

City Council Regular Meeting

Monday, December 5, 2022 6:00 p.m. Chandler City Council Chambers 88 E. Chicago St., Chandler, AZ





Our Vision

We are a world-class City that provides an exceptional quality of life.

Our Brand

A safe, diverse, equitable and inclusive community that connects people, chooses innovation and inspires excellence.

Our Goals

City Council Strategic Policy Goals

- 1. Being the most connected City
- 2. Being a leader in trust and transparency
- 3. Maintaining fiscal sustainability
- 4. Attracting a range of private sector businesses
- 5. Fostering a contemporary culture that embraces unity
- 6. Being safe and beautiful

Pursuant to Resolution No. 4464 of the City of Chandler and to A.R.S. 38-431.02, notice is hereby given to the members of the Chandler City Council and to the general public that the Chandler City Council will hold a REGULAR MEETING open to the public on Monday, December 5, 2022, at 6:00 p.m., in the Chandler City Council Chambers, 88 E. Chicago Street, Chandler, Arizona. One or more members of the Chandler City Council may attend this meeting by telephone.

Persons with disabilities may request a reasonable modification or communication aids and services by contacting the City Clerk's office at 480-782-2181 (711 via AZRS). Please make requests in advance as it affords the City time to accommodate the request.

Agendas are available in the Office of the City Clerk, 175 S. Arizona Avenue.



Regular Meeting Agenda



Call to Order

Roll Call

Invocation - Pastor Kelley Hand, Desert Palms Church

Pledge of Allegiance

Consent Agenda

Items listed on the Consent Agenda may be enacted by one motion and one vote. If a discussion is required by members of the governing body, the item will be removed from the Consent Agenda for discussion and determination will be made if the item will be considered separately.



City Clerk

1. November 2022 Council Meeting Minutes

Move City Council approve the Council Meeting minutes of the Work Session of November 7, 2022; Regular Meeting of November 7, 2022; Study Session of November 7, 2022; and the Regular Meeting of November 10, 2022.



Development Services

2. Introduction and Tentative Adoption of Ordinance No. 5033, Zoning Code Amendment PLH22-0053 Data Centers, regulating the location and operation of Data Centers throughout the City of Chandler (Continued from the Council Meeting of November 10, 2022)

Move City Council introduce and tentatively adopt Ordinance No. 5033 approving Zoning Code Amendment PLH22-0053 Data Centers, as recommended by Planning and Zoning Commission.

Council Focus Area(s):

3. Final Adoption of Ordinance No. 5037, Rezoning and Preliminary Development Plan, PLH22-0035 The District Downtown, located at the Northwest Corner of Arizona Avenue and the SanTan 202 Freeway

Rezoning

Move City Council adopt Ordinance No. 5037 approving PLH22-0035 The District Downtown, Rezoning from PAD for office, retail, and hotel to PAD for mixed used development including multi-family, office, and commercial uses as permitted under Community Commercial (C-2) zoning designation with Mid-Rise Overlay allowing for building heights up to 120 feet, subject to the conditions as recommended by Planning and Zoning Commission.

Council Focus Area(s): 📇 🔗

4. Final Adoption of Ordinance No. 5035, City Code Amendment, PLH21-0063 Backyard Chickens

Move City Council adopt Ordinance No. 5035, approving City Code Amendment PLH21-0063 Backyard Chickens, amending Chapter 14 and Chapter 35 regulating the keeping of chickens within single-family lots, as recommended by Planning and Zoning Commission.

5. Final Adoption of Ordinance No. 5026, Rezoning, PLH21-0089 McQueen Live Work, Located North of the Northwest Corner of McQueen and Warner Roads Rezoning

Move City Council adopt Ordinance No. 5026 approving PLH21-0089 McQueen Live Work, Rezoning from Planned Area Development (PAD) for Commercial to PAD for Mixed-Use, subject to the conditions as recommended by Planning and Zoning Commission.

Council Focus Area(s):



Mayor and Council

6. Final Adoption of Ordinance No. 5039, Amending the Code of the City of Chandler by Adding Chapter 63, Non-Discrimination, and Codifying the Chandler Embracing Diversity, Equity, and Inclusion Ordinance

Move City Council adopt Ordinance No. 5039, amending the Code of the City of Chandler, by adding Chapter 63 Non-Discrimination, adopting provisions codifying diversity, equity, and inclusion in the provision of public accommodations, employment, and housing in the City of Chandler.

Council Focus Area(s): 义

Action Agenda

7. Resolution No. 5656 Opposing the Rezoning and Multifamily Land Use Proposed in the Landings at Ocotillo Application, as Requested by Councilmember Stewart

Move City Council adopt Resolution No. 5656 opposing the rezoning and multifamily land use proposed in the Landings at Ocotillo application submitted to the Maricopa County Planning & Development Department, Case No. Z2021175.

Council Focus Area(s):

Adjourn



City Council Memorandum City Clerk's Office Memo No. N/A

Date:	December 5, 2022
То:	Mayor and Council
From:	Dana DeLong, City Clerk
Subject:	November 2022 Council Meeting Minutes

Proposed Motion:

Move City Council approve the Council Meeting minutes of the Work Session of November 7, 2022; Regular Meeting of November 7, 2022; Study Session of November 7, 2022; and the Regular Meeting of November 10, 2022.

Attachments

Minutes of the Work Session of November 7, 2022 Minutes of the Regular Meeting of November 7, 2022 Minutes of the Study Session Meeting of November 7, 2022 Minutes of the Regular Meeting of November 10, 2022

Meeting Minutes City Council Work Session

November 7, 2022 | 4:30 p.m. Council Chambers Conference Room 88 E. Chicago St., Chandler, AZ



Call to Order

The meeting was called to order by Mayor Kevin Hartke at 4:30 p.m.

Roll Call

Council Attendance Mayor Kevin Hartke Vice Mayor Terry Roe *Councilmember OD Harris *Councilmember Mark Stewart Councilmember René Lopez Councilmember Christine Ellis Councilmember Matt Orlando Appointee Attendance Josh Wright, City Manager Kelly Schwab, City Attorney Dana DeLong, City Clerk

*Councilmember Harris and Councilmember Stewart attended telephonically.

Staff in Attendance

Tadd Wille, Assistant City Manager Dawn Lang, Deputy City Manager / Chief Financial Officer Andy Bass, Deputy City Manager Ryan Peters, Strategic Initiatives Director Matt Dunbar, Budget and Policy Officer Matt Burdick, Communications and Public Affairs Director Steven Turner, Assistant to the City Manager Melissa Quillard, Mayor and Council Communications Manager

Discussion

1. Presentation and Discussion of Citywide Strategic Framework and Budget Performance Metrics

MAYOR HARTKE called for a staff presentation.

JOSHUA WRIGHT, City Manager, introduced the discussion item and said they recently held a budget kickoff meeting, and this would be a continuation of that thought process. Over the last couple of years, staff has worked to link the budget with the strategic framework and performance management.

STEVEN TURNER, Assistant to the City Manager, presented the following presentation.

• Performance Management

COUNCILMEMBER ORLANDO asked if the dashboards were accessible for the residents to view.

MR. TURNER said yes.

MR. TURNER continued the presentation.

- Measurement vs. Management
 - o Measurement
 - How do we track the progress of the strategy we've put in place?
 - Quantifiable expression that indicates how much, or how well projects and programs are provided to citizens
 - o Management
 - How do we manage the strategy we've put in place?
 - Meet regularly to discuss results and plan actions to improve the results
 - How do we get from measurement to management?
- Why?
 - Connect budget to the Strategic Framework
 - Track progress on goals
 - Culture of excellence
 - Accountability
 - Transparency
- What We Do Today
 - Current Strategic Framework is difficult to quantitatively measure
 - Budget book metrics
 - o Departments track metrics individually
 - Decentralized process to tracking data
- What We Do Today
 - Strategic Framework Goal
 - A holistic approach to neighborhood improvement through coordination with City departments, non-profits, business partners, faith agencies and community members
 - Measure staff currently tracks

- Number of For Our City Day projects
- Number of community partners

COUNCILMEMBER ORLANDO asked if the citizen subcommittees had looked at the goals to get their thoughts.

MR. WRIGHT asked if Councilmember Orlando was referring to the various Boards and Commissions.

COUNCILEMEMBER ORLANDO said yes.

MR. WRIGHT said at times yes, but there was not a consistent drive towards that. It was more project based where it was brought to a Board or Commission for their feedback.

COUNCILMEMBER ORLANDO asked if they could discuss that at a later meeting to see if they could bring the Boards and Commissions into the process.

MAYOR HARTKE asked for Councilmember Orlando to provide more information on the idea.

COUNCILMEMBER ORLANDO said that staff could go to the Boards and Commissions, state what Council's goals are, and see if the Board has an idea of how to achieve that or what metrics would be meaningful to track that. Councilmember Orlando said that could provide additional support and ideas.

MAYOR HARTKE said he agreed, and it would be important to formulate thoughtful questions for the Boards and Commissions to answer.

COUNCILMEMBER ORLANDO said that staff would do a good job at that.

COUNCILMEMBER STEWART said he would caution that if they do not adopt the suggestions of the Board that it could go poorly as far as the relationship between Council and the Board Members. Councilmember Stewart said when setting strategic vision, the more people are brought in the more it could slow down the process, but it is a great idea as it relates to getting ideas. Councilmember Stewart said Council does not have a lot of say regarding who is on the Boards and Commissions and they do not deal with it day to day like the Mayor does. Councilmember Stewart said it could give more power to the Mayor seat than maybe is due.

COUNCILMEMBER ORLANDO said he was not asking the Boards and Commissions to solve the action items but rather to help come up with some of the thoughts for the measurement.

COUNCILMEMBER STEWART asked if that is what the Boards and Commissions do now.

MAYOR HARTKE said it depends on the Boards and Commissions and the subject. Mayor Hartke said he was recently at Galveston Elementary discussing remodeling a park and the Parks and Recreation Board was there with staff. Mayor Hartke said this is what Councilmember Orlando is asking for.

COUNCILMEMBER ELLIS said the Boards and Commissions do look at the projects to make a recommendation at a high level.

MR. TURNER continued the presentation.

- Performance
 - Characteristics of a good performance measure
 - Relevant
 - Matter to intended audience
 - Understandable
 - Easy to comprehend
 - Timely
 - Availability of information
 - Comparable
 - Provides frame of reference
 - Reliable
 - Data is verifiable
 - Useful
 - Provide context and direction
- Input vs. Output
 - o Input
 - Time
 - Money
 - People
 - o Output
 - Project
 - Program
 - Policies
 - o Impact
 - Better quality of life for Chandler residents
- Input vs. Output
 - Input Focused Goal
 - "I want to increase Park funding by \$1,000,000"
 - Output focused goal:
 - "I want every resident to be able to access a park within a five-minute walk"

MAYOR HARTKE said that Council gives direction regarding both input and output.

MR. TURNER said there are ways to develop measurements for the direction and goals that Council provides to staff.

MR. TURNER continued the presentation and demonstrated the Performance Portal.

- Next Steps
 - Launch new Performance Portal
 - Chandleraz.gov/performance
 - o City Council Retreat to update Strategic Framework
 - Executive Leadership Team retreat to develop actionable items
 - Launch new dashboards covering updated Strategic Framework
 - Periodically report back to City Council on progress
- Questions?

COUNCILMEMBER ELLIS asked about the median household income and thought it was \$109k.

MR. TURNER said that might be the average household income. This number of \$97k was verified by Economic Development and this is the median.

COUNCILMEMBER LOPEZ asked if they were all reported yearly or if the label could be changed to something else.

MR. TURNER said it depends on the metric to see trends between the different months or if it just annually.

COUNCILMEMBER LOPEZ asked if the data only goes back four years.

MR. TURNER said yes, they put together about four years of data.

MR. TURNER asked if there were any other metrics that Council wanted to see for Economic Vitality and Innovation and Technology.

COUNCILMEMBER ORLANDO asked for more information on renewable energy and how it was measured.

MR. TURNER said this is measured by only the renewable energy sources that the City has obtained such as our solar, the Hoover Dam energy agreement, and the amount the City has purchased in the solar farm in Coolidge. Mr. Turner said this does not account for the renewable energy that SRP and APS may have as part of their portfolio. Mr. Turner said there was a new RFP that went out last month for more solar projects.

MAYOR HARTKE asked if there was any way that it could be tracked in a broader sense within the community.

MR. TURNER said he could discuss with SRP and APS to see if that information is available.

COUNCILMEMBER ORLANDO thought there was a solar dashboard for the homeowners.

COUNCILMEMBER STEWART said the dashboard is outstanding. Councilmember Stewart said connectivity is important to the business community and how many people are connected. Councilmember Stewart said he would like to see metrics around that.

COUNCILMEMBER LOPEZ said his assumption in the renewable energy is that is what is consumed by City buildings.

MR. TURNER said that was correct.

COUNCILMEMBER LOPEZ said when they go into the broader sense then there would need to be a different tracking system and finding ways to eliminate overlap.

MAYOR HARTKE asked if other cities were also doing this and see if our performance metrics were like the other cities and how we compare.

MR. TURNER said it varies from city to city as their dashboards have different things and some are better than others. Mr. Turner said he has not seen a lot in regards to energy usage but would continue to research that.

MR. WRIGHT said there are a couple of sources that they have used in the past with different formats and benchmarks is a project within the region that gets published regarding basic operations. Mr. Wright said they would try to find comparative benchmarks with other cities.

COUNCILMEMBER LOPEZ asked what the history was on the Average Pavement Quality Index.

MR. TURNER said that it is reviewed every three to four years so he did not have that but would research it further.

COUNCILMEMBER ELLIS asked about the Flex Transit Boarding and asked if that was the amount of usage.

MR. TURNER sad yes, this is the usage through August but would provide the updated metrics as they become available.

MAYOR HARTKE said Avondale modeled a program after Chandler on the Flex Transit.

COUNCILMEMBER ELLIS said more people want to use it but they are waiting on the City to expand the boundaries.

VICE MAYOR ROE said this could be dissected and wanted more information on traditional neighborhoods and asked if something could be added in between HOA neighborhoods and traditional.

MR. TURNER said he would ask to see if that data is tracked with the Code Enforcement team.

COUNCILMEMBER LOPEZ said there are a lot of submetrics for each of these that the more they can track now the better decisions they can make for the future. Councilmember Lopez said the more data they can have the better they will be in the future to address issues.

MR. TURNER said staff tried to find the balance between having enough data and data overload. Mr. Turner said each department tracks their own measures, but it may not rollup to the public dashboard.

COUNCILMEMBER LOPEZ said that it was very important for the departments to track their programs.

VICE MAYOR ROE asked how the information gets updated.

MR. TURNER said the IT Department has created a way for the departments to log in and enter their data and tie in different programs to automatically update the data.

MAYOR HARTKE asked if the 345 number was current for sworn police officers on the force.

MR. TURNER said yes, it includes the 10 grant funded positions.

MAYOR HARTKE said it has been a challenge to fill all those positions and if this was what they were hiring or on the force.

MR. WRIGHT said there would be a presentation from the Police Chief at the Council meeting, but this number is the authorized force strength plus there is a 15 additional over hire positions.

MAYOR HARTKE asked about information on calls that are not priority one.

MR. TURNER said they could get that data, but it may some require some changes for reporting purposes.

MAYOR HARTKE said he wants to be able to say that Chandler is a safe city and that means different things to different people so having more data would be helpful.

COUNCILMEMBER LOPEZ said on the police department website there is a lot of data and maybe they could link to that additional information.

MR. TURNER said he would link information where it makes sense to do so.

COUNCILMEMBER ORLANDO asked what the goal was for priority one calls.

MR. TURNER said it is not listed.

COUNCILMEMBER ORLANDO asked if it is just blue, how would citizens know if the City is meeting the goal or not.

MR. TURNER said not all of them have the goals explicitly stated but they would continue to work with the departments to see what the standards are that they want to set.

MAYOR HARTKE agreed that they need to know if they are meeting the goals or if there is work to do.

COUNCILMEMBER ORLANDO said it would be helpful to have a legend or information what the colors mean.

COUNCILMEMBER HARRIS asked if they could also look at simplifying the City's website so what people are looking for is easy to find right away.

MATT BURDICK, Communications and Public Affairs Director, said he would follow up with more information. Everyone wants to be on the front page so it is a challenge of what content to show. Mr. Burdick said he would show data on what people were looking for so they can present that information as easily accessible as possible.

MAYOR HARTKE asked if content is moved depending on what is happening in the community.

MR. BURDICK said yes, they have a sliding header and there are icons below that are quick links. Mr. Burdick said the page gets updated seasonally and they monitor search engine terminology to map the website correctly.

VICE MAYOR ROE said there is more than one way into a website and asked if the City was buying URL's to drive traffic right to the content.

MR. BURDICK said they use well over 100 vanity URL's for different terms to take someone to an interior page that make it easy for people to get to the information especially on marketing materials. Mr. Burdick said they also have a search bar at the top so people can easily search since many people view the website on their phones.

COUNCILMEMBER ORLANDO asked how they measured library visits.

ANDY BASS, Deputy City Manager, said there are counters in the libraries so when you walk in someone is being counted.

COUNCILMEMBER ORLANDO asked what they were trying to measure and what the goal is.

MR. BASS said it would need to be defined more but they wanted to show the usage of the libraries.

MR. TURNER said it is a good way to show trends especially if they start to see a decrease in the library system.

COUNCILMEMBER ORLANDO said he thought it was great but he wanted to know how they take datapoints and measure it against something.

MR. TURNER said he agreed and this was the initial step in that direction. There hasn't been a goal set but this is establishing a baseline and as the strategic framework updates it would adapt into something that could be used analytically.

COUNCILMEMBER ORLANDO said they need to show a project or an area, what the goal is, and then how the City is in regards to meeting that goal.

MAYOR HARTKE said he saw this as datapoints an by themselves they do not mean much. Mayor Hartke said over several years they would have more information on trends.

VICE MAYOR ROE said the more that is made the more that is involved, and they do not want to make it cumbersome to maintain. Vice Mayor Roe said it certainly leads to further questions and the ability to drill down further to the data.

COUNCILMEMBER ORLANDO asked how they measure eBooks and asked what they are measuring and what they want to accomplish.

COUNCILMEMBER LOPEZ said this is a metric and they can further define what other data Council would like to see and the departments may have more data already.

COUNCILMEMBER STEWART said this is a great first draft and said there would be some continued changes. Councilmember Stewart said he would like to see more about the budget and how they are tracking on their budget throughout the year.

MR. TURNER said staff would work on that.

Adjourn

The meeting was adjourned at 5:29 p.m.

ATTEST: _____ City Clerk

Mayor

Approval Date of Minutes: December 5, 2022

Certification

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Work Session of the City Council of Chandler, Arizona, held on the 7th day of November 2022. I further certify that the meeting was duly called and held and that a quorum was present.

DATED this _____ day of December, 2022.

City Clerk

Meeting Minutes City Council Regular Meeting

November 7, 2022 | 6:00 p.m. Chandler City Council Chambers 88 E. Chicago St., Chandler, AZ



Call to Order

The meeting was called to order by Mayor Kevin Hartke at 6:04 p.m.

Roll Call

Council Attendance Mayor Kevin Hartke Vice Mayor Terry Roe Councilmember OD Harris *Councilmember Mark Stewart Councilmember René Lopez Councilmember Christine Ellis Councilmember Matt Orlando

Appointee Attendance

Joshua Wright, City Manager Tadd Wille, Assistant City Manager Kelly Schwab, City Attorney Dana DeLong, City Clerk

*Councilmember Stewart attended telephonically.

Invocation

The invocation was given by Pastor Randy Hernandez, Tri-City Baptist Church of Chandler.

Pledge of Allegiance

The Pledge of Allegiance was led by Councilmember Orlando.

Consent Agenda and Discussion

City Clerk

1. October 2022 City Council Minutes

Move City Council approve the Council Meeting minutes of the Regular Meeting of October 24, 2022; Study Session of October 24, 2022; Work Session of October 24, 2022; and the Regular Meeting of October 27, 2022.

Cultural Development

2. Final Adoption of Ordinance No. 5036, Adopting the Provisions of a Development Agreement and Purchase Agreement with One Chandler Owner, LLC, for the Sale and Redevelopment of City-owned Real Property Located at the Northeast Corner of Arizona Avenue and Buffalo Street, Known as "Site 7" in Chandler Move City Council adopt Ordinance No. 5036, adopting the provisions of a development agreement and purchase agreement between One Chandler Owner, LLC, and the City of Chandler for the sale and redevelopment of City-owned real property located at the

northeast corner of Arizona Avenue and Buffalo Street, known as "Site 7" in Chandler, Arizona, and authorizing the City Manager to sign all related documents as approved by the City Attorney.

Fire Department

 Final Adoption of Ordinance No. 5032 Amending the Code of the City of Chandler Chapter 28, Section 23, Relating to Explosives and Fireworks Move that City Council adopt Ordinance No. 5032, amending the Code of the City of Chandler, Chapter 28 Fire Prevention, by amending Section 28-23 relating to Explosives and Fireworks; Providing for Repeal of Conflicting Ordinances; Providing for Severability and Establishing an Effective Date.

Management Services

 Final Adoption of Ordinance No. 5030 Amending the Code of the City of Chandler, Chapter 3, Management Services Department-Finance and Procurement, by Amending Sections 3-8 Through 3-17, Providing for an Effective Date, Providing for the Repeal of Conflicting Ordinances, and Providing for Severability

Move City Council final adopt Ordinance No. 5030, amending the Code of the City of Chandler, Chapter 3, Management Services Department-Finance and Procurement, by amending Sections 3-8 through 3-17, providing for an effective date, providing for the repeal of conflicting ordinances, and providing for severability.

Public Works and Utilities

5. Final Adoption of Ordinance No. 5031 Authorizing a Portion of the West Side of Cooper Road North of Queen Creek Road be Vacated and Conveyed to the Abutting Property Owner Move City Council approve the final adoption of Ordinance No. 5031 authorizing a portion of the west side of Cooper Road north of Queen Creek Road be vacated and conveyed to the abutting property owner.

Consent Agenda Motion and Vote

Councilmember Harris moved to approve the Consent Agenda of the November 7, 2022, Regular City Council Meeting; Seconded by Councilmember Ellis.

Motion carried unanimously (7-0) with the exception of Item No. 4, which passed by majority (6-1) with Councilmember Stewart dissenting.

Discussion

6. Briefing and Discussion Regarding Police Department Staffing and Recent Hires, as Requested by Councilmember Harris

SEAN DUGGAN, Police Chief, presented the following presentation.

- Police Department Update Chandler Police Department November 7, 2022
- Chandler Police Sworn Staffing
- Chandler Police Staffing
- Police Staffing
 - o **2021**
 - Patrol staffing analysis confirmed appropriate number of officers assigned to patrol
 - FY21-22 approved budget
 - Added 10 sworn officers (detectives, neighborhood response unit)
 - Added 15 fully funded officer over hire positions (patrol)
 - Added 1 SRO (offset with grant funds)
 - Added 1 mental health and wellness coordinator (civilian)
 - o **2022**
 - FY22-23 approved budget
 - Added 2 sworn officers (behavioral Health Unit)
 - Added 2 Police Aides (civilians)
 - Added 1 communications supervisor (civilian)
 - Added 1 business systems support supervisor (civilian)
 - Added 1 business systems support analyst (civilian)
- Recruitment / Hiring
 - Hired 31 sworn officers and 28 civilians in 2021
 - Hired 22 sworn officers and 33 civilians in 2022 (as of November 1)
 - 18 sworn officers left the department in 2022 (as of November 1: 8 retired, 8 resigned, 2 probation rejection)
 - Current police officer vacancies
 - 30 sworn officers (including 23 additional authorized positions)
 - 1 recruit and 1 lateral in final stages of last hiring process (under conditional)
 - 18 recruits and 14 laterals in early stages of current hiring process
 - Anticipated DROP Retirements
 - 2023 2
 - 2024 13
 - 2025 12

- 2026 12
- 2027 9
- (25%) sworn officers eligible to retire (>20 years of service)
- Recruitment / Hiring
 - Added 2 temporary background investigators in 2021
 - Added hiring incentive in July 2021
 - \$5,000 for lateral officer (15 received incentive)
 - \$3,5000 for recruit (17 received incentive)
 - \$2,000 for dispatcher (19 received incentive)
 - \$2,000 for detention officer (2 received incentive)
 - 53 new hires under this program (as of 11/1/22)
 - Added lateral officer pay incentive
 - Bring in at year 7 near top of range (formerly year 5)
 - Two years specialty eligibility requirement
 - Up to additional \$5,000 relocation bonus for lateral officers from outside Phoenix Metro Area
 - MOU 3rd position
 - Streamlined hiring process
 - National Testing Network (electronic testing and offsite proctoring)
 - Offered varying days and times to complete physical test and oral board interviews
 - Waived written and physical conditioning tests for laterals
 - Offered remote interviews to out of state candidates (recruit & lateral)
 - Conducted 4 recruit processes this year with 5th process starting Nov 20
 - Held year-round open lateral process thru Sept.
 - Added eSOPH background investigation software
 - Recruitment website upgrade (jobs.chandlerazpd.gov)
 - Created new #joinchandlerpd social media handle
- Recruitment / Hiring Initiatives
 - Attend local / regional community engagement events to promote Chandler PD as an employer of choice (i.e., GAIN, citizen academy, Pat Tillman run, Diwali festival of lights, car shows, etc.)
 - Increase use of employment-related search engines such as Indeed, Glassdoor, and LinkedIn to reach potential in-state and out-of-state applicants
 - Continually notify Department employees of new recruitments and encourage the use of the City's Employee Referral Program (our best recruiters)
 - Work with community stakeholders to present job fairs ad career day events (i.e., schools, HOA, faith based, etc.)
 - Partnered with HR, CAPA, and Davidson Belluso marketing agency to attract talent nationwide (rollout November 2022)
- Recruitment / Hiring Initiatives

- Participate in military transition events to promote Chandler PD as an employer of choice to service members trasitioning to civilian life
- Presen and discuss career opportunities at local high schools and community colleges
- Promote cadet program, youth academy, wilderness academy, and annual cadet competition as career pipelines into Chandler PD
- Expand the Department's recruitment committee to help identify and attract qualified applicants
- Continue efforts to recruit individuals from underrepresented groups (i.e., NAACP standing meetings, Chandler Men of Action partnership, Hispanic Forums, Barbershop conversations, etc.)
- Thank you!

