Staff Summary Report



Development Review Commission Date: 05/08/2012 Agenda Item Number: 3

SUBJECT: Request approval for a Preliminary Subdivision Plat for SAN CAPELLA – MARK-TAYLOR

DEVELOPMENT located at 1155 West Elliot Road.

DOCUMENT NAME: DRCrSanCapella_Plat_050812 PLANNED DEVELOPMENT (0406)

COMMENTS: Request for SAN CAPELLA – MARK-TAYLOR DEVELOPMENT (PL110258) (San

Capella Apartments, LLC, property owner; Rob Orme, Mark-Taylor Inc., applicant) consisting of a new 384 unit multi-family residential development, located at 1155 West Elliot Road in the R-4(PAD), Multi-Family Residential General District, including a Planned Area Development Overlay and within the Southwest Tempe Overlay District.

The request includes the following:

SBD12004 – Preliminary Subdivision Plat consisting of one (1) lot on 19.48 acres.

PREPARED BY: Ryan Levesque, Senior Planner (480-858-2393)

REVIEWED BY: Lisa Collins, Interim Community Development Director (480-350-8989)

LEGAL REVIEW BY: N/A

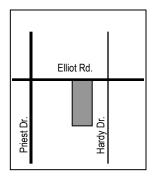
DEPARTMENT REVIEW BY: N/A

FISCAL NOTE: There is no fiscal impact on City funds.

RECOMMENDATION: Staff – Approval, subject to conditions

ADDITIONAL INFO: The subdivision plat will satisfy one of the prior conditions of approval, combining two (2)

parcels of un-subdivided land into one (1) lot.



PAGES: 1. List of Attachments

- Comments / Reason for Approval / Conditions of Approval History & Facts / Zoning & Development Code Reference 2.
- 3.

Location Map ATTACHMENTS: 1.

- Aerial Photo 2.
- 3-5. Subdivision Plat

COMMENTS:

This site is located southwest of Elliot Road and Hardy Drive. The location was the previous site of Fiddlesticks Family Fun Park, surrounded by industrial office and commercial businesses. The property is now zoned R-4(PAD), Multi-Family Residential General District and is located within the Southwest Tempe Overlay District.

This request includes the following:

A Preliminary and Final Subdivision Plat combining two (2) parcels into one (1) lot.

The request will satisfy the development plan review conditions of approval, requiring a subdivision plat to eliminate the existing multiple parcels on the site. This project is currently in review for building permits and construction.

REASON FOR APPROVAL:

1. The Subdivision Plat conforms to the technical standards of Tempe City Code Chapter 30, Subdivisions.

CONDITIONS OF APPROVAL:

- The Subdivision Plat shall be put into proper engineered format with appropriate signature blanks and recorded with Maricopa County Recorder's Office through the City of Tempe, Community Development Department on or before May 8, 2013. Failure to record the plat on or before (decision date), which is one (1) year from date of City Council approval, shall make the approval of the plat null and void.
- 2. All property corners shall be set and verified with staff upon final recordation of the subdivision plat, no later than three (3) months from the date of County recordation or as determined by staff.

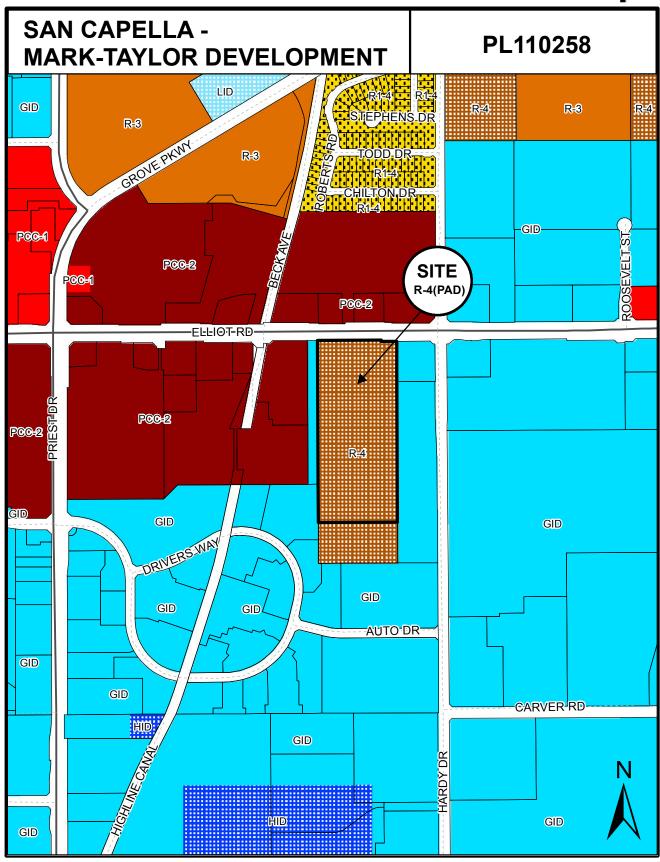
HISTORY & FACTS:

