

BOARD OF SUPERVISORS AGENDA ITEM REPORT

Requested Board Meeting Date: August 17, 2020

Title: Co12-93-11 SABINO ESTATES AT SABINO SPRINGS PLAT NOTE MODIFICATION (LOT 3)							
Introduction/	/Background:						
The applicant requests a plat note modification to increase allowable grading on Lot 3 from a maximum of 9,200 square feet to a maximum of 11,000 square feet in order construct of a 2,950 square foot single family residence in addition to an attached garage, outdoor pool, parking apron, and driveway.							
Discussion: There is an overall grading limit within the Sabino Springs Specific Plan. Grading was allotted to each subdivision development within Sabino Springs. In the subject Sabino Estates subdivision, after estimating grading for infrastructure, each lot was then allotted grading limits as well. A subsequent as-built grading study determined that less disturbance for infrastructure occurred than was originally estimated for the subdivision. The reduced disturbance equals approximately 1,800 square feet for each of "44 remaining lots" as described in the study report. This same modification has been approved by the Board for 15 lots to date.							
The grading allotments are the primary method to enforce the grading cap placed on the entire Sabino Springs Specific Plan. The determination that this 45-lot subdivision has excess grading to be utilized allows for an even distribution of excess grading for 44 lots within the subdivision that were remaining to be developed at the time of the grading study.							
Recommendation:							
Staff recommends approval of a modification of administrative control note plat note #20(B) to allow an increase in grading from a maximum of 9,200 square feet to a maximum of 11,000 square feet as requested for Lot 3 of the Sabino Estates at Sabino Springs subdivision.							
Fiscal Impact	t:						
N/A							
Board of Sup	ervisor District	:					
⊠ 1	2	· 🗌 3	4	□ 5	□ AII		
Department: [Development Ser	rvices Departmen	t - Planning Te	lephone: 520-724-8	3800		
Contact: E	Donna Spicola, F	Planner	Te	 lephone: 520-724-9	9513		
Department Director Signature/Date:							
Deputy County Administrator Signature/Date: 7/24/2020 County Administrator Signature/Date: 7/24/20							



TO:

Honorable Ally Miller, Supervisor, District 1

FROM:

Chris Poirier, Deputy Director

Public Works-Development Services Department-Planning Division

DATE:

July 17, 2020

SUBJECT:

Co12-93-11 SABINO ESTATES AT SABINO SPRINGS (LOT 3)

The above referenced Rezoning Closure is within your district and is scheduled for the Board of Supervisors' MONDAY, AUGUST 17, 2020 hearing.

REQUEST:

For a plat note modification of Restrictive Administrative Control Note #20(B) to increase the area of the development envelope (grading) from a maximum of 9,200 square feet to a maximum of 11,000 square feet on Lot 3 of the Sabino Springs at Sabino Estates subdivision (Bk. 45, Pg. 07). The subject property is approximately 0.68 acres, zoned SP (BZ) (Specific Plan - Buffer Overlay Zone) and is located on the east side of E. Sabino Estates Drive, approximately 1,000 feet northeast of the intersection of N. Bowes Road and E. Sabino Estates Drive

and is addressed as 9650 E. Sabino Estates Drive.

OWNER:

William & Terrie Kieckhefer Revocable Trust

5222 N. Sterling Heights Place

Tucson, AZ 85749

AGENT:

Chris Evans, Architect

3220 E. Terra Alta Boulevard #9

Tucson, AZ 85716

DISTRICT:

1

STAFF CONTACT: Donna Spicola, Planner

PUBLIC COMMENT TO DATE: As of July 17, 2020, staff received no public comment.

STAFF RECOMMENDATION: APPROVAL

MAEVEEN MARIE BEHAN CONSERVATION LANDS SYSTEM DESIGNATIONS: The subject property is located outside of the Maeveen Marie Behan Conservation Lands System (CLS).

TD/DS Attachments



BOARD OF SUPERVISORS MEMORANDUM

Subject: Co12-93-11

Page 1 of 3

FOR AUGUST 17, 2020 MEETING OF THE BOARD OF SUPERVISORS

TO:

HONORABLE BOARD OF SUPERVISORS

FROM:

Chris Poirier, Deputy Director

Public Works-Development Services Department-Planning Division

DATE:

July 17, 2020

UNADVERTISED ITEM FOR PUBLIC HEARING

PLAT NOTE MODIFICATION

Co12-93-11 SABINO ESTATES AT SABINO SPRINGS (LOT 3)

Request of Kieckhefer Revocable Trust, represented by Chris Evans, Architect, for a **plat note modification** of Restrictive Administrative Control Note #20(B) to increase the area of the development envelope (grading) from a maximum of 9,200 square feet to a maximum of 11,000 square feet on Lot 3 of the Sabino Estates at Sabino Springs subdivision (Bk. 45, Pg. 07). The subject property is approximately 0.68 acres, zoned SP (BZ) (Specific Plan - Buffer Overlay Zone) and is located on the east side of E. Sabino Estates Drive, approximately 1,000 feet northeast of the intersection of N. Bowes Road and E. Sabino Estates Drive and is addressed as **9650 E. Sabino Estates Drive**. Staff recommends **APPROVAL**.

(District 1)

STAFF RECOMMENDATION

Staff recommends **APPROVAL** of a modification of subdivision plat Restrictive Administrative Control Note #20(B) to allow an increase in the development envelope (grading) from a maximum of 9,200 square feet to a maximum of 11,000 square feet as requested for Lot 3 of the Sabino Estates at Sabino Springs subdivision.

REQUEST OF APPLICANT

The applicant requests a modification of plat Restrictive Administrative Control Note #20(B) which limits the area of the development envelope (grading) for each of 45 lots within the Sabino Estates at Sabino Springs subdivision to a maximum of 9,200 square feet. The applicant requests an 1,800-square-foot increase in permitted graded area for a total of 11,000- square-foot maximum graded area for Lot 3 in order to construct a 2,950 square foot single-family residence. The single-family residence, attached garage and covered patios totals 4,709 square feet under roof. The applicant calculates 10,973 square feet of disturbance including the parking apron, driveway, pool, and rear yard. The applicant notes that same request has been granted for other homes in the subdivision.

Co12-93-11 Page 3 of 3

PLANNING REPORT

Staff supports the requested 1,800 square foot increase in grading on Lot 3 because there is excess grading allowance for the subdivision from that originally assigned for this portion of the Sabino Springs Specific Plan. A past as-built grading study (attached) performed by an engineering firm and accepted by the Development Services Department, demonstrated that environmentally friendly methods employed during construction of the subdivision infrastructure reduced originally estimated grading disturbance by 78,312 square feet (1.8 acres). The excess grading allowance, if distributed among what was described in the report as "...the remaining 44 lots in Sabino Estates...", allows a grading increase of approximately 1,800 square feet per lot. However, due to the administrative control note, it was determined that the proportional distribution of the excess grading would be allowed based upon the Board of Supervisors' approval of the modification of the administrative control note on a per-lot basis. To date, requests for fifteen lots have been approved by the Board for the 1,800 square foot grading increase. The lot numbers are 1, 4, 6, 9, 11, 12, 17, 25, 29, 34, 35, 42, 43, 44, and 45 (Board Minutes attached).

The 15.97-acre grading limit (Restrictive Note #10) within the 80.03-acre subject plat derives from the Sabino Springs Specific Plan which was conditioned upon a maximum grading limit of 55% (now 56% through a past approved amendment) of its 428.35 acres. The various developments within the Specific Plan have been assigned portions of the grading allowance. After accounting for disturbance for infrastructure (roads, common driveways, drainage structures), each lot within the subject plat area was allotted 9,200 square feet for grading disturbance.

As noted, the actual grading planned for the subject lot is less than 11,000 square feet at 10,973 square feet. Restrictive Note #19 allows grading to accommodate the ingress/egress for Lot 3 and has been incorporated into the total for the overall roadway grading. To date, there has been no grading on Lot 3 except for the ingress/egress easement. Subject Lot 3 has many saguaro cacti (a protected species), and is also located within the Buffer Overlay Zone, being near the Coronado National Forest. Review for compliance with the Hillside Development Overlay Zone standards, the Native Plant Preservation Ordinance including preservation and potential mitigation of saguaros, Flood Control requirements, and Buffer Overlay Zone (BOZO) standards has not been conducted for this request.

Preservation of the site is furthered by the Restrictive Note #20(D) requiring the remaining undisturbed areas outside of the development envelope to be dedicated as a conservation easement.

The subject lot is located outside of the Conservation Lands System (CLS). However, the Specific Plan was approved with conservation elements; and General Administrative Note #11 for this platted subarea of the Specific Plan indicates that 80.04 percent of Sabino Estates will remain undisturbed. The potential for disturbance of 11,000 square feet of the 0.68-acre subject lot constitutes approximately 37.1 percent of the lot, leaving 62.9 percent as natural.

The owners should note that a property owner within the subdivision may privately enforce plat notes, even if the Board of Supervisors grants a modification.

Public notice is being sent to all property owners within the subdivision and within 300 feet of the boundaries of the subdivision. No written public comment has been received as of the writing of this report.