CHIEF DUGGAN added that the number of individuals wanting to be police officers has shrunk considerably. Of that group, the number of people who are qualified to be police officers are few. There is a constant struggle locally to compete in a market where every city is vying for quality candidates.

COUNCILMEMBER HARRIS wanted this presentation to be shared in anticipation of the upcoming budget for 2023-2024. Councilmember Harris wanted to know more about the national strategy for recruitment. Councilmember Harris asked about the relationship with high schools for recruitment.

CHIEF DUGGAN answered that we have SROs in all high schools and junior high schools which serve as ambassadors. The relationships they create with students are profound and serve as great recruiters. The pool of interested individuals is small. There is a focus on broadening the national strategies, but they are still in progress.

COUNCILMEMBER HARRIS thanked Chief Duggan for the presentation.

COUNCILMEMBER ORLANDO asked if there is discussion on how to change the communication process for all officers as a profession, in police professional organizations.

CHIEF DUGGAN said that it is discussed frequently because it is the number one concern. We can influence how we perform, how we interact with the community, and that is a cornerstone of success. Messaging and communication are key. Investment in social media as a communication platform needs to continue.

COUNCILMEMBER ORLANDO thanked Chief Duggan for addressing this as a higher level.

COUNCILMEMBER ELLIS thanked Chief Duggan for the presentation. Councilmember Ellis asked what kind of messages she can share about Chandler police.

CHIEF DUGGAN shared that this is a line of work where every day you have multiple opportunities to make a difference. Most people do this because they want to make a difference and change peoples' lives for the better. Chandler is a police department that is supported by working with the community. We need to give the community reasons everyday to make them proud.

MAYOR HARTKE asked for a copy of the presentation and thanked Chief Duggan.

7. Briefing from the Fire Department Regarding Data on COVID-19, the Flu, and the Bird Flu, as Requested by Councilmember Harris

THOMAS DWIGGINS, Fire Chief, presented the following presentation.

- Covid-19, Influenza, Avian Flu Update Chandler City Council November 7, 2022
- Covid-19 Data (AZDHS)
- Covid-19 Hospital Data (AZDHS)
- Influenza Data (AZDHS)
- Influenza Hospital Data (AZDHS)
- Avian Flu Data (CDC)

COUNCILMEMBER HARRIS asked what the current recommendation is to deal with the holiday season to be safe.

CHIEF DWIGGINS answered that some strategies for avoiding sickness are washing your hands, avoiding touching your nose or mouth, and getting vaccinated for COVID or the flu. Vaccines prevent flu 60% of the time, and if you have the flu, will reduce the severity of the symptoms. If you have underlying health conditions, take precautions.

MAYOR HARTKE asked about the quantity of livestock avian flu cases.

CHIEF DWIGGINS said that the avian flu is treated with biosecurity measures; there is rapid testing and to prevent further spread of the virus, the afflicted section is culled.

MAYOR HARTKE the number is inflated because of the methods used. Mayor Hartke asked about migratory wild birds.

CHIEF DWIGGINS said that he is unsure how that data is collected. Migratory Canadian wild geese can have and carry it, exposure can vary.

Adjourn

The meeting was adjourned at 6:43 p.m.

ATTEST: _____ City Clerk

Mayor

Approval Date of Minutes: December 5, 2022

Certification

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of Regular Meeting of the City Council of Chandler, Arizona, held on the 7th day of November 2022. I further certify that the meeting was duly called and held and that a quorum was present.

DATED this _____ day of December, 2022.

City Clerk

Meeting Minutes City Council Study Session

November 7, 2022 | 6:00 p.m. Chandler City Council Chambers 88 E. Chicago St., Chandler, AZ



Call to Order

The meeting was called to order by Mayor Kevin Hartke at 6:43 p.m.

Roll Call

Council Attendance

Mayor Kevin Hartke Vice Mayor Terry Roe Councilmember OD Harris Councilmember René Lopez *Councilmember Mark Stewart Councilmember Christine Ellis Councilmember Matt Orlando

Appointee Attendance

Joshua Wright, City Manager Kelly Schwab, City Attorney Dana DeLong, City Clerk

*Councilmember Stewart attended telephonically.

Scheduled Public Appearances

MAYOR HARTKE invited Councilmember Ellis to join him for the recognitions.

1. Service Recognitions

Robert Arends – 25 Years, Community Services Jody Crago – 15 Years, Cultural Development Triana Sullivan, 15 Years – Fire Lupe Deihl – 15 Years – Public Works & Utilities

Consent Agenda and Discussion

Discussion was held on items 4, 14, 17, 18, 20, and 21.

Airport

1. Professional Services Agreement No. AI2209.101, with C&S Engineers, Inc., for the Airport **Operations Garage Pre-Design Services** Move City Council Award Professional Services Agreement No. AI2209.101 to C&S Engineers, Inc., for the Airport Operations Garage Pre-Design Services, in an amount not to exceed \$114,230.

Development Services

2. Introduction and Tentative Adoption of Ordinance No. 5026, Rezoning and Preliminary Development Plan, PLH21-0089 McQueen Live Work, Located North of the Northwest Corner of McQueen and Warner Roads

Rezoning

Move City Council introduce and tentatively adopt Ordinance No. 5026 approving PLH21-0089 McQueen Live Work, Rezoning from Planned Area Development (PAD) for Commercial to PAD for Mixed-Use, subject to the conditions as recommended by Planning and Zoning Commission.

Preliminary Development Plan

Move City Council approve Preliminary Development Plan PLH21-0089 McQueen Live Work for site layout and building architecture, subject to the conditions as recommended by Planning and Zoning Commission.

3. Introduction and Tentative Adoption of Ordinance No. 5033, Zoning Code Amendment PLH22-0053 Data Centers, Regulating the Location and Operation of Data Centers throughout the City of Chandler.

Move City Council introduce and tentatively adopt Ordinance No. 5033 approving Zoning Code Amendment PLH22-0053 Data Centers, as recommended by Planning and Zoning Commission.

Introduction and Tentative Adoption of Ordinance No. 5037, Rezoning and Preliminary 4. Development Plan, PLH22-0035 The District Downtown, located at the Northwest Corner of Arizona Avenue and the SanTan 202 Freeway Rezoning

Move City Council introduce and tentatively adopt Ordinance No. 5037 approving PLH22-0035 The District Downtown, Rezoning from PAD for office, retail, and hotel to PAD for mixed used development including multi-family, office, and commercial uses as permitted under Community Commercial (C-2) type uses a with Mid-Rise Overlay allowing for building heights up to 120 feet, subject to the conditions as recommended by Planning and Zoning Commission.

Preliminary Development Plan

Move City Council approve Preliminary Development Plan PLH22-0035 for site layout and conceptual building architecture, subject to the conditions as recommended by Planning and Zoning Commission.

LAUREN SCHUMANN, Principal Planner, presented the following presentation.

- PLH22-0035 The District Downtown City Council Study Session | November 7, 2022
- Request
 - Rezoning to PAD for office, retail, and hotel to PAD for mixed used development including multi-family, office, commercial uses as permitted under Community Commercial (C-2) type uses
 - Mid-Rise Overlay allowing for heights up to 120 feet
 - Preliminary Development Plan (PDP) approval for site layout and conceptual building architecture
- Background
 - o 1987 PAD for office, trail & hotel as part of a masterplan
 - o 2007 Mid-Rise Overlay allowing heights up to 120 feet
 - o 2007 Conceptual PDP- 3 Phases
 - 2012 Revised PDP
- Proposal
 - Approximate 44.7 acres
 - Mix of office, commercial, & multi-family potential
 - Four office buildings
 - One hotel
 - Multiple commercial buildings
 - Two drive-throughs
 - Two commercial mixed buildings
 - Two multi-family developments (43.5 du/ac & 52 du/ac)
 - Uses restricted to parcels, staff will review each building administratively
 - Setbacks reduced to 30 feet Arizona Avenue & Pecos Road
- Architecture Design
- Architecture Design
- Architecture Design
- Outdoor Amenities
- Phasing Plan
 - o Phase 1
 - Two office buildings
 - One MF development
 - Main Street on-site
 - Off-site improvements
 - Landscaping along street
 - o Subsequential phases based on the market demand
- Phasing Plan

- Subsequential phases based on the market demand
- Before 2nd Phase of Multi-family can occur, all commercial buildings along Arizona Avenue must be built
- Neighborhood Outreach
 - Two neighborhood meetings due to Mid-Rise Overlay
 - July 28, 2022; one resident & a newspaper reporter attended
 - August 31, 2022; one resident
 - General Questions asked
 - As of today, staff is not aware of any opposition or concerns
- General Plan 2016
- Planning & Zoning Commission
 - Meeting held October 19, 2022
 - Study Session rezoning stipulation added regarding future phases "Commercial development must occur adjacent to Arizona Avenue prior to any multifamily use on Parcel 4"
 - Motion to Recommend Approval with conditions
 - Approved 7-0
- Staff Recommendation
 - Gateway to Downtown within a Growth Area
 - Stipulations for high quality of Design
 - Consistent General Plan
 - Staff recommends approval

MAYOR HARTKE asked if from the start, this was going to be a mixed-use project.

MS. SCHUMANN said that was correct, the original 1987 plan had mixed-use developments including apartments.

MAYOR HARTKE asked why this original plan was not followed through.

MS. SCHUMANN answered that we do not know.

COUNCILMEMBER ORLANDO said there was a lot of vision for this site. The heart of the issue is the commercial retail. Councilmember Orlando asked how many square feet of retail this will have.

MS. SCHUMANN said there would be approximately 79,000 square feet of retail.

COUNCILMEMBER ORLANDO thanked the Planning and Zoning commission for asking about Phase 2. Councilmember Orlando said retail drives the sales tax that provides resources for Chandler amenities. This development has low compared to total amount of retail. COUNCILMEMBER STEWART asked where we were at with the 2016 plan as it relates to the General Plan.

MS. SCHUMANN said under the General Plan, the subject site is designated as neighborhoods which allows for a variety of uses and densities. It also falls within the Downtown Growth Area, the corridor leading into Downtown Chandler. We are still meeting the intent and goals of the General Plan.

COUNCILMEMBER HARRIS asked about a timeline for development.

MS. SCHUMANN said under Phase 1 the developer will be required to develop Main Street from Arizona Avenue through the site and north to Pecos Road, 2 office buildings with associated parking, and then the first stage of the multi-family.

COUNCILMEMBER ORLANDO was thankful for the time spent on this item today with the applicant.

BRENNAN RAY, 1850 N. CENTRAL AVE, Meridian West and Kaplan Partners, presented the following presentation.

- The District Downtown November 7, 2022 City Council Study Session
- Planning Commission and Staff Recommended Site Plan
- Phase 1 Development Requirements
 - Off-site improvements along Arizona Ave. and Pecos Rd.
 - Main east / west drive
 - 2-story office buildings
 - Western-most multi-family
- Phase 1 Development Requirements Development Booklet
 - A building permit for the commercial development, identified on the Phase 1 Development Requirements, must be obtained before or at the same time as a building permit for the residential development
 - Construction commencement for the commercial development, identified on the Phase 1 Development Requirements, must occur before or at the same time as construction commencement for the residential development.
 - A certificate of completion for the commercial development, identified on the Phase
 1 Development Requirements, must be obtained before or simultaneously as a final
 Certificate of Occupancy for the residential development.
- Phase 1 Development Requirements Development Booklet
 - Building Permit Commercial = Building Permit Residential
 - Construction on Commercial = Construction on Residential
 - Certificate of Completion = Certificate of Occupancy
- Parcel 4 Multi-Family Development Requirements

- Rezoning Stip 11: Commercial development must occur adjacent to Arizona Avenue in Parcels 1 and 2, excluding any mixed-use building, prior to any development on Parcel 4, as depicted within the development booklet on the Site Plan.
- Parcel 4 Multi-Family Development Requirements Revised Language
 - A Certificate of Completion for all the commercial development adjacent to Arizona Avenue as identified on the Parcel 4 Multi-Family Development Requirements must be obtained before a building permit is obtained for the residential development.
- Parcel 4 Multi-Family Development Requirements
 - Certificate of Completion Commercial before Building Permit on Residential on Parcel 4.

MAYOR HARTKE said that the applicant has answered his questions.

COUNCILMEMBER ELLIS asked if the first development will just be the buildings along Arizona Avenue, or will there be additional buildings within the plaza.

MR. RAY answered that this was what was agreed upon at the Planning and Zoning Commission and recommendation by staff. These are the areas planned to be constructed before beginning multi-family Phase 2.

COUNCILMEMBER ELLIS asked about other buildings in the plan.

MR. RAY explained the Phase 1 requirements. The rest of the development will occur as according to market demand, meaning that users will be incorporated at the same time as building. The exhibit shows the precedent set by other developments; what must be done before the multi-family in Parcel 4 is built. Before the multi-family, the minimum requirement is that these five buildings totaling approximately 30,000 of commercial is built. Unshaded buildings in the exhibit will be built according to market demands.

COUNCILMEMBER ELLIS asked about seeing more retail being built before housing is completed.

MR. RAY said that the buildings along Arizona Avenue will be completed prior to beginning residential, but simultaneously will build according to demand for inside the plaza.

COUNCILMEMBER ELLIS confirmed the sequencing of the phases.

COUNCILMEMBER ORLANDO commented that he would like to see more retail. Councilmember Orlando asked about the possibility of having the two-story buildings be mixed use in Parcel 3.

MR. RAY said that the office buildings were not considered to be mixed-use. There was always a desire for office space. This current plan allows for more office space than an older version of the

plan. If Council desires more office space, then adding mixed-use to these office spaces can be considered.

COUNCILMEMBER ORLANDO added that there are other buildings that can have retail, whether it be incorporating mixed-use, or changing buildings to a retail use. Councilmember Orlando requested more commercial square footage in the property.

MR. RAY commented that the percentage relative to the commercial of proposed is about 40% of the total amount of retail. The total square footage of commercial space is just short of 40,000 square feet. Mr. Ray will discuss will the developer.

COUNCILMEMBER HARRIS shared his excitement for this project. Councilmember Harris asked if the Economic Development division was involved in this development.

MR. RAY said that the decision was made by the client. Until a contract is signed, there are no guarantees. The commitment is for speculative amounts of commercial and office.

COUNCILMEMBER HARRIS commented that mixed-use is a potential solution. This will make a great addition to Downtown Chandler.

MAYOR HARTKE noted the development book currently allows for deviations from the proposed phasing schedule which may be administratively approved by staff. Mayor Hartke asked to add, substantial deviations from proposed phasing schedule must be approved by Mayor and Council. Mayor Hartke mentioned that corporate partners are still seeking a large meeting space, there is a demand for this use in Chandler.

VICE MAYOR ROE shared that his concern was to complete this project.

MR. RAY said he was happy to work with staff on phasing. Mr. Ray added that the site plan and layout will be secure, rather than the phasing of the project.

MAYOR HARTKE said this conversation was inspiring to move ahead with this project and get more questions answered before proceeding with a vote on Thursday.

COUNCILMEMBER LOPEZ said development takes time. We want the gateway to Downtown Chandler to be high-quality. As these parcels develop, this will flourish.

COUNCILMEMBER STEWART thanked the developer for the thorough presentation. From a general plan perspective, we need to meet the demands of the city. There was a significant plan for this envisioned by past councils. Councilmember Stewart shared a concern with the shrinking amount of Class A office space in Chandler and asked for guarantees on the use plans.

MR. RAY shared that his client acquired the site in 2006. The presentation of the development tonight is what is intended to be completed. The difference between this plan and the previous plan is four commercial pads along Pecos Road. The improvements in architecture design make up for the presence of multi-family usage.

COUNCILMEMBER STEWART said that with some other projects, plans have changed. There needs to be a commitment by the developer to create the best possible product for our community.

Fire Department

- 5. Purchase of Portable Radios Move City Council approve the purchase of portable radios, from Motorola Solutions, utilizing the State of Arizona Contract No. CTR046830, in amount of \$470,246.86.
- Purchase of Extrication Equipment for the Fire Department Move City Council approve the purchase of extrication equipment for the Fire Department, from L.N. Curtis, utilizing Sourcewell Contract No. 040220-LNC, in the amount of \$165,191.34.

Human Resources

7. Resolution No. 5616, Renewal Request to the Industrial Commission of Arizona for Continued Exemption from Requirement to Post Security for Self-Insured Workers' Compensation Program

Move City Council pass and adopt Resolution No. 5616, renewing the request to the Industrial Commission of Arizona for continued exemption from requirement to post security for Self-Insurance Workers' Compensation Program.

8. Agreement No. HR2-948-4496, with ReliaStar Life Insurance Company, for Basic and Voluntary Life and Accidental Death and Dismemberment Insurance Move City Council City Council approve Agreement No. HR2-948-4496, with ReliaStar Life Insurance Company, for basic and voluntary life and accidental death and dismemberment insurance, in an amount not to exceed \$960,000 per year, for the period of two years, beginning January 1, 2023, through December 31, 2024, with the option of up to three additional two-year extensions.

Information Technology

 Purchase of Information Technology Temporary Contract Staffing Services Move City Council approve the purchase of information technology temporary contract staffing services, from Computer Aid, Inc., utilizing Sourcewell Contract No. 071321-CAI, in the amount of \$65,000.

Management Services

 New License Series 10, Beer and Wine Store Liquor License application for M.H.M.N., LLC, DBA Beyond Smoke Move for recommendation to the State Department of Liquor Licenses and Control for approval of the State Liquor Job No. 207723, a Series 10, Beer and Wine Store Liquor Licenses for Mehammad Assad Amirab Agent, M.L.M.N., LLC, DBA Beyond Smoke, Jacoba

License, for Mohammad Assad Amirah, Agent, M.H.M.N., LLC, DBA Beyond Smoke, located at 393 W. Warner Road, Suite 118, and approval of the City of Chandler, Series 10, Beer and Wine Store Liquor License No. 303898.

 New Class B Bingo License for Wayne V. McMartin, American Legion, Post 91 Move for approval for a Class B Bingo license for American Legion, Post 91, located at 922 N. Alma School Road.

Police Department

12. Purchase of SWAT Protector Van

Move City Council approve the purchase of a SWAT Protector Van, from Safeware, Inc., utilizing Omnia Partners Contract No. 159469, in the amount of \$200,859.56, and authorize the City Manager or designee to sign a linking agreement with Safeware, Inc.

 Purchase of SWAT Technical Support Truck
 Move City Council approve the purchase of a SWAT Technical Support Truck, from San Tan Ford, utilizing State of Arizona Contract No. CTR059323, in the amount of \$66,949,88.

Public Works and Utilities

14. Resolution No. 5641 Approving an Intergovernmental Agreement with Salt River Project Agricultural Improvement and Power District for the Waterfluence Program Move City Council pass and adopt Resolution No. 5641 approving an Intergovernmental Agreement between the City of Chandler and Salt River Project Agricultural Improvement and Power District for the Waterfluence Program.

JOHN KNUDSON, Public Works and Utilities Director, said that item 14 is a continuing partnership with Salt River Project for Waterfluence, a water conservation program. Water Fluence is a free service for commercial and public customers for water conservation in landscaping, offering monitoring, education, and connection to resources to help reduce overwatering. This continuing partnership has helped many commercial businesses reduce their outdoor water use. There are 25 organizations, 4 businesses, and 21 HOAs enrolled.

COUNCILMEMBER ORLANDO asked about offering the program to other sources.

MR. KNUDSON said that through this agreement continuation, we are going to expand the program. The water conservation group is always out soliciting others to join the free program.

COUNCILMEMBER ORLANDO confirmed that we will expand the number of participants.

MR. KNUDSON said yes, we will expand the number of participants.

- 15. Professional Services Agreement No. ST2001.101, with Dennis L. Lopez & Associates, LLC, for the Lindsay Road Improvements, Ocotillo Road to Hunt Highway Appraisal Services Move City Council award Professional Services Agreement No. ST2001.101, to Dennis L. Lopez & Associates, LLC, for the Lindsay Road Improvements, Ocotillo Road to Hunt Highway Appraisal Services, in an amount not to exceed \$76,250.
- Professional Services Agreement No. ST1503.451, Amendment No. 2, to Ritoch-Powell & Associates Consulting Engineers, Inc., for the Cooper Road Improvements (Alamosa Drive to Riggs Road) Construction Management Services
 Move City Council award Professional Services Contract No. ST1503.451, Amendment No.
 to Ritoch-Powell & Associates Consulting Engineers, Inc., for the Cooper Road Improvements (Alamosa Drive to Riggs Road) Construction Management Services, increasing the contract limit by \$248,894.34, for a revised contract amount not to exceed of \$1,801,616.59.
- 17. Professional Services Agreement No. WW2301.101, with Wilson Engineers, LLC, for the Ocotillo Water Reclamation Facility Capacity Evaluation Design Services Move City Council award Professional Services Agreement No. WW2301.101, to Wilson Engineers, LLC, for the Ocotillo Water Reclamation Facility Capacity Evaluation Design Services, in an amount not to exceed \$476,080.

MR. KNUDSON said item 17 is an agreement with Wilson Engineers for a continuing program where we assess and reevaluate the performance of the wastewater facilities with the intent of rerating the facilities. Rerating a facility allows for a higher capacity given to us from the state to meet higher demands. Optimizing the operation of the plant will allow more water to be given for use. In 2019, both Airport and Ocotillo plants were rerated, saving the city money in future expansions.

 Professional Services Agreement No. WA2103.451, with Jacobs Engineering Group, Inc., for the Pecos Surface Water Treatment Plant SCADA Upgrade Construction Management Services
 Move City Council award Professional Services Agreement No. WA2103.451, to Jacobs Engineering Group, Inc., for the Pecos Surface Water Treatment Plant SCADA Upgrade Construction Management Services, in an amount not to exceed \$230,295.

MR. KNUDSON said item 18 is for Jacobs Engineering construction management for control systems modernization for the water system. It is for the Pecos Water Plant and 50 distribution sites, including reservoirs and wells. This is a software and hardware systems upgrade, needed

because these systems are at their end-of-service life. It will be a great advancement for the systems and make operation more user-friendly.

COUNCILMEMBER ORLANDO asked if this system shows real-time monitoring of the water system.

MR. KNUDSON said the system is Supervisory Control and Data Acquisition (SCADA), and can monitor all aspects of the water system remotely in the control room.

- Agreement No. TR9-285-3990, Amendment No. 4, with Cem-Tec Corporation, for Streetlight Poles
 Move City Council approve Agreement No. TR9-285-3990, Amendment No. 4, with Cem-Tec Corporation, for streetlight poles, in an amount not to exceed \$173,000, for a one-year term, December 1, 2022, through November 30, 2023.
- 20. Construction Manager at Risk Agreement No. WW2206.251, with PCL Construction, Inc., for the Reclaimed Water Conveyance Improvements Pre-Construction Services Move City Council award Construction Manager at Risk Agreement No. WW2206.251, to PCL Construction, Inc., for the Reclaimed Water Conveyance Improvements Pre-Construction Services, in an amount not to exceed \$628,545.94.

MR. KNUDSON said item 20 is an agreement for the second phase of the partnership with Intel with the interconnect facility. The facility is where we take SRP and CAP water from the canal, treat it to a reclaimed water standard, and inject the water into our aquifers for future use in drought. This partnership with Intel allows 50% of the water production will be used with Intel for their cooling systems. This second phase is called the conveyance agreement and is funded through Title 42 by Department of Revenue and Intel. The City will pay 20%.

COUNCILMEMBER ORLANDO thanked Mr. Knudson for his work and praised Chandler's work with water and conservation.

COUNCILMEMBER STEWART thanked Mr. Knudson for the presentation.

21. Construction Manager at Risk Agreement No. WA2103.401, with Quantum Integrated Solutions, Inc., for the Pecos Surface Water Treatment Plant SCADA Upgrade GMP-1 Construction Services Move City Council award Construction Manager at Risk Agreement No. WA2103.401, to Quantum Integrated Solutions, Inc., for the Pecos Surface Water Treatment Plant SCADA Upgrade GMP-1 Construction Services, in an amount not to exceed \$2,766,254.46.

MR. KNUDSON said item 21 is the pre-purchase agreement needed to put in place for equipment to be available for use in next year's construction work taking place during the plant shutdown. The equipment must be purchased in advance.

Action Agenda

- 22. Introduction and Tentative Adoption of Ordinance No. 5035, City Code Amendment, PLH21-0063 Backyard Chickens Move City Council introduce and tentatively adopt Ordinance No. 5035, approving City Code Amendment PLH21-0063 Backyard Chickens, amending Chapter 14 and Chapter 35 regulating the keeping of chickens within single-family lots, as recommended by Planning and Zoning Commission.
- 23. Formal Adoption of the Chandler Non-Discrimination Ordinance, as Requested by Councilmember Harris (Continued from the Meeting of October 27, 2022)

Informational

- 24. Special Event Liquor Licenses and Temporary and Permanent Extensions of Liquor License Premises Administratively Approved
- 25. Study Session and Regular Meeting Minutes of September 7, 2022, Planning and Zoning Commission

Adjourn

The meeting was adjourned at 7:52 p.m.

ATTEST: _____

City Clerk

Mayor

Approval Date of Minutes: December 5, 2022

Certification

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Study Session of the City Council of Chandler, Arizona, held on the 7th day of November 2022. I further certify that the meeting was duly called and held and that a quorum was present.

DATED this _____ day of December, 2022.