| July 11, 1974 | Area annexed into the City of Tempe (Ordinance No. 740) |
|------------------|---|
| May 1982 | Zoning Ordinance 808 identifies 1155 West Elliot Road as I-1, Light Industrial and I-2, General Industrial. |
| June 19, 1991 | Design Review Board approved new building elevations, site plan and landscape plan for Fiddlesticks, located at 11 55 West Elliot Road. |
| June 27, 1991 | City Council approved a use permit to allow a driving range, miniature golf course, video arcade, restaurant and other recreational use in the I-1, Light Industrial District; and a variance to allow non-masonry construction in the I-1 District for Fiddlesticks, located at 1155 West Elliot Road. (SIP 91.08) |
| June 12, 1997 | City Council approved an extension for the use permit to allow a recreational facility at Fiddlesticks, located at 1155 West Elliot Road. |
| August 23, 2011 | Development Review Commission approved the request for SAN CAPELLA – MARK-TAYLOR DEVELOPMENT for Development Plan Review consisting of a new 384 unit multi-family residential development, and recommended approval of a General Plan Projected Land Use Amendment from "Commercial" to "Residential", and a Zoning Map Amendment from GID, General Industrial District to R-4 (PAD), Multi-Family Residential General District with a Planned Area Development Overlay, all located at 1155 West Elliot Road. (Vote 5-1, Commissioner Miner dissenting) |
| October 20, 2011 | City Council approved the request SAN CAPELLA – MARK-TAYLOR DEVELOPMENT for a General Plan Projected Land Use Amendment from "Commercial" to "Residential", and a Zoning Map Amendment from GID, General Industrial District to R-4 (PAD), Multi-Family Residential General District with a Planned Area Development Overlay, all located at 1155 West Elliot Road. |

ZONING AND DEVELOPMENT CODE REFERENCE:

Section 6-307, Subdivisions, Lot Splits and Adjustments

T Tempe



Location Map



SAN CAPELLA - MARK-TAYLOR DEVELOPMENT (PL110258)

COMMUNITY APARTMENT CAPELLA SAN

OF THE NORTHWEST QUARTER OF SECTION 16, TOWNSHIP 1 SOUTH, OF THE GILA AND SALT RIVER MERIDIAN, MARICOPA COUNTY, ARIZONA, A PORTION OF RANGE 4 EAST OF

DEDICATION

KNOW ALL MEN BY THESE PRESENTS:

JEFFREY L. MARK, CHAIRMAN AND VICE PRESIDENT OF MARK-TAYLOR, INC.

ACKNOWLEDGMENT:

THE FORGOING INSTRUMENT WAS ACKNOWLEDGED BEFORE ME THIS DAY
2012 BY LEFFEET L. MRRA, CHARMAN & VICE PRESIDENT
OF WARK-TAYLOR, INC., AN ARIZONA CORPORATION WITNESS WHEREOF I HEREUNTO SET MY HAND AND OFFICIAL SEAL.

MY COMMISSION EXPIRES

NOTARY PUBLIC

RATIFICATION

KNOW ALL MEN BY THESE PRESENTS:

KM GIFT TRUST DATED NOVEMBER 25, 2002 HAS AN INTEREST IN SAID REAL PROPERTY AND HERBEY CONSENTS TO AND RATIFIES THE EXECUTION AND THE PLAT FOR SAN CAPELLA APARTMENT COMMUNITY AND THE DEDICATIONS SHOWN THEREON.

KEVAN MILLSTEIN, TRUSTEE

ACKNOWLEDGMENT:

THE FORGOING INSTRUMENT WAS ACKNOWLEDGED BEFORE ME THIS _____ DAY OF _______, 2012 BY KEVAN MILLSTEIN, TRUSTEE OF KM GIFT TRUST IN WITNESS WHEREOF I HEREUNTO SET MY HAND AND OFFICIAL SEAL.

NOTARY PUBLIC

APPROVALS:

OF THE CITY OF TEMPE, ARIZONA 2.

DATE PATE CITY CLERK MAYOR ;; B

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DATE DEVELOPMENT SERVICES ₩.

1.0×g Warch 19 2012 1250 p.m.

