A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MESA, MARICOPA COUNTY, ARIZONA, APPROVING A MODIFIED SITE PLAN OF CERTAIN PROPERTY LOCATED AT 809 NORTH DOBSON ROAD (Z15-012). THIS REQUEST WILL ALLOW THE DEVELOPMENT OF A CONVENIENCE STORE AND GAS STATION ON THE PROPERTY AND PROVIDE PENALTIES FOR THE VIOLATION THEREOF.

WHEREAS, The Mesa Planning and Zoning Board at their May 20, 2015, meeting denied the site plan submitted by PM Design Group, Inc. for a proposed convenience store and gas station located at 809 North Dobson Road; and

WHEREAS, PM Design Group, Inc. filed an appeal of the Planning and Zoning Board's decision and pursuant to the Mesa Zoning Ordinance (11-67-12) the Mesa City Council has the authority to hear and take action on an appeal of a final Planning and Zoning Board decision; and

WHEREAS, PM Design Group, Inc. submitted a revised site plan for City Council consideration on July 2, 105, (Exhibit A) and the City Council has reviewed the revised plan in accordance with the criteria established in the Mesa Zoning Ordinance (11-69-5); and

WHEREAS, the City Council has determined the revised site plan satisfies the review criteria in the Mesa Zoning Ordinance specifically that the new plan enhances the surrounding area and is a suitable environment for pedestrians and other visitors.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MESA, MARICOPA COUNTY, ARIZONA, AS FOLLOWS:

<u>Section 1</u>: The revised site plan submitted by PM Design Group, Inc. for a convenience store and gas station located at 809 S. Dobson, attached hereto as Exhibit A and made a part hereof and incorporated herein by reference, is approved subject to compliance with the following conditions:

- 1. Compliance with all City development codes and regulations (Development and Sustainability, Engineering, Transportation, Solid Waste and Facilities, etc.).
- 2. Compliance with the project narrative and revised site plan attached as Exhibit A, except as modified in this section:
 - a. Provide upgraded surface materials such as pavers or stamped concrete in all pedestrian areas that cross a drive aisle.
 - b. Except where needed to accommodate fuel trucks, reduce driveway widths to be proportionate to vehicular circulation pattern, typically 24 feet.
 - c. Adjust the design of the "pork chop" to ensure traffic can only make a right turn when going in to the property or out of the property.
 - d. Engineering Department approval of the extended pedestrian refuge area at the southeast corner of the intersection of Dobson Road and Mesa Riverview Drive.
 - e. The modifications as described in a-d above shall be submitted to the Planning

Director prior to submitting construction documents for any building permit.

- 3. Compliance with Design Review approval DR15-013 for architectural and landscaping design.
- 4. Compliance with revised landscape plan attached as Exhibit B with the following modifications:
 - a. Increase, modify, or adjust, the landscaping near the corner of Dobson and Mesa Riverview drive to provide maximum shading of the pedestrian area during the afternoon hours of Spring Training Season as required by the Planning Director. The actual placement of this landscaping may be modified or adjusted to ensure maximum shade during this time period.
 - b. After installation, if any of the landscaping dies, becomes missing, or is removed it shall be promptly replaced with the same kind of vegetation. In no event shall it take longer than thirty (30) days of becoming aware of the situation to have the vegetation replaced.
- 5. Planning and Zoning Board approval of a Special Use Permit for the carwash and fueling facility and compliance with any conditions of that approval.
- 6. Provide alternative to pipe bollards such as concrete bollards or design elements integrated with the fuel pump and column design.
- 7. Mechanical equipment needs to be screened 100% by building parapets, not separate rooftop elements.