City Clerk

Meeting Minutes City Council Regular Meeting

November 10, 2022 | 6:00 p.m. Chandler City Council Chambers 88 E. Chicago St., Chandler, AZ



Call to Order

The meeting was called to order by Mayor Kevin Hartke at 6:02 p.m.

Roll Call

Council Attendance Mayor Kevin Hartke Vice Mayor Terry Roe Councilmember OD Harris Councilmember Mark Stewart *Councilmember René Lopez Councilmember Christine Ellis

Councilmember Matt Orlando

Appointee Attendance

Joshua Wright, City Manager Kelly Schwab, City Attorney Dana DeLong, City Clerk

*Councilmember Lopez attended telephonically.

Invocation

The invocation was given by Paul Langness, Chandler Bahá'í Community.

Pledge of Allegiance

The Pledge of Allegiance was led by Councilmember Stewart.

Consent Agenda and Discussion

Discussion was held on items 3, 5, and 13.

Airport

1. Professional Services Agreement No. Al2209.101, with C&S Engineers, Inc., for the Airport Operations Garage Pre-Design Services Move City Council Award Professional Services Agreement No. Al2209.101 to C&S Engineers, Inc., for the Airport Operations Garage Pre-Design Services, in an amount not to exceed \$114,230.

Development Services

2. Introduction and Tentative Adoption of Ordinance No. 5026, Rezoning and Preliminary Development Plan, PLH21-0089 McQueen Live Work, Located North of the Northwest Corner of McQueen and Warner Roads

Rezoning

Move City Council introduce and tentatively adopt Ordinance No. 5026 approving PLH21-0089 McQueen Live Work, Rezoning from Planned Area Development (PAD) for Commercial to PAD for Mixed-Use, subject to the conditions as recommended by Planning and Zoning Commission.

Preliminary Development Plan

Move City Council approve Preliminary Development Plan PLH21-0089 McQueen Live Work for site layout and building architecture, subject to the conditions as recommended by Planning and Zoning Commission.

3. Introduction and Tentative Adoption of Ordinance No. 5033, Zoning Code Amendment PLH22-0053 Data Centers, Regulating the Location and Operation of Data Centers throughout the City of Chandler.

Move City Council introduce and tentatively adopt Ordinance No. 5033 approving Zoning Code Amendment PLH22-0053 Data Centers, as recommended by Planning and Zoning Commission.

MAYOR HARTKE called for those wishing to speak on Item No. 3.

CAMERON CARTER, 7144 E. Stetson Dr. #300, Scottsdale, AZ 85251, with Rose Law Group, represents Align Data Centers who owns data center property in Chandler. This ordinance is written to codify a process that Align followed last year in administrative design review with the city. Align held extensive neighborhood meetings and complete sound studies to mitigate noise from the site. The ordinance, as written, is ambiguous and imposes requirements that could limit a property owner's rights to develop on their property. This is a challenge under the existing agreement with the city and under Proposition 207, Arizona's Private Property Rights Protection Act. This must be addressed to guarantee private property owners rights and to ensure that residents and neighboring properties are not impacted. Changes were proposed to staff but were not incorporated into tonight's item. Mr. Carter requested that this item be continued to implement these changes.

MAYOR HARTKE stated that property rights supersede the city.

KELLY SCHWAB, City Attorney, said that was correct. Staff did receive the changes and have been in conservation with Mr. Carter. They could be addressed in the ordinance or through the administrative process. The City will not act to diminish the property values or defy any zoning entitlements in the property. The purpose of the ordinance is to protect the property values of the surrounding neighborhood.

MAYOR HARTKE summarized that we could defer this and bring it back in December or continue with the enactment.

COUNCILMEMBER STEWART thanked Mr. Carter for speaking and asked that Consent Agenda Item No. 3 be moved to the Action Agenda.

- 4. Introduction and Tentative Adoption of Ordinance No. 5037, Rezoning and Preliminary Development Plan, PLH22-0035 The District Downtown, located at the Northwest Corner of Arizona Avenue and the SanTan 202 Freeway
 - Rezoning

Move City Council introduce and tentatively adopt Ordinance No. 5037 approving PLH22-0035 The District Downtown, Rezoning from PAD for office, retail, and hotel to PAD for mixed used development including multi-family, office, and commercial uses as permitted under Community Commercial (C-2) type uses a with Mid-Rise Overlay allowing for building heights up to 120 feet, subject to the conditions as recommended by Planning and Zoning Commission.

Preliminary Development Plan

Move City Council approve Preliminary Development Plan PLH22-0035 for site layout and conceptual building architecture, subject to the conditions as recommended by Planning and Zoning Commission.

5. Introduction and Tentative Adoption of Ordinance No. 5035, City Code Amendment, PLH21-0063 Backyard Chickens

Move City Council introduce and tentatively adopt Ordinance No. 5035, approving City Code Amendment PLH21-0063 Backyard Chickens, amending Chapter 14 and Chapter 35 regulating the keeping of chickens within single-family lots, as recommended by Planning and Zoning Commission.

MAYOR HARTLE called for those to speak on Item 5.

RUTH JONES, 2734 E. Birchwood Pl., shared that she feels strongly about chickens. The City is facing important issues, including police staffing, inflation, and the Non-Discrimination Ordinance. The chicken issue is being brought up again, despite this. The people's voices have been heard. The poll put on the Chandler website asking for opinions on the chicken ordinance was 3:1 in favor

of chickens, but the responses were skewed. Many people who commented live in HOAs that cannot have chickens. The data is not accurate. Ms. Jones requested that this ordinance be considered in the new year, to include incoming councilmember-elects and the voice of the people.

LESLIE MINKUS, 3372 E. Gemini Ct., spoke in opposition to the proposed backyard chicken ordinance that will impact and effect the lives of Chandler residents. The will of the people should decide the action with the chicken ordinance. The current zoning allows chickens to be housed in properties of 33,000 square feet or more. This zoning amendment proposes to allow chickens in all single-family homes in Chandler in all lot sizes. Mr. Minkus requested Council delay a vote on this ordinance until January, when new councilmember-elects are appointed. To incorporate the will of the people, this should be voted on in a public referendum. There is a potential for lawsuits by homeowners and renters against the City, landlords, and real estate agents claiming a violation of the doctrine of quiet enjoyment in their homes and properties. There is a serious health impact of the CDC reporting on Avian Flu affecting birds in the United States. Mr. Minkus shared a quote from the United States Declaration of Independence. To know what the consent of the governed of Chandler's large population is, a free and fair referendum is needed so the people can speak on their own behalf.

TERA SCHNEIDER, 2127 W. Peninsula Cir., shared that the issue should be decided by a public referendum. Ms. Schneider said there is already a problem with wildlife going after Canadian geese in the neighborhood. Introducing more birds will attract more wildlife. The people should decide.

DARREL COVERT, 2306 E. Oakland St., shared some insight based on his background as a realtor. This ordinance is premature, impact studies need to be conducted. This can be seen in other cities that have adopted similar ordinances. Part of the bundle of rights associated with ownership of property include quiet peaceful enjoyment of your property. Mr. Covert asked for additional outside study in reference to this ordinance for further investigation.

COUNCILMEMBER ORLANDO asked for Mr. Covert's opinion if this must be disclosed to buyers or renters.

MR. COVERT said that this must be disclosed, the burden of proof is in the seller property disclosure statement, which should be something that the seller discloses. If a real estate agent does not know this, and it is apparent, the buyer needs to be made aware. If it is an unknown, then it is not the responsibility of the agent. The burden of proof comes down to be the buyer.

COUNCILMEMBER ORLANDO asked if neighborhood chicken ownership could be a possible deterrent from purchasing a home.

MR. COVERT said neighborhood chicken ownership could be a possible deterrent from purchasing a home, anything on or around the property can affect the value of the home.

MARIAN BENTON, 20 S. Twelve Oaks Blvd., said that even if this goes through, many neighborhoods would not be affected because of the presence of HOAs. Not all citizens will be affected by the implementation of this ordinance. Even though chickens are a source of noise, there are other contributors to the noise level in a neighborhood. Chickens are quiet in comparison and do not create constant noise. The intensity of sound decreases as distance from the source increases. To assume that all people will not know how to take care of animals humanely is incorrect. The impact of owning chickens is overstated.

COUNCILMEMBER STEWART asked if Ms. Benton owned chickens.

MS. BENTON said she does not own chickens but has in the past.

COUNCILMEMBER STEWART asked if stray chickens are an issue.

MS. BENTON shared data by Planning & Zoning about stray chicken complaints. Any animal or pet can be stray or feral.

MAYOR HARTKE read the following comment cards.

LINDA SAWYER, 1158 W. Linda Ln., in opposition.

Mayor and council, We have identified key issues from other cities and the CDC website that were not included or had been eliminated in the staff presentation.

- The original presentation offered a permit process, however it was eliminated. The permit process was the only remedy to identify ownership of the chickens and determine legal eligibility.
- The affidavit process was eliminated. Residents would rely on code enforcement to deal with violations.
- If the resident denies the code enforcement officer access to their backyard it will be impossible to inspect, enforce, protect, or count the chickens on the property.
- City of Chandler does not have an animal control officer. Code enforcement officers are not trained to handler feral, abandoned, hoarding, or neglected/abused chickens.
- No way to inspect chickens or chicken coop for health violations or contaminated areas due to the avian influenza / bird flu. Contaminated area requires a 150 day fallow after infected flock depopulation.
- Infected birds need to be euthanized to prevent the spread of the disease. Dead birds need to be disposed by CDC protocol.

- There is no way to regulate rotten or contaminated eggs that may be used, given away, or sold by resident. This is a public health hazard due to the avian influenza / bird flu.
- Chickens are extremely noisy all the time and especially after laying an egg.
- Mistreatment of chickens; poisoning, or shooting with BB gun and pellet guns.
- Potential conflict between neighbors. This should be concerning to mayor and council because of the increased focus on mental health issues that could escalate leading to police involvement.
- A chicken can't be classified as a service animal, however they can be classified as a therapy pet, emotional support animal, or therapy tool. This will afford HOA neighborhoods to have chickens under the Fair Housing Act with an ESA letter.

A recent article, dated, October 20, 2022, by Sarah Robinson, stated that there were nearly thirty birds found dead in a Chandler lake community due to the avian flu/bird flu. The article advises keeping pets away from birds because of the highly contagious nature of the bird flu. It's viral infection, similar to influenza that people get.

Most strains of bird flu only kill poultry like chickens and turkeys, however this one is different due to the potency of the flu. It has been affecting wild birds and though rare it can be passed on to animals. According to Jan Miller, at Liberty Wildlife, it's not limited to dogs and cats, humans can get avian flu from an infected bird.

Given the information provided it would be reckless and irresponsible for the mayor and council to pass a backyard chicken ordinance at this time. We thank you in advance for your consideration in this matter. We expect our elected officials to prioritize the health of Chandler residents ahead of a council driven initiative.

Thank you, Linda Sawyer and Mary Yanno

MARY YANNO, Chandler 85224, in opposition.

Passing the ordinance to permit backyard chickens will have negative health consequences on traditional neighborhoods.

Mayor and council, you are aware of the current outbreak of the avian influenza/bird flu and have been briefed on the legal restrictions concerning the enforcement of unkept chicken coops in backyards.

Passing an ordinance while aware of the health concerns, presented by the CDC, which includes backyard chickens would simply be reckless and irresponsible and irresponsible on your behalf. Mayor and four council members will vote "yes" on an ordinance which only adds to the burden of traditional neighborhoods, rather than finding solutions to improve the quality of life in traditional neighborhoods. All ordinances considered by mayor and council should only be "passed" if they enhance the health and safety of neighborhoods.

It's my opinion that traditional neighborhoods are being disproportionately represented by the mayor and some council members (excluding councilman Orlando and councilman Harris) when it comes to providing clean, healthy, and safe neighborhoods. The mayor and council have been made aware of concerns that negatively impact traditional neighborhoods;

Lack of code enforcement on property code violations

Unenforced code violations relating to environmental concerns (parking on unimproved surfaces)

Filthy and unsafe alley ways

Homeless programs placed in traditional neighborhood area along with methadone clinics Reported drug paraphernalia, homeless sleeping in alley, encampments in alleys in which residents feel unsafe due to activity just behind our back fence walls

Passing the proposed ordinance to permit backyard chickens, primarily be permitted in traditional neighborhoods, will place a further burden on already struggling neighborhoods.

COUNCILMEMBER ELLIS asked about the number of signatures required for a referendum election and asked to explain the referendum process.

KELLY SCHWAB, City Attorney, answered that under state law, the council can only refer a limited number of items to the voters, such as bonds, home rule, and charter amendments. If the subject is not authorized by state law, then Council does not have the authority to refer a question to the voters. Once an ordinance is approved as a legislative act, then a referendum petition can be pooled by voters within the 30-day period before the ordinance goes into effect. If there are enough valid signatures, it comes back to the Council, which would then get referred back to voters.

COUNCILMEMBER ELLIS thanked Ms. Schwab for the answer.

COUNCILMEMBER ORLANDO asked about property right laws.

MS. SCHWAB said there is the right of quiet enjoyment of your property. There is a private tort that can be pursued by a homeowner. Ms. Schwab is not aware of any lawsuits in Arizona regarding that right in relating to chickens.

MAYOR HARTKE asked about the numbers received on the public survey.

LAUREN SCHUMANN, Principal Planner, said that as of November 2, 2022 at 8:00 a.m., there were 228 results, 150 for chickens, and 45 against, 25 unclear answers. In the time since then, as of November 10, 2022, 4:00 p.m., there were 4 for chickens, and 9 against chickens.

COUNCILMEMBER HARRIS asked about any studies done on the impacts of chickens.

MS. SCHUMANN said that as a part of staff research, no study was conducted. There have not been any other zoning code amendments requiring an environmental study.

VICE MAYOR ROE asked for an overview of cities in the valley that allow chickens.

MS. SCHUMANN said that the responders to the survey received the information presented to the Planning and Zoning Commission. When we started this process, we had to research how other cities permitted for chickens. Currently Gilbert and Queen Creek permit for chickens based on lot size; and Mesa, Tempe, Scottsdale, Phoenix, and Maricopa County all permit for chickens by right.

VICE MAYOR ROE asked if most cities, then, permit for chickens.

MS. SCHUMANN answered that the only cities that do not currently permit for chickens are Avondale, Fountain Hills. Additionally, Paradise Valley and Glendale have some allowance for chickens.

COUNCILMEMBER ORLANDO asked if survey responses were able to be measured if they were from traditional or HOA neighborhoods.

MS. SCHUMANN said that survey responses were able to be located. They were plotted on a map to depict the location of the respondent regarding neighborhood type.

COUNCILMEMBER ORLANDO observed that it looked like many responses came from HOA neighborhoods, which would not necessarily be changed by this ordinance. Councilmember Orlando asked about the dates that other municipalities' ordinances were implemented.

MS. SCHUMANN said that Queen Creek began in 2016, Mesa in 2008, Tempe in 2009, and Phoenix in 1962. Other cities did not respond about when the ordinances were implemented.

MAYOR HARTKE asked about the number of responses originating from HOAs versus traditional neighborhoods.

MS. SCHUMANN said she did not have that exact number.

VICE MAYOR ROE specified that all Chandler residents would be able to own chickens, except for those who live in HOA neighborhoods that prohibit chickens. Would this preclude HOAs from changing to rules to then allow chickens in the neighborhood.

MS. SCHUMANN responded that if this ordinance was approved, any single-family lot would be permitted up to five chickens. If the lot was in an HOA, then the HOA could have rules set in their CC&Rs that do not allow chickens. However, the HOA could ratify their CC&Rs with ³/₄ vote of property owners.

VICE MAYOR ROE commented that that it is not an absolute that people cannot have chickens across the city, that there are mechanisms in place to change HOA allowance.

COUNCILMEMBER HARRIS asked how long performing a study on the impact of chickens would delay the implantation of the ordinance.

JOSH WRIGHT, City Manager, said it is unknown how long it would take. The scope for the study would be defined, determine what we would want as results. Staff would need to investigate vendors or contractors that specialize in this issue.

COUNCILMEMBER HARRIS said typically we do studies to better understand issues that impact the quality of life. It could help us better understand the impacts of this ordinance.

COUNCILMEMBER LOPEZ stated that this is not a new issue in the valley. This provides sustainability for many people and serves as food source in the face of inflation. We have discussed for the past year the effect on code enforcement and neighborhoods, it is not seen as an issue. Council understands the concerns of the public and appreciates the input.

Fire Department

- Purchase of Portable Radios
 Move City Council approve the purchase of portable radios, from Motorola Solutions, utilizing the State of Arizona Contract No. CTR046830, in amount of \$470,246.86.
- 7. Purchase of Extrication Equipment for the Fire Department Move City Council approve the purchase of extrication equipment for the Fire Department, from L.N. Curtis, utilizing Sourcewell Contract No. 040220-LNC, in the amount of \$165,191.34.

Human Resources

8. Resolution No. 5616, Renewal Request to the Industrial Commission of Arizona for Continued Exemption from Requirement to Post Security for Self-Insured Workers' Compensation Program

Move City Council pass and adopt Resolution No. 5616, renewing the request to the Industrial Commission of Arizona for continued exemption from requirement to post security for Self-Insurance Workers' Compensation Program.

9. Agreement No. HR2-948-4496, with ReliaStar Life Insurance Company, for Basic and Voluntary Life and Accidental Death and Dismemberment Insurance Move City Council City Council approve Agreement No. HR2-948-4496, with ReliaStar Life Insurance Company, for basic and voluntary life and accidental death and dismemberment insurance, in an amount not to exceed \$960,000 per year, for the period of two years, beginning January 1, 2023, through December 31, 2024, with the option of up to three additional two-year extensions.

Information Technology

 Purchase of Information Technology Temporary Contract Staffing Services Move City Council approve the purchase of information technology temporary contract staffing services, from Computer Aid, Inc., utilizing Sourcewell Contract No. 071321-CAI, in the amount of \$65,000.

Management Services

11. New License Series 10, Beer and Wine Store Liquor License application for M.H.M.N., LLC, DBA Beyond Smoke

Move for recommendation to the State Department of Liquor Licenses and Control for approval of the State Liquor Job No. 207723, a Series 10, Beer and Wine Store Liquor License, for Mohammad Assad Amirah, Agent, M.H.M.N., LLC, DBA Beyond Smoke, located at 393 W. Warner Road, Suite 118, and approval of the City of Chandler, Series 10, Beer and Wine Store Liquor License No. 303898.

 New Class B Bingo License for Wayne V. McMartin, American Legion, Post 91 Move for approval for a Class B Bingo license for American Legion, Post 91, located at 922 N. Alma School Road.

Mayor and Council

13. Introduction and Tentative Adoption of Ordinance No. 5039, Amending the Code of the City of Chandler by Adding Chapter 63, Non-Discrimination, and Codifying the Chandler Embracing Diversity, Equity, and Inclusion Ordinance (Continued from the Meeting of October 27, 2022)

Move City Council introduce and tentatively adopt Ordinance No. 5039, amending the Code of the City of Chandler, by adding Chapter 63 Non-Discrimination, adopting provisions codifying diversity, equity, and inclusion in the provision of public accommodations, employment, and housing in the City of Chandler.

MAYOR HARTKE read from the following comment cards.

PAMELA RODGERS, 4609 W. Park Ave., in support. PEGGY SCHLESINGER, 5161 W. Ivanhoe St., in support. ANNA BRANIGAN-SWEENEY, 5130 W. Ivanhoe St., in support.

MAYOR HARTKE called for those wishing to speak on Item 13.

CECILY ROCHA-MILLER, 310 W. San Marcos Dr., shared a personal anecdote about treating people equally, in support of the ordinance.

LYNETTE BRADDOCK, 1350 W. Maplewood St., shared that due to the current lack of protections for transgender individuals in Chandler, her daughter does not feel safe. Discrimination manifests itself in forms of difficulty finding jobs, housing, or facing harassment. It is hard to involve yourself in the community when these protections do not exist. Transgender youth need support, especially when facing hurdles to education, employment, and housing. There are several unemployed and homeless individuals in the LGBTQ community. This ordinance is needed to remove the hurdles they face, affording equal protection.

EDUARDA SCHRODER, 3480 W. Ross Dr., shared that Chandler Pride was organized to create a community within Chandler for LGBTQ residents and allies. We appreciate the work done on the Non-Discrimination Ordinance. Non-profit organizations receiving City funds should be subject to all aspects of the ordinance—Chandler residents served with tax dollars should not be discriminated against for any reason. There is also concern that the current enforcement measures do not support the policy in a meaningful way. Ms. Schroder shared that her daughter also does not feel safe in Arizona, like Ms. Braddock.

THOMAS BARR, 5833 S. Forest Ave., Tempe, serves as the Vice President of Business Development for Local First Arizona, the largest local business coalition in the country, serving over 3,000 small businesses throughout Arizona, and more than 100 in Chandler. We support the passing of this NDO. Small businesses continue to advocate for inclusive policies that makes Arizona a great place to call home. Continuing to grow a competitive and strong economy relies on ensuring our businesses are open and welcoming to all people. By passing this, Chandler will be setting the business community up for greater success, and the economy will grow and thrive. For companies to attract top talent and provide inclusive environments to tourists and residents, now is the time to pass the NDO. Neighboring cities have passed NDOs to ensure residents and visitors to feel welcome when supporting all businesses.

DAWN SHIN, 6201 W. Park Ave., was in support, but did not speak.

Police Department

14. Purchase of SWAT Protector Van

Move City Council approve the purchase of a SWAT Protector Van, from Safeware, Inc., utilizing Omnia Partners Contract No. 159469, in the amount of \$200,859.56, and authorize the City Manager or designee to sign a linking agreement with Safeware, Inc.

 Purchase of SWAT Technical Support Truck
 Move City Council approve the purchase of a SWAT Technical Support Truck, from San Tan Ford, utilizing State of Arizona Contract No. CTR059323, in the amount of \$66,949,88.

Public Works and Utilities

- 16. Resolution No. 5641 Approving an Intergovernmental Agreement with Salt River Project Agricultural Improvement and Power District for the Waterfluence Program Move City Council pass and adopt Resolution No. 5641 approving an Intergovernmental Agreement between the City of Chandler and Salt River Project Agricultural Improvement and Power District for the Waterfluence Program.
- 17. Professional Services Agreement No. ST2001.101, with Dennis L. Lopez & Associates, LLC, for the Lindsay Road Improvements, Ocotillo Road to Hunt Highway Appraisal Services Move City Council award Professional Services Agreement No. ST2001.101, to Dennis L. Lopez & Associates, LLC, for the Lindsay Road Improvements, Ocotillo Road to Hunt Highway Appraisal Services, in an amount not to exceed \$76,250.
- Professional Services Agreement No. ST1503.451, Amendment No. 2, to Ritoch-Powell & Associates Consulting Engineers, Inc., for the Cooper Road Improvements (Alamosa Drive to Riggs Road) Construction Management Services
 Move City Council award Professional Services Contract No. ST1503.451, Amendment No.
 to Ritoch-Powell & Associates Consulting Engineers, Inc., for the Cooper Road Improvements (Alamosa Drive to Riggs Road) Construction Management Services, increasing the contract limit by \$248,894.34, for a revised contract amount not to exceed of \$1,801,616.59.
- 19. Professional Services Agreement No. WW2301.101, with Wilson Engineers, LLC, for the Ocotillo Water Reclamation Facility Capacity Evaluation Design Services Move City Council award Professional Services Agreement No. WW2301.101, to Wilson Engineers, LLC, for the Ocotillo Water Reclamation Facility Capacity Evaluation Design Services, in an amount not to exceed \$476,080.
- Professional Services Agreement No. WA2103.451, with Jacobs Engineering Group, Inc., for the Pecos Surface Water Treatment Plant SCADA Upgrade Construction Management Services
 Move City Council award Professional Services Agreement No. WA2103.451, to Jacobs Engineering Group, Inc., for the Pecos Surface Water Treatment Plant SCADA Upgrade Construction Management Services, in an amount not to exceed \$230,295.
- Agreement No. TR9-285-3990, Amendment No. 4, with Cem-Tec Corporation, for Streetlight Poles
 Move City Council approve Agreement No. TR9-285-3990, Amendment No. 4, with Cem-Tec Corporation, for streetlight poles, in an amount not to exceed \$173,000, for a one-year term, December 1, 2022, through November 30, 2023.

- 22. Construction Manager at Risk Agreement No. WW2206.251, with PCL Construction, Inc., for the Reclaimed Water Conveyance Improvements Pre-Construction Services Move City Council award Construction Manager at Risk Agreement No. WW2206.251, to PCL Construction, Inc., for the Reclaimed Water Conveyance Improvements Pre-Construction Services, in an amount not to exceed \$628,545.94.
- 23. Construction Manager at Risk Agreement No. WA2103.401, with Quantum Integrated Solutions, Inc., for the Pecos Surface Water Treatment Plant SCADA Upgrade GMP-1 Construction Services Move City Council award Construction Manager at Risk Agreement No. WA2103.401, to Quantum Integrated Solutions, Inc., for the Pecos Surface Water Treatment Plant SCADA Upgrade GMP-1 Construction Services, in an amount not to exceed \$2,766,254.46.

Consent Agenda Motion and Vote

Councilmember Orlando moved to approve the Consent Agenda of the November 10, 2022 Regular City Council Meeting with the exception of Item No. 3 which was moved to the Action Agenda and voted on separately; seconded by Councilmember Ellis.

Motion carried unanimously (7-0) with the exception of Item No. 3 which was moved to the Action Agenda, and Item No. 5, which carried by majority (5-2) with Councilmember Harris and Councilmember Orlando dissenting.

COUNCILMEMBER ORLANDO thanked Councilmember Harris and Councilmember Ellis for their work on this ordinance, and the rest of council for their continued work on this issue.

COUNCILMEMBER ELLIS said that every time we consider something like this, we should take time to review and process it. She is proud of the work done by Councilmember Harris and council to put together this ordinance. The goal was always to do the work as a community. The community survey about satisfaction on DEI initiatives served as a basis to do the work. Councilmember Ellis thanked the speakers for sharing their stories. Councilmember Ellis shared her support for Item 5, mentioning Chandler's rural and agricultural background.