Co12-93-11 Page 3 of 3

TD/DS Attachments

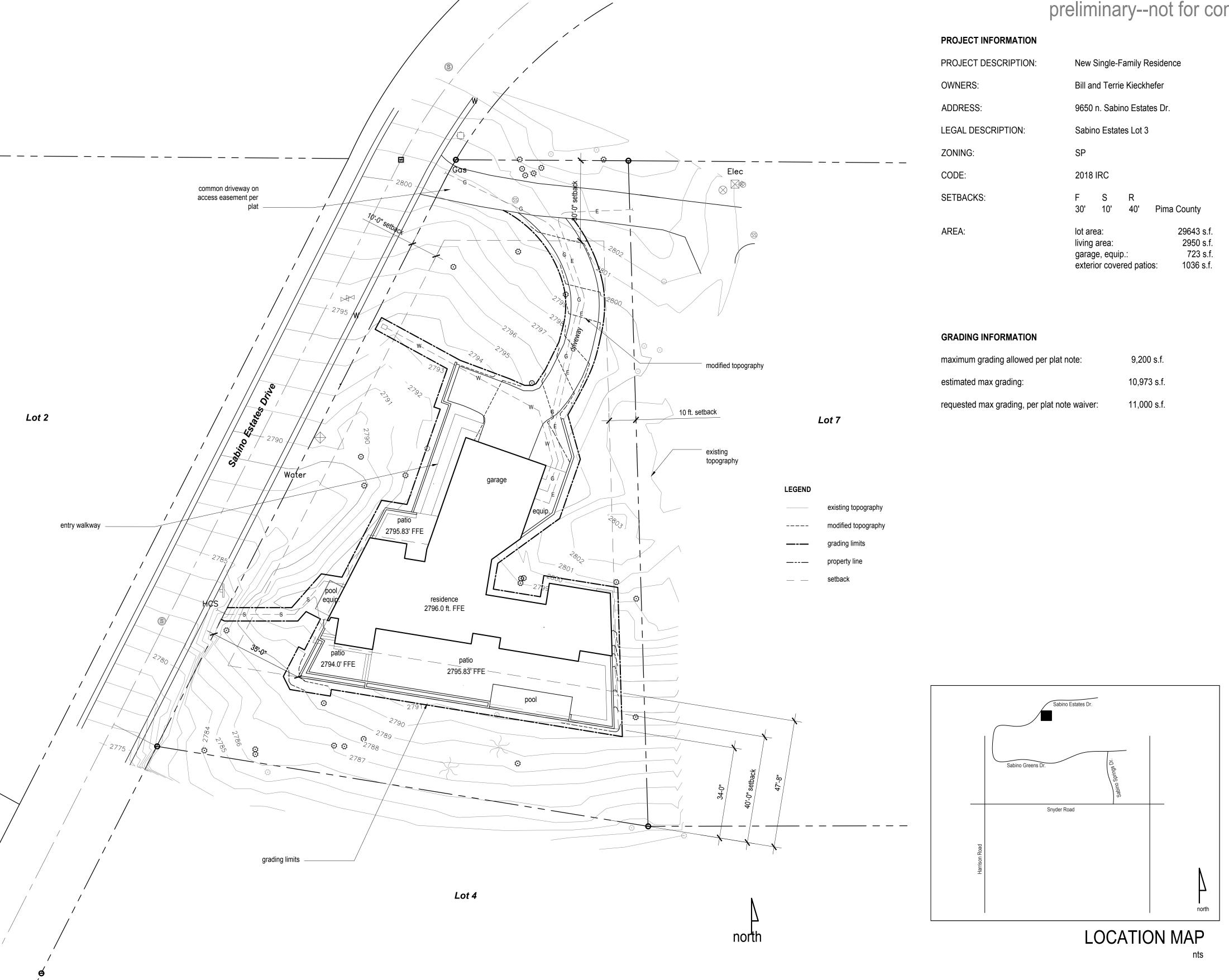
cc: William & Terrie Kieckhefer Revocable Trust, 5222 N. Sterling Heights Place, Tucson, AZ 85749

Chris Evans, Architect, 3220 E. Terra Alta Boulevard #9, Tucson, AZ 85716 Tom Drzazgowski, Chief Zoning Inspector Co12-93-11 File



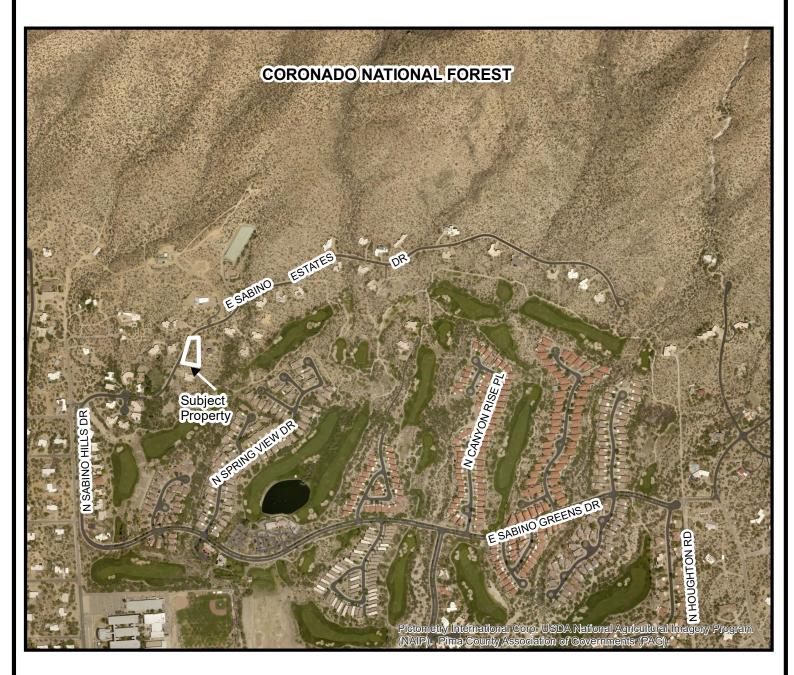


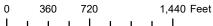




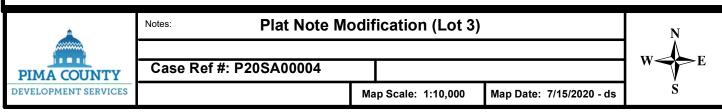
Case #: CO12-93-11
Case Name: SABINO ESTATES AT SABINO SPRINGS

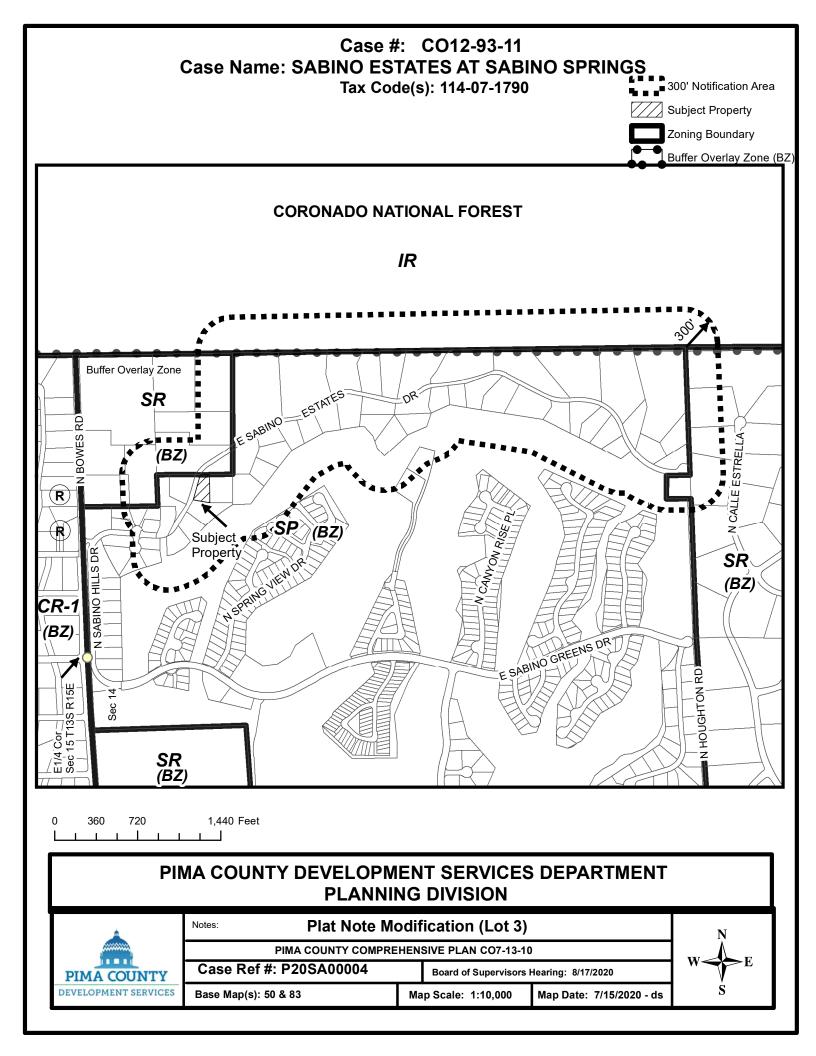
Tax Code(s): 114-07-1790





PIMA COUNTY DEVELOPMENT SERVICES DEPARTMENT PLANNING DIVISION







Planned Development Community (PDC)

Objective: To designate existing approved specific plans. Specific plans comprise a unique zoning regimen within a planned community. Specific plan documents include detailed information on the intent for the community as a whole, as well as the individual planning and zoning districts within the specific plan area. Applications for amendments to individual specific plans shall be done in accordance with Section 18.90 (Specific Plans) of the Pima County Zoning Code.

