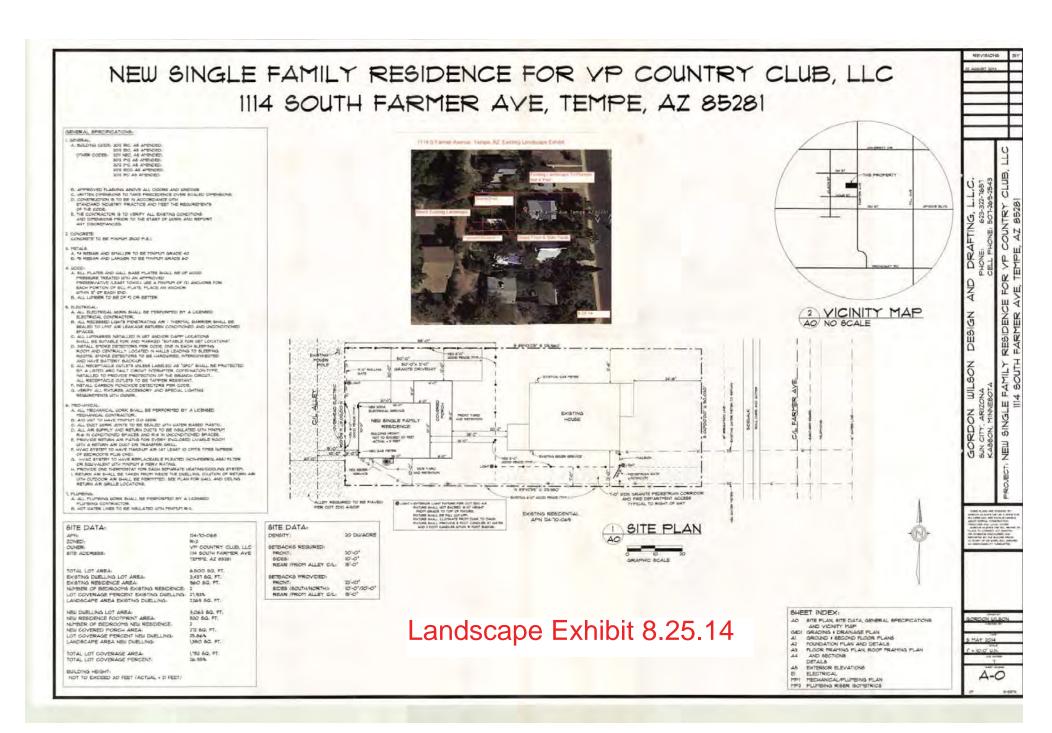
 $\overline{o}$ 











1114 S Farmer Avenue, Tempe, AZ; Existing Landscape Exhibit



CASE: PL140253 1114 South Farmer Avenue, Residence at Farmer

My name is Jean Zurface. I live at 1110 South Farmer Avenue which is next door to 1114 South Farmer Avenue. I have owned my property since 1990.

Please recognize my parking concerns for 1114 South Farmer Avenue and place them in the hearing record.

I visited with Diana Kaminski of your office this afternoon and reviewed the plans.

The current three bedroom house at 1114 South Farmer (two upstairs bedrooms and a large bedroom in the back addition to the house) has no parking. The people living in the house and visiting the house have been parking in my driveway, sometimes blocking my carport. I will be hiring a surveyor to more clearly mark my lot line, from Farmer all the way back to the alley. The property owner of 1114 South Farmer will have to find other parking for his tenants as they will no longer be permitted to park in what I have just learned is my driveway.

If adding a two bedroom residence to the property, the owner is required to provide 2.7 parking spaces for the front house and 2.2 spaces for the back house for a total of 4.9 spaces, rounded to five spaces. There is no way that the site can go from zero to five parking spaces.

There is no reserved parking on Farmer, and the students always fill all available spaces. The proposed location off the alley for the tandem parking for the back house is too close to the utility pole in the alley (it appears to be partially blocked by the pole) and too close to the entrance of my back house. There will be no privacy, fumes, noise, and possibly the leaning loaded utility pole will be hit by people backing out and it will fall on my house.

Thank you.

Jean Zurface

1110 South Farmer



CASE: PL140253 1114 South Farmer, Residence at Farmer

Amendment 1 to statement of Jean Zurface submitted 10/20/2014. Three pages.

Safety, Health and Civil Rights (fair access to housing) public policy implications that must be thoroughly considered before deciding whether to allow this project.

#### Safety

Allowing tandem parking off the alley is dangerous because of the already leaning utility pole in the alley partially blocking the exit from the proposed parking area. This pole could fall onto my house or fall into the alley if it was hit by a vehicle backing out.