COUNCILMEMBER STEWART thanked for the community's involvement in the meeting tonight.

COUNCILMEMBER HARRIS thanked council for their involvement on Item 13.

COUNCILMEMBER LOPEZ thanked the community for showing up to tonight's meeting and asked for their continued engagement and involvement.

MAYOR HARTKE thanked Councilmember Harris, Councilmember Ellis, and Councilmember Orlando for putting in the work on the Non-Discrimination Ordinance.

Agenda Motion and Vote

 Introduction and Tentative Adoption of Ordinance No. 5033, Zoning Code Amendment PLH22-0053 Data Centers, Regulating the Location and Operation of Data Centers throughout the City of Chandler. Move City Council introduce and tentatively adopt Ordinance No. 5033 approving Zoning Code Amendment PLH22-0053 Data Centers, as recommended by Planning and Zoning Commission.

Item No. 3 was pulled from the Consent Agenda and considered separately.

Councilmember Stewart moved to continue Item 3 to the next regular Council meeting on December 5, 2022; seconded by Vice Mayor Roe.

Motion carried unanimously (7-0).

Informational

- 24. Special Event Liquor Licenses and Temporary and Permanent Extensions of Liquor License Premises Administratively Approved
- 25. Minutes Study Session and Regular Meeting Minutes of September 7, 2022, Planning and Zoning Commission

Unscheduled Public Appearances

None.

Current Events

Mayor's Announcements

MAYOR HARTKE shared that the next CIVIC class is accepting applications. CIVIC is an interactive, 13-session program providing Chandler residents with a behind the scenes look at city services. Each session, participants will meet with city leaders, learn how to stay engaged with the city and in their community.

MAYOR HARTKE shared that today was the grand opening of Viavi, optical security and performance products. Chandler appreciates the opportunity to host Viavi's manufacturing facility and headquarters. Viavi is a corporate and community partner to Chandler.

MAYOR HARTKE announced the Chuck Wagon Cookoff event, on Saturday, November 12, at noon at Tumbleweed Ranch.

MAYOR HARTKE said the holiday season is approaching, and with it, the Tumbleweed Tree in Downtown Chandler. Saturday, December 3, at 4:30 p.m. in Dr. A. J. Chandler Park, is the Tumbleweed Parade and Tree Lighting Ceremony.

MAYOR HARTKE wished everyone a happy and safe Thanksgiving.

Council's Announcements

COUNCILMEMBER HARRIS commented that tonight we have passed a non-discrimination ordinance, and thanked staff, council, and the community for their work. Councilmember Harris shared that part of being a military service member for the United States is to protect our freedoms. This ordinance sets that discrimination will never be welcome in Chandler. Councilmember Harris shared his pride in the work completed on this ordinance. Today we take a stance and step forward in history.

COUNCILMEMBER HARRIS mentioned that Veterans Day is coming up, asked people to thank a veteran, and shared some Veterans Day events happening.

VICE MAYOR ROE announced the CeCe's Hope Center Night of Light Gala, on Wednesday, November 16 fundraiser to help improve the life and future of at-risk young women and victims of human trafficking and sexual exploitation. This non-profit does amazing work to help this population.

VICE MAYOR ROE shared his pride for staff, employees, and residents. Chandler is diverse and inclusive.

COUNCILMEMBER ELLIS recognized Rock the Cause for Kids 2022 hosted by the Chandler Compadres. Chandler Compadres helps local nonprofits to support Chandler's kids.

COUNCILMEMBER ELLIS announced the Homestead North Park ribbon cutting ceremony on Saturday, November 12.

COUNCILMEMBER ELLIS announced her graduation from the Chandler Police Citizen's Academy, after 13 weeks of learning about the Chandler Police Department. Councilmember Ellis recommended this class to learn more about the Chandler Police Department, registration will open next year.

COUNCILMEMBER ORLANDO wished veterans a happy Veterans Day and thanked everyone for their support of service members. The United States Armed Forces is the best because of the backing of the people.

City Manager's Announcements

MR. WRIGHT shared that the Viavi development was awarded a Golden Prospector Award of Merit for Deal of the Year by the Arizona Association for Economic Development and recognized Economic Development staff.

Adjourn

The meeting was adjourned at 7:34 p.m.

ATTEST: _____City Clerk

Mayor

Approval Date of Minutes: December 5, 2022

Certification

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of Regular Meeting of the City Council of Chandler, Arizona, held on the 10th day of November 2022. I further certify that the meeting was duly called and held and that a quorum was present.

DATED this _____ day of December, 2022.

City Clerk



City Council Memorandum Development Services Memo No. 22-057B

Date:	December 5, 2022
То:	Mayor and Council
Thru	Joshua H. Wright, City Manager Andy Bass, Deputy City Manager Derek D. Horn, Development Services Director
From:	Kevin Mayo, Planning Administrator
Subject:	PLH22-0053 Data Centers Introduction and Tentative Adoption of Ordinance No. 5033

Proposed Motion:

Move City Council introduce and tentatively adopt Ordinance No. 5033 approving Zoning Code Amendment PLH22-0053 Data Centers, as recommended by Planning and Zoning Commission.

Background/Discussion

At its November 10, 2022, regular meeting, City Council voted to continue this item to the December 5, 2022, regular meeting in response to concerns expressed by an attorney representing a local data center operator. Since that time, City staff and the data center attorney have worked together to adjust the proposed zoning code amendment language. The changes are minor and focus primarily on providing clarity for sign posting requirements and identifying where the required sound study noise measuring equipment shall be located. Staff is in support of the proposed changes.

At the November 4, 2021, City Council work session on sustainable development initiatives, staff requested direction from City Council on regulations relating to data centers, which are often large consumers of public and private utility resources. Discussion occurred regarding the impacts data centers have on the City of Chandler, and staff received direction from City Council to proceed with a Zoning Code amendment regarding data centers. The subject request is a City initiative to amend the Zoning Code by adding a section regulating data centers. Proposed amendments include clarifying permitted uses, regulations for sound

attenuation and acoustic testing, and regulations for backup power generation.

Within the City of Chandler Zoning Code, data centers as a primary use are not permitted by right anywhere in Chandler, as they are not defined within 35-200. -Definitions, nor within Article XXI. - TABLE OF PERMITTED USES FOR NONRESIDENTIAL DISTRICTS. The Zoning Code is entirely silent when it comes to data centers, and as such, data centers represent what is termed an 'unlisted use'. This situation has caused confusion for both the data center industry and Chandler residents. Historically, data centers as a primary use have only been permitted through a site-specific Planned Area Development (PAD) custom zoning designation specifically calling out the data center use, along with a corresponding Preliminary Development Plan (PDP) for site design and building architecture.

Over time as data centers have evolved from single-user facilities to larger multi-tenant facilities, coupled with an industry migration from water-cooled to electrically-cooled facilities, there has been an increase in potential impacts to the surrounding community, primarily from unwanted noise. As these data centers have developed closer to the urbanized area of Chandler, including residential areas, the potential for noise compatibility issues has increased. Over time, the City has required increased levels of noise study/mitigation efforts, public outreach, and regulations regarding backup power generators.

Discussion:

Proposed Code Amendment

The attached proposed Zoning Code Amendment simply sets to codify Chandler's administration and regulations surrounding data centers as a primary use. The following is a summary of the proposed code amendment.

- Establish Section 35-2214, Data Centers
- Clarify Data Centers as a Primary Use only permitted in PAD zoning designations
- Clarify Data Centers as an Ancillary Use, including size limitations, purpose, and location on site
- Establish public notification protocol for pre- and post-construction, including neighborhood meetings and an on-site liaison
- Require pre-construction sound study to establish noise baseline
- Require the incorporation of sound mitigation measures to ensure noise levels from Data Center do not exceed levels observed during baseline study
- Require the Data Center to conduct an annual noise study during peak operation times for 5 years upon Data Center construction completion
- Establish backup generator routine maintenance and testing time limitations,

including notification protocol

Public Notification

- This request was noticed in accordance with the requirements of the Chandler Zoning Code
- This request was noticed within the City's social media
- The public hearing schedule was posted on the City's website and advertised in the newspaper
- At the November 10, 2022, City Council meeting an attorney representing a local Data Center operator spoke with concerns regarding aspects of the proposed code amendment. City Council continued the item to the December 5th meeting to allow time for the attorney and staff to discuss possible adjustments to the language. The legal representative and staff have worked together adjusting the language. The changes are minor and focus primarily on providing further clarity of sign posting requirements, as well as more clearly identifying where the required sound study noise measuring equipment shall be located.
- As of the writing of this memo, City staff is unaware of any opposition to this proposed Code Amendment

Planning and Zoning Commission Vote Report

Planning and Zoning Commission meeting October 19, 2022 Motion to Approve

In Favor: 7 Opposed: 0

Attachments

Ordinance No. 5033

ORDINANCE NO. 5033

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CHANDLER, ARIZONA, AMENDING ARTICLES II. DEFINITIONS, AND XXII. ADDITIONAL HEIGHT AND AREA REGULATIONS OF CHAPTER 35 OF THE CITY CODE OF THE CITY OF CHANDLER, RELATING TO DATA CENTERS.

WHEREAS, in accordance with A.R.S. 9-462, the legislative body may adopt by ordinance, any change or amendment to the regulations and provisions as set forth in the Chandler Zoning Code; and

WHEREAS, this amendment, including the draft text, has been published as an 1/8-page display ad in a local newspaper with general circulation in the City of Chandler, giving fifteen (15) days' notice of time, date and place of public hearing; and

WHEREAS, a public hearing was held by the Planning and Zoning Commission as required by the Zoning Code, on October 19, 2022.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Chandler, Arizona, as follows:

Section 1. Section 35-200, of Article II. Definitions, of Chapter 35 of the City Code of the City of Chandler, is hereby amended by adding the following definition:

Data Center: A facility or portion of a facility housing networked computer systems and telecommunications equipment used for remote storage, processing, and distribution of data.

Section 2. Section 35-2214, of Article XXII. ADDITIONAL HEIGHT AND AREA REGULATIONS, of Chapter 35, of the City Code of the City of Chandler, is hereby added to read as follows:

35-2214. Data Centers.

- (1) Data Centers are not permitted to operate in the City of Chandler unless explicitly approved as part of a Planned Area Development zoning district. Data Centers that are ancillary to another primary use are permitted if they a) occupy no more than ten percent of the building footprint, b) are used to serve the enterprise functions of the on-site property owner and are not used to lease data storage and processing services to third parties, and c) are not housed in a separate stand-alone structure on the parcel.
- (2) Before a Data Center is constructed within a Planned Area Development zoning district, the property owner proposing to build a Data Center must comply with the following:

- a. The Data Center operator or property owner must notify residents within a half-mile radius of the parcel, including any affiliated homeowners' association operating within the half-mile radius, that the property owner intends to build and operate a Data Center on the property. The notice required in this section must be mailed to all postal addresses and homeowners' association addresses contained within a half-mile radius extending from the property line where the proposed Data Center will be built.
- The Data Center operator must schedule and attend two b. neighborhood meetings with residents to describe the project and the proposed sound-mitigation aspects of the project design. Notice of the neighborhood meetings must be mailed to all residents and homeowners associations within a half-mile radius of the parcel. A representative of the developer or owner with decision-making authority on the design of the Data Center must attend the neighborhood meetings. The Data Center operator or property owner must also post a sign on the subject property, at least fifteen days before each neighborhood meeting, in accordance with design standards specified in Section 35-2601.1. The sign must be located along an arterial street or other high-visibility location as reasonably determined by the Zoning Administrator. The content of the sign shall (i) be consistent with the City's generally applicable sign guidelines for posting signs for notification of neighborhood meetings, (ii) include the applicant name and contact information, a brief description of the Data Center project, and the date, time, and location of the neighborhood meeting, and (iii) must be reviewed and approved by the Zoning Administrator before installation. The applicant must remove the sign at the conclusion of the citizen review process.
- (3) Upon request by City staff after issuance of a certificate of occupancy and commencement of the operation of the Data Center, the operator of a Data Center must provide an on-site neighborhood liaison between the hours of 8:00 am and 10:00 pm MST each day to respond to complaints about noise emanating from the Data Center.
- (4) Before the first neighborhood meeting is held, the property owner proposing to build a Data Center must conduct a sound study performed by a third-party acoustic engineer to document baseline sound levels in the area of the proposed Data Center, including noise levels measured at the property line of the nearest property to the Data Center property that is planned or zoned for residential land uses, or other noise sensitive use as reasonably determined by the Zoning Administrator. The property owner must provide a copy of the results of the study to the City before the first neighborhood meeting.
- (5) The Data Center must be designed and built to incorporate sound mitigation methods sufficient to prevent the sound levels emanating from the Data Center (as determined by a third-party acoustic

engineer) from exceeding the ambient noise levels that were observed in the baseline study. Design specifications for such sound mitigation must be provided to the City before building permit approval.

- (6) Upon issuance of a certificate of occupancy or certificate of completion, whichever occurs first, the Data Center operator must conduct a noise study performed by a third-party acoustical engineer to document noise levels emanating from the Data Center measured at the property line of the nearest property to the Data Center property that is planned or zoned for residential land uses, or other noise sensitive use as reasonably determined by the Zoning Administrator during peak operation of the Data Center mechanical equipment. The Data Center operator must also conduct an additional noise study, as measured at the property line of the nearest property to the Data Center property that is planned or zoned for residential land uses, or other noise sensitive use as reasonably determined by the Zoning Administrator, annually during peak operation of the Data Center mechanical equipment for five years after completion of the initial post-construction noise study. The Data Center operator must provide the results of the noise study to the City within thirty days of the anniversary of the date on which the certificate of occupancy or certificate of completion was issued by the City.
- (7) If the Data Center operator intends to use backup power generators on the parcel, the operator must maintain a public website announcing the times when the generators will be in operation. Any routine operation of the backup generators, including for testing purposes, must be announced on the website at least twenty-four hours in advance. The operator shall also notify the City of Chandler Communications and Public Affairs Department at least 24 hours in advance of a test. Unless the generators are supplying backup electrical supply during a power outage, backup generators may operate between the hours of 9:00 am and 5:00 pm, Monday through Friday, excluding holidays. Upon request by City staff, the Data Center operator must provide the address of the website where the notices required by this section are published.

Section 3. Providing for Repeal of Conflicting Ordinances.

All ordinances or parts of ordinances in conflict with the provisions of this ordinance, or any parts hereof, are hereby repealed.

Section 4. <u>Providing for Severability</u>.

If any section, subsection, sentence, clause, phrase, or portion of this ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions thereof. INTRODUCED AND TENTATIVELY APPROVED by the City Council of the City of Chandler, Arizona, this ______ day of ______, 2022.

ATTEST:

CITY CLERK

MAYOR

PASSED AND ADOPTED by the City Council of the City of Chandler, Arizona, this _____day of _____, 2022.

ATTEST:

CITY CLERK

MAYOR

CERTIFICATION

I HEREBY CERTIFY that the above and foregoing Ordinance No. 5033 was duly passed and adopted by the City Council of the City of Chandler, Arizona, at a regular meeting held on the ______day of ______, 2022, and that a quorum was present thereat.

CITY CLERK

APPROVED AS TO FORM:

CITY ATTORNEY

Published in the Arizona Republic on:



City Council Memorandum Development Services Memo No. 22-055FA

Date: December 5, 2022

To: Mayor and Council

- Thru: Joshua H. Wright, City Manager Andy Bass, Deputy City Manager Derek D. Horn, Development Services Director
- **From:** Lauren Schumann, Principal Planner
- Subject: PLH22-0035 The District Downtown Final Adoption of Ordinance No. 5037
- **Request:** Rezoning from Planned Area Development (PAD) for office, retail, and hotel to PAD for mixed used development including multi-family, office, and commercial uses as permitted under Community Commercial (C-2) type uses with a with Mid-Rise Overlay allowing for building heights up to 120 feet

Location: Northwest corner of Arizona Avenue and the SanTan 202 Freeway **Applicant:** Brennan Ray; Burch & Cracchiolo, P.A.

Proposed Motion:

Rezoning

Move City Council adopt Ordinance No. 5037 approving PLH22-0035 The District Downtown, Rezoning from PAD for office, retail, and hotel to PAD for mixed used development including multi-family, office, and commercial uses as permitted under Community Commercial (C-2) zoning designation with Mid-Rise Overlay allowing for building heights up to 120 feet, subject to the conditions as recommended by Planning and Zoning Commission.

Background Data:

Following the City Council Study Session on November 7, 2022, the applicant modified the development booklet narrative outlining buildings that must occur prior to the second phase of multi-family, stating an additional 5,000 square feet of commercial, mixed-use, or hospitality shall be built concurrently when the multi-family structure(s) on Parcel 4 develops. In addition, rezoning stipulation number four has been revised to state multi-family development can only occur on

parcels 4 and 5.

- Site is 44.7 acres and vacant
- Subject site received PAD zoning for office, retail, and hotel uses in 1987 as part of a larger master plan that included the adjacent Stonebridge Ranch Apartment Complex
- Zoning extended in 1989 and vested when the apartments were constructed in 2000
- Zoning amended in 2007 to allow a Mid-Rise overlay with heights up to 120 feet for the entire site
- Time extension was approved in 2010
- Approved conceptual PDP in 2012
- A rezoning is required to add multi-family residential within the mixed-use development
- Proposed PDP establishes where uses can occur and conceptual building renderings are provided to establish quality of design

Surrounding Land Use Data:

North	Pecos Road, then multi-family	South	Loop 202 SanTan Freeway, then commercial shopping center
East	Arizona Avenue, then commercial shopping center	West	Multi-family

General Plan and Area Plan Designations:

	Existing	Proposed
General Plan	Neighborhoods within Downtown Chandler Growth Area	No Change

Proposed Development

	Proposed Land Uses
	Commercial Uses including multi-tenant buildings,
Parcel 1	multi-story mixed-use buildings, outdoor plaza, one
8.42 acres	drive-thru pad, and hotel
	Approximately 159,900 square feet commercial uses

Parcel 2 8.38 acres	Commercial Uses including retail, restaurants, one drive-thru pad, and common outdoor community space (e.g. splash pad) Approximately 62,600 square feet commercial uses
Parcel 3 8.19 acres	Two 2-story office buildings with outdoor plaza and parking Approximately 64,000 square feet of office
Parcel 4 7.6 acres	Multi-family residential with 395 units; density 52 du/ac Units wrap parking garage
Parcel 5 9.2 acres	Multi-family residential with 400 units; density 43.5 du/ac Units wrap parking garage
Parcel 6 3.08 acres	Office buildings of six and four stories, outdoor courtyards, freestanding parking garage, and surface parking Approximately 300,000 square feet office

Review and Recommendation

The subject site has been zoned for mixed-use development since 1987, with a Mid-Rise Overlay allowing for heights up to 120 feet since 2007. The site is the last undeveloped quadrant of the Loop 202 San Tan Freeway/Arizona Avenue interchange and occupies all vacant land bounded by Arizona Avenue, Pecos Road, existing multi-family to the west, and the Loop 202 San Tan Freeway. The other three interchange quadrants have been developed as retail power centers anchored by large box retailers. The applicant proposes to complete this intersection with a mixed-use development providing a true "work, live, play" community.

The development will occur in phases, with Phase 1 including two office buildings, approximately 400 multi-family units, on-site main street drives, and landscaping along Arizona Avenue and Pecos Road. To maintain flexibility while attracting potential tenant(s), subsequent phases listed on the plan may be developed in such a manner that does not follow the phasing numbers. However, it is anticipated Phase 2 will commence commercial along Arizona Avenue. The applicant has included conceptual renderings and exhibits to establish the required level of quality and design for buildings, hard scapes, and landscaping. Upon identifying the tenant and respective building needs, the applicant will submit for an Administrative Design Review for site and building design. Staff will review the administrative submittal for consistency with the renderings, conceptual imagery,

narrative, stipulations, and City Code.

The conceptual Development Booklet and stipulations will result in a high-quality, mixed-use development to complete the intersection and entrance to the downtown area. Planning staff has reviewed and supports the request citing consistency with the General Plan and goals of the Downtown Chandler Growth Area. The District Downtown will create a sense of place through site layout by providing a main street boulevard with on-street parking, tree-lined sidewalks, building awnings, patio areas, public outdoor plaza areas, a splash pad, landscaping, and building architecture.

Since 1987, the subject site has been intended to develop with employment uses and supporting commercial uses. The request will continue this vision and improve by adding a residential component to further supplement the commercial during the non-office hours. Furthermore, the subject site has allowed for building heights up to 120 feet since 2007. Staff continues to support the request for Mid-Rise Overlay allowing building heights up to 120 feet as the property abuts the freeway and a major intersection.

Planning staff has reviewed the request and supports the proposal to be consistent with the General Plan. Planning and Zoning Commission recommends approval, subject to conditions.

Traffic Analysis

A Traffic Impact Study was submitted to the City's Transportation Engineer and accepted. The developer will install a new signal along Pecos Road at Palm lane to allow for better access to the site and circulation within the development.

Public / Neighborhood Notification

- This request was noticed in accordance with the requirements of the Chandler Zoning Code.
- Two neighborhood meetings were required for the Mid-Rise Overlay request. A neighborhood meeting sign was posted on the site and on social media via NextDoor.
- The first neighborhood meeting was held on July 28, 2022. A resident and a news reporter attended asking general questions of the project. The second meeting was held August 31, 2022, and only one resident with general questions attended.
- As of the writing of this memo, Planning staff is not aware of any concerns or opposition to the request.

Planning and Zoning Commission Vote Report

Planning and Zoning Commission meeting October 19, 2022 Motion to Approve

In Favor:7 Opposed: 0

During the Planning and Zoning Commission Study Session, Chair Heumann added rezoning stipulation number 11, clarifying development that would need to occur before Phase II of multi-family: all commercial buildings along Arizona Avenue, excluding the mixed-use building, shall commence. Furthermore, Chair Heumann added PDP stipulation number 3 to emphasize if development does not meet the quality of design represented in the development booklet, an amendment to the PDP will be required, in which case would require review by the Planning and Zoning Commission and approval by the City Council.

Recommended Conditions of Approval

Ordinance was introduced and tentatively adopted on November 10, 2022.

Rezoning

Planning and Zoning Commission recommends the City

Council approve the Rezoning from PAD for office, retail, and hotel to PAD for mixed used development including multi-family, office, and commercial uses as permitted under Community Commercial (C-2) type uses a with Mid-Rise Overlay allowing for building heights up to 120 feet, subject to the following conditions:

- 1. Development shall be in substantial conformance with the conceptual plans included in the Development Booklet, entitled, "The District Downtown" and kept on file in the City of Chandler Planning Division, in File No. PLH22-0035, modified by such conditions included at the time the Booklet was approved by the Chandler City Council and/or as thereafter amended, modified, or supplemented by Chandler City Council.
- 2. Building heights shall not exceed 120 (one hundred and twenty) feet in height as measured to the top of parapet of the building façade.
- 3. Commercial development must occur prior to any multi-family use under Phase I.
- 4. Residential uses shall be permitted only on Parcel 4 and 5 up to a maximum density of forty-five (45) dwelling units per acre for Parcel 5 and fifty-two (52) dwelling units per acre for Parcel 4.

- 5. Completion of the construction of all required off-site street improvements including but not limited to paving, landscaping, curb, gutter and sidewalks, median improvements and street lighting, to achieve conformance with City codes, standard details, and design manuals.
- 6. Right-of-way dedications to achieve full half-widths, including turn lanes and deceleration lanes, per the standards of the Chandler Transportation Plan.
- 7. The developer shall be required to install landscaping in the arterial street median(s) adjoining this project. In the event that the landscaping already exists within such median(s) the developer shall be required to upgrade such landscaping to meet current City standards.
- 8. The landscaping and all other improvements in all open-spaces shall be maintained by the property owner or property owners' association and shall be maintained at a level consistent with or better than at the time of planting.
- 9. The landscaping in all rights-of-way shall be maintained by the adjacent property owner or property owners' association.

Property Line Location	Minimum Building Setback
Arizona Avenue	30 feet
Pecos Road	30 feet
West	20 feet
South	10 feet

10. Minimum building setbacks shall be as follows:

 Commercial development must occur adjacent to Arizona Avenue in Parcels 1 and 2, excluding any mixed-use building, prior to any multi-family use on Parcel 4, as depicted within the development booklet on the site plan.

Attachments

Ordinance No. 5037 Vicinity Maps Development Booklet Approved Site Plan 2012

ORDINANCE NO. 5037

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CHANDLER, ARIZONA, AMENDING THE ZONING CODE AND MAP ATTACHED THERETO, BY REZONING A PARCEL FROM PLANNED AREA DEVELOPMENT (PAD) FOR OFFICE, RETAIL, AND HOTEL TO PAD FOR MIXED USED DEVELOPMENT INCLUDING MULTI-FAMILY, OFFICE, AND COMMERCIAL USES AS PERMITTED UNDER COMMUNITY COMMERCIAL (C-2) TYPE USES WITH MID-RISE OVERLAY ALLOWING HEIGHTS UP TO ONE-HUNDRED AND TWENTY (120) FEET IN CASE PLH22-0035 (THE DISTRICT DOWNTOWN) LOCATED NORTHWEST CORNER OF ARIZONA AVENUE AND SANTAN 202 FREEWAY WITHIN THE CORPORATE LIMITS OF THE CITY OF CHANDLER, ARIZONA; PROVIDING FOR THE REPEAL OF CONFLICTING ORDINANCES; AND PROVIDING FOR PENALTIES.

