ORDINANCE NO <u>469</u>/

AN ORDINANCE AMENDING SECTION 11-2-2 OF THE MESA CITY CODE, CHANGING THE ZONING OF CERTAIN PROPERTY DESCRIBED IN ZONING CASE Z07-14, ADOPTING AN OFFICIAL SUPPLEMENTARY ZONING MAP AND PROVIDING PENALTIES FOR THE VIOLATION THEREOF.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF MESA, MARICOPA COUNTY, ARIZONA, AS FOLLOWS.

<u>Section 1</u>. That Section 11-2-2 of the Mesa City Code is hereby amended by adopting the Official Supplementary Zoning Map for Zoning Case (Z07-14), signed by the Mayor and City Clerk, which accompanies and is annexed to this ordinance and declared a part hereof.

<u>Section 2</u>: The Official Supplementary Zoning Map annexed hereto is adopted subject to compliance with the following conditions:

- 1 The basic development as described in the project narrative and as shown on the DMP site plan submitted (without guarantee of lot yield, building count, or lot coverage).
- 2. Compliance with Ordinance 3181 except as amended below.
- 3. Review and approval through the public hearing process identified in the Zoning Ordinance of future development plans and phases.
- Review and approval by the Design Review Board of all commercial, office, restaurant, and retail buildings which exceed 20,000 sq. ft. of building area and are located on lots or parcels abutting Sossaman Road.
- 5 Review and approval by the Design Review Board of all buildings which exceed 35,000 sq. ft. of building area and are located on lots or parcels abutting Sossaman Road.
- 6 Site Plan Review through the public hearing process identified in the Zoning Ordinance for all buildings and development which exceed 100,000 sq. ft. of building area.
- 7 Compliance with all requirements of the Design Review Board.
- 8. Compliance with all City development codes and regulations

Section 3 PENALTY.

CIVIL PENALTIES.

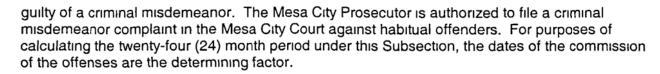
Upon finding that a person is responsible for a civil violation of this Title, the Civil Hearing Officer shall impose a civil sanction of not less than fifty dollars (\$50.00) nor more than five hundred dollars (\$500.00) for each violation. In determining the appropriate sanction the Civil Hearing Officer may assess against the responsible party the City's personnel, mailing, and other costs incurred in investigating and hearing the case, not to exceed a maximum of five hundred dollars (\$500.00)

EACH DAY SEPARATE VIOLATION:

Each day in which a violation of this Title continues, or the failure to perform any act or duty required by this Title or by the Civil Hearing Officer continues, shall constitute a separate civil offense

HABITUAL OFFENDER

A. A person who commits a violation of this Title after previously having been found responsible for committing three (3) or more civil violations of this Title within a twenty-four (24) month period – whether by admission, by payment of the fine, by default, or by judgment after hearing – shall be



- B. Upon conviction of a violation of this Section, the Court may impose a sentence of incarceration not to exceed six (6) months in jail; or a fine not to exceed two thousand five hundred dollars (\$2,500 00), exclusive of penalty assessments prescribed by law; or both such fine and imprisonment. The Court shall order a person who has been convicted of a violation of this Section to pay a fine of not less than five hundred dollars (\$500 00) for each count upon which a conviction has been obtained. A judge shall not grant probation to or suspend any part or all of the imposition or execution of a sentence required by this Subsection except on the condition that the person pay the mandatory minimum fines as provided in this paragraph.
- C. Every action or proceeding under this Section shall be commenced and prosecuted in accordance with the laws of the State of Arizona relating to criminal misdemeanors and the Arizona Rules of Criminal Procedure.

APPROVED:

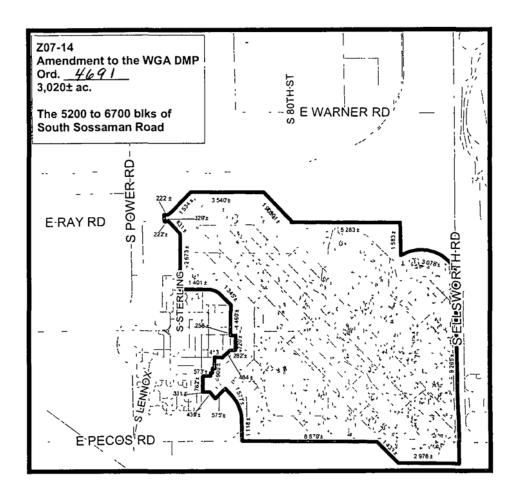
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City Clerk

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MARICOPA COUNTY

OFFICIAL SUPPLEMENTARY ZONING MAP AMENDING THE CITY OF MESA ZONING MAP



Please be advised that the attached zoning changes were approved by the Mesa City Council , 2007 by Ordinance # 469/ . If you have any questions concerning these changes, contact the City of Mesa Planning Division at 480-644-2385.

Keno

CLERK

DATE: May 7, 2007

MAYOR

CITY COUNCIL MINUTES REGULAR MEETING May 7, 2007

9. Discuss, receive public comment, and take action on the ordinances introduced at a prior Council meeting. Any citizen that wants to provide comment should submit a blue card to the Clerk before the item is voted on. If a citizen wants to comment on an item listed with an asterisk (*), a blue card must be given to the Clerk before Council votes on the consent agenda.

*9b **Z07-14 (District 6)** The 5200 to 6700 blocks of South Sossaman Road (both sides, east to Ellsworth Road) Modification to the existing Williams Gateway Airport Development Master Plan (±3,020 ac.). This case involves the development of Williams Gateway Airport. Lynn F. Kusy, Executive Director, Williams Gateway Airport Authority, owner, Casey Denny, Deputy Director, Williams Gateway Airport Authority, applicant – Ordinance No 4691. (Notified property owners, registered neighborhoods and homeowners' associations.)

PHO Recommendation: Approval with Conditions.

All items listed with an asterisk (*) will be considered as a group by the City Council and will be enacted with one motion. There will be no separate discussion of these items unless a Councilmember or citizen requests, in which event the item will be removed from the consent agenda and considered as a separate item. If a citizen wants an item removed from the consent agenda, a blue card must be completed and given to the City Clerk prior to the Council's vote on the consent agenda.

Mayor Hawker called for the vote.

Carried unanimously

CITY COUNCIL MINUTES REGULAR MEETING April 16, 2007

6 Introduction of the following ordinances and setting May 7, 2007 as the date of the public hearing on these ordinances:

*6b. **Z07-14 (District 6)** The 5200 to 6700 blocks of South Sossaman Road (both sides, east to Ellsworth Road) Modification to the existing Williams Gateway Airport Development Master Plan (±3,020 ac) This case involves the development of Williams Gateway Airport. Lynn F. Kusy, Executive Director, Williams Gateway Airport Authority, owner, Casey Denny, Deputy Director, Williams Gateway Airport Authority, applicant *(Notified property owners, registered neighborhoods and homeowners' associations.)*

PHO Recommendation: Approval with Conditions

All items listed with an asterisk (*) will be considered as a group by the City Council and will be enacted with one motion. There will be no separate discussion of these items unless a Councilmember or citizen requests, in which event the item will be removed from the consent agenda and considered as a separate item. If a citizen wants an item removed from the consent agenda, a blue card must be completed and given to the City Clerk prior to the Council's vote on the consent agenda.

It was moved Councilmember Griswold, seconded by Vice Mayor Walters, that the consent agenda items be approved.

Carried unanimously

MINUTES OF THE APRIL 5, 2007 PLANNING HEARING OFFICER HEARING

Item. **Z07-14 (District 6)** The 5200 to 6700 blocks of South Sossaman Road (both sides, east to Ellsworth Road) District 6. Modification to the existing Williams Gateway Airport Development Master Plan (±3,020 ac.) This case involves the development of Williams Gateway Airport. Lynn F Kusy, Executive Director, Williams Gateway Airport Authority, owner; Casey Denny, Deputy Director, Williams Gateway Airport Authority, applicant. **CONTINUED FROM THE FEBRUARY 1,2007 AND MARCH 1,2007 MEETINGS.**

Comments. Jennifer Gniffke, Planner II, gave an overview of the project adding that this request has two parts. The first is to amend the conditions of the original Development Master Plan in place for the Williams Gateway Area and the second is to update the Development Master Plan map. She continued that staff supports the changes and is recommending approval with conditions.