Exception: State Trust land in the proposed Sahuarita East Conceptual Plan is designated a PDC under Special Area Policy S-36 in Chapter 9.

Case #: CO12-93-11

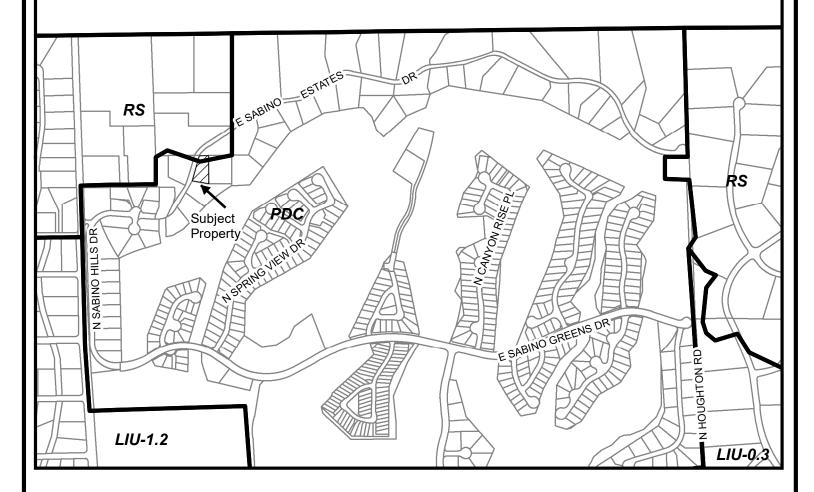
Case Name: SABINO ESTATES AT SABINO SPRINGS

Tax Code(s): 114-07-1790

Comprehensive Plan Exhibit (Catalina Foothills Planning Area)

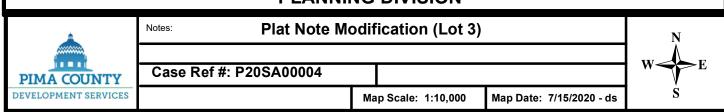
CORONADO NATIONAL FOREST

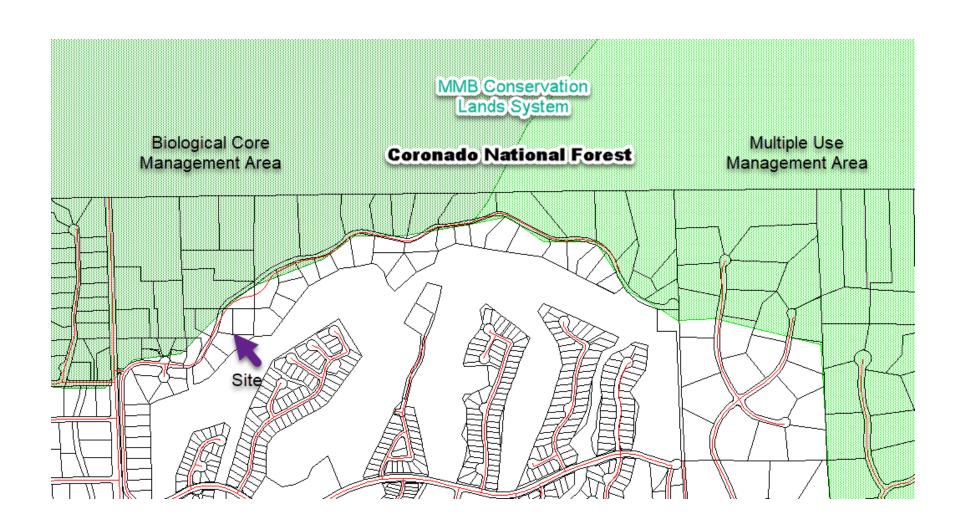
RS



0 360 720 1,440 Feet

PIMA COUNTY DEVELOPMENT SERVICES DEPARTMENT PLANNING DIVISION





As-Built Grading Study

Stantec Consulting Inc. 4911 East Broadway Blvd. Tucson AZ 85711-3611 Tel: (520) 750-7474 Fax: (520) 750-7470 stantec.com



10 July, 2002 File: 85611402

Tel: 740-6816 Fax: 740-6878

Mr. Carmine Debonis, Jr. Operations Administrator Pima County Development Services 201 North Stone Avenue Tucson, AZ 85701

Reference: Sabino Estates

Dear Carmine:

Per the request of our client, Stantec has analyzed the area referred to as Sabino Estates (Bk. 45, M&P, Pg. 7) via orthophotogrammetry to establish the extent of asbuilt grading for the site. To the best of our knowledge and belief, based upon a review of past records presented to us by our client, the following numbers were formulated in the same manner as the original clearing estimate given at the time of recordation of the Final Plat.

As-Built Grading

1.	Street Right-of-Way	167,163 SF / 3.84 AC
2.	Common Driveways	20,890 SF / 0.48 AC
3. 4.	Drainage Structures Slopes	10,617 SF / 0.24 AC 7,900 SF / 0.18 AC

Environment

Buildings

206,570 SF / 4.74 AC

Industrial

Transportation

When compared to the original clearing estimate of 284,882 SF (6.54 AC), we have concluded that the conscientious and environmentally friendly methods employed by our client during construction of the infrastructure resulted in a 78,312 SF (1.8 AC) reduction in the total amount of grading. Distribution of this savings across the remaining 44 lots in Sabino Estates resulted in an increase in grading of 1,780 SF per lot.

Urban Land

Therefore, it is our opinion that the "Allowable Lot Grading" as defined in the Administrative Control Notes should be increased, from the 9,200 secure http:// to a new threshold of 10,980 SF (or approximately 11,000 SF) It is our further opinion that this appears to be consistent with the interpretation by the County of the Specific Plan when the Sabino Estates Plat was approved. For clarity we have attached

10 July 2002 Mr. Carmine Debonis Page 2 of 2

Reference: Sabino Estates

a conceptual exhibit detailing the areas analyzed in generating the actual areas of disturbance.

We trust the above information is sufficient for your needs at this time. Feel free to contact us should you have any further questions.

Sincerely,

STANTEC CONSULTING INC.

Rober J. Jannarino, PE, RLS Principal, Land Development riannarino@stantec.com

RJI:ic

Enc.

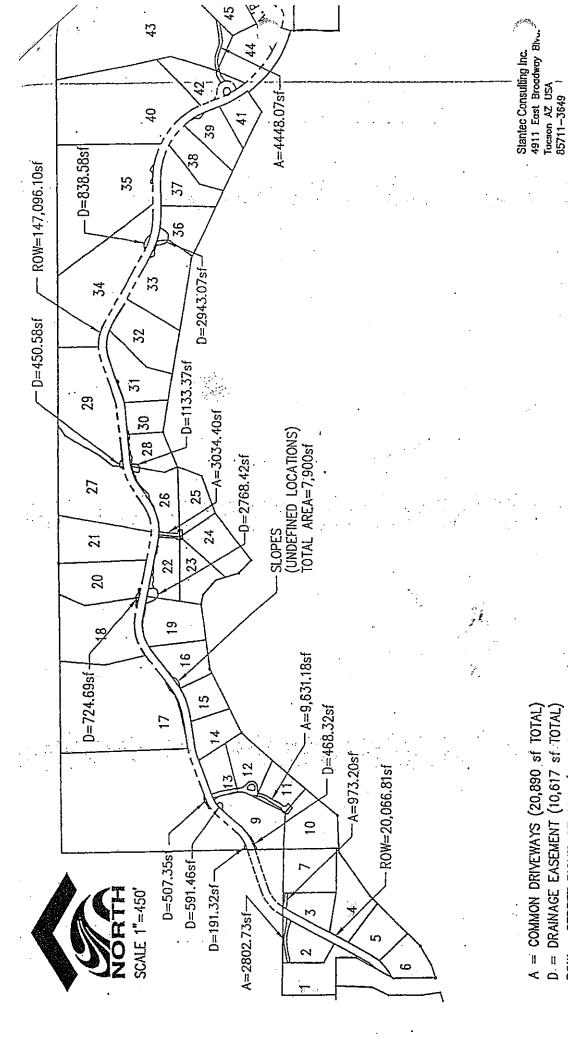
Copy: John Cote

Lawrence M. Hecker, Esq. Mike Grassinger

Mike Grassinger Chuck Huckelberry

NTUCSERV01N-civiNPROJ14\85501402\admin\Debonis as-built.doc





AS-BUILT GRADING EXHIBI PAGE 7 BOOK 45,

ROW = STREET RIGHT-OF-WAY (167,163 sf TOTAL)

AS-BUILT GRADING PER ORTHO-RECTIFIED AERIAL PHOTO IMAGE PROVIDED BY

TOTAL 'AREA = 206,570 sf

SLOPES (7,900 sf TOTAL)