WHEREAS, an application for rezoning certain property within the corporate limits of Chandler, Arizona, has been filed in accordance with Article XXVI of the Chandler Zoning Code; and

WHEREAS, the application has been published in a local newspaper with general circulation in the City of Chandler, giving fifteen (15) days' notice of the time, place, and date of public hearing; and

WHEREAS, a notice of such hearing was posted on the property at least seven (7) days prior to the public hearing; and

WHEREAS, a public hearing was held by the Planning and Zoning Commission as required by the Zoning Code.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Chandler, Arizona, as follows:

<u>Section 1</u>. Legal Description of Property:

EXHIBIT 'A'

Said parcel is hereby rezoned from PAD for office, retail, and hotel to PAD for mixed used development including multi-family, office, and commercial uses as permitted under Community Commercial (C-2) type uses a with Mid-Rise Overlay allowing for building heights up to 120 feet, subject to the following conditions:

1. Development shall be in substantial conformance with the Development Booklet, entitled, "The District Downtown" and kept on file in the City of Chandler Planning Division, in File No. PLH22-0035, modified by such conditions included at the time the Booklet was approved by the Chandler City Council and/or as thereafter amended, modified, or supplemented by Chandler City Council.

- 2. Building heights shall not exceed 120 (one hundred and twenty) feet in height as measured to the top of parapet of the building façade.
- 3. Commercial development must occur prior to any multi-family use under Phase I.
- 4. Residential uses shall be permitted only on Parcel 4 and 5 up to a maximum density of forty-five (45) dwelling units per acre for Parcel 5 and fifty-two (52) dwelling units per acre for Parcel 4.
- 5. Completion of the construction of all required off-site street improvements including but not limited to paving, landscaping, curb, gutter and sidewalks, median improvements and street lighting, to achieve conformance with City codes, standard details, and design manuals.
- 6. Right-of-way dedications to achieve full half-widths, including turn lanes and deceleration lanes, per the standards of the Chandler Transportation Plan.
- 7. The developer shall be required to install landscaping in the arterial street median(s) adjoining this project. In the event that the landscaping already exists within such median(s) the developer shall be required to upgrade such landscaping to meet current City Standards.
- 8. The landscaping and all other improvements in all open spaces shall be maintained by the property owner or property owners' association and shall be maintained at a level consistent with or better than at the time of planting.
- 9. The landscaping in all rights-of-way shall be maintained by the adjacent property owner or property owners' association.

Property Line Location	Minimum Building Setback
Arizona Avenue	30 feet
Pecos Road	30 feet
West	20 feet

10. Minimum building setbacks shall be as follows:

South	10 feet

- 11. Commercial development must occur adjacent to Arizona Avenue in Parcels 1 and 2, excluding any mixed-use building, prior to any multifamily use on Parcel 4, as depicted within the development booklet on the site plan.
- <u>Section 2</u>. The Planning Division of the City of Chandler is hereby directed to enter such changes and amendments as may be necessary upon the Zoning Map of said Zoning Code in compliance with this Ordinance.
- <u>Section 3.</u> All ordinances or parts of ordinances in conflict with the provisions of this Ordinance, or any parts hereof, are hereby repealed.
- <u>Section 4</u>. In any case, where any building, structure, or land is used in violation of this Ordinance, the Planning Division of the City of Chandler may institute an injunction or any other appropriate action in proceeding to prevent the use of such building, structure, or land.
- <u>Section 5</u>. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, then this entire ordinance is invalid and shall have no force or effect.
- <u>Section 6.</u> A violation of this Ordinance shall be a Class 1 misdemeanor subject to the enforcement and penalty provisions set forth in Section 1-8.3 of the Chandler City Code. Each day a violation continues, or the failure to perform any act or duty required by this Ordinance or the Zoning Code, shall constitute a separate offense.

INTRODUCED AND TENTATIVELY APPROVED by the City Council of the City of Chandler, Arizona, this _____ day of _____, 2022.

ATTEST:

CITY CLERK

MAYOR

PASSED AND ADOPTED by the City Council of the City of Chandler, Arizona, this _____ day of _____, 2022.

ATTEST:

CITY CLERK

MAYOR

CERTIFICATION

I HEREBY CERTIFY that the above and foregoing Ordinance No. 5037 was duly passed and adopted by the City Council of the City of Chandler, Arizona, at a regular meeting held on the _____ day of ______, 2022, and that a quorum was present thereat.

CITY CLERK

APPROVED AS TO FORM:

CITY ATTORNEY

Published in the Arizona Republic on:

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"Exhibit A"

LEGAL DESCRIPTION

REMAINDER PARCEL

THAT PORTION OF LAND LOCATED IN THE NORTHEAST QUARTER OF SECTION 4, TOWNSHIP 2 SOUTH, RANGE 5 EAST OF THE GILA AND SALT RIVER MERIDIAN, MARICOPA COUNTY, ARIZONA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF SAID SECTION 4, FROM WHICH THE NORTH QUARTER CORNER OF SAID SECTION 4 BEARS SOUTH 89°35'07" WEST, A DISTANCE OF 2652.03 FEET;

THENCE ALONG THE NORTH LINE OF SAID NORTHEAST QUARTER SOUTH 89°35'07" WEST, A DISTANCE OF 1761.37 FEET;

THENCE SOUTH 0°24'53" EAST, A DISTANCE OF 70.00 FEET TO A POINT ON THE SOUTH RIGHT OF WAY LINE OF PECOS ROAD;

THENCE ALONG SAID SOUTH RIGHT OF WAY LINE SOUTH 89°16'00" EAST, A DISTANCE OF 1012.29 FEET TO THE POINT OF BEGINNING;

THENCE CONTINUING ALONG SAID SOUTH RIGHT OF WAY LINE THE NEXT FOUR (4) CALLS;

SOUTH 89°16'00" EAST, A DISTANCE OF 185.93 FEET;

NORTH 89°35'07" EAST, A DISTANCE OF 149.80 FEET;

SOUTH 0°24'55" EAST, A DISTANCE OF 10.00 FEET;

NORTH 89°35'07" EAST, A DISTANCE OF 307.63 FEET;

THENCE SOUTH 41°04'53" EAST, A DISTANCE OF 24.58 FEET TO A POINT ON THE WEST RIGHT OF WAY LINE OF ARIZONA AVENUE;

THENCE ALONG SAID WEST RIGHT OF WAY LINE THE NEXT TWELVE (12) CALLS;

SOUTH 08°15'39" WEST, A DISTANCE OF 39.88 FEET;

SOUTH 0°38'48" WEST, A DISTANCE OF 13.94 FEET; SOUTH 89°35'07" WEST, A DISTANCE OF 4.50 FEET; SOUTH 0°38'37" WEST, A DISTANCE OF 48.51 FEET; SOUTH 89°35'07" WEST, A DISTANCE OF 4.50 FEET; SOUTH 0°38'48" WEST, A DISTANCE OF 12.55 FEET; SOUTH 14°43'45" EAST, A DISTANCE OF 41.48 FEET; SOUTH 0°38'48" WEST, A DISTANCE OF 236.06 FEET; SOUTH 89°21'12" EAST, A DISTANCE OF 16.99 FEET;



SOUTH 0°38'48" WEST, A DISTANCE OF 75.56 FEET TO THE BEGINNING OF A CURVE TO THE LEFT HAVING A RADIUS OF 3901.72 FEET, AND A CENTRAL ANGLE OF 5°00'15";

THENCE ALONG THE ARC OF SAID CURVE A DISTANCE OF 340.77 FEET;

SOUTH 04°21'27" EAST, A DISTANCE OF 206.09 FEET;

THENCE SOUTH 39°46'29" WEST, A DISTANCE OF 88.25 FEET TO THE NORTH RIGHT OF WAY LINE OF ARIZONA STATE ROUTE 202;

THENCE ALONG SAID NORTH RIGHT OF WAY FOR THE NEXT SIX(6) CALLS;

THENCE SOUTH 84°46'17" WEST, A DISTANCE OF 1169.47 FEET;

THENCE NORTH 65°15'21" WEST, A DISTANCE OF 12.62 FEET;

THENCE NORTH 65°15'21" WEST, A DISTANCE OF 15.23 FEET;

THENCE SOUTH 84°46'07" WEST, A DISTANCE OF 23.25 FEET;

THENCE SOUTH 53°46'56" WEST, A DISTANCE OF 27.03 FEET;

THENCE SOUTH 84°46'17" WEST, A DISTANCE OF 371.92 FEET;

THENCE NORTH 0°54'51" WEST, A DISTANCE OF 331.74 FEET;

THENCE NORTH 89°05'09" EAST, A DISTANCE OF 431.22 FEET;

THENCE NORTH 0°38'39" WEST, A DISTANCE OF 343.87 FEET;

THENCE NORTH 89°35'05" EAST, A DISTANCE OF 574.11 FEET;

THENCE NORTH 0°24'55" WEST, A DISTANCE OF 567.64 FEET TO THE POINT OF BEGINNING.

CONTAINS 1,221,858 SQUARE FEET +/- OR 28.050 ACRES +/-.



LEGAL DESCRIPTION

PARCEL 4

THAT PORTION OF LAND LOCATED IN THE NORTHEAST QUARTER OF SECTION 4, TOWNSHIP 2 SOUTH, RANGE 5 EAST OF THE GILA AND SALT RIVER MERIDIAN, MARICOPA COUNTY, ARIZONA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF SAID SECTION 4, FROM WHICH THE NORTH QUARTER CORNER OF SAID SECTION 4 BEARS SOUTH 89°35'07" WEST, A DISTANCE OF 2652.03 FEET;

THENCE ALONG THE NORTH LINE OF SAID NORTHEAST QUARTER SOUTH 89°35'07" WEST, A DISTANCE OF 1761.37 FEET;

THENCE SOUTH 0°24'53" EAST, A DISTANCE OF 70.00 FEET TO A POINT ON THE SOUTH RIGHT OF WAY LINE OF PECOS ROAD;

THENCE ALONG SAID SOUTH RIGHT OF WAY LINE SOUTH 89°16′00″ EAST, A DISTANCE OF 435.75 FEET TO THE POINT OF BEGINNING;

THENCE CONTINUING SOUTH 89°16'00" EAST, A DISTANCE OF 576.54 FEET;

THENCE SOUTH 0°24'55" EAST, A DISTANCE OF 567.64 FEET;

THENCE SOUTH 89°35'05" WEST, A DISTANCE OF 574.11 FEET;

THENCE NORTH 0°38'39" WEST, A DISTANCE OF 579.21 FEET TO THE POINT OF BEGINNING.

CONTAINS 329,862 +/- SQUARE FEET OR 7.572 ACRES +/-.



LEGAL DESCRIPTION

PARCEL 5

THAT PORTION OF LAND LOCATED IN THE NORTHEAST QUARTER OF SECTION 4, TOWNSHIP 2 SOUTH, RANGE 5 EAST OF THE GILA AND SALT RIVER MERIDIAN, MARICOPA COUNTY, ARIZONA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF SAID SECTION 4, FROM WHICH THE NORTH QUARTER CORNER OF SAID SECTION 4 BEARS SOUTH 89°35'07" WEST, A DISTANCE OF 2652.03 FEET;

THENCE ALONG THE NORTH LINE OF SAID NORTHEAST QUARTER SOUTH 89°35'07" WEST, A DISTANCE OF 1761.37 FEET;

THENCE SOUTH 0°24'53" EAST, A DISTANCE OF 70.00 FEET TO A POINT ON THE SOUTH RIGHT OF WAY LINE OF PECOS ROAD AND TO THE POINT OF BEGINNING;

THENCE ALONG SAID SOUTH RIGHT OF WAY SOUTH 89°16'00" EAST, A DISTANCE OF 435.75 FEET;

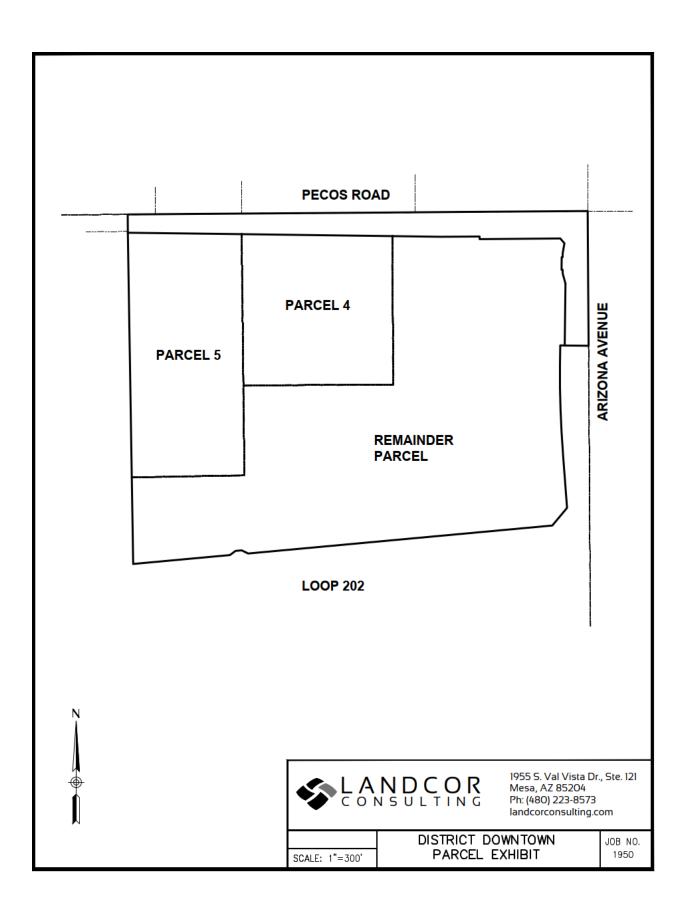
THENCE SOUTH 0°38'39" EAST, A DISTANCE OF 923.14 FEET;

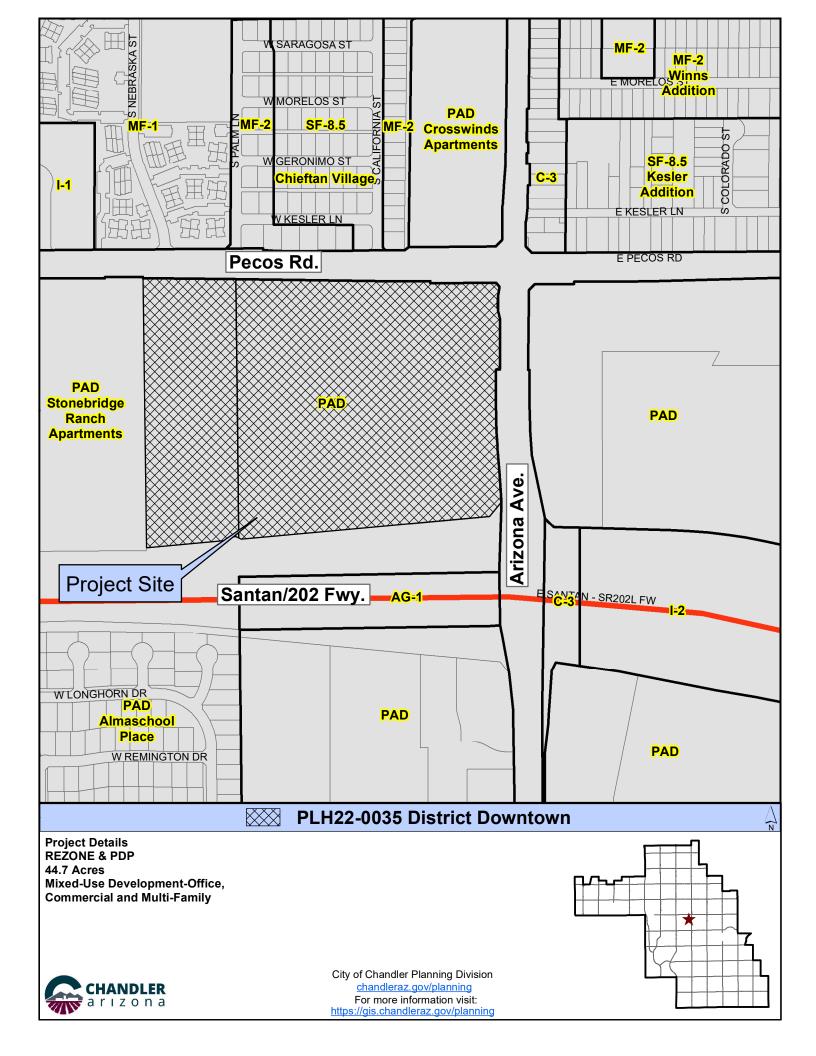
THENCE SOUTH 89°05'09" WEST, A DISTANCE OF 431.22 FEET;

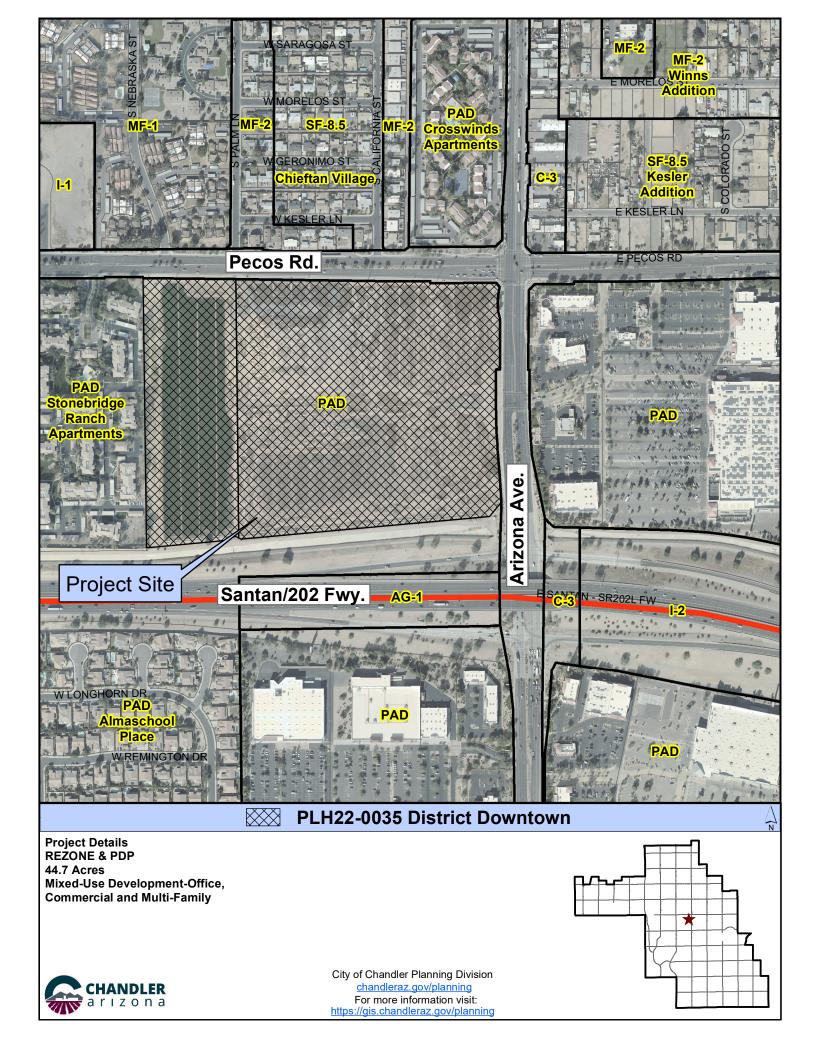
THENCE NORTH 0°54'51" WEST, A DISTANCE OF 935.66 FEET TO THE POINT OF BEGINNING.

CONTAINS 402,810 SQUARE FEET +/- OR 9.247 ACRES +/-.









Planned Area Development

and

Preliminary Development Plan

The District Downtown

Northwest Corner of Arizona Avenue and Loop 202

by:

Meridian West AZ/202, LLC Kaplan Acquisitions, LLC

Case No: PLH22-0035

Submitted: June 20, 2022 Updated: October 6, 2022 Updated: October 31, 2022 Updated: November 8, 2022

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THE DISTRICT DOWNTOWN

I. INTRODUCTION

Meridian West AZ/202, LLC ("Meridian West") is the owner and proposed developer of The District Downtown, an exciting mixed-use development on approximately $49.30\pm$ gross ($44.73\pm$ net) acres (the "Site") at the northwest corner of Arizona Avenue and the Loop 202 Freeway. Kaplan Acquisitions, LLC ("Kaplan") is in escrow to acquire $16.8\pm$ acres of the Site and develop it with a high-quality multi-family development. Together, Meridian West and Kaplan will create a high-quality development that will be a recognizable presence and strong, viable development for the City of Chandler (the "City") given its location proximate to the Loop 202, the Price Road Corridor, and Chandler Airport. The proposed development creates additional employment opportunities in the immediate area and is anticipated to improve the City's jobs-to-population ratio while at the same time provide much needed housing to the City and immediate area. To achieve this, Meridian West and Kaplan request the Site be zoned Planned Area Development (PAD) Mixed-Use as described below in Section III, along with Preliminary Development Plan (PDP) for the Site's layout, landscaping, architecture, etc., and Mid-Rise Overlay approvals.

Significant amounts of development—employment, commercial, public facilities, and residential uses—have taken place in the area over the past 10-20 years, effectively making this Site an "infill" development. There have been considerable changes in the way people live, shop, and work over this same time period. When collectively taken together, these events create a unique opportunity on the Site to create a master planned, mixed-use development that will: (a) provide for appropriate amounts of future commercial/employment opportunities on the Site; (b) support the future redevelopment of residential and non-residential uses in the area and north and south of the Loop 202 freeway; (c) provide for a cohesive development through the Site's theming, layout, architecture, landscaping, etc. that will meet or exceed the City's development criteria and expectations. The development plans included in this rezoning case contain design concepts and plans that portray superb quality and an extraordinary sense of community, compatibility, and sustainability. Development on the Site incorporates quality employment, commercial, hospitality, and residential uses in an integrated manner.

II. SITE, SURROUNDING AREA, AND EXISTING ZONING

The Site is located at the northwest corner of Arizona Avenue and the Loop 202 and is undeveloped. The Site is zoned PAD Mixed-Use but has not developed under the current zoning.

The Site is designated on the City's General Plan as Neighborhoods and lies within the Downtown Chandler Growth Area. Within the Neighborhood designation, mixed-use development containing residential, commercial, and/or office can be considered at the intersection of major arterials, freeway interchanges with arterial streets, commercial areas, Downtown, and high-capacity transit corridors. Urban residential exceeding 18 du/ac. can be considered in Downtown, in regional commercial areas, and within designated high-capacity transit corridors.

Arizona Avenue is designated as a High-Capacity Transit Corridor. High-capacity transit corridors are appropriate locations for the development of high-intensity, mixed-land uses. Such developments would create opportunities for living within walking distance of schools, stores, and restaurants. For some people this means less travel time, cost savings and convenience, and better quality of life.

The Downtown Chandler Growth Area includes the historic Downtown square and extends south to the Loop 202. This Growth Area encourages a vibrant live, work, and play atmosphere. It additionally encourages developing the Growth Area with higher densities, mixed-uses, and transit-oriented development.

The proposed high-quality, mixed-used development is encouraged by and consistent with the General Plan, High-Capacity Transit Corridor, and the Downtown Chandler Growth Area.

III. PROPOSED PLANNED AREA DEVELOPMENT AND MID-RISE OVERLAY

Meridian West requests the Site be zoned PAD Mixed-Use for a range of uses including **commercial** (Any use or similar use in the C-2 District of the City's Zoning Ordinance); **office** (professional, business, administrative, executive, and other offices); and **multi-family residential**. Multi-family residential uses shall be permitted only on Parcels 4 and 5 as identified on *Exhibit 2, Conceptual Site Plan*.

Meridian West additionally requests a Mid-Rise Overlay for the proposed 120 feet building height. The previous approvals for the Site included a maximum building height of 120 feet. Consistent with the City's Mid-Rise Development Policy (the "Policy"), The District Downtown is located within a ¹/₄-mile of a freeway corridor (Loop 202). As such, the request for a maximum building height of 120 feet over the entire Site is appropriate.

IV. PROPOSED PRELIMINARY DEVELOPMENT PLAN

A. Site Layout

The District Downtown is designed as a high-quality, mixed-use development that will create vital employment, retail, and housing opportunities at the gateway to Downtown Chandler, adjacent to major transportation corridors (Arizona Avenue/State Route 87 and the Loop 202), and near the City's primary employment areas (Price Road Corridor and the Chandler Airpark). *See Exhibit 2, Conceptual Site Plan*.

The District Downtown is organized around a uniform street network which connects to a centralized main street. This provides clear, distinctive routes for both vehicles and pedestrians to the planned uses. The centralized main street links to Arizona Avenue which compresses as it enters the Site to slow traffic down and create a pedestrian friendly environment. Thoughtfully planned pedestrian experiences are placed throughout the site using organic and structural shade elements. This provides opportunities for shaded seating, where enhanced decorative paving and patterned landscape invite patrons, residents, or employees to enjoy the urban environment. One of many potential and possible designs for the main street area are included as *Exhibit 3, Typical Main Street Concept*. Pedestrian connections are planned between the different uses through defined paths, further emphasizing the mixed-use nature of the development. Unique to the development are two plaza areas flanking the main street, near the commercial retail uses. These plazas may contain design elements and features such as a splash pad, colorful shaded plaza seating, urban street furniture, patterned landscape, decorative lighting, and moveable seating to attract individuals, couples, and families to the development.

Commercial uses are conveniently located on the eastern most portion of the Site with two additional access points provided at Pecos Road. Buildings are planned to be oriented along the central main street as well as Arizona Avenue, locating the majority of the parking internal to the Site. In the south-central portion of the site, office uses are planned. This use is located near the freeway corridor for higher visibility and scale. The office uses will bring employees to the site each day to support the planned non-residential uses. A parking structure in planned at the southwest portion of the property. Two multi-family parcels are located on the Pecos Road frontage generally at the northwest portion of the property. These allow for transition in land use from the west and northern property boundaries. Additionally, the multi-family will provide for housing options for the employment needs within this site and the surrounding area. Specific details on proposed development, uses, etc. are found in *Exhibit 2*.