Mike Williams, Development Manager for Williams Gateway Airport Authority, 5835 S. Sossaman, applicant, stated that the staff report and packet were very complete and he had nothing to add

Hearing Officer Petrie stated that the land use map did not designate uses for the area north and east of the runways off of Ellsworth Road He asked Mr. Williams what was planned for that area. Mr Williams responded that the Airport Master Plan identified that area as a future passenger terminal complex.

Hearing Officer Petrie then asked Mr Williams to explain the Airport Authority's Design Review Committee process Mr Williams explained that it is similar in nature to the City's planning approval process.

Further discussion ensued concerning the Design Review Committee process and appeals, the renewed transportation focus in the area and how the rest of the property in the area is reviewed for development

The Planning Hearing Officer recommends to the City Council **approval** of zoning case Z07-14 conditioned upon

- 1. The basic development as described in the project narrative and as shown on the DMP site plan submitted (without guarantee of lot yield, building count, or lot coverage)
- 2 Compliance with Ordinance 3181 except as amended below.
- 3 Review and approval through the public hearing process identified in the Zoning Ordinance of future development plans and phases.
- 4 Review and approval by the Design Review Board of all commercial, office, restaurant, and retail buildings which exceed 20,000 sq. ft. of building area and are located on lots or parcels abutting Sossaman Road.
- 5. Review and approval by the Design Review Board of all buildings which exceed 35,000 sq ft of building area and are located on lots or parcels abutting Sossaman Road.
- 6. Site Plan Review through the public hearing process identified in the Zoning Ordinance for all buildings and development which exceed 100,000 sq. ft. of building area.
- 7. Compliance with all requirements of the Design Review Board.
- 8 Compliance with all City development codes and regulations.

Reason for Recommendation: The proposal is in conformance with the Mesa General Plan

Note: CD's of the Planning Hearing Officer Hearings are available in the Planning Division Office for review.

MINUTES OF THE MARCH 1, 2007 PLANNING HEARING OFFICER HEARING

Item: **Z07-14 (District 6)** The 5200 to 6700 blocks of South Sossaman Road (both sides, east to Ellsworth Road). District 6. Modification to the existing Williams Gateway Airport Development Master Plan (±3,020 ac.) This case involves the development of Williams Gateway Airport. Lynn F Kusy, Executive Director, Williams Gateway Airport Authority, owner; Casey Denny, Deputy Director, Williams Gateway Airport Authority, applicant. **CONTINUED FROM THE FEBRUARY 1, 2007 MEETING.**

Planning Hearing Officer Petrie continued zoning case Z07-14 to the April 5, 2007 meeting.

Reason for Recommendation: The Hearing Officer felt a continuance was warranted

Note: CD's of the Planning Hearing Officer Hearings are available in the Planning Division Office for review.

MINUTES OF THE FEBRUARY 1, 2007 PLANNING HEARING OFFICER HEARING

Item **Z07-14 (District 6)** The 5200 to 6700 blocks of South Sossaman Road (both sides, east to Ellsworth Road) District 6 Modification to the existing Williams Gateway Airport Development Master Plan (±3,020 ac.). This case involves the development of Williams Gateway Airport Lynn F Kusy, Executive Director, Williams Gateway Airport Authority, owner, Casey Denny, Deputy Director, Williams Gateway Airport Authority applicant

Comments. Ryan Matthews, Planner I, gave a brief overview of the project adding that the applicant should be submitting the proper documentation required to be on the March 1, 2007 agenda

The Planning Hearing Officer continued zoning case Z07-14 to the March 1, 2007 meeting

Reason for Recommendation This case was continued due to the applicant's commitment to have the necessary materials submitted for the March meeting

* * * * *

Note: CD's of the Planning Hearing Officer Hearings are available in the Planning Division Office for review.



Planning Hearing Officer

Case Information

CASE NUMBER: Z07-14

LOCATION/ADDRESS: The 5200 to 6700 blocks of South Sossaman (both sides east to

Ellsworth road)

GENERAL VICINITY Williams Gateway Airport

REQUEST. Modification of conditions of Ordinance 3181 and update of the

Williams Gateway Airport DMP map

PURPOSE WGA DMP amendment

COUNCIL DISTRICT District 6

OWNER/APPLICANT Williams Gateway Airport Authority

STAFF PLANNER Dorothy Chimel

SITE DATA

PARCELS: various including: 304-37-004E, 304-36-001B, 304-50-002V, 304-36-

002F

PARCEL SIZE. 3,020 acres ± EXISTING ZONING M-1 DMP

GENERAL PLAN USE: Public/Semi Public and General Industrial Airport operations and ancillary functions

SITE CONTEXT

NORTH: 202 Freeway and vacant industrial land

EAST: GM Proving Grounds and vacant industrial land

SOUTH: Pending industrial development and vacant industrial land

WEST: ASU Williams Campus and related development

CASE HISTORY:

Date Action / Description

July 16, 1941 Army Air Corps broke ground on its "Advanced Flying School"

Feb 1942 The military base was renamed "Williams Field," after Arizona-born pilot Charles Linton Williams

Jan 1948 The base was designated "Williams Air Force Base"

Feb 6, 1985 Annexation into the City of Mesa (Ord 1908)

1991 Impending closure of Williams Air Force Base announced

1992 The State Governor approved the Williams Air Force Base Economic Reuse Plan

Sept 1993 Closure of Williams Air Force Base

Mar 1994 Reopening of the airport

May 1994 Establishment of the Williams Gateway Airport Authority (WGAA) to oversee airport operations

and development of the aviation industrial park surrounding the runways

Spring 1995 ASU East and Maricopa Community College begin classes at the new campus

June 2, 1986 ±4,248 acres rezoned from County IND-2 to City PF and M-1, subject to future site plan review

Subject site granted PF zoning (Z86-58, Ord #2095)

May 7, 1996 Comprehensive sign plan approved for the commercial/industrial areas of the Williams Gateway

Airport site (BA96-18)

May 20, 1996 Entire airport site (±3,020 acres) rezoned from PF to M-1-DMP to establish the Williams Gateway

Airport Development Master Plan Approved, conditioned to review by DR, P&Z, and/or CC,

based on building size and location of development (Z96-23, Ord #3181)

STAFF RECOMMENDATION: Approval with conditions

PROJECT DESCRIPTION/REQUEST

There are two parts to this request. One part is to amend conditions of the original DMP, specifically conditions, 2 and 9 of Ordinance #3181, which read as follows

- 2 Review and approval by the Planning and Zoning Board and City Council of future development plans and phases;
- 9 Review and approval by the Planning and Zoning Board, Design Review Board, and City Council of all buildings greater than 100,000 sq. ft;

The proposal is to change the above conditions to better reflect recent Zoning Ordinance changes by City Council, to allow Site Plan Review and Site Plan Modifications to be determined by the Planning and Zoning Board (or Planning Hearing Officer), without continuing on to Council (unless there is an appeal to the board's decision).

The other part of the request is to update the DMP map to more closely match the existing and anticipated lot layouts and land uses. Street patterns have been slightly adjusted since the DMP was created which has affected the accessibility to the aircraft movement areas on some lots. Over time, there have been changes in the demand for various uses, and greater attention to airport security and accessibility to the taxi lanes, resulting in the need to update the land use map.