SCALE COLOR PHOTOGRAPHY SUPPORTING

"=40" MAPPING SCALE

COOPER JOB NO. 010411-13927; 1:4000 COOPER AERIAL, FLIGHT DATE 8-21-01,



520,750,7474 520.750.747 ww.stantec.com

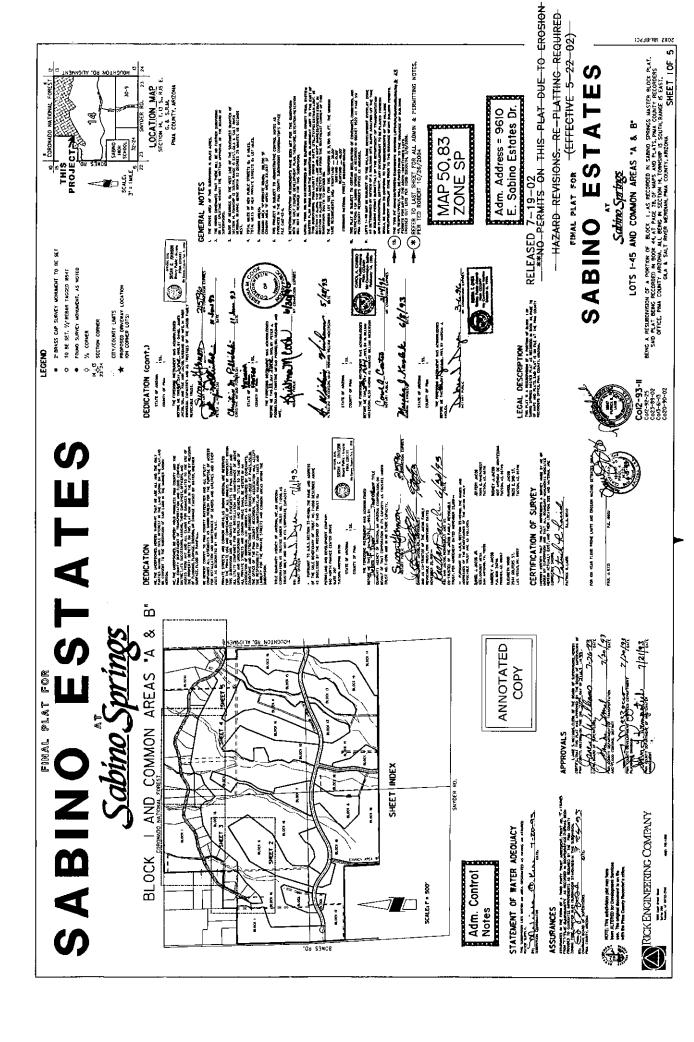
3 로

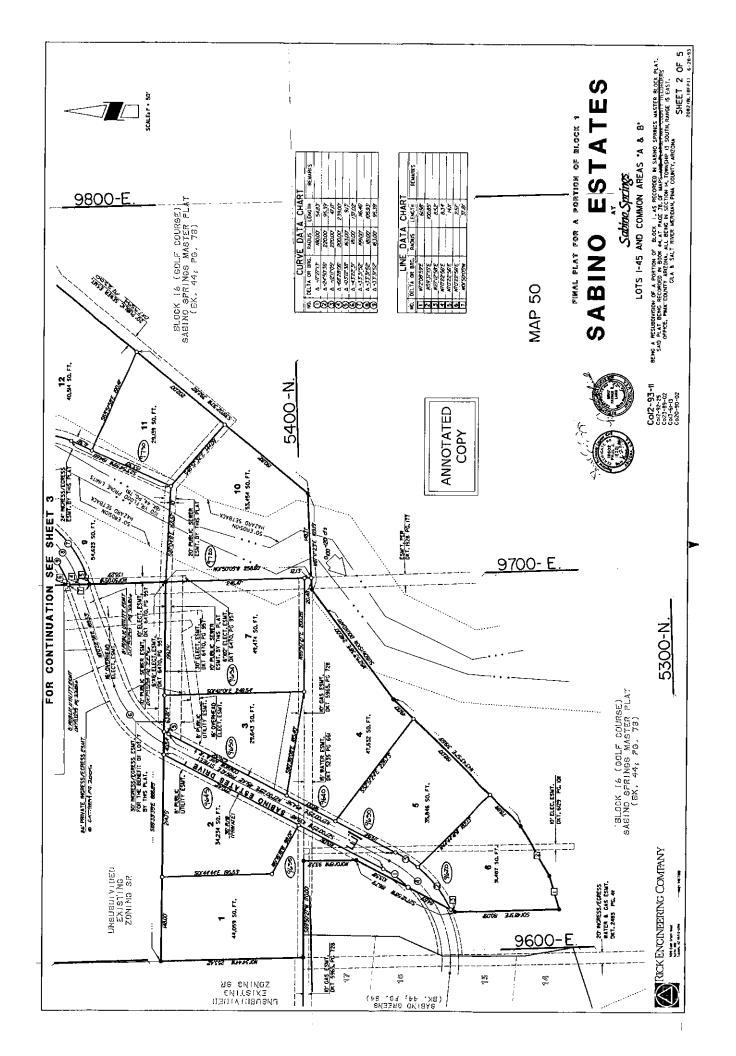
JOB NO. 85611402-94

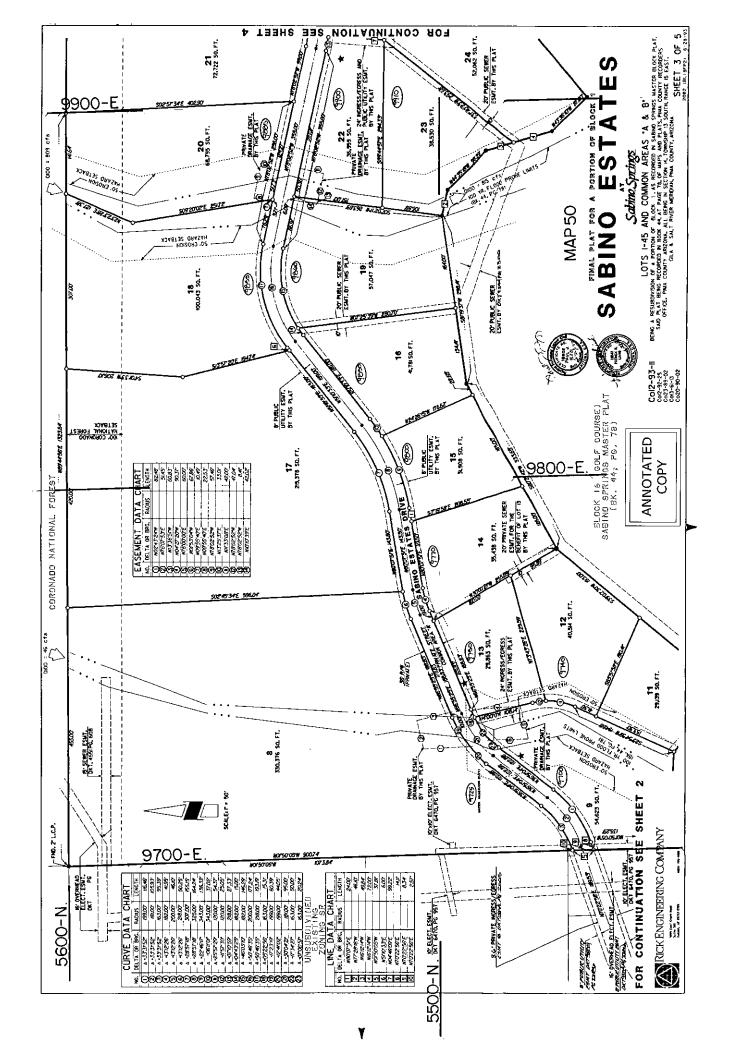
SABINO ESTATES AT SABINO SPRINGS LOTS 1-45 & COMMON AREAS "A" & "B"

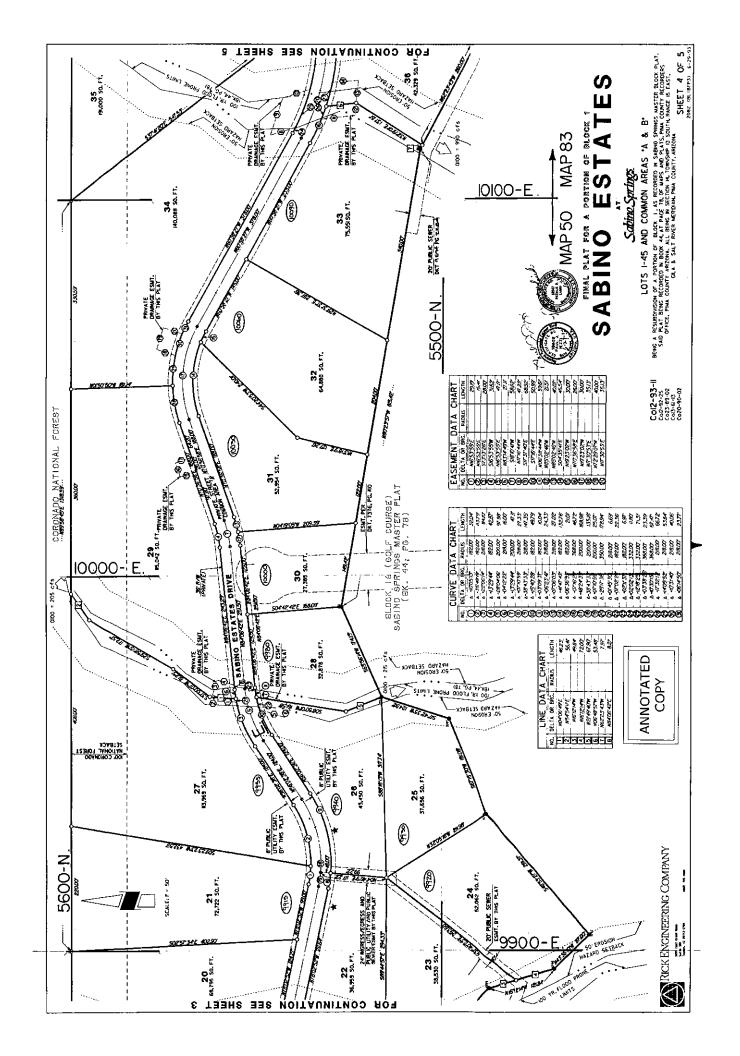
VERSION OF THE ORIGINAL DOCUMENT. IT HAS ADDITIONAL INFORMATION. ORIGINAL COPIES MAY BE OBTAINED FROM THE PIMA COUNTY ***THE FOLLOWING PLAT IS AN ANNOTATED **DEVELOPMENT SERVICES TO SHOW** BEEN ALTERED BY PIMA COUNTY JULY 29, 1993 MP 45007 RECORDED:

