

## **Board of Adjustment Meeting Minutes – January 24, 2008**

Call To Order:

Roll Call:

Chair L.E. Truitt called the **Board of Adjustment Meeting** to order at 5:00 p.m., at Surprise City Hall Council Chamber 12425 West Bell Road, Suite D-100 Surprise, Arizona 85374, on **Thursday, January 24, 2008**. Also in attendance with Chair Truitt were Board Members Richard Alton; Gwyn Foro; Joe Johnson, John Longabaugh, Roy Villanueva and John Williams.

### **Staff Present:**

City Manager, Jim Rumpeltes; City Attorney, Michael Bailey; Assistant City Manager, Kathy Rice; Assistant City Manager, Doug Sandstrom; City Planner, Lance Ferrell and City Clerk, Sherry Ann Aguilar.

### **BOARD OF ADJUSTMENT MEETING AGENDA:**

**CALL TO THE PUBLIC: (Removed)**

### **REGULAR AGENDA ITEMS REQUIRING A PUBLIC HEARING:**

- #2 – Discussion, consideration and action by the Board of Adjustment upon a request by the property owner, represented by Lynn LaGarde – to approve an appeal to the Planning and Zoning Commission denial – of a Conditional Use Permit – for the Imagine School at Surprise – **APPROVED**

City Planner, Lance Ferrell gave a brief presentation regarding CUP07-242.

Attorney Lynne LaGarde, representing Imagine School gave a brief presentation supporting the project.

Attorney Nick Wood, with Snell and Wilmer commented in opposition of the project and on the City Code and Conditional Use Permits.

### **Public comments (opposing):**

Kory Ostlen commented on the following: traffic issues, residential area, and High School.

Gene Agee commented on the following: Greenway Park III, pictures that were presented to Council and traffic light issues.

Garry Vader commented on the following: Home off of Custer, age and traffic.

Tara Tucker commented on the following: traffic safety issues, traffic flow and deny request.

Mary Hartman is opposed to the project.

John Bedker commented on the following: Greenway Parc III, affected homes and traffic.

Chermone Bunting commented on the following: opposed to school at this site and children safety.

Shannon Smith commented on the following: 12 year Charter School, opposed to location not Imagine School.

Tim Smith commented on the following: 12 years Charter School, against project not school.

Richard Koval is opposed to the project.

Dawn Cartier commented on the following: opposition to Imagine School and traffic issues.

The following were also in attendance of the Board of Adjustment meeting and are opposed to the project: Robyn Suwyn, Nichole Symington, Tammy Hamblen, Janice Jones and Lindsey Rankin.

**Public comments (supporting):**

Tony Bail commented on the property.

Attorney Aaron Kindel, representing Imagine School commented on the following: traffic issues, residential area, and High School.

Meredith Todd commented on the following: school having a positive impact.

Cathy Applegate Rex commented on the following: architect and misinformation from Carden and residents.

Debra Kagen-Hobson commented on the following: supports project, site plan changed to address traffic issues, students on bikes, widening of roads and enforceable traffic plan.

Jonathon Richy commented on the following: reason for high school, expanding and number of students.

Chad Bria commented on the following: improving our communities.

Becky Queen commented on the following: having three children, school and not for every child.

Kristen Garretson commented on the following: being a teacher and a parent attending Rosefield.

Doc Sullivan commented on the following: Greenway Parc I, Board of Directors, residents speed also and College Prep. High School.

The following were also in attendance of the Board of Adjustment meeting and support the project: Christy Faux, Rebecca Bunting and Don Burkhardt.

Council Member Alton stated that he welcomes the concept of Imagine School, but does not support the appeal due to traffic issues.

Board Member Johnson made the motion to approve a Conditional Use Permit for the Imagine School at Surprise. Board Member Foro seconded the motion. Six yes votes, one absent (Alton). Motion carried.

**EXECUTIVE SESSION:**

None.

**ADJOURNMENT:**

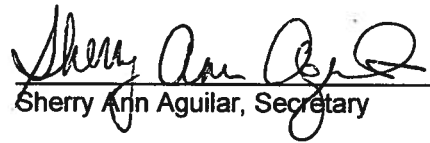
Chair Truitt adjourned the Board of Adjustment Meeting of **Thursday, January 24, 2008 @ 6:37 p.m.**



---

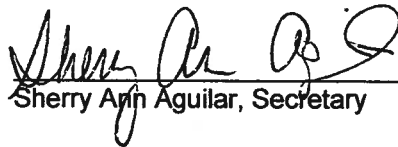
L.E. Truitt, Chair

**ATTEST:**

  
\_\_\_\_\_  
Sherry Ann Aguilar, Secretary

**CERTIFICATION:**

I, Sherry Ann Aguilar, Secretary for the Board of Adjustment, Surprise, Maricopa County, Arizona, do hereby verify that these are the true and correct minutes of the Board of Adjustment Meeting of **Thursday, January 24, 2008.**

  
\_\_\_\_\_  
Sherry Ann Aguilar, Secretary