The language of the recommended conditions also reflect minor changes in accordance with the current practice of wording such conditions based upon input from the city attorney's office

MODIFICATIONS

The modifications currently in place with the DMP, as identified in the exhibits originally submitted with the 1996 case (Z96-23), would continue to be in place (except that the previous request to allow communication towers without a special use permit is not a modification that can be approved through the DMP overlay district since land uses cannot be changed through the overlay zone). The modifications approved in 1996 are included in the following chart which also includes many of the standards of development approved as part of the DMP:

V	VILLIAMS GATEV		PMENT STANDARDS AND BY ZONING CASE Z96-23	MODIFICATIONS										
Lot Frontage	Lots surrounded by apron, taxiway or flight line are exempt from requirement to have frontage on a dedicated public street													
Setbacks		Setback requirements per Lot Type												
		Lot Type A	Lot Type B Air Operations Area frontage lots (lots back up to the flight line, taxiway, ramp, or apron)	Lot Type C Air Operations Area frontage lots on island (lots surrounded by flight line, taxiway, ramp, apron and do not have frontage a pubic street)										
	Front Yard	20'	20'	10'										
	Street Side Yard	20'	20'	10'										

Planning Hearing Officer Hearing Date April 5, 2007
PHO Case Number Z07-14

					PHO Case Number 207-1							
	Side Yards	10'	where "secunty be Paved, or do granite, or L	standards o be up to the e building e yard setback y fenced" shall	10'							
	Rear Yard	10'	10' when adjacent Operations Area clear of storage, e structures, parking and aircraft stagin 25' setback, if lot airport operations	to Airport Setback to be quipment, g, landscaping g s adjacent to an	10' when adjacent to Airport Operations Area Setback to be clear of storage, equipment, structures, parking, landscaping and aircraft staging 25' setback, if lot is adjacent to an airport operations service road							
	For Corner lots, str	eet frontages are	considered front ya	ards Comer lots	do not have rear yards							
	Yards are to be free overhangs, window				tion allowed for awning, eaves,							
	Setbacks shall be i	ncreased by two	feet where the end	of a parking spa	ce abuts a setback							
	A 6' minimum exterior Clear Zone area, free of any obstructions along the Air Operations Area edge fence line is required with a recommended 10 to 20 feet where possible. This Clear zone area is to be Landscaped with material under 18" in height, or paved, or have decomposed granite.											
	Buildings on the flight line and /or surrounded by the apron or taxiway are not required to have any screening											
Screening	1			-	on would be impeded							
and	Access to Air Operations Area is restricted Air Operations Area edge fence subject to Federal Aviation											
Screen Walls	Administration requirements Sequence areas must be screened so as to not be visible from the public street(s) and adjacent lots. Screening											
Goreen Walls	Service areas must be screened so as to not be visible from the public street(s) and adjacent lots. Screening from the public street will be with a 6 ' high wall (min). Areas not visible from the public street may use vegetation which provide a proper visual barrier.											
	Lots that have rear yards backing up to the flight line, apron or taxiway will be allowed open storage in the side											
	yard, except that outdoor storage is not allowed in the required side yard setback											
Outdoor storage	Neither aircraft nor aircraft components shall be parked or stored within any required yard, but may be moved across a required yard											
Cutubor Storage	Outdoor storage not allowed within any required setback area											
	Where the rear yard is adjacent to the Air Operational Area and the rear yard is an aircraft staging area or Clear Zone Area, outside storage shall be restricted to side yards, but not within the side yard setback											
	Landscaping is not Landscape standa				and are surrounded by apron or taxiway master plan							
Landscaping	A 6' minimum exterior Clear Zone area, free of any obstructions along the Air Operations Area edge fence required with a recommended 10 to 20 feet where possible. This Clear zone area is to be Landscaped with material under 18" in height, or paved, or have decomposed granite.											
	The DMP includes	a complete Land	scape Master Plan	, which is filed wi	thin zoning case Z96-23							
Parking	Use			Parking re	quirement (mınimum)							
and	Office, Retail/se	ervice, Day Care		1 parking space	ce / 375 sq ft GFA							
Access	Warehouse		ce / 900 sq ft GFA									
	Manufacturing			1 parking space / 600 sq ft GFA 1 parking space / 2,000 sq ft GFA								
	Hangars											
	Medical or Den	tal Offices and O	utpatient Clinics	1 parking space	ce / 200 sq ft GFA							
l	Hotel		-	1 space / guest room plus ancillary use requ								
	Restaurant	q ft GFA and outdoor seating area										
	Health / Fitness Facility 1 space / 100 sq ft GFA excluding correquire 2 spaces / court											
	<u></u>											

	PHO Case Number Z07-1							
	Each site is to have a minimum of 5 parking spaces							
	Shared parking, not located on site is allowed provided cross access easements are included as a part of the lease agreement							
	Parking is not allowed in the front yard area Where a parking space abuts a setback, the width of the setback shall be increased by two feet							
	Use of cross access easements and shared driveways suggested along Sossaman Road Median cuts are discouraged							
	Covered parking spaces (buildings used strictly for offices without hangar space) shall provide one covered space per office or suite							
	In cases of fractional results in calculating parking requirements, numbers will be rounded up to the nearest whole number if the fraction is equal or greater than 5							
	Buildings which include more than one type of use, such as hangar space and office space, will be required to meet parking requirements for all use types within the development							
	Parking lot areas must be screened from public streets with a 3' high barrier							
	60' maximum height on all hangars built north of the terminal building							
Building height	100' maximum height on all hangars built south of the terminal building							
Building separation	15 feet between buildings, regardless height							
	Ground mounted mechanical and electrical equipment such as main gas meters, electrical switching equipment, fire sprinkler risers and other utility services shall be located on the side or rear of the buildings (when not adjacent to the Air Operational Area), To be screened from the public street by earth berms and / or landscaping To be painted with colors compatible with the architecture							
Mechanical and Electrical Equipment	Building mounted mechanical and electrical equipment Screened from view Architecturally suitable material compatible with the design, materials and color of the main structure Due to visibility of rooftops from the air, minimizing or screening of rooftop equipment is encouraged							
	Telecommunications equipment (under 40 feet does not require a Special Use Permit) Not located within the front yard setback Rooftop locations should be avoided Total height of equipment shall not exceed a height of 12' above natural grade Screened from view with landscaping, architectural materials or a combination of both							
	Screened with a 6 ' high masonry wall							
Refuse Areas	Materials and colors to be compatible with the architecture							
	Not allowed within any required setback							
	Screened from the public street with a 6' high (minimum) masonry wall							
Loading Dock	Off street loading spaces shall be paved and be at least 10' by 30'							
Bay Areas	Screened from adjacent lots - Landscaping may be used for screening							
	Materials to be an asset to the airport image							
	Use of reflective surfaces and mirrored window glazing is discouraged and may be prohibited in curtain locations							
	Entryways should be designed and placed as integrated elements							
	Four sided elevations with detailing on all sides							
Building Design	Incorporate concrete block at least 18 " high (split face, fluted, scored) at the foundation of corrugated metal or pre engineered metal buildings							
Building Design	Building elevations fronting along Sossaman shall be of higher quality and standard Use of masonry construction required for building frontage along Sossaman At least half of the building height required to use concrete block starting at the foundation of the building elevation Wrap concrete block around the corners of the building and gradually taper down							
	T Hangars visible from the public street Utilize an increased landscape plan along the street frontage Include public restrooms and aircraft wash rack areas in the design							

NEIGHBORHOOD PARTICIPATION

The required citizen participation process has been followed; staff has not received any inquiries regarding this proposal. There have been no requests for a neighborhood meeting. A Citizen Participation report is included in the packet.

CONFORMANCE WITH THE GENERAL PLAN

The Williams Gateway Airport and the DMP has two designations: Pubic/Semi Public and General Industrial. Mesa 2025 Definitions, Goals, Policies and Objectives which support this request follow

Public/Semi-Public, P/SP

Identifies areas where other educational (including libraries), institutional (hospital, church), cemetery, governmental (federal, state, county, municipal, etc.), utility (electric substations and overhead corridors, water treatment facilities and well sites, wastewater treatment facilities), storm water facilities, recreational (golf courses and driving ranges) and airport uses are appropriate

General Industrial, GI

Identifies areas where intensive or hazardous manufacturing, assembly, and storage operations and indoor/outdoor storage takes place. Residential use is not permitted in this category. Appropriate locations offer direct principal arterial and arterial road access, connections to potable water and sanitary sewer, and proximity to public safety services. General Industrial areas are to be isolated and are appropriately buffered from other less intense employment or residential areas. General Industrial areas are located on and with direct access to principal arterial and arterial streets, rail facilities, and airports.

The Williams Gateway Area is one of eight economic activity areas that describe existing and future employment and business concentrations have been identified.

A variety of Goals, Objectives and Policies have been established in the Mesa 2025 General Plan follow, which relate to the WGA area and airport

Goal LU-1. Develop a land use pattern throughout the City that creates orderly municipal growth, achieves compatibility with surrounding communities, and is consistent with other plans and programs of the City.