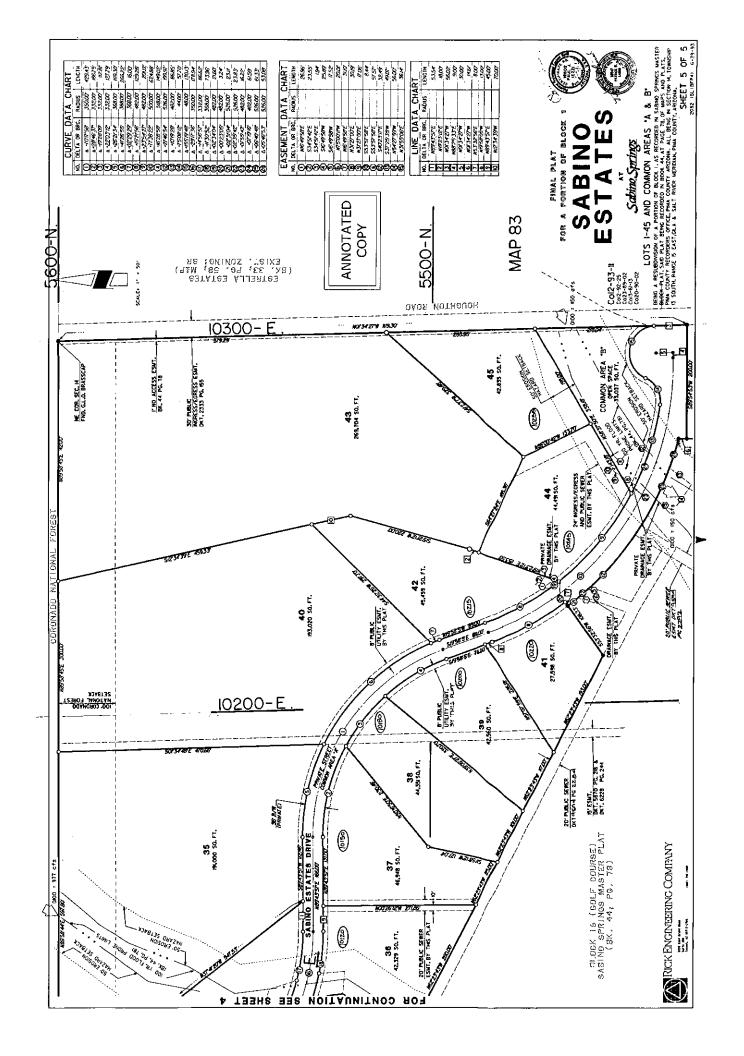
RECORDER***











$O \vdash \coprod O$

ADMINISTRATIVE CONTROL NOTES

SABINO ESTATES
Lots 1.45 and Common Areas "A" AND "B"
as recorded in
Book 45st Page 710 No. Lat. C29, 1993.

RESTRICTIVE NOTES

- EXISTING ZONING IS SP AND WILL REMAIN.
- MINIMUM LOT SIZE PER THE APPROVED SARING SPRINGS SPECIFIC PLAN (Co.23-89-7), IS 21,780 SOUARE FECT.
- THIS DEVELOPMENT IS SUBJECT TO THE BOARD OF SUPERVISORS REZONNIC CONDITIONS AS ARTICULATED IN ADOPTED PIMA COUNTY OPDINANCE NOS. 1990-53 AND 1992-81.
- APPROVAL OF THIS RLAT DOES NOT AFRING, CERTIFY, OR APPROVE ANY LAND, MOST DOES IT CERTIFY THE EXISTENCE ON COMPLIANCE WITH ANY DEED RESTRICTIONS OR EASEMENTS.
- THE DEVELOPMENT CATEGORY OF THIS SUBDIVISION, PER THE APPROVED SABING SPRINGS SPECIFIC PLAN (CO23-89-7), IS RA-1.

- THIS PLAT IS SUBJECT TO LANDSCAPE, PRESERVATION AND MITIGATION REQUIREMENTS AS GOVERNING IN THE SABINO SPRINGS, VEGETATION MITIGATION PLAN AND A DETAULED XERISCAPELANDSCAPE PLAN TO BE SUBMITTED WITH THIS PLAN.
- LOTS 1-49 MAY BE SUBJECT TO THE MILSOE ERROUNDING YOURGAY.
 ZONE AS OF EMBRIED BY REYNOW OF A BUILDING SYRE CARE,
 LAT'NE THE OF BUILDING PRINT SUBMETHAL BY THE OFFINITHENT DI THANSWENTHAL WAS THOUSED THE OFFINITHENT DI THANSWENTHAL WAS THOUSED THE OFFINITHENT DISPLAY.
 TO BE PLACED INFORMER SHALL BE SHOWN OF COMPANY TO THE RECOLUMED TO THE MILSOE OFFINITHENT DISPLAY TONE THOUSED. 8
 - THAT PORTION OF ANY LOT'S DEVELOMMENT FRURLOFF WHICH LIES WITHIN THE DOT COMMAND WITHIN FOWER SETTAGES SHALL IN TITEATED IN ACCOMMENCE WITH SECTION 18.67 BUFFER DUPPLEY ZONE.
- THIS PROJECT IS SUIZIECT TO THE ORSION REVIEW COMMITTEE CONDITIONS FOUND IN CASE NUMBER CO20-90-02 AS APPROVED ON 02-15-90. 2
- GRADING TD ACCOMMINDDATE THE INCHESSEGINTSS FOR LOTS 3, 9, 11, 12, 13, 23, 24, 25, AND 44 HAS BEEN INCORPORATED INTO THE TOTAL FOR THE OVERALL ROADWAY GRADING.
 - AT THE TAME OF BUILDING PERMIT APPLICATION TOR EACH LOT, THE APPLICANT SHALL PROVIDE A SUILDING PLOT PLAN WHICH ACCOMPLISHES THE FOLLOWING: 8
- A. DELWEATES THE SPECIFIC DEVELOMENT GROWS DOTE GENERAL COTT.

 ALSO INVOICED SHALL MISCURE CHARGE TO THE GENERAL CONTRIBUTION OF THE GENERAL C **(**
 - ij

5 OF 5

- PRIDE TO THE REGUEST FOR RELEASE OF ASSIGNANCES, AN ENGINER, MIST CERTEYS AS TO THE COMPUTION, FORM, UNE, AND SUBSTANTIAL COMPONANCE TO APPROVED FLANS OF ALL PUBLIC AND PRIVATE MADOWAYS AS SHOWN HERGON.
 - ALL FUBLIC AND PRIVATE ROADS AND DRAINAGE INPROVENENTS DN CI ALACTENT TO TAIN SUBDIVINSON SALL LES CONTACTED TO STREMMA PRIMA COUNTY STANS DATE IN ACCORDANCE WITH TAINS AT DET MAIN COUNTY DEPARTMENT OF TRANSPORTATION AND FLOOD CENTROL DISTRICT.
- - PRY THE APPROVED SARNO SHRINGS MASTER PLATTNG NAV SPECIFICALAL PARTING STREETING OF RELEVANCE OF ATT SPECIFICALAL PARKETENINGS, THE FEBLOW STREET AS SECURITIES SECURINGS APPROVISOR MET SE COMPATED, AND APPROVED PRIOR TO THE APPROVIL OF THIS THALK MET.

DEVELOPMENT RELATED ASSURANCES PLANT PRESCRYATION PLANXERISCAPE LANDSCAPE PLAN

THE TOTAL AND UT GE GALOMA CALLOWER TO THE GENOR STRINKS
ACREEMED A SHARING COLOURS 2 SHALL WITH FREED IS 40 OF 22'S IN
RESINETIVE WITH SHALL SHALL WE PRESENTED WITHOUT HE HET SHALL SHALL WE PROSENTED WHITH THE HET SHALL S <u>.</u>

2 OF 5

THE DEVELOPMENT ENVELOPE), SAID CONSERVATION EASEMENT TO BE EXECUTED PRIOR TO THE ISSUANCE OF BUILDING PERMITS.