Permitting tandem parking at the front house at 1114 South Farmer is very dangerous. There is no reserved parking on Farmer, and the ASU students always fill all available spaces. There is therefore no space on the street for the back car to move into when it has to move out into the street to allow the front car to leave. Also, there is constant student foot, bike, wheelchair, and skateboard traffic on the sidewalk and in the street. There is significant car traffic and the Dash is a constant presence blocking traffic briefly as it stops for passengers. It has been my experience that when tandem parking occurs at the front house at 1114 South Farmer, the back car often backs into my front yard because there is no way to back onto the street without risking hitting pedestrians and oncoming vehicles and bikes which can't be seen due to parked cars. Cars driving into my front yard are not only annoying because of the tire tracks in the raked gravel, but also dangerous because of the Tempe water meter and Tempe flood irrigation pipe and valve stem in my front yard which could be run over and broken causing flooding.

#### Health

The owner is proposing parking a total of four cars lengthwise against my property line. This means that two additional cars will be using the alley kicking up more dust daily. Engine noise and fumes from the four cars parked along my property line will be exposing me to further noise and air pollution.

As previously discussed under the Safety heading, there is a likelihood that cars will be cutting into my front yard to get out onto Farmer. Therefore, for both health and safety reasons, I am proposing first that tandem parking not be allowed in either the front or back, but if it is, I am requesting the city require the owner to pay for and erect a block wall from Farmer all the way back to the alley along my property line and that my side of the block wall match my existing block wall with a blocked textured stone façade.

#### **Civil Rights (Fair access to housing)**

I would like to again point out that five parking spaces, not four, must be added to the property because the existing front house has three bedrooms (two upstairs and one downstairs) and no existing parking

spaces fully on the property (the current renters and their guests are partially or fully parking in my driveway).

It appears from reviewing the application that the owner has only claimed the two upstairs bedrooms in the front house on his application. Thus, he must have converted the large downstairs handicap bedroom into another room to avoid claiming three bedrooms and thus having to provide a fifth parking space.

I am requesting that the Development Office obtain a written legal opinion from the City of Tempe attorney that addresses both the legality and fair access to housing policies of reconverting a publicly funded handicapped accessible conversion of the front house back into a non-handicapped accessible house by the present owner who is using it as a rental property.

When seeking a legal opinion, I am requesting that the following history of the conversion and questions be forwarded to the city attorney for his/her consideration.

The history of the conversion of the house into a handicap accessible house by the city of Tempe as I understand it from being a friend and neighbor of Mr. and Mrs. Lopez since 1990 who often visited their house both before and after the conversion, is as follows:

- 1. When Mr. and Mrs. Lopez became unable to go up the stairs due to Mr. Lopez's legs being cut off and Mrs. Lopez's heart condition, the City of Tempe converted the house into a handicap accessible house completely at taxpayer expense.
- 2. Mrs. Lopez told me that the handicap renovations cost over \$40,000 and that they didn't have to pay any of it—the city of Tempe paid for all of it.
- 3. My visual observation was that the city of Tempe converted the entire downstairs-- bath, kitchen, living room, downstairs bedroom, breezeway and outside laundry area into a totally wheelchair accessible residence. New windows replaced the drafty windows from the 1940's and the house was completely repainted inside and out.
- 4. Shortly after the conversion, both Mr. and Mrs. Lopez died.
- 5. Their two children sold the house to the current investor who removed the wheelchair ramps to the front and back door and perhaps all the handicap renovations inside the house.
- 6. The house is currently rented to a couple with a baby. They do not appear to be handicapped.

The questions that I feel the Development Office should have the city attorney address in his/her opinion are as follows:

- 1. What was the exact cost of the conversion of the house into a handicapped accessible house?
- 2. How was the conversion funded? What was the breakdown of the funding between federal, state and city of Tempe funding? How many hours were provided by city of Tempe employees on city time for the physical conversion work, paperwork, and inspections? What government disability programs was the conversion funded under and what are the regulatory compliance

- requirements of those programs particularly with regard to preserving and maintaining the government funded conversion over the life of the property when used as a rental?
- 3. Did the city of Tempe Development Office give the present owner permission or did the present owner obtain permits to tear out the wheelchair ramps and any other handicap features, including the wheelchair accessible first floor bedroom? If so, when? Was the legal office or the handicap advocate office contacted by the Development Office to ascertain the legal and policy implications to the handicap accessible rental housing stock in Tempe of allowing the current owner to remove the taxpayer funded handicap amenities?
- 4. What is the legal risk assessment of the city of Tempe being pursued for regulatory noncompliance and waste, fraud or abuse of taxpayer funds for allowing the reconversion by the present owner?
- 5. What are the implications to civil rights housing policies in Tempe and at ASU, when both entities promote Tempe and the university to disabled students as being extremely wheelchair friendly, thus inducing them to come to school here from all over the country?
- 6. Can the present owner be prohibited from using the front house as a rental or further develop the property until he restores the handicap amenities originally provided by the city at his own expense?
- 7. Can the present owner be required to provide handicap van parking to the front house?
- 8. Can the present owner be required to offer the front house for rental to disabled vets or other disabled individuals or students through appropriate advocate organizations?
- 9. Can the city more closely monitor this landlord in the future to ensure that he is complying with all handicap housing accessibility rules, regulations and policy?