- Objective LU-1.1 Create the most advantageous economic and environmental balance of buildout land uses based on community and regional characteristics.
- Objective LU-1.3 Ensure that the land use pattern throughout the community is compatible with the provisions of all elements of the General Plan and the corresponding master plans prepared by the City.
 - Policy LU-1 3a Continue to evaluate the relationships between the land use pattern and issues related to the subjects of the other General Plan elements.
 - Policy LU-2.1c Provide for a quality mixture of development in the Williams Gateway Sub-Area that recognizes the need for the creation of employment, appropriate housing, and protection of the operation of Williams Gateway Airport.
 - o Policy LU-2.2c In conjunction with Williams Gateway Airport and major landowners in the Williams Gateway Sub-Area, prepare a plan that provides for innovative employment, residential, and public uses, creates a second urban center in this area; is compatible with the Land Use Map in this Land Use Element;
- Goal ED-1 Foster and sustain long-term economic growth for the City of Mesa

- Objective ED-1 1 Increase and maintain Mesa's employment to population ratio to at least the top quartile of Maricopa County communities by attracting and retaining competitive and quality jobs.
 - Policy ED-1.1a Proactively market the City of Mesa to prospective employers and businesses seeking to expand or relocate in the metropolitan Phoenix area
 - Policy ED-1.1b Target recruitment efforts at companies that bring high-quality, value added jobs to the community.
 - Policy ED-1.1c Focus recruitment and retention efforts in key employment sectors established as priority clusters in Mesa.
 - Policy ED-1.1d Promote Mesa as an excellent location for regional or local corporate headquarters
 - o Policy ED-1.1e Promote Mesa as a location for international business and trade.
- Goal ED-2 Identify and prepare strategic locations for economic growth
- Objective ED-2 1 Support the development of key employment centers/corridors throughout the City of Mesa
 - Policy ED-2 1a Promote the development of an efficient combination of mixed uses at the employment centers/corridors.
 - Policy ED-2.1d Continue to promote, improve, and protect transportation-related employment centers, including Falcon Field, Power Road Corridor, Red Mountain Freeway Corridor, Superstition Freeway Corridor, Union Pacific Railroad Corridor, and Williams Gateway Airport.

STAFF ANALYSIS

Staff is in support of the request and has forwarded recommended conditions of approval which would retain the tiered approach to review of development proposals dependent upon the location and visibility of those proposals yet also acknowledging airport operations, and aviation needs. Also, minor changes to the ordinance language has been recommended due to some confusion in the past regarding when a building needs to be reviewed through a city process.

The request to reformat Ordinance 3181 conditions 2 and 9 has been accomplished through recommended condition 3, which is worded to reflect that future review would occur through the Planning and Zoning Board (PZBd), or Planning Hearing Officer (PHO), as allowed per the Zoning Ordinance chapter 18 and the PHO Guidelines. This reflects the recent change to the Zoning Ordinance whereby Site Plan Reviews (SPR) and Site Plan Modifications (SPM) are decided upon by the PZBd or PHO

Regarding the development and esthetic review, the Williams Gateway Airport Authority conducts an internal review of all development proposals through their Design Review Committee (DRC), the DRC membership includes a City Planning staff member (currently the Senior Design Review Planner, Kim Steadman) Also, the DMP has a tiered approach to review by the City of Mesa Design Review Board (DRB), which depends upon the location of the lot, and the size of the building.

Development Review at the Williams Gateway Airport, as approved in 1996 through the DMP overlay and as recommended through this zoning case Z07-14, is as depicted in the following chart. Note that the process has not been changed through this case except that SPR and SPM cases now can be decided upon by the PZBd or PHO as allowed by the current Zoning Ordinance.

WGA Airport Development Review Process:

Request	Lot location /	Landillas	Ordinance	e 3181	Recommended through Case Z07-14				
	Building Size	Land Use	City of Mesa Process ¹	Condition Number	City of Mesa Process ¹	Condition Number			
Rezoning	All / All	All	PZBd recommendation, City Council (CC) for decision, DRB for esthetics	NA – rezoning must be processed through the PZBd and decided upon at City Council	PZBd* recommendation, City Council (CC) for decision, DRB for esthetics	NA – rezoning must be processed through the PZBd and decided upon at City Council			
DMP modification, Possible SPR or SPM, and Esthetic reviews		Future development Plans and Phases ¹	PZBd recommendation. City Council (CC) for decision, DRB for esthetics if buildings are submitted for review	2	PZBd* recommendation, City Council (CC) for decision, DRB for esthetics	3			
SPR, SPM, and Esthetic review	On Sossaman Road / Larger than 20,000 s f	Commercial, office, restaurant, retail	DRB, only	7	DRB, only	4			
SPR, SPM and Esthetic review	On Sossaman Road / Larger than 35,000 s f	All	DRB, only 8		DRB, only	5			
SPR, SPM and Esthetic Review Airport / Larger than 100,000 s f		All	PZBd, CC DRB	PZBd , DRB	6				

Notes 1 "Future development plans and phases" refer to major changes to the DMP anticipated with development of a different location of the terminal building and substantial changes to the overall campus

Staff is supportive of the changes to the DMP and to the Ordinance The DMP map was created in 1996 and needs to be updated to reflect current conditions. An update to the Ordinance language would also serve to streamline the process of public review and be in concert with the most recent Council changes to the Zoning Ordinance and public review process

CONDITIONS OF APPROVAL:

- 1 The basic development as described in the project narrative and as shown on the DMP site plan submitted (without guarantee of lot yield building count, or lot coverage)
- 2 Compliance with Ordinance 3181 except as amended below
- 3 Review and approval through the public hearing process identified in the Zoning Ordinance of future development plans and phases
- 4 Review and approval by the Design Review Board of all commercial, office, restaurant, and retail buildings which exceed 20,000 sq. ft. of building area and are located on lots or parcels abutting Sossaman Road
- 5 Review and approval by the Design Review Board of all buildings which exceed 35,000 sq ft of building area and are located on lots or parcels abutting Sossaman Road.
- 6. Site Plan Review through the public hearing process identified in the Zoning Ordinance for all buildings and development which exceed 100,000 sq. ft. of building area.
- 7 Compliance with all requirements of the Design Review Board
- 8 Compliance with all City development codes and regulations



Williams Gateway Airport Authority 5835 S Sossaman Road Nesa, Arizona 85212 APPROVED PLANS
CITY COUNCIL
ATE: 5/7/07
WITH STIPS: YES X NO D

Request

The Williams Gateway Airport Authority (WGAA) requests City of Mesa approval of an update to our M-1 Development Master Plan (DMP) General Site Plan

History

On May 20, 1996, the City of Mesa approved Ordinance 3181 providing M-1 DMP zoning for Williams Gateway Airport (IWA) The ordinance included several variances necessary for the operation of an airport, and also included several stipulations WGAA has implemented the development plan substantially in accordance with the original Phase I Business Park site plan, yet an update is required to reflect actual construction to date as well as other modifications to the plan. The basis for the modifications is as follows.

- 1 Engineering requirements have resulted in minor modifications to the locations on planned roadways
- 2 Federal Aviation Administration (FAA) requirements resulted in changing land uses, in some cases from non-aviation to aviation uses, and in other cases from aviation to non-aviation uses. These uses were based upon an FAA approved Airport Master Plan (AMP) completed in 1999 (all uses remain consistent with our M-1 zoning)
- 3 A Drainage Master Plan has been completed, allowing more specific identification of the actual size and location of existing and planned retention basins
- 4 Several tenants have located to the airport, solidifying the actual location of planned lease lines

Discussion

The following is a summary of the most significant changes

- 1 The majority of Lots 3-11 have been leased to one party and assembled together to form Lots 10 and 11 (Lot numbers 3-9 no longer exist) The original circular access drive in this area was not needed since there is only one tenant, and hence has been deleted. As such the land use for lots 4, 5, and 6 changed from hotel/commercial to general aviation use. The remaining area formed Lot 12 and the other lots were simply re-numbered.
- 2 The addition of the City of Mesa's Fire Suppression System utility on the corner of what was originally Lot 17 required that we move the lot lines and create separate lots in this area
- 3 Lots 17, 18 and 19A have been leased to one party and reconfigured to form lots 17 and 18 Lot numbers 19A, 19B, 20A and 20C no longer exist. The planned access roadway has been reduced in length and reconfigured as an entrance cul-de-sac.

