



## PUBLIC HEARING AGENDA

---

### Development Review Commission REGULAR MEETING Tuesday, January 12, 2021

Harry E. Mitchell Government Center  
Tempe City Hall - City Council Chambers  
31 E. 5<sup>th</sup> Street, Tempe, AZ 85281  
6:00 p.m.

*Due to concerns over COVID-19 exposure, the City has implemented measures to protect our community including the closing of Council Chambers and limiting public attendance to electronic means only. Members of the public may view the live meeting proceedings on Tempe Channel 11 or attend the meeting virtually through Cisco Webex Events at <https://www.tempe.gov/virtualplanning> or by visiting [www.tempe.gov/planning](http://www.tempe.gov/planning) for more information).*

Public comments may be submitted to the assigned Project Planner by email or phone no later than 5:00 p.m. on January 11, 2021. Public comments may also be submitted by clicking [here](#).

#### **CONSIDERATION OF MEETING MINUTES:**

1. Development Review Commission – [Study Session 12/8/20](#)
2. Development Review Commission – [Regular Meeting 12/8/20](#)

**USE PERMITS & DEVELOPMENT PLAN REVIEW** *The following consist of items requiring a public hearing notice in accordance with the Code. The Commission is the decision-making body for these requests:*

3. Request a Use Permit to allow a two-story single-family residence for the **RAO RESIDENCE**, located at 5509 South Waverly Way. The applicant is JCL Design Build LLC. **(PL200266)**  
**Project Planner:** Dalton\_Guerra@Tempe.gov or (480) 350-8652

**REPORT:** [RAORESIDENCE.PDF](#)

4. Request a Use Permit to allow a restaurant with a drive-through in the GID zoning district and a Development Plan Review for a new 3,751 square-foot building for **WHATABURGER TEMPE**, located at 1800 West Elliot Road. The applicant is Jason Sanks of Sustainability Engineering Group. **(PL200246)**  
**Project Planner:** Robbie\_Aaron@Tempe.gov or (480) 350-8096

**REPORT:** [WHATABURGERTEMPE.PDF](#)

**CODE TEXT AMENDMENT** *The following includes amendments within the Zoning and Development Code requiring a public hearing notice in accordance with the Code. The Commission is the recommending body for these requests:*

5. Request a Code Text Amendment amending the Tempe Zoning and Development Code consisting of changes within Section 3-426, Medical Marijuana and other related sections for the regulation of recreational marijuana in compliance with the Smart and Safe Arizona Act for **MARIJUANA INITIATIVE (PROPOSITION 207)**. The applicant is the City of Tempe. **(PL200301)**  
**Project Planner:** Ryan\_Levesque@Tempe.gov or (480) 858-2393

**REPORT:** [MARIJUANAINITIATIVE.PDF](#)

**ANNOUNCEMENTS / MISCELLANEOUS:**

6. Commission Member Announcements
7. City Staff Announcements

For further information on the above agenda items, contact Community Development, Planning Division (480) 350-8331. Cases may not be heard in the order listed. The City of Tempe endeavors to make all public meetings accessible to persons with disabilities. With 48 hours advance notice, special assistance is available at public meetings for sight and/or hearing-impaired persons. Please call 350-8331 (voice) or 350-8400 (TDD) to request an accommodation to participate in a public meeting.

01/11/2021 9:23 AM