



CITY COUNCIL COMMUNICATION

April 28, 2009

SUBJECT: HOLD PUBLIC HEARING FOR SPECIFIC USE PERMIT CASE NO. 09-02-SUP, AND CONSIDER FIRST AND FINAL READING OF ORDINANCE NO. 1846

SUBMITTED BY: Mike Collins, Director of Planning and Development

REFERENCE NO: 09-02-SUP

ACTION REQUESTED:

Receive public input regarding the request for a Specific Use Permit on Jasper Addition, Lot 5D for Paint Shop in C-2 (Community Business District) zoning on 2021 W. Airport Freeway #A and approve Ordinance No. 1846, concurring with the Planning and Zoning Commission's 6-0 recommendation on April 7, 2009.

ALTERNATIVES:

1. Open the Public Hearing and continue it to the next meeting.
2. Open, conduct, and close the Public Hearing.
3. Approve the request – *simple majority*
4. Approve the request with modifications – *simple majority*
5. Deny the request – *simple majority*

SUMMARY OF SUBJECT:

The applicant, Sycotic Designs, represented by the company's owner Mr. John E. Philips, is requesting approval of a Specific Use Permit renewal for a paint shop currently located at 2021 W. Airport Freeway #A. The subject property is zoned "C-2" Community Business District. The Unified Development Code requires a paint shop located in a C-2 zoning district to have a Specific Use Permit. Mr. Philips current SUP (08-01-SUP) was unanimously recommended by the Planning and Zoning Commission on March 4, 2008 and approved by the City Council on March 11, 2008.

Mr. Philips currently occupies approximately 5,000 sq. ft. of the existing building located at 2021 W. Airport Freeway. Sycotic Designs provides custom painting services for

motorcycles in a fully enclosed paint booth. The SUP (08-01-SUP) contained an initial one-year time frame as part of the approved conditions. Mr. Phillips has been in continuous operation since that time. There have been no operation issues during that time frame nor has the city received any complaints on the business.

The Development Review Committee (DRC) has determined that the application is in substantial compliance with all technical requirements and recommends approval. The Planning and Zoning Commission recommends approval with the following conditions:

- 1) Tied to the owner, Mr. John E. Philips; and
- 2) Tied to the business name, Sycotic Designs.

SUPPORTING DOCUMENTS:

- Ordinance No. 1846
- SUP Form
- Draft Minutes – P & Z
- Previous Ordinance No. 1807
- Previous SUP Form
- Exhibit
- Application
- Map 1, Map 2, and Map 3

APPROVED BY:

_____ **LG** _____

City Manager's Office

_____ **SC** _____

City Secretary's Office