This PDP depicts the general layout ("Site Plan"), general appearance ("Elevations"), and theming ("Theming") of The District Downtown, but it does not restrict buildings to the building locations or square footages as depicted on the Site Plan or appearance as depicted by the Elevations or Theming. Adjustments in Site Plan configuration to accommodate alternative building design or geometry, layout of buildings within the Site, pedestrian and vehicular circulation within the Site, parking or other Site specific criteria as well as, adjustments in buildings floor area, and changes in the building architecture and theming will be allowed as long as each final building or buildings and individual lots and theming within the Site: (1) meet the general intent of the proposed Site Plan; (2) meet the level of quality and finish represented in the proposed building elevations of the Elevations and Theming; (3) comply with the below Design Guidelines; (4) use the colors and materials identified on the Color and Materials Palette or use compatible colors and materials as identified on the Color and Materials Palette; (5) provide code required parking stalls or demonstrate conformance with the City's shared parking requirements; and (6) meet building setbacks as required by the City's Zoning Ordinance or as otherwise identified in this PAD. Actual building footprints, layout within a lot or lots developable area, and theming shall be determined administratively through the Administrative Design Review approval processes.

B. Architecture

Non-Residential

The overall theme of the non-residential buildings is an interpretation of a modern See Exhibit 4, Non-Residential Building Perspectives. southwest look. The buildings incorporate large overhangs for sun screening and to create shaded areas for pedestrians and occupants. The 2-story office buildings feature roof top decks with shaded outdoor areas. Landscape boxes are utilized to drape planting materials over the building façade at the balcony locations and at the upper pedestrian walkway connecting the two buildings. The 4- and 6-story office buildings feature walkout terraces over the main entrance and similar landscape boxes at the appropriate levels. The top floors feature covered walkout terraces. A significant amount of glass and steel is utilized in the building facades to give a modern tech look while still maintaining a design theme consistent with surrounding structures. The commercial/retail buildings are designed to be pedestrian friendly with seating areas and shading for protection from the direct sun. Certain elements from the site sign design package are utilized and incorporated into the building design as well. This can be seen in areas such as the exterior column details on the office and commercial buildings. This helps to create a cohesive and comprehensive overall development plan.

Building materials are similar and consistent with the office structures. Window sizes reflect a more appropriate sizing for the intended use and incorporate overhangs for sun screening. Building materials include natural stone, composite metal panels, Hardie panels and EIFS where appropriate, and a generous use of glass and aluminum storefront windows on the commercial buildings and curtain walls on the office buildings. Colors range from light and dark earth tones to incorporate the surrounding Sonoran Desert background, to modern metallic blues and greys to signify a new state-of-the -art development. *See Exhibit 6, Color & Materials Palette.*

<u>Residential</u>

The building architecture features varied massing, varying roof parapets, architectural features, stoops, materials and façade detailing found in many modern, contemporary luxury multi-family developments found in the Phoenix Metro-area and Southwest region. *See Exhibit 5, Residential Building Perspectives.* The building massing includes a series of towers and recessed facades and patios. The massing and detailing emphasize the promotion of pedestrian activity via lighting, trees, and shade structures (such as awnings and roof overhangs). The color scheme is a blend of shades of brown, white, and tan with some complementary accent colors found within the Sonoran Desert color palette and consistent and appropriate with the surrounding building context.

Architectural Design Guidelines

To ensure the future building elevations are designed consistent with the expectations set forth in the PDP, Meridian West proposes the following design guidelines. These design guidelines are intended to create a cohesive, attractive, and appropriate architectural statement. The guidelines provided in this document are not absolute, but are general statements aimed at setting forth the design expectations:

- All building elevations should maintain the same visual integrity, cohesiveness, and design detail.
- All building elevations should consider the use of multiple heights, wall planes, masses, and exterior materials along with natural elements, and complementary colors and texture to other building elevations within the Site.
- All building elevations should incorporate elements of the building elevations approved in this PDP. Where building elevations may expand in scale, simple relief may be used by including various architectural features such as an EIFS relief, a wainscot system, change in material or color on the surface that will be expanded (where one building plane meets another, a change in material or color will add interest).
- Building elevations should be designed to respond to the harsh southwest climate and oriented to recognize the value of appropriate landscaping and cooling requirements in harmony with the environment.
- Human scale massing and proportions should complement the building elevation function and the design should be harmonious with adjoining developments.
- Canopies, arcades, and overhangs should be designed to create places of refuge for pedestrians and to create interest within the building design.
- Landscape buffers will be designed for the street edges and to emphasize the points of entry into the development.
- Identify internal crosswalks with changes in paving materials, signs, or paint striping.

The design of the future building elevations and theming may be administratively approved by Staff upon a finding that the proposed building elevations and theming are substantially consistent with the *Non-Residential (Exhibit 4)* and *Residential (Exhibit 5) Building Perspectives* and these Architectural Design Guidelines.

C. Landscaping Theme and Design Considerations

The overall landscape theme incorporates low water use, regionally appropriate plant material that is suitable for the Sonoran Desert to create an attractive experience for those who work, shop, and live at The District Downtown as well as those travelling along the Loop 202, Arizona Avenue, and Pecos Road. The landscaping theme draws from urban forms aimed to complement the scale and texture of the buildings. *See Exhibit 7, Landscape & Open Space Character*. The design is intended to include striking patterns and layering of plant material at entries and pedestrian spaces to emphasize key pedestrian and vehicular routes. Trees will be placed along the streets in formal patterns to provided much needed shade on sidewalks to create a unique aesthetic with contrasting canopies and understory planting. The overall cohesive design will establish The District Downtown as a destination within the south downtown area of Chandler.

All of the plant species proposed adhere to the Arizona Department of Water Resources, "Low Water Use Plant List" in order to incorporate native and hybrid arid region vegetation into the landscape. *See Exhibit 8, Conceptual Master Plan – Plant Palette*. All of the landscape within the boundary of the Site will be watered on an automatic drip irrigation system.

D. Entry Monumentation and Screening

Entry monumentation and signage for the Site will be designed to complement the overall building architecture. Scale, both horizontal and vertical, will be used, where appropriate, to emphasize primary access points and landmark features. Colors and materials proposed will highlight the quality and level of finish of the building elevations.

Proper screening of the parking areas will be accomplished through earthen berms and decorative walls that have been designed to complement the building and utilizing varying colors and textures arranged in an attractive design.

E. Development Standards

Meridian West is proposing the following development standards:

Regulation	Development Standard
Building Height (max.)	120 ft., inclusive of parapet walls, mechanical
	equipment, and screening
Building Setback (min.)	
- Front (Arizona Ave.)	30 ft.
- Side (Pecos Rd.)	30 ft.
- Side (Loop 202)	10 ft.
- Rear (west)	20 ft.
Landscape Setback (min.)	
- Front (Arizona Ave.)	20 ft.
- Side (Pecos Rd.)	20 ft.
- Side (Loop 202)	10 ft.
- Rear (west)	20 ft.
Lot Coverage ¹ (max.)	60 %
Residential Density ¹	Parcel 4 – 55 du/ac
	Parcel 5 – 45 du/ac
Perimeter Parking Screen Wall Height	3 ft.

¹ Calculated on the overall Site and not on an individual parcel.

F. Multi-Family Design Standards

The City's Zoning Ordinance sets forth additional requirements for multi-family development to encourage creative and innovative design techniques, quality, and merit. The District Downtown provides the following:

1. Open Space

The requirements for common and private open space are based on traditional suburban development and do not consider developing in an urban-like setting. Kaplan has taken great efforts to ensure the usable common open space far exceeds what the City's Code would otherwise require. The anticipated amenities throughout the development and within the common open spaces in this urban-like setting provide better opportunities for residents and guests to interact with each other. Usable common open space and recreation area at the rate of 125 square feet per bedroom at a minimum width of 12 feet shall be provided. Private open space shall be a minimum of 4 feet in diameter for patios and balconies. This area will be an average of 4'x12' for a total of 48 sq. ft. per patio/balcony.

2. Site Circulation and Parking

Safe and convenient pedestrian circulation to and from parking lots throughout the development must provided. Code-required parking spaces and ADA van accessible spaces shall provided. Parking canopy covers must be architecturally integrated with the surrounding structures, i.e., color, materials, location, and 10-inch minimum fascia (all four sides).

3. Amenity Options

Six amenities are required to be provided in accordance with the following schedule: 260 units or larger. Because of the urban, in-fill nature of the Site and proposed community, the amount and quality of amenities shall strive to satisfy the spirit and intent of needing to provide a second pool, ramada, etc.

4. Interface with Single-Family Areas

There are no single-family areas adjacent to the Site.

5. Specific design attention areas

The design of courtyards and pedestrian areas must relate to "human scale." Large unvaried building facades shall be avoided. Common open spaces, rather than parking lots, shall be used as central features.

6. Energy conservation

The residential development shall provide shading for the buildings through overhangs and/or trees and shade trees along drives, building perimeters, and where appropriate. Additional building shading may be provided through the use of inset patios and balconies, metal canopies to shade windows, and the use of landscaping.

7. Landscaping

The amount of landscaping shall be of sufficient intensity to create a pleasant and comfortable living environment. Special attention shall be given to the areas that are highly visible to the public to create an upscale landscape experience.

8. Building Standards

Mechanical equipment shall be fully screened through the use of parapet walls on the building elevations.

9. Lighting

Lighting will comply with the City's Zoning Code. External lighting will be appropriately located and designed to prevent light from spilling onto adjacent properties.

10. Signage

See the discussion in Section V.A for details concerning signage.

G. Circulation

The District Downtown has been planned to ensure efficient on-site circulation and appropriate access to the public street system surrounding the Site. Access to Site will occur as follows: full access will be provided on Pecos Road at the alignment of Palm Lane, along Arizona Avenue at the alignment of the Walmart driveway (a signalized intersection). Limited access will be provided at three additional driveways for the proposed development; two on Pecos Road and one on Arizona Avenue.

H. Parking

A total of 4,221 parking spaces are required and 4,308 spaces are provided.

V. MISCELLANEOUS

A. Comprehensive Sign Plan

The *Comprehensive Sign Plan* is attached as *Exhibit 9*. The Comprehensive Sign Plan addresses both permanent identification and temporary marketing requirements and has been designed to complement the quality of the employment, commercial, and residential components. To the extent the proposed comprehensive sign plan conflicts with the City's Sign Code, we request the Comprehensive Sign Plan set forth in this booklet be followed.

B. Phasing

The District Downtown is preliminarily anticipating developing in multiple phases as illustrated on the "*Phasing Plans*" (titled Conceptual Phasing Plan and Multi-Family Phase 2 Phasing Plan) included at *Exhibit 10*. Although the phases are numerically numbered, there is no requirement they be completed in said numerical order. With the exception of Phase 1, subsequent phases shall be constructed according to market demand. Deviations from the proposed phasing schedule may be administratively approved by Staff.

Notwithstanding the preceding, Meridian West acknowledges that the two stipulations added to the approval require that certain non-residential portions of the development be commenced and reasonably compete before or simultaneously to the residential portions on Parcels 4 and 5. Specifically those two stipulations read:

- Commercial development must occur prior to any multi-family use under Phase 1.
- Commercial development must occur adjacent to Arizona Avenue in Parcels 1 and 2, excluding any mixed-use building, prior to any multi-family use on Parcel 4.

(collectively referred to in this PAD/PDP development booklet as the "Stipulations.")

Meridian West covenants and agrees that the intent of the Stipulations is as follows:

Phase I

• A building permit for the commercial development, identified on Phase 1 of the Conceptual Phasing Plan, must be obtained before or at the same time as a building permit for the residential development.

- Construction commencement for the commercial development, identified on Phase 1 of the Conceptual Phasing Plan, must occur before or at the same time as construction commencement for the residential development.
- A Certificate of Completion for the commercial development, identified on Phase 1 of the Conceptual Phasing Plan, must be obtained before or simultaneously as a final Certificate of Occupancy for the residential development.

Parcel 4 Multi-Family:

- A Certificate of Completion for the commercial development, identified on the Parcel 4 Multi-Family Development Requirements (*Exhibit 10*), must be obtained before a building permit for the residential development on Parcel 4.
- Approximately 5,000 square feet of commercial, mixed-use, or hospitality (collectively the "Additional Commercial) must be constructed on Parcels 1 or 2 in connection with the residential development on Parcel 4 as follows:
 - A building permit for the Additional Commercial must be obtained before or at the same time as a building permit for the residential development.
 - Construction commencement for the Additional Commercial must occur before or at the same time as construction commencement for the residential development.
 - A Certificate of Completion for the Additional Commercial must be obtained before or simultaneously as a final Certificate of Occupancy for the residential development.

In the event of a *force majure*, defined as any act of God; war; terrorism; acts of government; strikes, labor disruptions, or supply chain disruptions; natural disasters such as drought, fires, and severe storms; any pandemic, epidemic, or public health emergency; or other cause beyond the reasonable control of Meridian West or its, successors, assigns, contractors, or subcontractors, the City Manager or designee shall have the power and discretion to administratively modify or deviate from the Stipulations so as to not frustrate or negatively affect the commercially reasonable continued development of the Site.

C. Utilities

The onsite water, fire and sewer lines will be private except for a public water loop connecting existing mains in Arizona Avenue, Pecos Road, and the existing apartments to the west. The City has requested that the connection to the apartment be completed as part of this project to enhance the existing water pressures in the complex. The public water loop will comply with the City's requirements.

D. Grading and Drainage

The *Conceptual Grading and Drainage Plan* is attached as *Exhibit 11*. Development of the Site will provide retention for the 100-year, 2-hour storm event plus 10% in accordance with City of Chandler standards for site development.

VI. PROJECT TEAM

Owner/Developer:

Meridian West AZ/202, LLC Attn: Greg Gienko PO Box 15270 Phoenix, AZ 85060

Kaplan Acquisitions, LLC **Developer (Residential):** Attn: Mike Kaplan 7150 E Camelback Rd., Suite 444 Scottsdale, AZ 85251 **Architect (Non-Residential): Neri Architects** Attn: Guido Neri 6400 N Northwest Hwy, Suite 4 Chicago, IL 60631 **Architect (Residential): Biltform Architecture Companies** Attn: Jim Applegate 11460 N Cave Creek Rd #11 Phoenix, AZ 85020 Planning/Landscape (Non-Residential): ABLA Attn: Andy Baron 310 E. Rio Salado Parkway Tempe, AZ 85281 Landscape (Residential): **McGough Adamson** Attn: Nick Adamson 535 E. McKellips Rd. Mesa, AZ 85203 **Civil Engineer (Non-Residential):** Landcor Consulting Attn: Wade Cooke 1955 S. Val Vista Dr., Suite 121 Mesa, AZ 85204 **Civil Engineer (Residential):** WGI, Inc. Attn: Shayna Johnson 2727 Allen Pkwy Suite 1350 Houston, TX 77019 Lokahi **Traffic Engineer:** Attn: Jamie Blakeman 10555 N. 114th Street, Suite 105, Scottsdale, AZ 85259 Zoning: Burch & Cracchiolo, P.A. Attn: Brennan Ray 1850 North Central Avenue, Suite 1700 Phoenix, Arizona 85004 Phone: (602) 234-8794

Jerry Davis

Michi Mho

Jim Beckman

VII. CONCLUSION

The District Downtown is a high-quality, exciting employment, commercial, and residential mixed-use development that will complement the surrounding area and provide a recognizable presence in the rapidly developing employment area. The development presents the opportunity to create a dynamic mixed-used development with a variety of compatible and supportive uses. We request your approval.

Meridian West AZ/202, LLC Kaplan Acquisitions, LLC

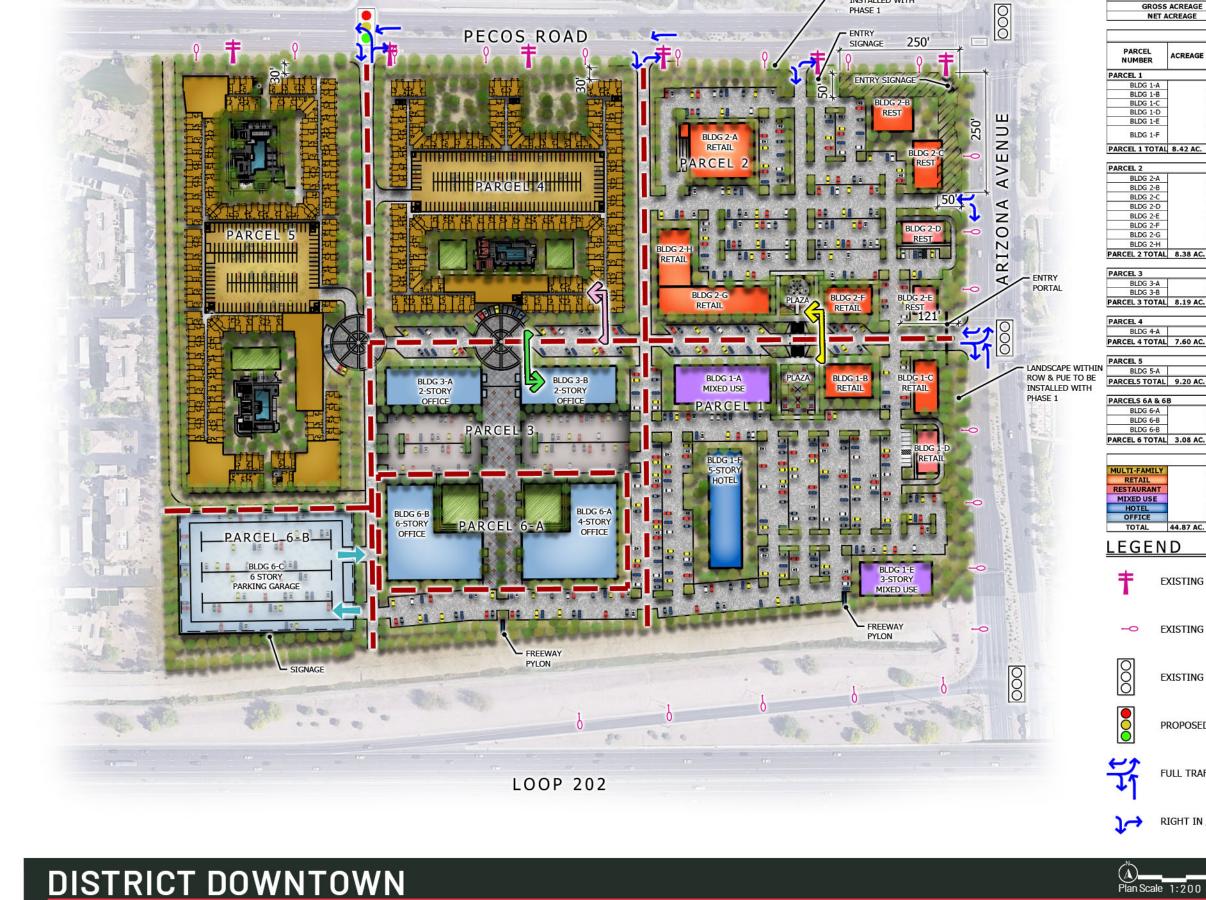


DISTRICT DOWNTOWN





ABLASTUDIO.COM



Staller to the to

LANDSCAPE WITHIN

ROW & PUE TO BE

INSTALLED WITH

Conceptual Site Plan

Plan Scale 1:200

	SITE DATA	
	ACREAGE	
E	49.30 AC.	
	44.73 AC.	

				PARCELS					
	FLOOR					PARKING REQUIREMENTS			
GE	USE	AREA RATIO	FLOOR AREA	KEYS	UNITS Dens	Density	PARKING RATIO	REQUIRED	PROVIDED
	MU		16,000 S.F.				250 S.F.	64	
1	RET		7,000 S.F.	1			250 S.F.	28	
1	REST		5,500 S.F.	1				69	
	REST		4,000 S.F.	1				35	
	MU		31,500 S.F.	1 1			200 S.F.	158	
	HOTEL		88,900 S.F.	180 KEYS			1/KEY, 1/100 PUBLIC	210	
c.		0.42	152,900 S.F.	180 KEYS				564	493

	0.18	64,000 S.F.		320	299
OFFICE		32,000 S.F.	200 S.F.	160	
OFFICE		32,000 S.F.	200 S.F.	160	
	0127	_			
	0.17	62,600 S.F.		396	
RET		8,400 S.F.	250 S.F.	34	
RET		14,000 S.F.	250 S.F.	56	
REST		5,800 S.F.	250 S.F.	23	
REST		2,900 S.F.		36	
REST		4,000 S.F.		35	
REST		6,000 S.F.		75	1
REST		6,000 S.F.		75	
RET		15,500 S.F.	250 S.F.	62	

MF	395 UNITS 52.0 DU/AC 1.8 PER UNIT	716	
	395 UNITS 52.0 DU/AC	716	725

C.		2.24	300,000 S.F.		1500	1700
	OFFICE		0 S.F.			
	OFFICE		180,000 S.F.	200 S.F.	900	
	OFFICE		120,000 S.F.	200 S.F.	600	

			94 6	TOTAL	o – – – – –
	MF				795 UNITS
	RET		44,900 S.F.		
	REST		34,200 S.F.		
	MU		47,500 S.F.		
	HOTEL		88,900 S.F.	180 KEYS	
_2	OFFICE		364,000 S.F.		2
c.	COMM	0.30	579,500 S.F.	180 KEYS	795 UNITS

SECTION VIEWS

EXISTING POWER POLE

DESCRIPTION

GROSS ACREAG

NET ACREAGE

BLDG 1-A BLDG 1-B BLDG 1-C BLDG 1-D

BLDG 1-E

BLDG 1-F

BLDG 2-D

BLDG 2-G

BLDG 2-H

BLDG 6-A BLDG 6-B BLDG 6-B

BLDG 2-E BLDG 2-F

ACREAG



~

TYPICAL MAIN STREET AT RETAIL

TYPICAL MAIN STREET AT

TYPICAL MAIN STREET AT OFFICE

RESIDENTIAL

EXISTING STREET LIGHT

EXISTING TRAFFIC SIGNAL

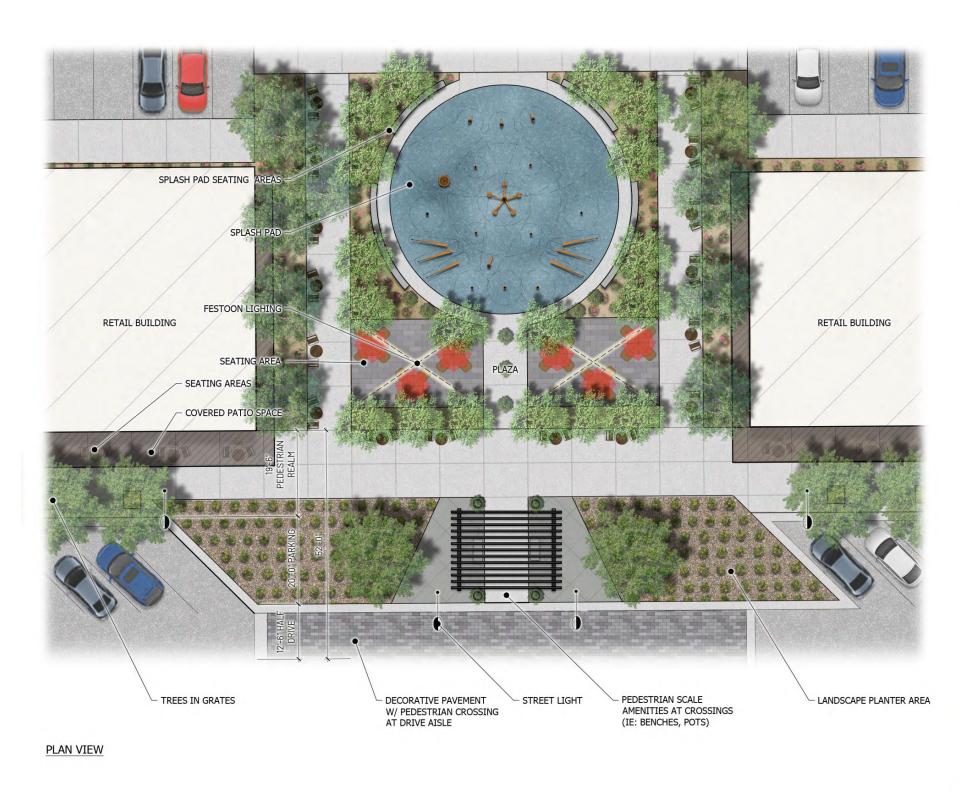
PROPOSED TRAFFIC SIGNAL

FULL TRAFFIC MOVEMENT

NOTE: GRAPHIC MATERIALS SHOWN ARE PRELIMINARY AND SUBJECT TO CHANGE. ALL SITE PLAN AND REPRESENTATIVE IMAGERY SHALL BE CONSIDERED CONCEPTUAL. FINAL SITE DESIGN MATERIALS TO BE PROVIDED AT THE TIME OF FINAL IMPROVEMENT PLANS.

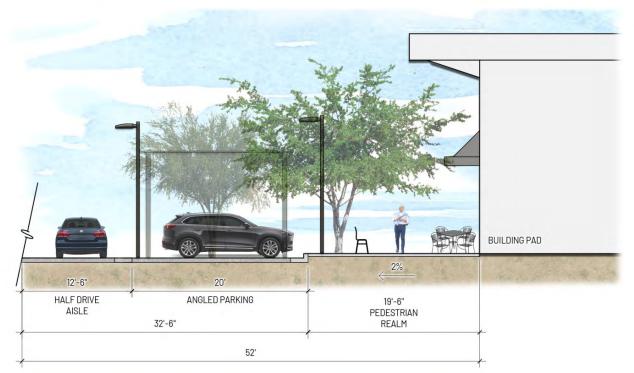
RIGHT IN / RIGHT OUT ONLY







<u> V</u>N SECTION VIEW BASED ON THE FINAL IMPROVEMENT DRAWINGS.



NOTE: GRAPHIC MATERIALS SHOWN ARE PRELIMINARY AND SUBJECT TO CHANGE. ALL SITE PLAN AND REPRESENTATIVE IMAGERY SHALL BE CONSIDERED CONCEPTUAL. FINAL SITE DESIGN MATERIALS TO BE PROVIDED AT THE TIME OF FINAL IMPROVEMENT PLANS.