- COVENANTS, CONDITIONS, AND RESTRICTIONS FOR THE DEVELOPMENT ARE RECORDED IN DOCKET, 28.22 AT PAGE <u>53.1.</u> THE USE OF THIS PROJECT IS SINGLE FAMILY DETACHED RESIDENTIAL.
 - THE BASE FLOOD PEAK DISCHARGES AS SHOWN ON THE PLAT PROVIDED BY THE DWINER FOR INFORMATIONAL PURPOSES ONLY.
- THE ACCOUNT OF CONTROL OF THE CONTROL ACCOUNT ON THE ACCOUNT ON THE CONTROL ACCOUNT ON THE CONTROL ACCOUNT ON THE ACCOUNT ON THE ACCOUNT ON THE CONTROL ACCOUNT ON THE ACCO
 - PROR TO THE ISSUANCE OF BUILDING PERMITS ALL PUBLIC SANITARY SPANITA ALCIDIOSANCE WITH PLANS APPROVED BY THE PIRA COUNTY WASTEWATER MANAGEMENT DESPATIBLE.
- THE OWNERS OF LOTS 3, 7, 9, 10, 11, 16, 19, 23, 24, 38 AND 37 SHALL KEEP THE AREA WITHIN THE SEWER EASEMENT FREE FROM ANY OBSTRUCTION OR ENCROACHIENT, INCLUDING WALLS OR FENCES.
- THE WATER COMPANY THAT WILL SERVICE THIS DEVELOPMENT IS TUCSON WATER.
- ALL-WEATHER ACCESS WILL BE PROVIDED TO ALL LOTS WITHIN THIS SUBDIVISION. THIS PROJECT IS SUBJECT TO CERTAIN RESTRICTIONS, COVENANTS, AND CONDITIONS AS PER THE FOLLOWING INSTRUMENTS FOUND IN:

DOCKET 7761 AT PAGE 974 DOCKET 7390 AT PAGE 507 DOCKET 8865 AT PAGE 1490

N OF TOTAL SITE AREA OF CRADING CO17-92-26 CO12-92-48 CO12-92-80 CO12-83-11 CO12-92-47

- BASED UPON THE TOTAL CRIOSS AREA OF THIS SUBDIVISION ISOLD ACI.
 AND THE TOTAL, AREA TO DE GAMEDO WITH THIS PROJECT IS 3.3 ACI,
 THE PRECENTAGE AREA OF SARROR ESTATES TO BE LEFT IN ITS NATURAL,
 UNDISTURBED CONDITION IS 90.04%.
 - THE TOTAL NUMBER OF DWELLING UNITS ALLOWED PER THE SABINO SPRINGS SPECIFIC PLAN (0213-89-2) IS 496. A RUNNING TOTAL OF UNITS TO DATE IS AS FOLLOWS:

UNITSAOTS	* & & &
CASE	CO12-92-46 CO12-92-46 CO12-92-50 CO12-93-11

THE NUMBER OF UNITS REMAINING FOR THE OVEHALL SABIND SPRINGS PROJECT 15 400. TOTAL LOTS 98

- AS PER ARTICLE 12, SECTION 12, OF THE MASSETS ASSING SPRINGS CLOKES, AN OWNER SACE PROPERTY OF ALM BASSETS ASSINGS AND CONJUNCTION WITH PRINK COUNTY OF THE MASSES WATERAL OFF SACE INCOMESSION OF THE PROPERTY AS AND SPRINGS WATERAL AND ANY NOS DEPOCATIONS PROPERTY AS ANY NOS DEPOCATION AS ANY NOS DEPOCATION OF THE PARTICLE AS RESUBBOINSTON WILL BE ACCOMPANIED CONCLINERY WITH THE HOLDER. ij
- EVERY MEW STRUCTURE, BULDING, FILL, EXCAVATON, CR OPPELOPHENT AND ACCESS WHITE PROGRAMMY FOROMORAN OF REPORTORINA AND ALBE ADMILITED FULLY, 18-20, 22-20) 3.53.8 d. w. M. of SCHALL REQUEST OFFICIAL STRUCTURE OF A REPORT OF THE SOUNCE OF ART PERMITS TO THE SOUNCE OF ART PERMITS THE ZONNO MISSELLON. 8

FROM THIS PLAT. REPLATTING IS REQUIRED DUE TO NO FURTHER PERMITS TO BE ISSUED FROM - EROSION HAZARD REVISIONS

<u>(EFFECTIVE 5-22-02)</u> ★★ RELEASED 7-19-02

ANNOTATED

COPY

BOS Minutes Plat Note Modifications Approvals

Plat Note Modification Approval Lot 29 BOS Mmuter 6-5-12

the previous use, the applicant would be required to submit a traffic study to the Pima County Department of Transportation.

The Chairman inquired whether anyone wished to be heard. No one appeared. It was thereupon moved by Supervisor Bronson, seconded by Supervisor Elías and unanimously carried by a 5-0-vote, to close the public hearing, approve the waiver of the rezoning condition for co9-83-29 subject to standard and special conditions, including the addition of the traffic study condition as proposed by the County Administrator, and the additional condition prohibiting the use of the site for a fast food drive-thru.

DEVELOPMENT SERVICES: Plat Note Modification 29.

Co12-93-11, SABINO ESTATES AT SABINO SPRINGS(LOT 29)

Request of Manning Family Trust, represented by Kevin B. Howard Architects, for a plat note modification of administrative control note No. 20(B) to increase the area of development envelope from 9,200 square feet to 11,000 square feet on Lot 29 of the Sabino Estates at Sabino Springs Subdivision (Bk. 45, Pg. 07), a portion of the Sabino Springs Specific Plan. The subject property is 2.64 acres zoned SP (BZ) (Specific Plan) (Buffer Overlay Zone) and is located on the north side of Sabino Estates Drive, approximately one half mile east of Bowes Road and south of the Coronado National Forest. Staff recommends APPROVAL. (District 4)

Chris Poirier, Assistant Planning Director, reported this request pertained to increasing the size of the last lot to be platted in this development to provide a drive way turnaround. He stated that staff had received no public comment to date and recommended approval of the request.

Joseph Brown and Nancy Zepeda, Architects with Kevin B. Howard Architects, Inc., explained the need for the increased lot size to accommodate off street parking and a driveway turn around.

On consideration, it was moved by Supervisor Carroll, seconded by Supervisor Bronson and unanimously carried by a 5-0 vote, to close the public hearing and approve Co12-93-11.

DEVELOPMENT SERVICES: REZONING ORDINANCES

- ORDINANCE NO. 2012 28, Co9-11-08, Andrada Investors L.L.C. Andrada Road Alignment) Rezoning. Owner: Andrada Investors L.L.C. (District 4)
- ORDINANCE No. 2012 29, Co9-11-04, Hennessy Tr. Mission Road В. Rezoning. Owner: Hencessy B. TR, c/o Michael E. Hennessy TR (District 5)
- ORDINANCE NO. 2012 30 , Co9-57-65, Kissinger, et al. Rezoning. Owners: C. Timothy and Sharon Houser, Antonio and Mary Cardenas and the City of Tucson (District 1) 6-5-2012 (26)

Plat Not Modification Afroval Lots 43, 44, 445 BOS Minutes 8-20-12

conditions of rezoning give Property Owner any rights, claims or causes of action under the Private Property Rights Protection Act (Arizona Revised Statutes Title 12, chapter 8, article 2.1). To the extent that the rezoning or conditions of rezoning may be construed to give Property Owner any rights or claims under the Private Property Rights Protection Act, Property Owner hereby waives any and all such rights and/or claims pursuant to A.R.S. § 12-1134(I)."

21. Either the property shall be addressed from Hacienda del Sol or on-site directional signage shall be provided directing traffic to the Hacienda del Sol primary access/entrance.

22. A Final Integrated Water Management Plan (FIWMP) including water harvesting shall be approved prior to development plan approval.

Arlan Colton, Planning Director, offered the staff report and stated that three notices of public comment were received but only one in opposition from a neighbor within 500 feet. Mr. Colton noted for the record that Condition No.11 allowed for the 34 foot height for one building.

On consideration, it was moved by Supervisor Day, seconded by Supervisor Carroll and unanimously carried by a 5-0 vote, to close the public hearing and approve Co9-12-02, subject to standard and special conditions.

19. DEVELOPMENT SERVICES: Plat Note Modification

Co12-93-11, SABINO ESTATES AT SABINO SPRINGS (LOTS 43, 44 and 45)

Request of <u>Jacob Family Revocable Trust</u>, represented by <u>Randel Jacob Design Group</u>, <u>P.L.L.C.</u>, for a plat note modification of administrative control note No. 20(B) to increase the area of development envelope from 9,200 square feet to 11,000 square feet on Lots 43 (6.19 acres), 44 (1.02 acres), and 45 (.98 acre) of the Sabino Estates at Sabino Springs subdivision (Bk. 45, Pg. 07), a portion of the Sabino Springs Specific Plan. The subject properties are zoned SP (BZ) (Specific Plan) (Buffer Overlay Zone) and are located on the north side of Sabino Estates Drive, approximately one quarter mile north of Houghton Road, south of the Coronado National Forest, and three quarters of a mile east of Bowes Road. Staff recommends APPROVAL. (District 4)

Arlan Colton, Planning Director, provided the staff report and noted that the Board had previously approved a similar request and may see more in the future given the topography of the sites to allow for access.

On consideration, it was moved by Supervisor Carroll, seconded by Supervisor Bronson and unanimously carried by a 5-0 vote, to close the public hearing and approve Co12-93-11.