4 Lots 40-51 in the South Central Industrial Area have been reconfigured due to the final and approved alignment of Velocity Way When Velocity Way was first planned, it was assumed it would follow the same alignment as an old taxiway. The initial layout of this area was planned for aviation related support activities, which would conform to the M-1 zoning granted by the City This initial layout showed these lots being on an "island" surrounded by aircraft aprons This layout did not allow for the lots to meet City requirements regarding public parking and did not allow for any public access, as all of the facilities were inside the Airport's security restricted area Thus, it was necessary to shift the alignment of Velocity Way to allow for public access to these lots, conform to City of Mesa requirements and enhance the leaseability of the affected lots The usage of these lots as aviation related support conforming to the M-1 zoning was not, nor is proposed to be changed

The above noted issues, as well as engineering issues related to constructing Velocity Way in the same location as an abandoned taxiway, resulted in Velocity Way shifting to the north (this realignment was approved by the City of Mesa and the City has since constructed the roadway) An additional roadway is now planned to "loop" into the new Velocity Way, enhancing traffic flow and access for businesses and emergency responders. As a condition of it's use of Federal Aviation Administration (FAA) grant funds and criteria for a public-use facility, all airport property is generally restricted to aviation and/or aviation related usage WGAA requested and has received FAA approval to change the usage in this area from aviation (hangars) to non-aviation related support. The non-aviation related support area will continue to conform to the M-1 zoning designation approved by the City

There is no request to change to our current zoning, M-1 DMP

There is no request to change to our adopted Airport Design Guidelines

There is no request to change our adopted Comprehensive Sign Plan

There is no request to change the originally adopted variances or stipulations associated with current zoning current zoning

All new buildings remain subject to the City of Mesa building safety permit process

Attached is a revised Business Park Phase I General Site Plan, as well detailed Airport Leasing Maps currently in use

Additional Information

On December 22, 2006, WGAA received comments from the City of Mesa regarding the December 7, 2007 application for updating the DMP On January 5, 2007, a meeting was held with Tom Ellsworth, Ryan Matthews, Kim Steadman representing the City of Mesa and Mike N Williams. representing WGAA As a result of this meeting, the following information is being provided by WGAA

- <u>COM Comment</u> One of the documents that was approved by City Council on 5/20/96 with the original DMP was a 27-page document entitled "The Williams Gateway Airport Development Master Plan "This document is still in effect over the site, but may be modified in a few places through the current request
 - Are any updates to this document being requested at this time?
 - WGAA Response As stated in the application, the only update is the DMP map

- Do you have an updated version of this document? An updated version of the document is not required, but a reference to each point in the document that is being updated would greatly facilitate reviews and approvals in the future. Please revise your project narrative to reference exactly which portions of the originally approved document are being updated, noting specific page numbers.
 - WGAA Response No.
- Within the previously-approved DMP (on p 18) was an exhibit that clearly laid out which lots were to be considered 'A,' 'B,' and 'C' lots, thereby defining how each lot's setbacks were to be defined. Please submit a new exhibit showing all of the lots with labels denoting them as 'A,' 'B,' or 'C' lots. It is recommended that the 'A,' 'B,' and 'C' designations be included on the use table currently shown on the side of the site plan.
 - WGAA Response See attached Table 1
- OM Comment Your project narrative makes reference to an FAA-approved Airport Master 의 Plan (AMP) from 1999 This AMP would make a good additional exhibit for the current case 등 file Please submit a copy of the FAA-approved AMP with your follow-up submittal
 - Please submit a copy of the FAA-approved AMP with your follow-up submittal

 WGAA Response

 As a participant in the 1999 AMP, the City of Mesa was provided copies of the planning documents prepared during the study, as well as the final version No additional copies are available
- <u>COM Comment</u>: A Citizen Participation Plan (CPP) is required with all P&Z submittals, including those that are considered through the PHO. No CPP was received with your formal submittal materials aside from copies of two letters that had been sent in early November. The follow-up submittal should have an update on the Citizen Participation process, or even the final Citizen Participation Report (CPR) if that process is complete. So rather than submit a CP Plan, please just submit your CP Report. That CPR needs to include a description of the recipients, a description of how the neighbors were invited to comment, a description of the neighbors' concerns (if any) and how they were resolved, and so on Please also include an address list of recipients, as well as a map showing your site and the properties to which the owners were mailed letters.
 - WGAA Response Clarification was provided during the January 5, 2007 meeting by COM staff regarding the CPP See attached CPP report
- <u>COM Comment</u> It is clear that this request is mostly in order to bring the approved DMP into conformance with the land uses and layouts that have already been established since the original DMP was approved Nonetheless, there is still some opportunity to alter some of the DMP that is, as yet, undeveloped These site plan comments are provided to stimulate further thought on the proposed site plan (labeled "Williams Gateway Airport Business Park Phase I) If they are not feasible because of airport needs, that is fine, please just elaborate a bit more on why some of the land is being laid out in this way rather than as previously approved
 - o Lot 102 is shown with its only frontage on Sossaman Road Based on the approved DMP, cross access is generally provided between those lots along Sossaman Road anyway Will cross access drives be required to link lot 102 to the two adjacent lots?
 - WGAA Response It is envisioned by WGAA that there would be some sort of cross-access easement associated with this parcel, similar to the majority of other

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lots that front Sossaman Road Once the site plan for this lot has been developed, WGAA and COM will have the opportunity to provide comments

- The whole area around the approved lots 39-51 has been modified Your project narrative briefly explains the rationale for shifting the Velocity Way alignment, but not much on why the uses have been modified. Whereas the originally approved DMP foresaw hangars/aviation uses, you state that the Velocity Way alignment caused the loss of those uses. Planning Staff wonders if this change in use from aviation to non-aviation will affect the airport's aviation-related mission in the future.
 - WGAA Response See paragraph #4 above, under "Discussion"
- <u>COM Comment</u> Technical comments from Planning's building safety and engineering representatives will be forthcoming once your case has been reviewed by them Please contact them directly with any questions regarding their comments
 - o <u>WGAA Response</u> See attached comments from COM and WGAA responses

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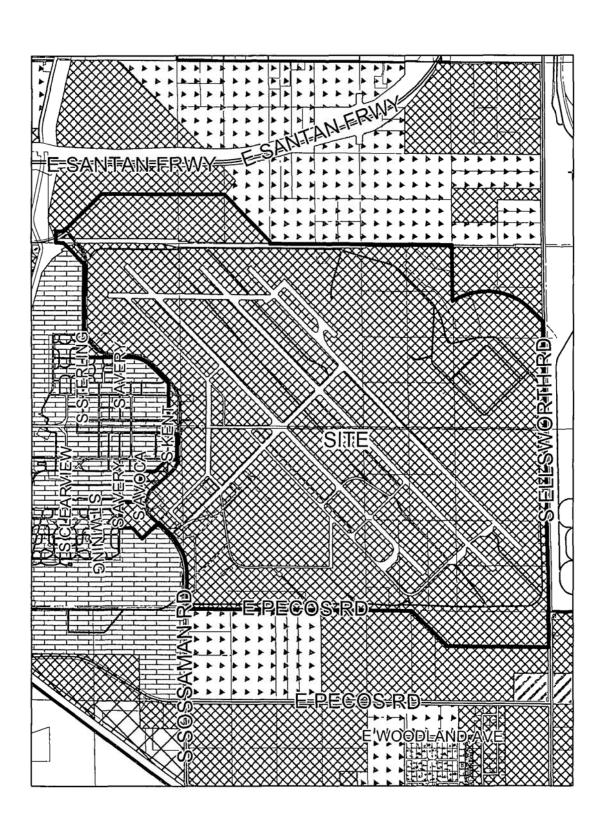
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PLANNING AND ZONING VICINITY MAP







Williams Gateway Airport Authority

Development Master Plan Update - March 22, 2007

Williams Gateway Airport (IWA) and has been approved by the City of Mesa. The DMP includes a layout map of developable parcels, each of which is categorized as Lot Type "A", "B" or "C". This Table indicates the Lot Type for the DMP layout map dated November 16, 2006. This Table is being provided as part of an update to the Development Master Plan (DMP), which provides guidelines for development at the