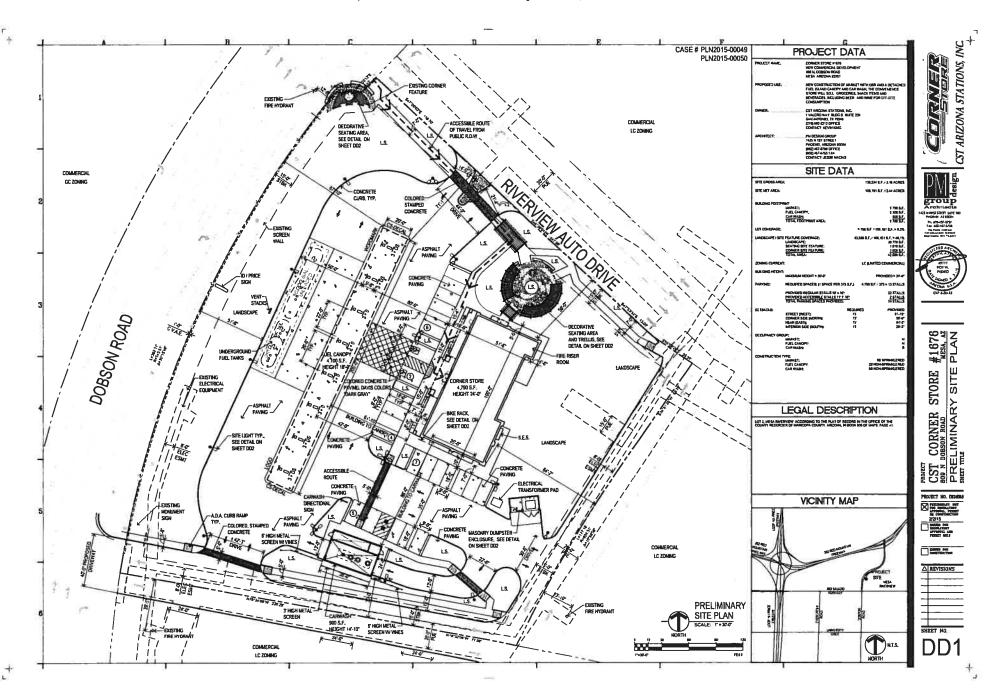
<u>Section 2:</u> The various City officers and employees are hereby authorized and directed to perform all acts necessary to give effect to this resolution.

<u>Section 3:</u> PENALTIES. Mesa Zoning Ordinance 11-79-1 to 11-79-6 shall apply for any violation of this resolution.

PASSED AND ADOPTED by the City Council of the City of Mesa, Maricopa County, Arizona this 8th day of July, 2015.

	AFFROVED.	
	Mayor	
ATTEST:		
City Clerk		

"Exhibit A"
(Revised Site Plan Dated July 2, 2015)



"Exhibit B" (Revised Landscape Plan Dated July 2, 2015)

CITY OF MESA LANDSCAPE NOTES

1. ALL LANDSCAPE AREAS TO RECEIVE 2" LAYER DECOMPOSED GRANITE 2. ALL LANDSCAPE AREA TO BE WATERED BY UNDERGROUND AUTOMATIC IRRIGATION SYSTEM.

3. THE HEIGHTS AND CAUPERS SHALL COMPLY WITH 'ARIZONIA NURSERY ASSOCIATION SPECIFICATIONS' FOR THAT SIZE AND TYPE OF TREE. 4. REQUIRED TREES SHALL BE PROVIDED IN EQUAL NUMBERS OF 15 GALLON SIZE AND 24" BOX SIZE OR LARGER.

5. REQUIRED SHRUBS SHALL HAVE A MATURE GROWTH HEIGHT OF 18" AT LEAST 50% OF REQUIRE SHRUBS SHALL BE 5 GALLON SIZE.

6.PLANT MATERIAL SHALL BE CALCULATED BASED ON A LINEAR MODULE OF 25 FEET. TREES AND SHRUBS MAY BE CLUSTERED.