DATE

CITY ENGINEER

:: H

SUBDIVISION EGAL DESCRIPTION: (PRIOR TO

PARCEL NO. 1:

THAT PORTION OF THE NORTHWEST QUARTER OF SECTION 16, TOWNSHIP 1 SOUTH,
RANGE 4 EAST OF THE GILA AND SALT RIVER BASE AND MERDIAN, MARICOPA COUNTY,
ARAZONA, DESCRIBED AS FOLLOWS:
COMMENCIAN AT THE NORTH CURRER OF SALD SECTION 16;
THENCE SOUTH 89 DEGREES 40 MINUTES 39 SECONDS WEST, ALONG THE NORTH LINE
OF SAUD SECTION 16, A DISTANCE OF 307.51 FEET.
THENCE SOUTH 80 DEGREES 19 MINUTES 21 SECONDS EAST A DISTANCE OF 70.00
FEET TO A POINT ON THE SOUTH ROHT OF WAY LINE OF ELLIOT ROAD AND THE POINT
THENCE CONTINUING THE SOUTH ROHT OF WAY LINE AS A DISTANCE OF 550.00
FEET.
THENCE SOUTH 89 DEGREES 40 MINUTES 21 SECONDS WEST, A DISTANCE
FEET.
THENCE NORTH 89 DEGREES 40 MINUTES 21 SECONDS WEST, A DISTANCE
FEET.
THENCE NORTH 89 DEGREES 40 MINUTES 21 SECONDS WEST, A DISTANCE OF 550.00
FEET.
THENCE NORTH 89 DEGREES 40 MINUTES 29 SECONDS SEST, A DISTANCE OF 1550.00
FEET.
THENCE NORTH 89 DEGREES 29 MINUTES 39 SECONDS SEST, A DISTANCE OF 1550.00
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HENCE NORTH 89 DEGREES 25 MINUTES 39 SECONDS EAST, A DISTANCE OF 10.00
FEET TO THE POINT OF BEGINNING.

PARCEL NO. 2: A NON-LOCALISME EASEMENT FOR PARKING, VEHICULAR AND PEDESTRIAN INGRESS AND CERESS. AS CREATED BY EASEMENT AGREEMENT FOR PARKING, INGRESS AND CERESS RECORDED IN RECORDING NO. 97—0632659, RECORDS OF MARICOPA COUNTY, ARIZONA,

DEVELOPER:

MARK-TAYLOR, INC.
6623 NORTH SCOTTSDALE ROAD
SCOTTSDALE, ARIZONA, 85250
CONTACT: JEFFREY L. MARK
PHONE: 480-991-9111 SAN CAPELLA APARTMENTS, LLC C/O MARK—TAYLON, INC. 6623 NORTH SCOTTSDALE ROAD SCOTTSDALE, ARIZONA, 85.250 CONTACT: JEFFER, L. MARK PHONE, 480—691—9111

BENCH MARK

CITY OF TEMPE BRASS CAP IN HANDHOLE AT THE INTERSECTION OF ELLIOT ROAD AND HARDY DRIVE. ELEVATION: 1212.85 (CITY OF TEMPE DATUM)

BASIS OF BEARING:

THE BASIS OF BEARING USED FOR THIS PLAT IS N89'40'39'E ALONG THE NORTH LINE OF THE WORTHWEST OLGARIER OF SECTION IT TOWNSHIS TOWNSHIT NETS OF ELLION TOWN END THE DROWN FRANCE OF ELLION ROAD.

CERTIFICATION

THIS IS TO CERTIFY THAT THIS PLAT IS CORRECT AND ACCURANTE AND THE MONUMENTS DESCRIBED HERBIN HAVE EITHER BEBLOWS SET OR LOCKTED AS DESCRIBED TO THE BEST OF MY KNOWLEDGE AND BELLEF AND THEIR POSITIONS ARE CORRECTED. SHOWN, NO THAT SAU MONUMENTS ARE SUFFICIENT TO BE RETRACED.



STEVEN C. BURFORD, R.L.S. ARIZONA NO. 26409

RECXXXXX SBDXXXXX DS110692

AREA:

NET: 19.476± ACRES GROSS: 20.328± ACRES

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CARVER 16

SECTION

KYRENE

MAP ROAD

VICINITY

WARNER

GAOR

DRIVE

SITE

THIS

ELLIOT

ADDRESS SITE

SAN CAPELLA APARTMENT COMMUNITY 1155 WEST ELLIOT ROAD TEMPE, ARIZONA, 85284

PRIEST

1. THIS SUBDIVISION IS LOCATED WITHIN THE CITY OF TEMPE AND BEEN DESIGNATED AS HAVING AN ASSURED WATER SUPPLY.

NOTES:

3. ALL NEW AND EXISTING, AS WELL AS ON—SITE AND OFF—SITE UTILITY CHART THAN TRANSMISSION LINES) SHALL BE PLACED UNDERGROUND. LOT CORNERS TO BE SET WITH 1/2" REBAR. R.L.S. #26409.