DISTRICT DOWNTOWN Typical Main Street at Retail

NOTE: BUILDING MASS IS SHOWN AT A TWO STORY VOLUME FOR SCALE. ACTUAL DESIGN OF BUILDING WILL BE







PLAN VIEW

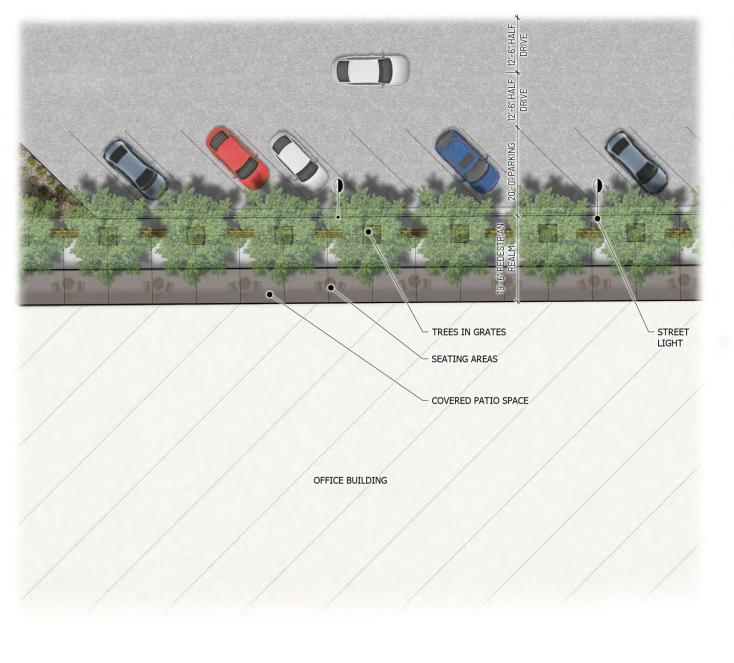




NOTE: GRAPHIC MATERIALS SHOWN ARE PRELIMINARY AND SUBJECT TO CHANGE. ALL SITE PLAN AND REPRESENTATIVE IMAGERY SHALL BE CONSIDERED CONCEPTUAL. FINAL SITE DESIGN MATERIALS TO BE PROVIDED AT THE TIME OF FINAL IMPROVEMENT PLANS.

DISTRICT DOWNTOWN Typical Main Street at Residential









NOTE: BUILDING MASS IS SHOWN AT A TWO STORY VOLUME FOR SCALE. ACTUAL DESIGN OF BUILDING WILL BE BASED ON THE FINAL IMPROVEMENT DRAWINGS.

PLAN VIEW

DISTRICT DOWNTOWN Typical Main Street at Office





NOTE: GRAPHIC MATERIALS SHOWN ARE PRELIMINARY AND SUBJECT TO CHANGE. ALL SITE PLAN AND REPRESENTATIVE IMAGERY SHALL BE CONSIDERED CONCEPTUAL. FINAL SITE DESIGN MATERIALS TO BE PROVIDED AT THE TIME OF FINAL IMPROVEMENT PLANS.





2221 8/17/2022 3:56:16 PM AC-6.4.0

PARCEL 2

Retail Building 2-B

stories	1
approx s.f.	6,000

Retail Building 2-C

stories	1
approx s.f.	6,000









Building 2B looking Southeast

2221 8/17/2022 4:58:41 PM AC-6.5.3





2221 8/17/2022 4:58:41 PM AC-6.5.4

Building 2C looking Northwest







2221 8/17/2022 5:07:54 PM AC-6.4.1

PARCEL 2

Retail Building 2-E stories

stories 1 approx s.f. 2,900









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PARCEL 2

Retail Building 2-F

stories	1
approx s.f.	5,800





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2221 8/17/2022 3:56:17 PM AC-6.4.3

PARCEL 1

Retail Building 1-B stories 1 7,000 approx s.f.





1B LOOKING NORTHEAST

2221 8/17/2022 4:58:40 PM AC-6.4.1





8/17/2022 7:01:08 PM AC-6.4.3



2221 8/17/2022 5:17:34 PM AC-6.4.4

PARCEL 1

Retail Building 1-C

stories	1
approx s.f.	5,500





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ENTRANCE AERIAL





1B+1C LOOKING SOUTH

2221 8/17/2022 4:58:41 PM AC-6.4/5.2





2221 8/17/2022 3:56:19 PM AC-6.6

PARCEL 3

Office Building 3-A stories

Phase 1

2 with roof deck 36,335.4

approx s.f.

Office Building 3-B stories

approx s.f.

Phase 1

2 with roof deck 36,335.4





Building 3A looking Northwest





Building 3A looking Southeast





Building 3B looking Northeast





Building 3B looking Southwest

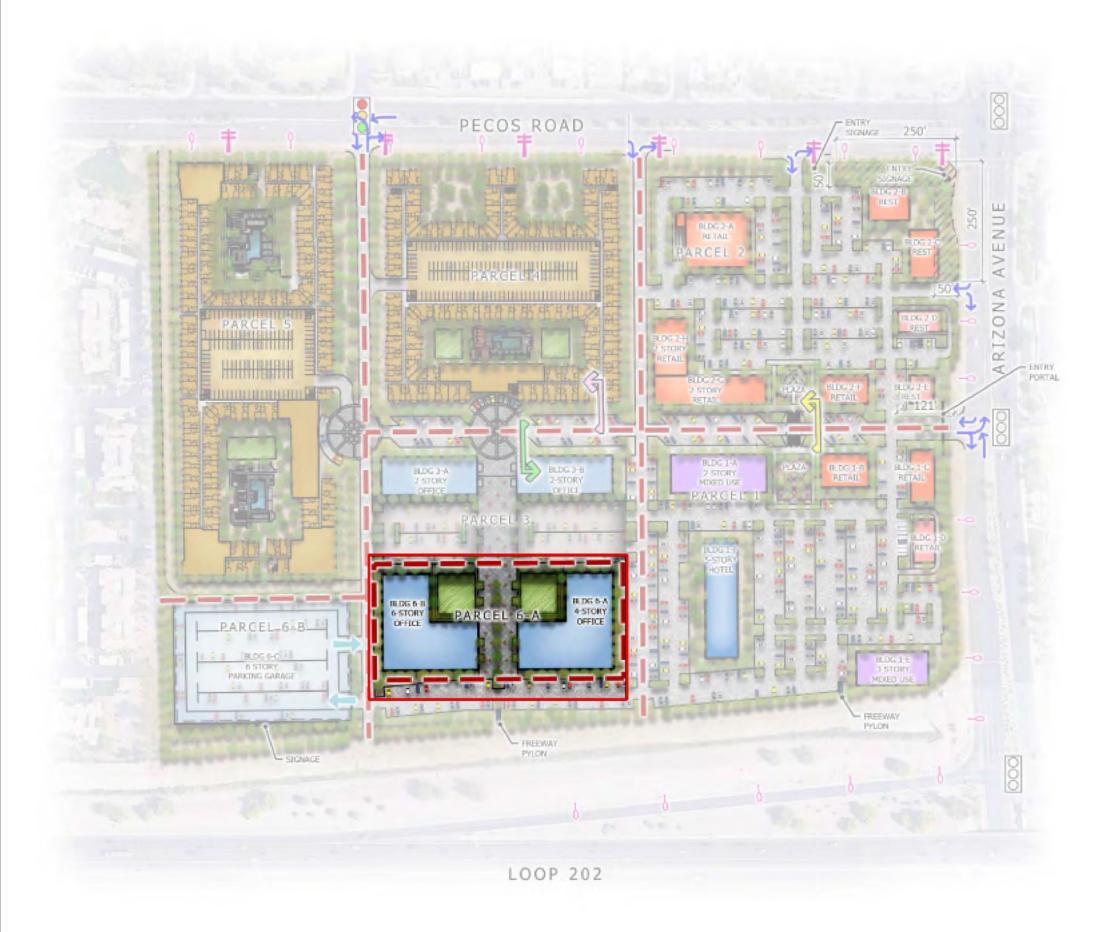
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Building 3A+3B Bridge





PARCEL 6-A

Office Building 6-A
stories
approx s.f.

Phase 10
4
97,066.7

Office Building 6-B stories approx s.f. **Phase 11** 6 143,791.7





Building 6A looking Northwest





Building 6A looking Southeast





Building 6B looking Northeast





Building 6B looking Southwest





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Building 6A+6B looking Northwest





ARIZONA AVENUE & LOOP 202

Divit form architecture



PERSPECTIVE FROM STREET CORNER SCALE: N.T.S



ARIZONA AVENUE & LOOP 202





ARIZONA AVENUE & LOOP 202



© BILTFORM ARCHITECTURE GROUP, INC.



ALUMINUM BANDING



ALUMINUM STOREFRONT



COMPOSITE SIDING



ALUMINUM TRELLIS



CULTURED STONE

REPRESENTATIVE EXAMPLES FOR COLOR PALETTE AND MATERIALS

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ALUMINUM CANOPY



ALUMINUM RAILING



ALUMINUM CLAD ROOF

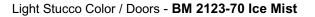


METAL PANELING

REPRESENTATIVE EXAMPLES FOR COLOR PALETTE AND MATERIALS

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Dark Stucco Color / Doors - DE6327 Rhinoceros



Rough Textured Fiber Cement Siding - **DET681** Moderne Class

Midrange Stucco Color - DE6255 Wishing Well



Railings / Canopies / Doors - DEA187 Black



Stone Veneer - Coronado Sawtooth Ledge White



Window / Storefront Frames / Carports - White

BUILDING MATERIALS AND COLOR EXHIBIT

ARIZONA AVE AND LOOP 202 19-032



11460 north cave creek road . suite 11 phoenix . arizona . 85020 phone 602.285.9200 . fax 602.285.9229







DISTRICT DOWNTOWN Landscape & Open Space Character











PLANT MATERIALS PALETTE

	Trees	Size Qty		Extra Large Shrubs	Size	Qty		Small Shrubs	Size	Qty		Cacti/ Accents	Size	Qty
	Acacia aneura Mulga Acacia	24" Box		Bougainvillea 'California Gold' Orange Bougainvillea	5 gal.		₿	Buxus microphylla japonica Green Beauty Boxwood	5 gal.			Agave bovicornuta Cow's Horn	5 gal.	
	Caesalpinia cacalaco Cascalote	24' Box	Cg	Caeselpinia gillesii Yellow Bird of Paradise	5 gal.		G	Guara lindheimeri Pink Guara	5 gal.		سر	Agave salmiana x ferox Large Leaf Agave	5 gal.	
	Chitalpa tashkinensis Chitalpa	24" Box	Ŏ	Cordia Boissieri Anachuita	5 gal.		۲	Russellia equistiformis Coral Fountain	5 gal.		\odot	Bouteloua gracilis Blond Ambition	1 gal	
\times	Fraxinus greggii Little Leaf Ash	24' Box	\bigotimes	Dodonea viscosa Hopbush	5 gal.			Groundcovers Chrysactinia mexicana	Size 1 gal	Qty	\odot	Dasylirion acrotrichum Green Desert Spoon	5 gal.	
	Olea europea 'Willsonii' Olive	24" Box Multi	(Ts	Tecoma sp. 'Sparky Sparky	5 gal.		Ô	Damianita Eremophila prostrata	1 gal		⊕	Euphorbia antisyphilitica Candelilla	1 gal	
	Phoenix dactylifera Date Palm	20' to pinapple	\bigotimes	Vauquelinia californica Arizona Rosewood	5 gal.		Ð	Outback Sunrise Eremophila Gazania rigens 'Sun Gold'	1 gal		\bigotimes	Hesperaloe sp. Pink Parade Pink Parade Hesperaloe	3 gal.	
	Pistacia lentiscus Mastic Tree	24" Box	Ŷ	Large Shrubs Leucophyllum frutescens 'Green C	Size	Qty		Trailing Yellow Gazania Lantana montevidensis	1 gal.		8	Hesperaloe parviflora 'Brakelights' Red Yucca	3 gal.	
\rightarrow	Pistacia chinensis Chinese Pistache	15 gal.	(Lfg)	Green Cloud Sage Leucophyllum langmaniae 'Lynn's	-		®	Purple Trailing Lantana	1 gal.		\diamond	Muhlenbergia lindheimeri 'Autumn Glow'	5 gal.	
	Pistacia chinensis Chinese Pistache	24" Box		Lynn's Legacy Sage	ω,		\bigotimes	'New Gold' Lantana	-			Muhlenbergia rigens Deer Grass	1 gal.	
	Pithecellobium flexicaule Texas Ebony	15 gal.	Lj	Ligustrum japonicum Japanese Privet	5 gal.		Rt	Rosmarinus officinalis 'Prostratus' Trailing Rosemary	5		Ð	Nolina matapensis Beargrass	5 gal.	
	Quercus virginiana 'Cathedral' Oak	15 gal.	٩	Salvia clevlandii Chaparral Sage	5 gal.	Oh	Þ	Teucrium chamaedrys 'prostratum Prostrate Germander	-	0	®	Opuntia sp. Kelly's Choice Kelly's Choice Prickly Pear	5 gal.	
	Quercus virginiana 'Cathedral' Oak	24" Box	\odot	Medium Shrubs Eremophila glabra spp. caranosa Winter Blaze	Size 5 gal.	Qty	_ V	Vines Bougainvillea 'California Gold' Orange Bougainvillea	Size 5 gal	Qty	දුරු	Pachycereus marginatus Mexican Fence Post cactus	5 gal.	
	Ulmus parvifolia 'Sempervirens' Elm	15 gal.	0	Eremophila hygrophana Blue Bells Blue Bells	s 5 gal.		♥	Ficus pumila Creeping Fig	5 gal		0	Portulacaria afra minima Dwarf Elephant Food	5 gal.	
	Ulmus parvifolia 'Sempervirens' Elm	24" Box	œ	Leucophyllum frutescens 'compac Compact Texas Sage	ta5 gal.						*	Yucca pallida Pale Leaf Yucca	5 gal	
	Salvage Tree Mesquite species	36" Box	Ţſ	Teucrium fruticans Bush Germander	5 gal.						G	Yucca rupicola Twisted Leaf Yucca	5 gal.	





THE DISTRICT DOWNTOWN

COMPREHENSIVE SIGN PROGRAM October 3, 2022

Prepared for: MERIDIAN WEST DEVELOPMENT, LLC P.O. Box 15270, Phoenix, AZ 85060

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Introduction

The THE DISTRICT DOWNTOWN is located on the southwest corner of Arizona Avenue and Pecos Road, directly adjacent to the 202 Freeway, in Chandler, Arizona. The project is a mixed-use development with a variety of commercial uses including office, hotel, restaurant and retail.

Properly adhered to, the criteria contained herein will ensure that project and tenant identification is consistent in quality, and is compatible with the overall architectural character of the center and surrounding area.

Owner:

MERIDIAN WEST DEVELOPMENT, LLC P.O. Box 15270 Phoenix, AZ 85060 480.231.9238

Contacts: Greg Gienko

Logo Standard

There is a new name with a new Brand being developed - that will fit within the context of signage areas, materials and colors of the project.

Theme

The intent of this sign criteria is to establish and maintain guidelines consistent with the signage policies and ordinances of the City of Chandler. It is also meant to assure a standard conformance and quality for the design, size, placement and materials used for all business identification for the THE DISTRICT DOWNTOWN.

"Additional Quality Standards" (as required by the City of Chandler) have been met in this package through the following items:

• Freestanding monument sign bases of stone/brick or any material matching buildings.

- Wall signage letter height shall be limited to 15% of the overall building height or 80% of vertical measurement, whichever is shorter.
- All office wall signage shall be reverse pan-channel letters/logos, consistent in color/finish.
- All office wall signage is to be located on the upper floor only.

Project Colors and Materials

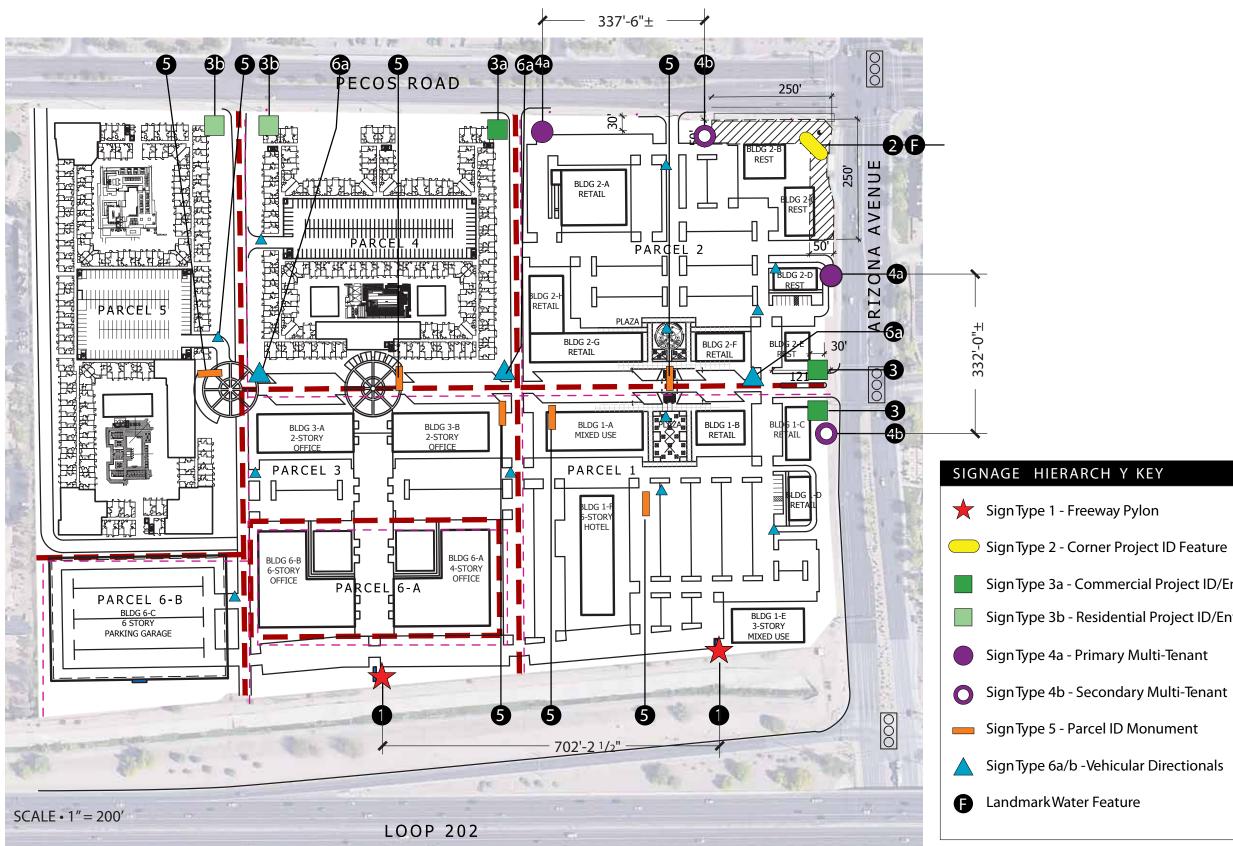
Colors and materials used throughout the sign system are derived from the approved architectural color and materials palette.

Dunn Edwards DE6329
Cover of NightDunn Edwards DE6328
Anchor GrayDunn Edwards DE6328
Anchor GrayDunn Edwards DE6374
Silver PolishDunn Edwards DE6374
Silver PolishDunn Edwards DE164
Autumn BarkDunn Edwards DE5485
Russet GreenDavis Concrete
Mesquite

Background panels on freestanding retail monuments will be fabricated with perforated metal panel construction for mounting of individual letters.







Sign Type 3a - Commercial Project ID/Entry Feature

Sign Type 3b - Residential Project ID/Entry Feature

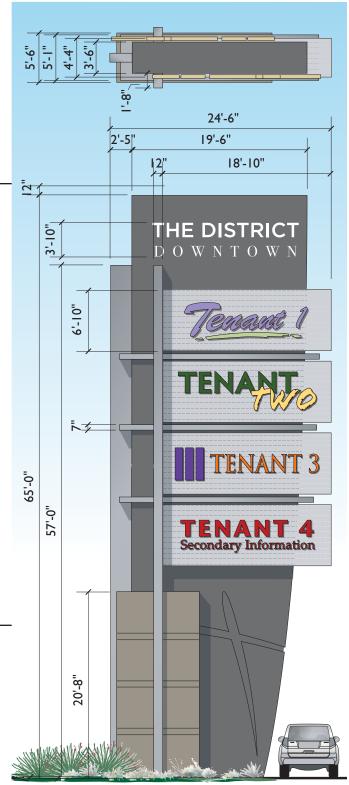


[1] Freeway Pylon

There shall be two (2) freeway pylons along the southern border of the project, bordering the north side of the 202 Freeway. This sign type will serve to identify the overall project, as well major tenants and amenities within the site such as hotels.

At a height of sixty-five (65) feet, these stylish pylons will have excellent visibility from all lanes of the freeway.

Sign Type	1
Function	Project and major tenant identification.
Height	65'-0"
Sq. Ft.	ID Lettering - 69 s.f. 4 Tenant Panels at 120.2 s.f. each - 480.8 s.f. Total Sign Area - 549.8 s.f.
Quantity	Two (2)
Illum.	Project ID - halo lit Tenants internal face lit
Materials	Project ID of Reverse Pan Channels on aluminum cabinet. Tenant lettering to be Pan Channels with Plexiglass faces. Aluminum architectural accents. Tenant background panels of perforated metal, painted.
Colors	Structure: DE6328 Anchor Grey Base: Painted to match Davis Colors "Mesquite" concrete Accents: DE 6374 Silver Polish Tenant Panels: DE6374 Silver Polish Tenant ID: Corporate Standards Project ID: White



Scale: 3/32" = 1' - 0"

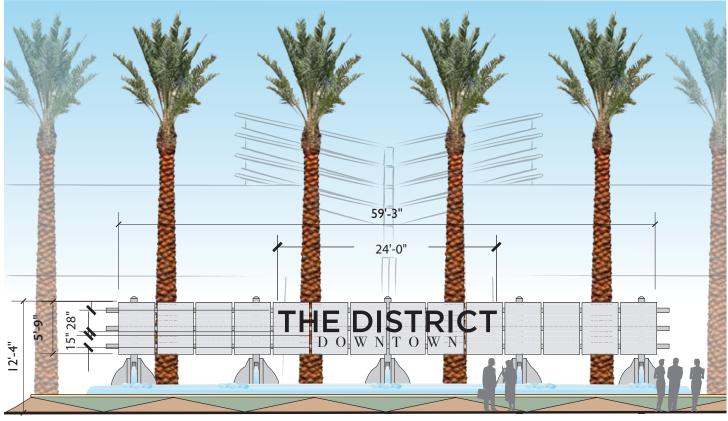
[2] Project ID / Corner Feature

There shall be one (1) corner feature at the southwestern corner of the Arizona Avenue and Pecos Road. This sign is only to identify the project. It will be physically and graphically incorporated into a water feature (by others), enhancing the experience of both vehicular and pedestrian traffic at the intersection

At a height of just over twelve (12) feet, the corner feature will have good visibility without being overpowered by the surrounding architecture.

Project name of edge lit, dimensional letters mounted on perforated panels, backed by matte acrylic panels internally illuminated to create a soft backlit glow.

Sign Type	2
Function	Project identification.
Height	12'-4"
Sq. Ft.	Lettering - 85 s.f.
Quantity	One (1)
Illum.	Project ID - halo lit
Materials	Perforated metal panels on aluminum architectural structure. Project lettering of Reverse Pan Channels. Additional lighting behind perforated panels with acrylic back up.
Colors	Project ID: <i>DE6328 Anchor Grey</i> Panels: <i>DE6374 Silver Polish</i>



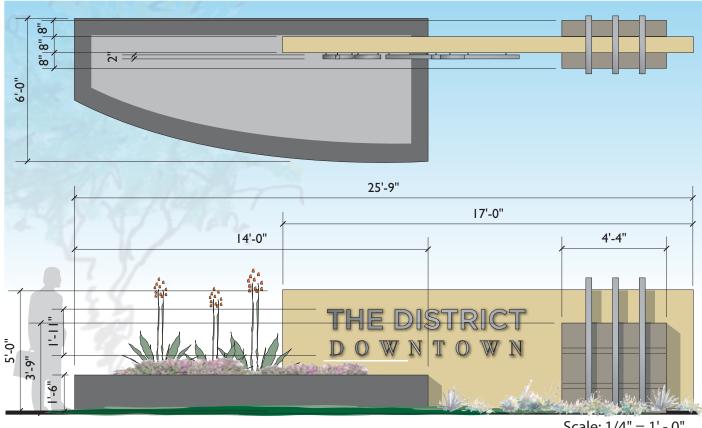
Scale: 3/32" = 1' - 0"

[3] Project ID / Entry Feature

There shall be six (6) low profile entry monuments at the primary entrances on both Pecos Road and Arizona Avenue, mainly where future traffic signals are planned. These signs will display the project identification.

At five (5) feet, the sign and information are below the maximum height stipulation of six (6) feet.