20. DEVELOPMENT SERVICES: Rezoning Ordinance

ORDINANCE NO. 2012 - 44, Co9-85-13, Armenta – Tanque Verde Road Rezoning. Owner: Comanchero Associates, L.L.C. (District 4)

Plat No : Modification Applical Lot 34 BOS Minutes 1-22-13

- In rural neighborhoods, a 300 foot notification area was not enough as lots could be several acres.
- Suggested that on dirt roads not maintained by the County, all residents responsible for maintenance of the road be notified.
- Appreciation was given for the efforts of the Development Services Department to accommodate neighbor concerns.
- A continuance was looked upon favorably due to the late submittal of the most recent update, rather than disperied content.
- Recommended that the County adopt a policy to alert neighborhoods about changes in the Code that may have an effect on them.

Supervisor Miller stated that numerous comments had been received by her office concerning increased traffic to neighborhoods, cooking smells, lack of proper notice for review of proposed changes and other issues. She said the amendment had not been clearly written as there were too many components.

It was thereupon moved by Supervisor Miller, seconded by Supervisor Carroll and unanimously carried by a 5-0 vote, to continue this matter to the Board of Sufervisors' Meeting of February 5, 2013.

DEVELOPMENT SERVICES: PLAT NOTE MODIFICATION 17.

Co12-93-11, SABINO ESTATES AT SABINO SPRINGS (LOT 34)

Request of Williad E., Jeanne A. and David Lee Northcraft TR, represented by Randel Jacob Design Group, P.L.L.C., for a plat note modification of administrative control note No. 20(B) to increase the area of development envelope from 9,200 square feet to 11,000 square feet on Lot 34 (3.21 acres) of the Sabino Estates at Sabino Springs Subdivision (Bk. 45, Pg. 7), a portion of the Sabino Springs Specific Plan. The subject property is zoned SP (BZ) (Specific Plan) (Buffer Overlay Zone) and is located on the north side of Sabino Estates Drive, south of the Coronado National Forest, and approximately three quarters of a mile east of Bowes Road. Staff recommends APPROVAL. (District 1)

Chris Poirier, Assistant Planning Director, provided the staff report and noted that no neighbor comment had been received.

On consideration, it was moved by Supervisor Miller, seconded by Supervisor Bronson and unanimously carried by a 5-0 vote, to close the public hearing and approve Co12-93-11.

DEVELOPMENT SERVICES: REZONING RESOLUTION 18.

RESOLUTION NO. 2013 4 Co9-83-29, Tucson Estates, Inc. - Kinney Road Rezoning. Owner: Accent Homes, Inc. (District 3)

The Chairman inquired whether anyone wished to be heard. No one appeared.

Plat Not Modification App. sval Lot 6 1305 Minutes 9-3-13

rainwater harvesting system as a permitted use in all zones subject to requirements and exceptions, and Section 18.07.050 (Development Standards Exceptions) to modify and add to development standards exceptions for projections into yards and for height limits; and amending Chapter 18.73 (Landscaping, Buffering and Screening Standards), Section 18.73.050 (Amenity Landscaping Requirements) to add vegetated roofs as an amenity landscape requirement option. On motion, the Planning and Zoning Commission voted 8-0 (Commissioners Mangold and Johns absent) to recommend APPROVAL. Staff recommends APPROVAL. (All Districts)

If approved, pass and adopt: ORDINANCE NO. 2013 - 42

The Chairman inquired whether anyone wished to be heard. No one appeared. It was moved by Supervisor Elías, seconded by Supervisor Bronson and unanimously carried by a 5-0 vote, to close the public hearing, approve Co8-13-02 and adopt the Ordinance.

21. Plat Note Modification

Co12-93-11, SABINO ESTATES AT SABINO SPRINGS, (LOT 6)

Request of Phillip Ferranti, represented by The WLB Group, for a plat note modification of administrative control note No. 20(B) to increase the area of development envelope from 9,200 square feet to 11,000 square feet on Lot 6 of the Sabino Estates at Sabino Springs Subdivision (Bk. 45, Pg. 07), a portion of the Sabino Springs Specific Plan. The subject property is approximately .82 acres zoned SP (BZ) (Specific Plan) (Buffer Overlay Zone) and is located on the south side of Sabino Estates Drive, approximately 700 feet east of Bowes Road and approximately one quarter of a mile south of the Coronado National Forest. Staff recommends APPROVAL WITH A CONDITION. (District 1)

Staff recommends the addition of the following condition:

 The property owner shall provide 980 square feet of on-site mitigation with plant/seed mix from the Buffer Overlay Zone plant list and shall include the mitigated area within the conservation easement dedication.

The Chairman inquired whether anyone wished to be heard. No one appeared. It was moved by Supervisor Miller, seconded by Supervisor Bronson and unanimously carried by a 5-0 vote, to close the public hearing and approve Co12-93-11, for a plat note modification with a condition.

TRANSPORTATION

22. Traffic Resolution

RESOLUTION NO. 2013 - 81, of the Board of Supervisors, permitting the temporary closure of Ajo Well No. 1 Road, Fundicion Street, La Mina Avenue, Lomita Avenue and Plaza Street in Ajo, Pima County, Arizona, for an annual parade on Friday, September 20, 2013. Staff recommends APPROVAL (District 3)

Plat Nov-Modification +1, roval Lots 1,4,9,11442 Bos minuter 9-17-13

The Chairman inquired Whether anyone wished to address the Board. No one appeared. It was moved by Supervisor Miller, seconded by Supervisor Bronson and unanimously carried by a 5-0 vote, to close the public hearing and approve Co9-97-53, with modified standard and special conditions.

24. Plat Note Modification

Co12-93-11, SABINO ESTATES AT SABINO SPRINGS (Lots 1, 4, 9, 11, and 42) Request of Nicholas Loffredo (Lot 1, approximately .96 acres). Donald Davern (Lot 4, approximately 1.04 acres). Wallace Petersen (Lot 9, approximately 1.31 acres). Leonard Loffredo (Lot 11, approximately .76 acres), and Keith Davern (Lot 42, approximately 1.00 acre) all represented by The WLB Group, for a plat note modification of administrative control note No. 20(B) to increase the area of development envelope from 9,200 square feet to 11,000 square feet on Lots 1, 4, 9, 11, and 42 of the Sabino Estates at Sabino Springs Subdivision (Bk. 45, Pg. 07), a portion of the Sabino Springs Specific Plan. The subject properties are zoned SP (BZ) (Specific Plan) (Buffer Overlay Zone) and are located on the north and south side of Sabino Estates Drive, approximately 450 feet south of the Coronado National Forest. Staff recommends APPROVAL (District 1)

The Chairman inquired whether anyone wished to address the Board. No one appeared. It was moved by Supervisor Miller, seconded by Supervisor Bronson and unanimously carried by a 5-0 vote, to close the public hearing and approve Co12-93-11.

25 Rezoning Ordinance

ORDINANCE NO. 2013 - 43, Co9-13-06, Trubee - N. Bear Canyon Road Rezoning. Owner Tanya Trubee. (District 4)

The Chairman inquired whether anyone wished to address the Board. No one appeared. It was moved by Supervisor Carroll, seconded by Supervisor Bronson and unanimously carried by a 5-0 vote, to close the public hearing and adopt Ordinance No. 2013 - <u>43</u>.

PRESENTATION/PROCLAMATION

26. Presentation of a proclamation to Elena West, Director of Las Artes, proclaiming Saturday, September 28, 2013 to be: "MARY H. MELTON DAY"

It was moved by Supervisor Bronson, seconded by Supervisor Elias and unanimously carried by a 5-0 vote, to approve the item.

Chairman Valadez made the presentation to Elena West.

Plat Note Modification Approval Let 17 BOS Minutes 11-19-13

Tom Coyle, Principal Planner, provided the staff report and stated no public comment had been received.

The Chairman inquired whether anyone wished to address the Board. No one appeared. It was moved by Supervisor Miller, seconded by Supervisor Bronson and unanimously carried by a 5-0 vote, to close the public hearing and approve Co9-08, with modified standard and special conditions.

23. Plat Note Modification

Co12-93-11, SABINO ESTATES AT SABINO SPRINGS (Lot 17)

Request of Monterra Group L.P., L.L.P., represented by Randel Jacob Design Group, P.L.L.C., for a plat note modification of administrative control note No. 20(B) to increase the area of the development envelope from 9,200 square feet to 11,000 square feet on Lot 17 of the Sabino Estates at Sabino Springs subdivision (Bk. 45, Pg. 07), a portion of the Sabino Springs Specific Plan. The subject property is approximately 5.03 acres zoned SP (BZ) (Specific Plan) (Buffer Overlay Zone) and is located on the north side of Sabino Estates Drive, approximately one third of a mile east of Bowes Road and south of the Coronado National Forest. Staff recommends APPROVAL. (District 1)

Chris Poirier, Assistant Planning Director, provided the staff report and stated no public comment had been received.

The Chairman inquired whether anyone wished to address the Board. No one appeared. It was moved by Supervisor Miller, seconded by Supervisor Bronson and unanimously carried by a 5-0 vote, to close the public hearing and approve Co12-93-11.

TRANSPORTATION

24. Fraffic Ordinance

ORDINANCE NO. 2013 - <u>58</u>, of the Board of Supervisors, regulating parking on Sabino Canyon Road in Pima County. Staff recommends APPROVAL. (Districts 1 and 4)

A motion was made by Supervisor Elías to adopt the ordinance. The motion was withdrawn.

Supervisor Miller stated parking around the entrance to the Sabino Canyon Recreational Area had been an ongoing problem and her office had received a written complaint.

Priscilla Cornelio, Transportation Director, explained the ordinance presented was a housekeeping matter which consolidated three existing ordinances.