4. ANY RETENTION SYSTEM AS SHOWN ON THE GRADING AND DRAINAGE PLAKS SHALL BE THE SOLE RESONSBILLTY OF THE PROPERTY OWNER TO: (1) REGULARY INSPECT THE SYSTEM (AT LEAST ANNUALLY), AND (2) MAINTAIN THE SYSTEM IN A CORDING THAT MILL ALLOW THE SYSTEM TO STORE AND DISSIPALE THE YOLUME OF STORM WAITER AS SHOWN ON THE DESING PLAKE. THE CRECONCE RESTRICTION CANNOT BE CHANGED THE CORSONG RESTRICTION CANNOT BE CHANGED.

KECXXXXX

DRAINAGE STATEMENT:

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PLAIN CERTIFICATION: FLOOD

2BDXXX.

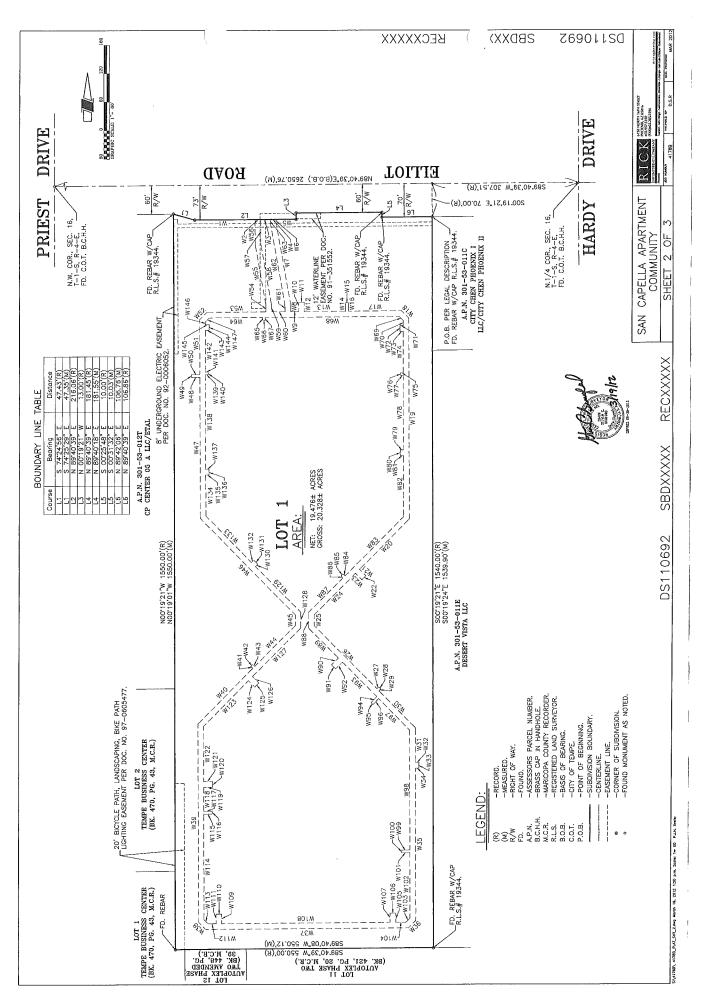
THIS IS TO CERTIFY THAT THE ABOVE SUBJECT PROPERTY LIES WITHIN ZONE "Y" ("OTTED). AS DESIGNATED ON THE FLOOD NUSURANCE RATE MAP NUMBER ON JOSGASOG, DATED SEPTEMBER 30, 2005, ZONE "X" ("ODITED) IS DETINED AS AREAS OF OLZA ANNUAL CHANGE FLOOD WITH AVERAGE DEPTHS OF LESS THAN 1 1 FOOT OR WITH DRAININGE AREAS LESS THAN 1 SOGIARE MILE, AND AREAS PROPIECTED BY LEVEES FROM 1% ANNUAL CHANGE FLOOD.

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SAN CAPELLA APARTMENT COMMUNITY

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MAR 2012



21/61/6

SAN CAPELLA APARTMENT COMMUNITY

SHEET

RECXXXXX

SBDXXXXX

DS110692

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ATTACHMENT 5