ARTERIAL STREET

[2] TREES AND (6) SHRUBS PER 25' OF STREET FRONTAGE

MAJOR, MIDSECTION COLLECTOR STREET

(2) TREES AND (4) SHRUBS PER 25' OF STREET FRONTAGE
COLLECTOR/INDUSTRAIL/COMMERICAL STREET;
[11] TREES AND (4) SHRUBS PER 25' OF STREET FRONTAGE

[1] TREES AND [4] SHRUBS PER 25' OF STREET FRONTAI PUBLIC OR PRIVATE LOCAL STREET:

| | TREES AND |4| SHRUBS PER 25' OF STREET FRONTAGE

7 PLANT MATERIAL SIZES REQUIRED:

TREES: [TOTAL REQUIRED TREES:]
25% SHALL BE 36" BOX OR LARGER
50% SHALL BE 24" BOX OR LARGER

50% SHALL BE 24" BOX OR LARGER NO TREES LESS THAN 15 GALLON

SHRUBS: (TOTAL REQUIRED SHRUBS:)
50% SHALL BE 5 GALLON OR LARGER
NO SHRUBS LESS THAN 1 GALLON

8. 1 TREES AND 3 SHRUBS FOR EVERY 15' PARKING ISLAND PARKING SHALL BE INSTALLED @ EACH END OF ROW OF STALLS AND

9, FOUNDARON LANDSCAPING: LANDSCAPING TO A MINIMUM HEIGHT OF 18" IS REQUIRED MANEDIATELY ADJACENT TO, OR PROVIDED IN PLANTER AREAS ADJACENT TO BUILDING, WHICH HAVE FRONTAGE ON A PUBLIC STREET, PLANTING AREAS MUST BE A MIN. OF 5" WIDE AND A MIN. OF 50%

10. THE BACKFLOW PREVENTION ASSEMBLY SHALL BE TESTED AND APPROVED BY A CERTIFIED TECHNICIAN DESIGNATED IN THE CURRENT CITY OF MESA LIST THE APPROVED INSPECTIONS PRIOR TO THE REQUEST FOR FINAL INSPECTION".

11. THE REQUIRED BACKROW PREVENTION ASSEMBLY SHALL BE MANUFACTURER AND MODEL NUMBER DESIGNATED IN THE CURRENT CITY OF MESA LIST OF APPROVED BACKROW PREVENTION ASSEMBLIST.

12. ALL WORK WILL BE DONE UNDER SEPARATE PERMIT

13. ALL LANDSCAPING INSTALLED WITH THIS PROJECT TO BE MAINTAINED BY OWNERS ASSOC, OR OWNERS ASSOCIATION OF COMMERCIAL SUBDIVISION OR MANAGEMENT COMPANY IF COMMERCIAL RENTALS

14. THAT ALL TREES AND SHRUBS LOCATED IN LINE-OF-SIGHT WILL BE MAINTAINED TO A CLEAR AREA BETWEEN OF 3' TO 7'

15. RIP-RAP MUST BE ON NATURAL MATERIALS MATCHING D.G. COLORS CONCRETE CIR GUINTE MUST BE COLORED TO MATCH D.G., COLOR

16. TREES SHALL BE PLANTED II LEAST 20' AWAY FROM ANY STREET LIGHT POLE OR LOCATION. SHRUBS SHALL BE PLANTED II LEAST 7' FEET AWAY FROM ANY STREET LIGHT POLE OR LCC.

17. 10% OF TOTAL TREES IN PARKING SHALL BE 36" BOX OR LARGER

LANDSCAPE LEGEND

ULMUS PARVIFOLIA CHINESE ELM 24" BOX (MATCHING)

OLEA EUROPEA 'SWAN HILL' SWAN HILL 36" BOX

DALBERGIA SISSOO SISSOO TREE



HESPERALOE PARVIFLORA
RED YUCCA
5 GALLON

MUHLENBERGIA 'REGAL MIST' REGAL MIST DEER GRASS 5 GALLON

DASYLIRION WHEELERII
DESERT SPOON
5 GALLON

RUELLIA PENINSULARIS
BAJA RUELLIA
5 GALLON

LANTANA MONTEVIDENSIS 'GOLD MOUND' 1 GALLON

LANTANA MONTEVIDENSIS
PURPLE TRAILING LANTANA

MATCH EXISTING STREET FRONTAGE DECOMPOSED GRANITE 2" DEPTH IN ALL LANDSCAPE AREAS