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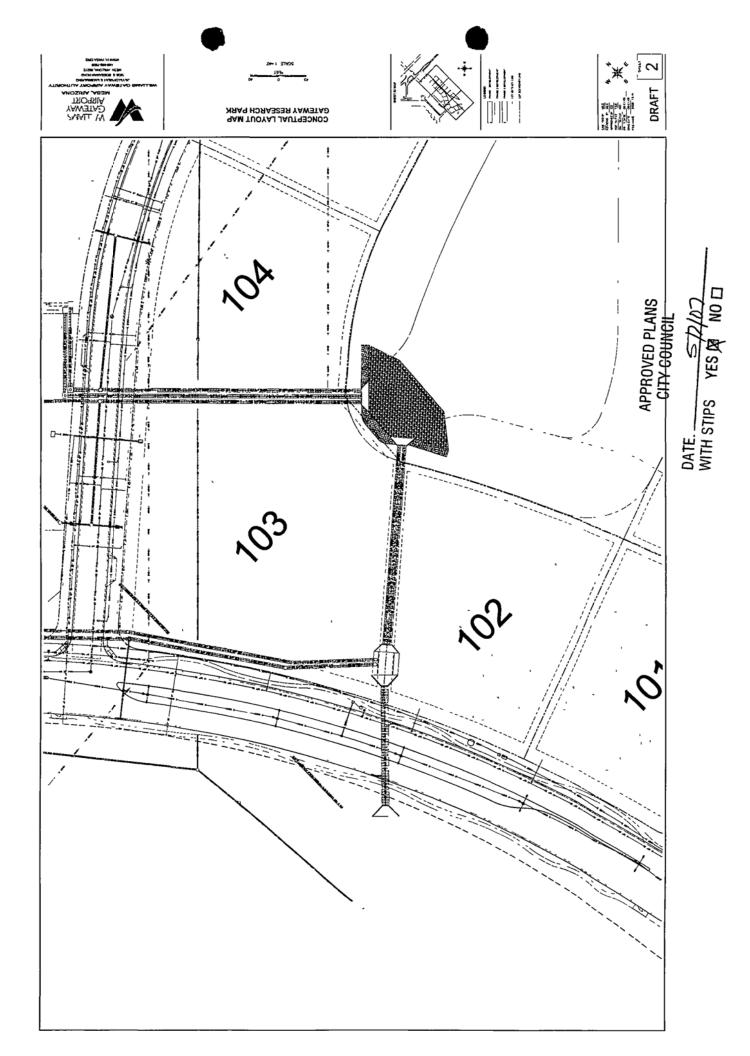
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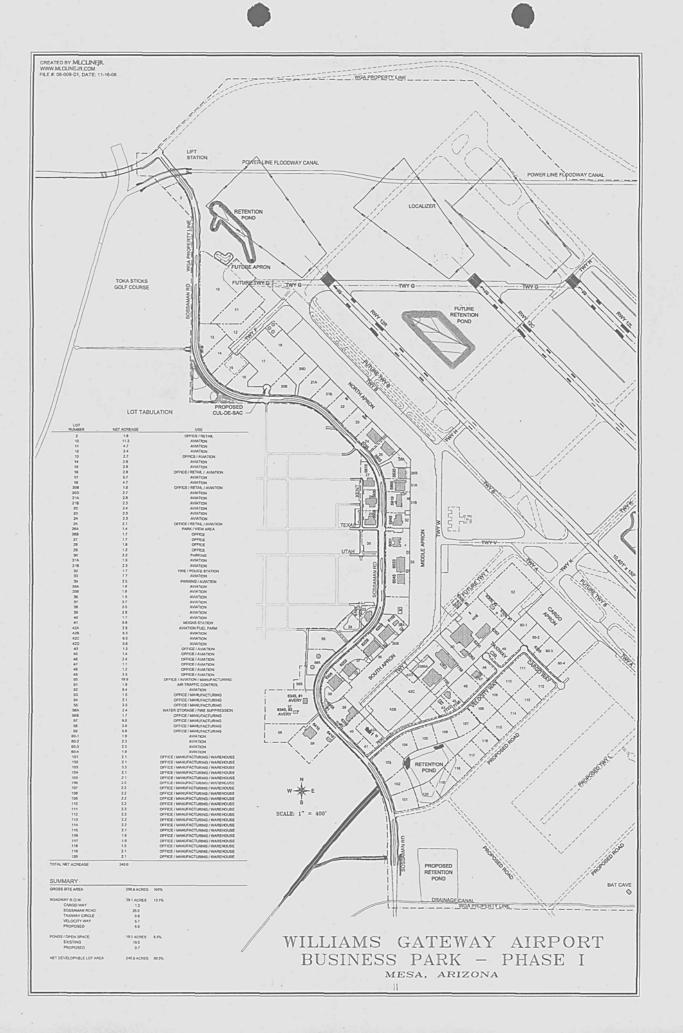
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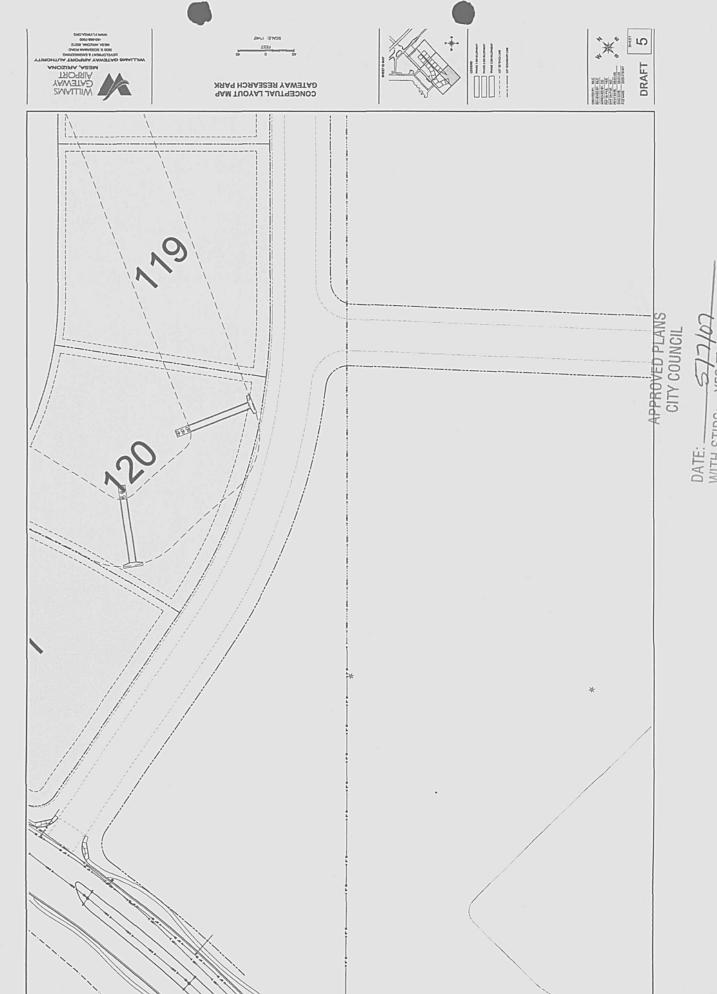




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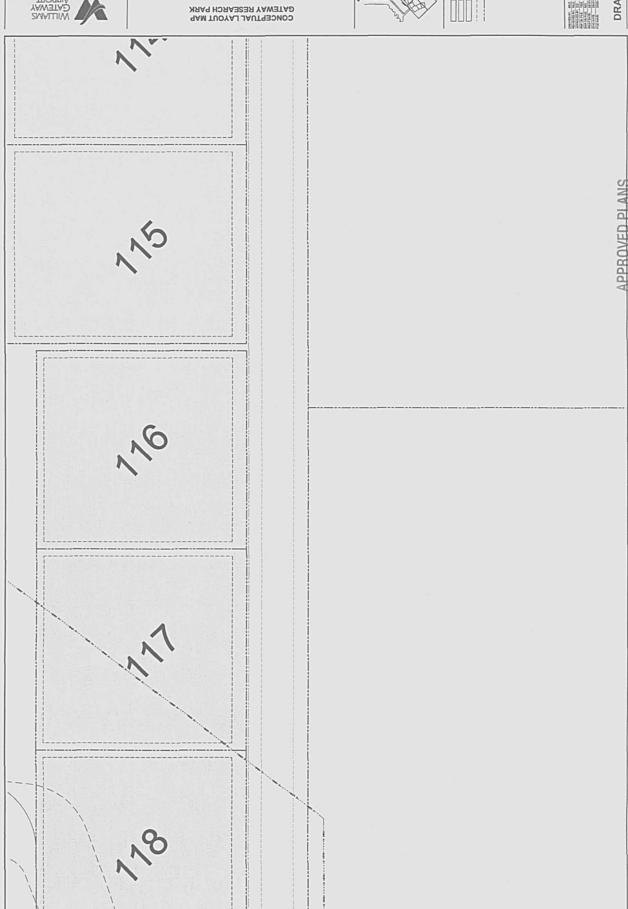