Plat Note Modification App sval Lot25 BOS Minutes 1-6-15

and Mobile Home-1) and is located on the north side of Arivaca Road, approximately 600 feet west of Nogales Highway. Staff recommends APPROVAL. (District 3)

The Chair inquired whether anyone wished to address the Board. No one appeared. It was moved by Chair Bronson, seconded by Supervisor Elias and unanimously carried by a 5-0 vote, to close the public hearing and approve Co9-89-52, as recommended by staff.

-> 21 Plat Note Modification

Co12-93-11, SABINO ESTATES AT SABINO SPRINGS (LOT 25)

Request of Larry Koussa, represented by Simmons Home Designs, for a plat note modification of administrative control note No. 20(B) to increase the area of development envelope from 9,200 square feet to 11,000 square feet on Lot 25 of the Sabino Estates at Sabino Springs Subdivision (Bk. 45, Pg. 07), a portion of the Sabino Springs Specific Plan. The subject property is approximately .86 acres, zoned SP (BZ) (Specific Plan) (Buffer Overlay-Zone) and is located on the south side of Sabino Estates Drive, approximately one half mile east of Bowes Road and approximately 600 feet south of the Coronado National Forest. Staff recommends APPROVAL. (District 1)

The Chair inquired whether anyone wished to address the Board. No one appeared. It was moved by Supervisor Miller, seconded by Supervisor Elías and unanimously carried by a 5-0 vote, to close the public hearing and approve Co12-93-11, as recommended by staff.

22 Rezoning Ordinance

ORDINANCE NO. 2015 - 1, Co9-14-10, Arthur Naiman Living Trust - N. Rock Canyon Road Easement Rezoning. Owner: Arthur Naiman Living Trust. (District 1)

The Chair inquired whather anyone wished to address the Board. No one appeared. It was moved by Supervisor Elias, seconded by Supervisor Carroll and unanimously carried by a 5-0 vote to close the public hearing and adopt the Ordinance.

23. Rezoning Resolution

RESOLUTION NO. 2015 - 2, Co9-00-12, Read - Oracle Road Rezoning. Owner: T. Read Holdings, L.L.C. (Tamara Reed) (District 1)

The Chair inquired whether anyone wished to address the Board. No one appeared. It was moved by Supervisor Elfas, seconded by Supervisor Carrell and unanimously carried by a 5-0 vote, to close the public hearing and adopt the Resolution.

Plat Note Modification Approval Lot12 BOS Minutes 6-7-16

24. Hearing - Plat Note Modification

Co12-93-11, SABINO ESTATES AT SABINO SPRINGS (LOT 12)

Request of John and Carolyn Bliley, represented by Talavera Homes, Inc., for a plat note modification of Administrative Control Note No. 20(B) to increase the area of the development envelope (grading) from a maximum of 9,200 square feet to a maximum of 11,000 square feet on Lot 12 of the Sabino Estates at Sabino Springs subdivision (Bk. 45, Pg. 07). The subject property is approximately .93 acres, zoned SP (BZ) (Specific Plan - Buffer Overlay Zone) and is located approximately 1,750 feet northeast of the intersection of N. Bowes Road and E. Sabino Estates Drive. Staff recommends APPROVAL. (District 1)

Chris Poirier, Planning Official, provided the staff report and stated that 14 other lots within the subdivision had come before the Board for approval to increase grading to 11,000 square feet. He stated that there were letters of concern from neighbors to the north, and after review, stood by their recommendation for approval.

John and Barbara Stalder addressed the Board regarding the amount of time given for due diligence. They were concerned about the disturbance of their view, removal of vegetation on their lot, and requested a meeting to discuss their concerns.

Supervisor Miller questioned if there had been any communication between the Stalders, the staff or the owners.

Linda Talavera, Talavera Homes Corporate Secretary, read a letter previously submitted into the record which addressed the concerns of the Stalders.

Mr. Poirier responded there would be some disturbance, the driveway would be closer to the Stalder's lot and that the applicant's design retained a significant number of Saguaros which minimized the overall disturbance.

It was moved by Supervisor Miller, seconded by Chair Bronson and carried by a 4-0 vote, Supervisor Carroll absent, to close the public hearing and approve the plat note modification, Co12-93-11.

25. Hearing - Rezoning Ordinance

ORDINANCE NO. 2016 - 32, P15RZ00009, Magee Como Development Assoc., L.L.C. - N. La Cholla Boulevard Rezoning. Owner Magee Como Development Assoc., L.L.C. (District 1)

The Chair inquired whether anyone wished to address the Board. No one appeared. It was moved by Supervisor Miller, seconded by Chair Bronson and carried by a 4-0 vote, Supervisor Carroll absent, to close the public hearing and adopt the Ordinance.

Co12-93-11 Plat Note Modification Approval Lot 35 BOS Winnetes 9-3-19

The Chairman inquired whether anyone wished to be heard. No one appeared. It was moved by Supervisor Miller, seconded by Supervisor Christy and unanimously carried by a 5-0 vote, to close the public hearing and approve Co9-00-39, subject to standard and special conditions.

20. Hearing - Plat Note Modification

Co12-93-11, SABINO ESTATES AT SABINO SPRINGS (LOT 35)

Request of <u>Baier Family Revocable Trust</u>, represented by <u>Soloway Designs</u>, <u>Inc.</u>, for a plat note modification of Restrictive Administrative Control Note No. 20(B) to increase the area of the development envelope (grading) from a maximum of 9,200 square feet to a maximum of 11,000 square feet on Lot 35 of the Sabino Estates at Sabino Springs subdivision (Bk. 45, Pg. 07). The subject property is approximately 4.38 acres, zoned SP (BZ) (Specific Plan - Buffer Overlay Zone) and is located on the north side of E. Sabino Estates Drive, approximately 4,500 feet northeast of the intersection of N. Bowes Road and E. Sabino Estates Drive and is addressed as 10151 E. Sabino Estates Drive. Staff recommends APPROVAL. (District 1)

The Chairman inquired whether anyone wished to be heard. No one appeared. It was moved by Supervisor Miller, seconded by Supervisor Christy and unanimously carried by a 5-0 vote, to close the public hearing and approve Co12-93-11.

M. Hearing - Rezoning Ordinance

ORDINANCE NO. 2019 - <u>22</u>, P18RZ00012, Robert Lee Boykin - N. Camino de Oeste Rezoning. Owner: Robert Lee Boykin. (District 1)

The Chairman inquired whether anyone wished to be heard. No one appeared. It was moved by Chairman Elías, seconded by Supervisor Miller and unanimously carried by a 5-0 vote, to close the public hearing and adopt the Ordinance.

22. Hearing - Rezoning Resolution

RESOLUTION NO. 2019 - <u>62</u>, P18CA00007, Pima County - West River Road Plan Amendment. Owner: Pima County Flood Control District. (District 1)

The Chairman inquired whether anyone wished to be heard. No one appeared. It was moved by Chairman Elias, seconded by Supervisor Miller and unanimously carried by a 5-0 vote, to close the public hearing and adopt the Resolution.

23. Hearing - Rezoning Resolution

RESOLUTION NO. 2019 - <u>63</u>, Co9-83-94, Transamerica Title No. 8155 - Surrise Drive Rezoning (Modification of a Rezoning Condition - Non Substantial Change). Owner: Ventana Canyon Alliance, L.L.C. (District 1)

24 May 2020

To: Pima County Development Services

201 n. Stone Ave., 1st Floor

Tucson, AZ 85701

Re: Request for Plat Note Modification

9650 e. Sabino Estates Dr.

Lot 3, Sabino Estates; Assessor Parcel #114-07-1790

Owners: Bill and Terrie Kieckhefer

To Whom it May Concern,

On behalf of the owners of Lot 3 in Sabino Estates, we are requesting a Plat Note Modification to increase the maximum allowable area of grading on the property from 9,200 s.f. to 11,000 s.f., in order to accommodate the construction of a 3000 s.f. residence.

This request is consistent with 15 other houses in the subdivision that have also requested and received this area increase.

Please find attached a letter of authorization from the owners, and a site plan showing the proposed house and estimated grading limits. Here is our contact information:

Applicant: Chris Evans, Architect

3220 e. Terra Alta Blvd. #9

Tucson, AZ 85716

520.319.8835 evansarch@hotmail.com

Owners: Bill and Terrie Kieckhefer

5222 n. Sterling Heights Pl. Tucson. Arizona 85749

414.840.5180 bkieckhefer@comcast.net

Please let me know if you need any additional information. Thank you.

Sincerely,

Chris Evans

Letter of Authorization and Disclosure of Ownership

As Required by Arizona Revised Statutes, we certify that the property referenced below is titled in the William L. and Terrie J. Kieckhefer Revocable Trust of 2017, U/A dated April 3, 2017, with beneficiaries William L. Kieckhefer and Terrie J. Kieckhefer. We authorize J. Chris Evans, Architect, to take out Development Services permits in our names relative to this property.

Property Address: 9650 N. Sabino Estates Drive, Tucson, AZ 85749

Lot 3 of Sabino Estates at Sabino Springs, a subdivision of Pima County, Arizona, according to the map or plat of record in the office of the County Recorder in Book 45 of Maps and Plats at page 7.

Type of Permit Applied for: Single Family Residence

Signature of Applicant

Date

AUTHORIZED BY:

Trust Beneficiaries Signatures

Date