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Development Department 5835 S Sossaman Road Mesa, AZ 85212 480-988-7600 FAX 480-988-2315

Development Master Plan (DMP) Update – 2007 Citizen Participation Report – Case Number Z-07-14

Date: March 22, 2007

Purpose: The report provides results of the implementation of the Citizen Participation Plan of adjacent property owners, agencies, schools and businesses in the vicinity of the Williams Gateway Airport, as submitted by the Williams Gateway Airport Authority (WGAA). WGAA has submitted an application to the City of Mesa for an update of the approved Development Master Plan (DMP) for the Williams Gateway Airport. This report provides evidence that citizens, public agencies and interested persons have had adequate opportunities to review and comment on the application. Comments, sign-in lists, petitions, letters, summary sheets and other material have not been received as of this date. However, should comments be received, all will be copied to the City of Mesa staff regarding this application.

Contact:

Williams Gateway Airport Authority
5835 S Sossaman Road
Mesa, AZ 85212
Mike N Williams, A.A.E.
Development Manager
480-988-7605 FAX 480-988-2315
mnwilliams@flywga.org

Neighborhood Meetings: None requested as of this date.

Correspondence and Telephone Calls: No responses received as of this date.

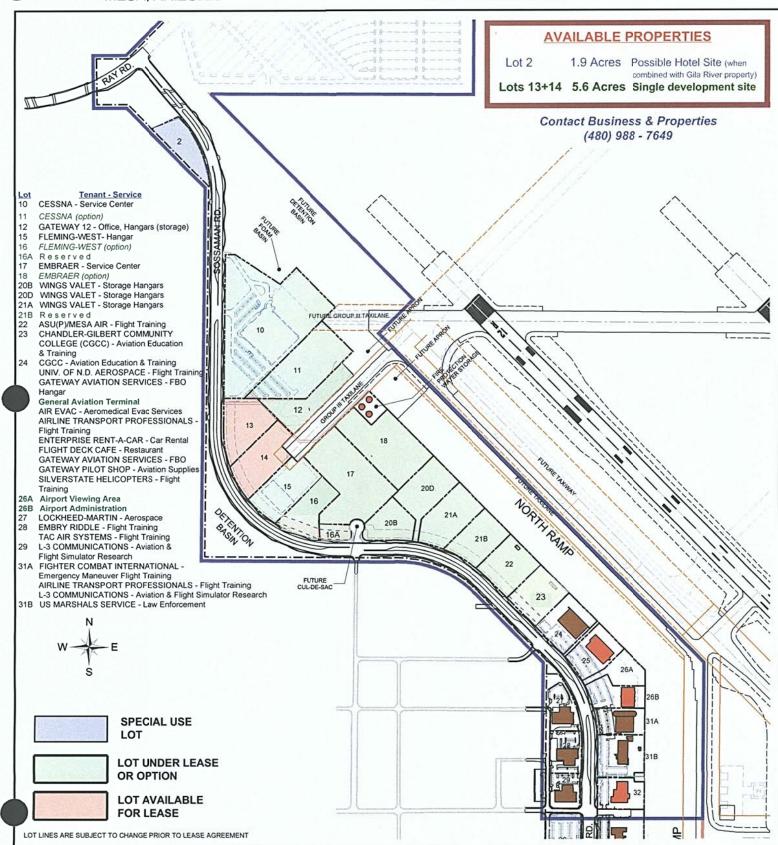
Results: There are <u>41</u> adjacent property owners on the contact list as of the date of this Citizen Participation Report (see attached).

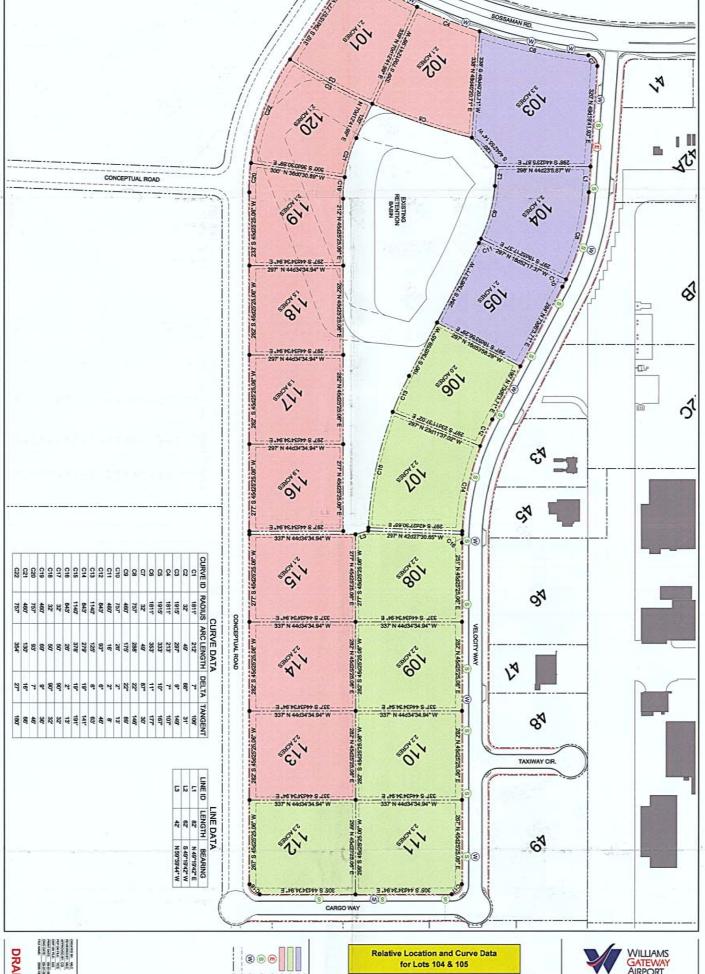
- Summary of concerns, issues and problems:
 - None received as of this date.
- 2. How concerns issues and problems were addressed:
 - a. Not applicable.
- 3. Concerns, issues and problems not addressed and why:
 - a. Not applicable.

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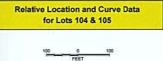
AIRPORT LEASING MAP North General Aviation Area SEPTEMBER 2007





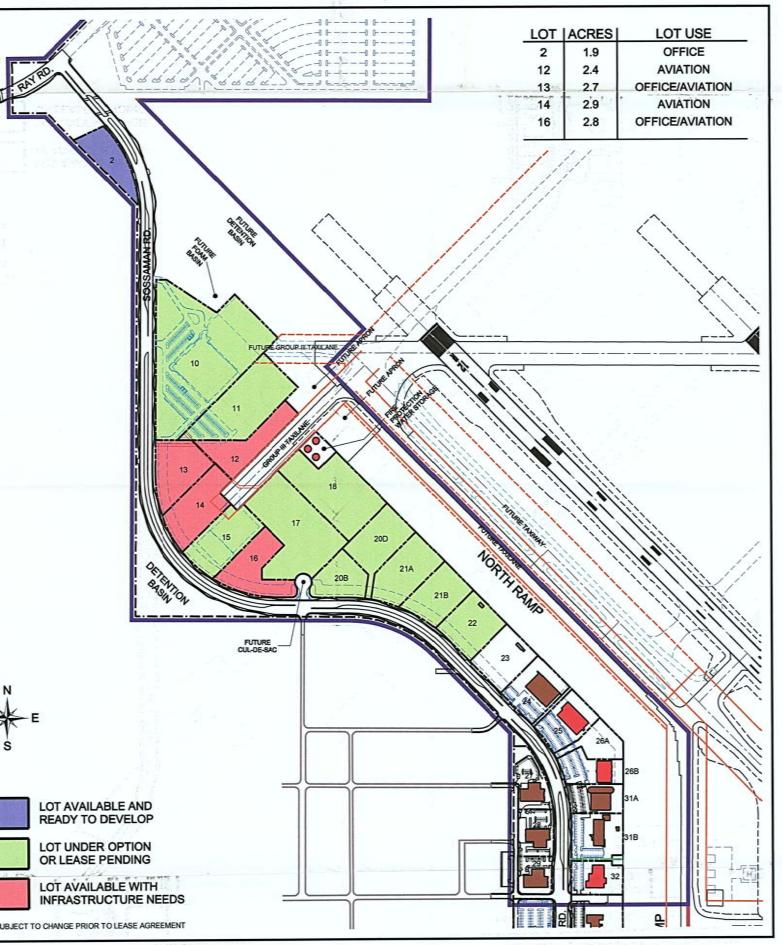






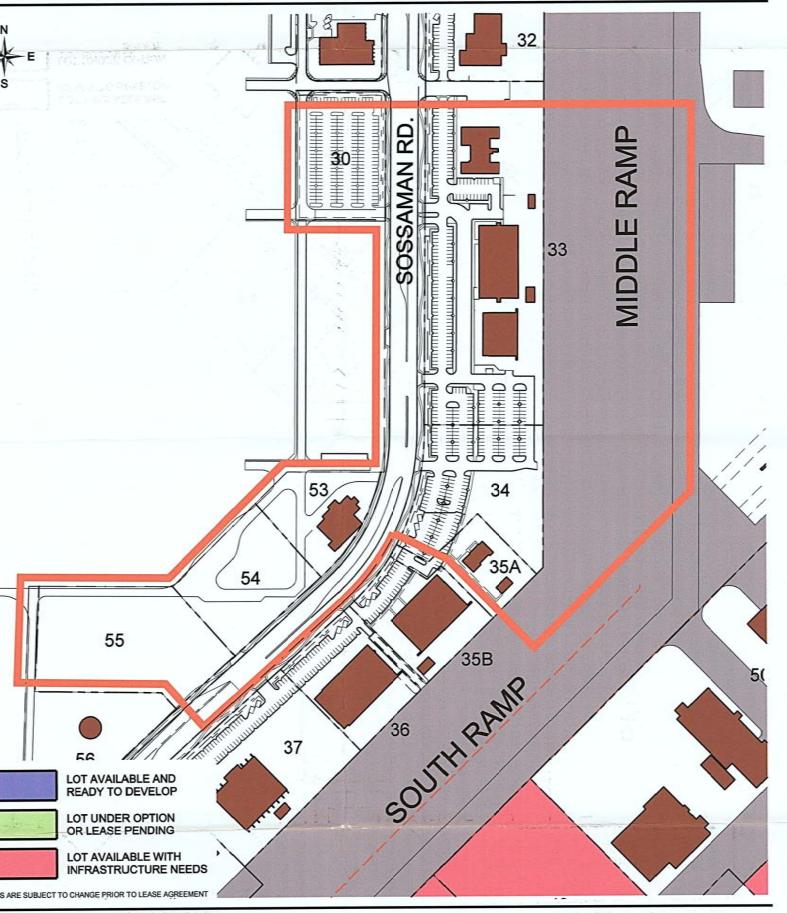
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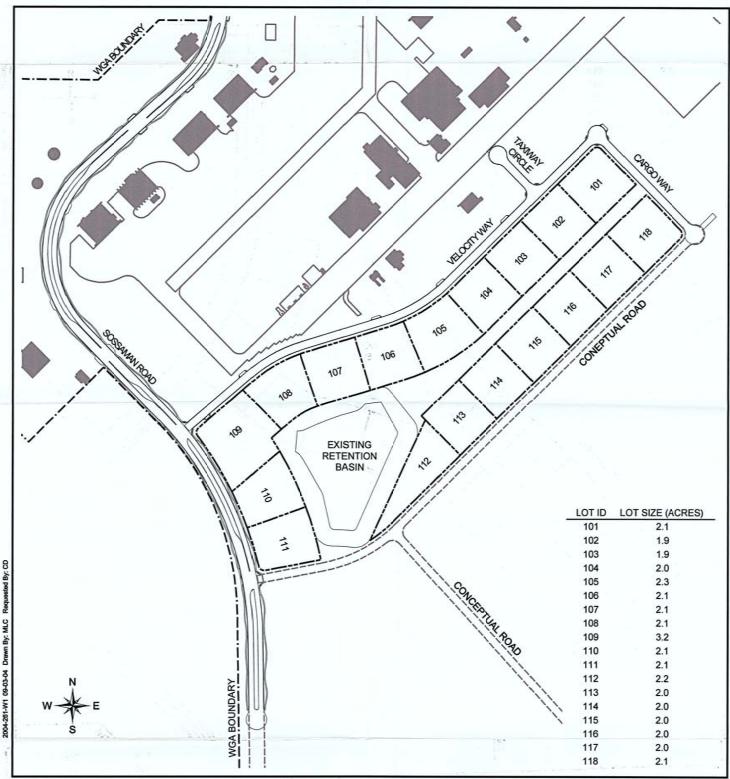


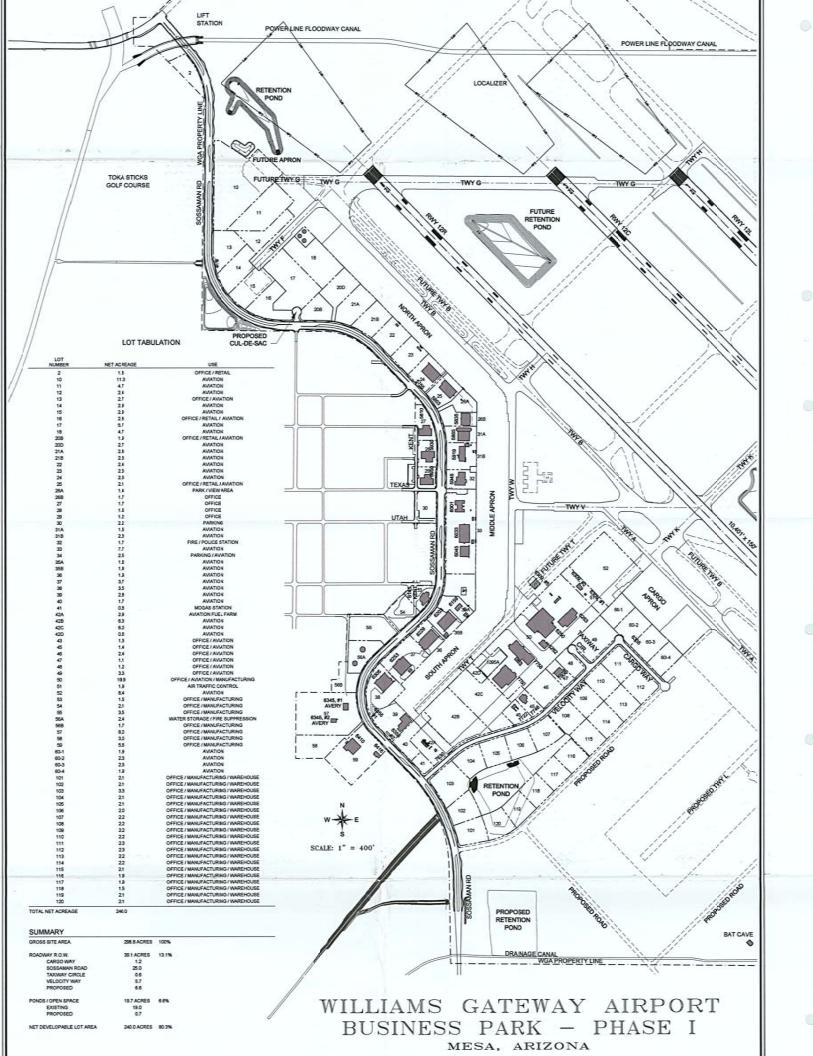
DEVELOPMENT MAP WEST TERMINAL AREA





SOUTH CENTRAL INDUSTRIAL AREA PARTIAL MASTER PLAN - PHASE I







DEVELOPMENT MAP SOUTH INDUSTRIAL AREA