Sign Type	3
Function	Project identification.
Height	5'-0"
Sq. Ft.	Lettering - Approx. 32 s.f.
Quantity	Five(5)
Illum.	Halo and/or ground up-lit
Materials	Masonry/concrete wall, planter and base. Reverse Pan Channel metal letters/logo. Aluminum architectural accents. Painted wall and structure.
Colors	Wall: DE5485 Russet Green Base: Davis Concrete "Mesquite" Accents: DE 6374 Silver Polish Project ID: DE6374 Silver Polish Planter: DE6328 Anchor Grey



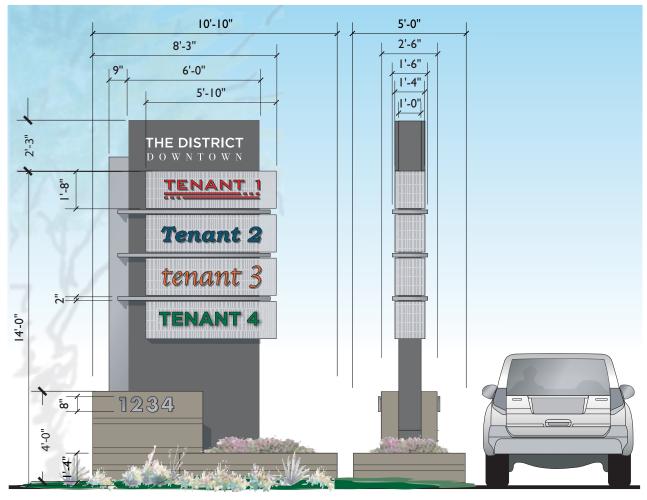
Scale: 1/4" = 1' - 0"

[4a] Primary Multi-Tenant Monument

The primary multi-tenant monument is located near the entries closest to the intersection along Pecos Road and Arizona Avenue. Per code, this signs is at a maximum height of 14'-0", and will display up to four (4) tenants.

This sign pulls elements from the architecture and will be incorporated into the surrounding landscaping.

Sign Type	4a
Function	Development identification with four (4) retail/commercial tenant identification panels.
Height	14'-0" to top of tenant sign area
Sq. Ft.	Project ID - 6.3 s.f. Tenants - 4 at 9.7 s.f. each Total 45.2 s.f.
Quantity	Two (2)
Illum.	PC plex face-lit. RPC halo (addressing).
Materials	Aluminum fabrication with masonry base. Project lettering of Reverse Pan Channels on aluminum cabinet. Tenant lettering to be Pan Channels with Plexiglass faces. Aluminum architectural accents. Tenant background panels of perforated metal, painted.
Colors	Structure: <i>DE6328 Anchor Grey</i> Base/Planter: <i>Davis Concrete "Mesquite"</i> Tenant ID/Accents: <i>DE 6374 Silver Polish</i> Tenant ID: <i>Corporate Standards</i> Project ID: <i>White</i>

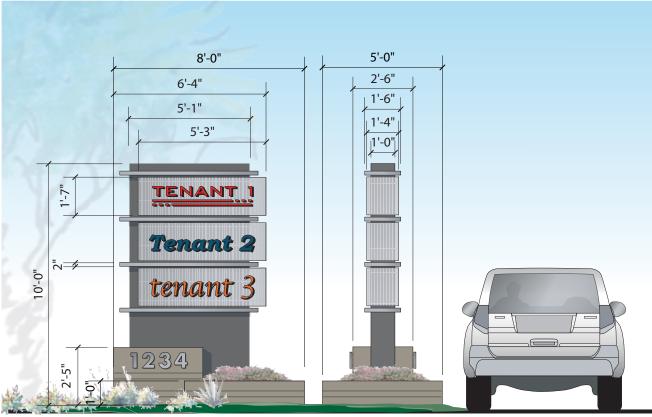


[4b] Secondary Multi-Tenant Monument

The secondary multi-tenant monuments are located along Pecos Road and Arizona Avenue. Per code, this sign is at a maximum height of 10'-0". There will be no project identification on this sign. However, project addressing and up to three (3) tenants will be displayed.

This sign pulls elements from the architecture and will be incorporated into the surrounding landscaping.

Sign Type	4b
Function	Maximum of three (3) retail/commercial tenant identification panels.
Height	10'-0" to top of sign area
Sq. Ft.	Tenants - 3 at 8.3 s.f. each Total - 24.9 s.f.
Quantity	Two (2)
Illum.	PC plex face-lit. RPC halo (addressing).
Materials	Aluminum fabrication with masonry base. Project lettering of Reverse Pan Channels on aluminum cabinet. Tenant lettering to be Pan Channels with Plexiglass faces. Aluminum architectural accents. Tenant background panels of perforated metal, painted.
Colors	Structure: <i>DE6328 Anchor Grey</i> Base/Planter: <i>Davis Concrete "Mesquite"</i> Tenant ID/Accents: <i>DE 6374 Silver Polish</i> Tenant ID: <i>Corporate Standards</i>



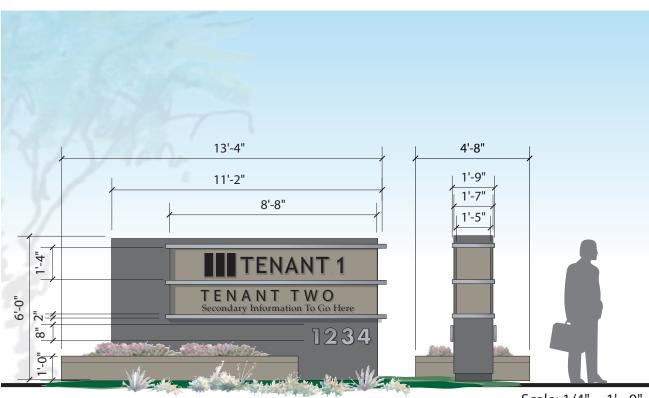
Scale: 1/4" = 1' - 0"

[5] Parcel ID Monument

There shall be five (5) low profile monuments along the major thoroughfare of the site to provide a tie with the overall development identification monument for the various office components on the site. The sign will be a maximum height of 6'-0", and contain up to two (2) tenant identifications.

This sign pulls elements from the architecture and will be incorporated into the surrounding landscaping.

Sign Type	5
Function	Identification of one (1) corporate tenant/hotel.
Height	6'-0" to top of sign area
Sq. Ft.	ID - 2 at 11.6 s.f. each Total - 23.2 s.f.
Quantity	Five (5)
Illum.	Internal. RPC halo (addressing).
Materials	Aluminum fabrication with masonry base. 1/2" thick push-thru acrylic tenant copy with applied metal face (for halo illumination). Addressing of flat cut alut aluminum addressing. Paint. Hotel may be face illuminated.
Colors	Structure: DE6328 Anchor Grey Base/Planter: Davis Concrete "Mesquite" Tenant Area: Painted to match "Mesquite" Accents: DE 6374 Silver Polish Tenant ID: DE6329 Cover of Night - Hotels may use corporate standards for ID.



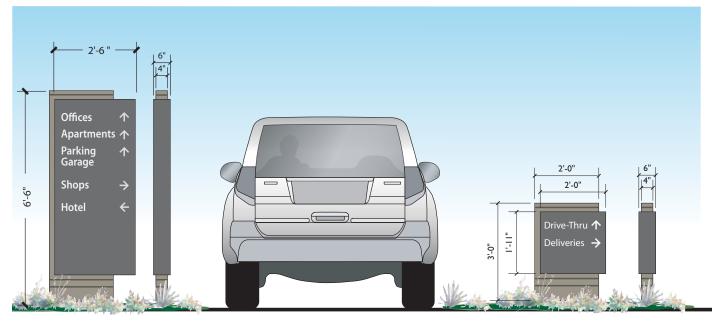
Scale: 1/4" = 1' - 0"

[6] Vehicular Directional

These signs are located at primary traffic decision points to assist traffic flow utilizing two (2) sizes. Along the private interior roadways, the 6'-6" size will be used where traffic is moving faster and with numerous destination options. The smaller, 3'-0" directionals are used within specific project sites, parking lots and driveways, where traffic is slower and only a few destination options exist.

These signs incorporate the architectural and wall details in the

Sign Type	ба	6b
Function	Direct vehicular traffic through the site.	
Height	6'-6" max	3'-0" max
Sq. Ft.	8 s.f.	4 s.f.
Quantity	Three (3)	As needed
Illum.	Non-illuminated	Non-illuminated
Materials	Aluminum structure with ap and symbols. Painted backgr	
Colors	Panel: <i>DE6328 Anchor Grey</i> Base: <i>Painted to match "Mesq</i> Letters/Arrows: <i>White reflecti</i>	



Scale: 3/8" = 1' - 0"

Building Wall Sign Matrix

BUILDING TYPE	MAXIMUM QUANTITY	LOCATION	SIGN AREA
Retail Shops	Two (2) maximum	Signs to be located directly over or adjacent to tenant entry and rear elevations. One (1) per elevation.	Two (2) square feet per each lineal foot of leased frontage.
Retail Pads	One (1) per elevation that offers vehicular readability from a street, internal thoroughfare, or parking area. Maximum of four (4) per building	Primary sign to be located directly over or adjacent to tenant entry All others per tenant signage program - signage area cannot be transferred to other elevations	Two (2) square feet per each lineal foot of designated frontage.
Office (4 Story)	Total of one (1) sign per North and West elevations, two (2) signs per East elevation, and three (3) signs per south elevation.	Owner to designate tenants and signage locations which may not necessarily be over their leased space. Locations to be on upper level only.	Two (2) square feet per each lineal foot of leased suite space. No sign shall exceed 250 square feet.
Office (6 Story)	Total of three (3) signs on the south elevation, and two (2) signs per all other elevations.	Owner to designate tenants and signage locations which may not necessarily be over their leased space. Locations to be on upper level only.	Two (2) square feet per each lineal foot of eased suite space. No sign shall exceed 250 square feet.

MAXIMUM LETTER HEIGHT	ILLUMINATION STYLE	SIGN TYPE/ DESIGN / COLOR
Thirty-six (36) inches for any individual letter. No layout shall exceed 80% of the vertical measurement of the architectural fascia. Letter height not to exceed 15% of the building height.	Internal, halo or combination thereof.	Pan Channel, Reverse Pan-Channel or Custom Cabinet Letters/Logo. No exposed raceways. Logos, logotype and colors may be per the tenant's national/corporate standards. Tenant Identification signage must incorporate a name for the business. "Modifiers" as the identification will not be allowed.
Thirty-six (36) inches for any individual letter. Symbols and lconic elements are exempt from the letter height restrictions. No layout shall exceed 80% of the vertical measurement of the architectural fascia. Letter height not to exceed 15% of the building height or 80% of vertical measurement whichever is shorter.	Internal, halo or combination thereof.	Pan Channel, Reverse Pan-Channel or Custom Cabinet Letters/Logo. No exposed raceways. Logos, logotype and colors may be per the tenant's national/corporate standards. Tenant Identification signage must incorporate a name for the business. "Modifiers" as the identification will not be allowed.
Forty-eight (48) inch Capital Height Letter height not to exceed 15% of the building height or 80% of vertical measurement whichever is shorter.	Halo	Reverse Pan-Channel Letters/Logos. No exposed raceways. Logo and logotype may be per the tenant national/corporate standards. All signage shall be brushed aluminum finish.
Forty-eight (48) inch Capital Height. Letter height not to exceed 15% of the building height or 80% of vertical measurement whichever is shorter.	Halo	Reverse Pan-Channel Letters/Logos. No exposed raceways. Logo and logotype may be per the tenant national/corporate standards. All signage shall be brushed aluminum finish.

[7] Retail Tenant Wall Signage Standards

All retail tenants must have storefront signs fabricated from either internally illuminated individual panchannel, reverse pan-channel letters and logos, and/or "custom 3-D panels".

All sign designs and layouts will be approved on an individual basis through the Developer's discretion. Creative designs, forms, and the use of "custom" 3-D panel signs are encouraged. Unless as part of a nationally registered and/or trademarked logo, rectangular shaped custom cabinets are strictly prohibited.

Layout/Design

Copy and/or logos utilized shall be Tenant's choice, subject to the approval of Developer and/or Developer's agents and the City of Chandler.

All national retailers shall be permitted to utilize their standard corporate identification program subject to sign area limitations contained in the approved Comprehensive Signage Package (CSP).

Tenant Identification signage must incorporate a name for the business. "Modifiers" as the identication will not be allowed.





Sign Area

For maximum aggregate building sign area per Tenant, refer to matrix.

Calculation of sign area: Where a sign consists only of individual letters, numerals, symbols, or other similar components, the total area of the sign shall be the area of the square or rectangle surrounding all components of the sign.

A maximum of one (1) rectangle will be allowed.



Letter Spacing/Kerning

To fit within layout standards, lettering and/or logo may not be condensed more than 90% of horizontal letter width of original design.

Graphic below illustrates a name that is allowed a maximum letter height, and maximum sign length and width. The graphics show what is allowed for fitting the lettering within that space, based on the tenants registered trademark/logo.



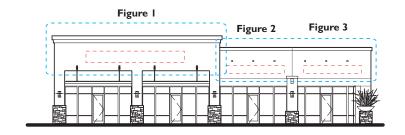
Sign Locations / Restrictions

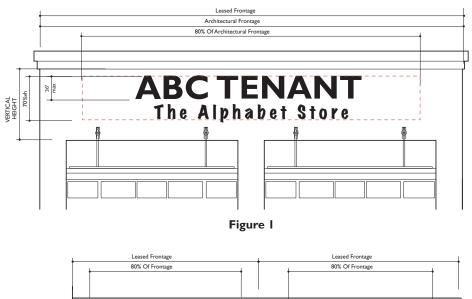
Tenant signage shall be installed in accordance with the typical elevations which follow.

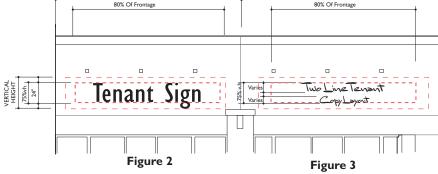
Tenant signs shall be centered horizontally and vertically within the architectural frontage and/or directly over the doorway if space permits. Signs must be located within Tenant's leased elevation. Freestanding Pad Tenants and Major Tenant buildings may have signs on all elevations.

Height and Length of Sign on Wall Surface

In no event shall any sign exceed eighty (80%) percent of the building elevation and/or wall surface upon which it is placed. The available surface area of the architectural sign area shall regulate letter height not exceeding 70% vertical height.







[7] Retail Tenant Wall Signage - Individual Letters

Individual illuminated letters and logos and may include pan channel metal letters with acrylic sign faces, reverse pan channel "backlit" illuminated letters, or any combination thereof as outlined in the matrix per tenant type.

All signage shall be reviewed and approved by the Developer and/or Developer's agents and shall be appropriate to the surrounding building features, environment, and architectural thematic design. Developer and/or Developer's agents and the City of Chandler shall have discretion in varying any provision of these specifications.

Construction

Individual pan channel letters and logos must be constructed of minimum of .063 aluminum returns. Pan channel letter faces must be a minimum 1/8" Plexiglas, Acrylic or Lexan.

Reverse pan channel letter faces must be a minimum of 1/8" thick aluminum.

No "Channelume," "Letteredge," or similar material will be allowed. Exposed raceways, conduits, fasteners, tubing or transformers will not be permitted. All inductors, transformers, or other equipment will be concealed in a water tight condition.

Colors

Letter face colors are per Tenant's corporate standards with the exception that no fluorescent colors will be allowed. Retainers for pan channels must match letter face or return color. For National Tenants, returns and retainers may be per corporate standards - however, no gold, silver, copper or brass will be allowed.

Illumination

Tenant building signage may be internally illuminated (LED), backlit to create a silhouette combination of lighting methods mentioned herein. No exposed neon and/or clear faced internal neon illumination will be allowed.







[7] Retail Tenant Wall Signage -3D Panel Details

Alternative signage options to the standard individual letters is the use of "Custom 3-D Panels". These are multiple layered in design with a mix of opaque and translucent backgrounds, various fabrication and illumination methods of lettering, built around a single unit. This type of design and fabrication method provides for ease of installation by connecting to one single J-box on the fascia and protects the building from repeated drilling and wiring for individual letter installations.

All designs will be approved on an individual basis through Developer's discretion. Creative designs and forms, and "Custom" Panel signs are encouraged. Unless as part of a nationally registered and/or trademarked logo, rectangular shaped cabinets are prohibited.

Colors

Letter face colors are per Tenant's corporate standards with the exception that no fluorescent colors will be allowed. Retainers for pan channels must match letter face or return color. For National Tenants, returns and retainers may be per corporate standards - however, no gold, silver, copper or brass will be allowed.

Illumination

Tenant building signage may be internally illuminated (LED), backlit to create a silhouette combination of lighting methods mentioned herein. No exposed neon and/or clear faced internal neon illumination will be allowed.







[7] Tenant Wall Signage -Canopy Signs

Typically located on the ground floor, Standing Canopy Signs, Canopy Fascia Signs and Suspended Canopy Signs should be placed centered on the tenant's frontage and centered on the canopy structure, if possible.

The Landlord can approve exceptions for each of these types of canopy signs due to variations in architectural features on the building, variations in the canopy structure and the tenant corporate brand standards.

For **Standing** and **Fascia Canopy** signs, all raceways shall be concealed within the canopy structure or behind the canopy front face outside of the lineof-sight when viewed from below or in-front of the canopy structure. Posts and beams are allowed to be visible if signage is integral with the design.

The sign shall limited to individual characters. Raceways shall be concealed with in the canopy or lattice. Backer panels are allowed.

If **Suspended Canopy** signage is applicable to the building architecture, support structure, "cabinet backers", lettering application and illumination shall be designed to be consistent in appearance, with the exception of the tenants corporate brand standards type and colors. Posts and beams are allowed to be visible if signage is integral with the design. Standing Canopy Signs can be either face-lit, halo-lit, or indirect-lit with LEDs or "neon". These sign shall have a minimum clearance of 84" (7'-0").

Illumination

Indirect sign lighting shall be shielded so that the illumination source is not visible.

Office signage may be non-illuminated, but all retail should be illuminated per the guidelines.

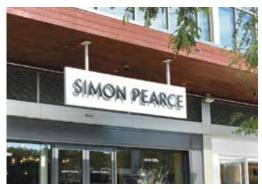
Where illuminated, LED's are recommended. All Canopy signs can be either face-lit, halo-lit, or indirectlit with LEDs or "neon".



Standing Canopy Sign is a sign mounted to the top of the leading edge of a canopy located above a storefront parallel to the building façade on which it is mounted.



Canopy Fascia Sign is a sign attached to the vertical front face of a canopy, roof overhang, covered walkway, covered porch, or purlin of an open lattice structure.



Suspended Canopy Sign is a sign suspended under a canopy, roof overhang, covered walkway, covered porch, or open lattice walkway and parallel to storefront.

[7] Tenant Wall Signage - Projecting Signs

A Projecting (Blade) Sign is a business identification sign that is mounted perpendicular to the face or corner of a building.

Unless separated by a structure and not visible from an abutting public street, Projecting Signs shall not be placed within one-hundred fifty (150) feet from an abutting public street.

One (1) Projecting Sign is permitted per each fifty (50) lineal feet of store frontage.

Such sign shall not be located within twenty (20) feet in any direction of another Projecting Sign on the same building wall.

A Projecting Sign shall be placed on the tenant's leased frontage and shall not encroach onto another tenant suite adjacent to or above the tenant suite in which the Projecting Sign identifies with approval of the landlord.

Maximum Projection

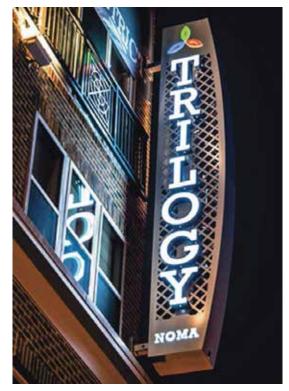
Sixty (60) inches from the wall of the building to the outside edge of the sign and a minimum clearance from adjacent grade of 10'-0".

Illumination

Internal Illumination can be Face, Halo Backlighted, Dual-Illumination from exterior and interior sources or Non-Illuminated.

Indirect Illumination shall be a shield light sources

Where illuminated, LED's are recommended.







[8] Storefront Graphics - Arcade Signs

Where there are covered walkway areas, Arcade signs hang or flag mount off tenant storefronts oriented to the pedestrian located at the primary public accessible entry.

Within the Commercial Plaza, support structures, "cabinet backers", lettering application and illumination shall be designed to be consistent in appearance. Design of the graphics may unique within the context of their storefront's architecture, services/ products provided and their recognized corporate identity and design theme, subject to approval of the Landlord.

All arcade type signs are oriented perpendicular to the tenant store front with a minimum 84" (7'-0") clearance from walkway.

Structure

Armature should be constructed as a rigid element, not allowing the sign to swing. Suspended Canopy Signs should display the Tenant's unique identity (logo) while evoking the sense of contemporary high craftsmanship and design sensitivity

Illumination

Arcade/Shingle Signs can be either face-lit, halo-lit, or indirect-lit with LEDs or neon.

Indirect sign lighting shall be shielded so that the illumination source is not visible.

Non-illumination allowed.



[8] Storefront Window Graphics (retail & office)

Window Signs

These are fabricated small cabinet or panels signs suspended behind the store front glazing and can identify the tenant or be open/closed signs.

Can be internally illuminated.

Sign may be displayed within 3.75 feet of a window pane.

Window Graphics

No more than 25% of front glass area may have signage/graphic, applied to, or within 3 feet behind the window area. This includes temporary signage applications for sales, promotions and/or any permanent identification signage.

Addressing

Individual tenant suites shall have six (6) inch white 3M vinyl letter addressing centered on the window above the door.

Colors and Layouts

The tenant may display information such as: the suite number or address; tenant contact information (phone number or website); hours of operation; goods or services provided.

Signage applied to storefront glass can be Vinyl, Gold or silver leaf, Professionally hand painted lettering and/ or graphics done by a professional sign painter and approved by Landlord prior to application.

All window graphic layouts shall be approved in writing by the Association for quality and consistency with the criteria package for The THE DISTRICT DOWNTOWN prior to submittal to the City of Chandler for approval.

Restrictions

Window Signs or Graphics may not be pre-fabricated neon elements of any kind.





[9] Building Addressing

Building address numerals shall be Futura typeface, with a minimum height of twelve inches (12").

Construction and Colors

Individual reverse pan-channel numbers are to be used. Addressing can be either halo illuminated clip mounted off the wall, or non illuminated flush mounted.

Numeral locations of darker colors, brushed aluminum finish should be used. Locations with light colored backgrounds should use dark charcoal or black finishes.

1234567890

Wall Sign Locations -Typical Retail - Building 3A

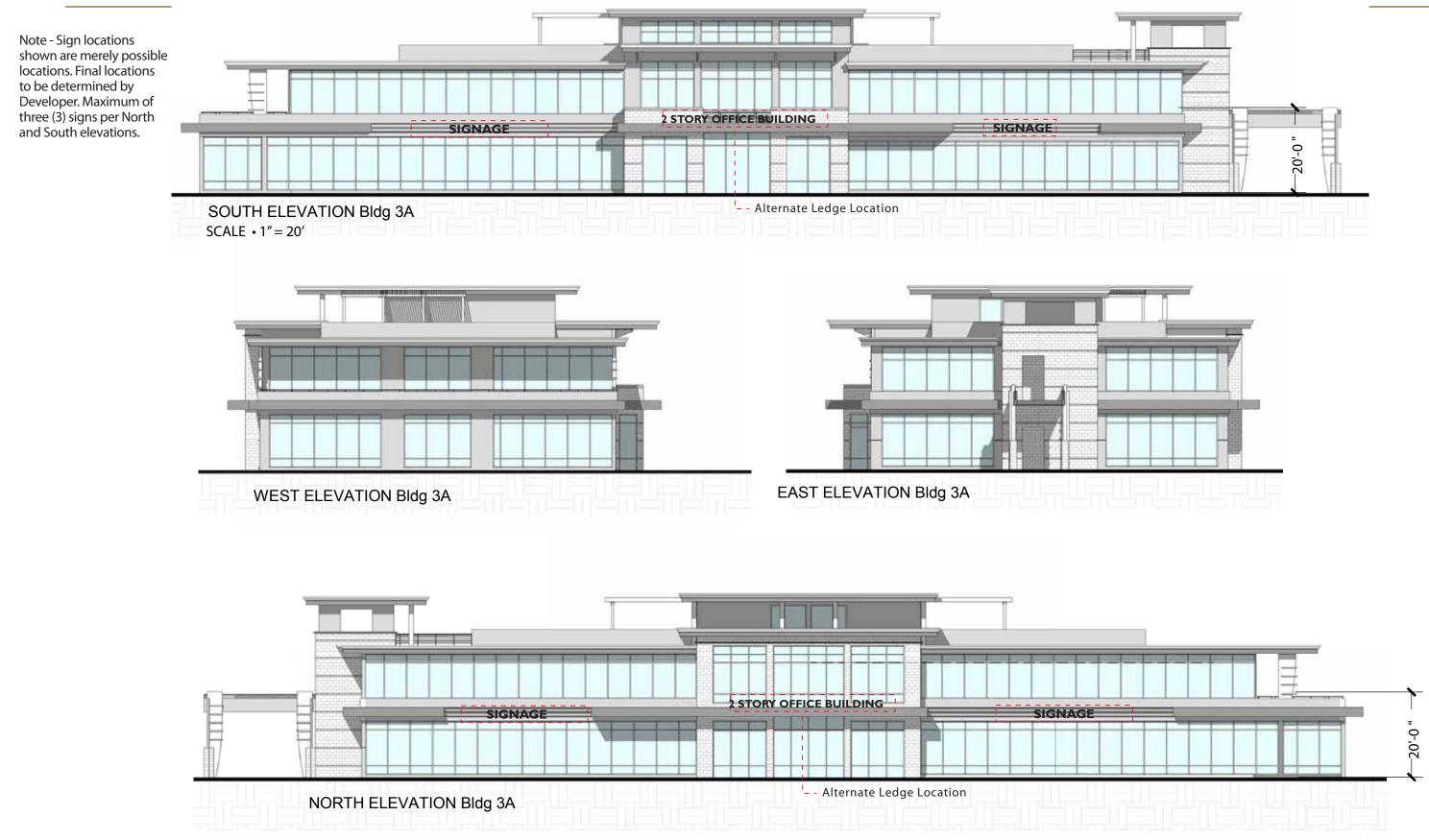


Wall Sign Locations - Typical Retail 1B & 2E

Note - Sign locations shown are merely possible locations and mounting methods. Not all signage locations shown will be used. Final locations to be determined upon leasing.



Wall Sign Locations - 2 Story Office



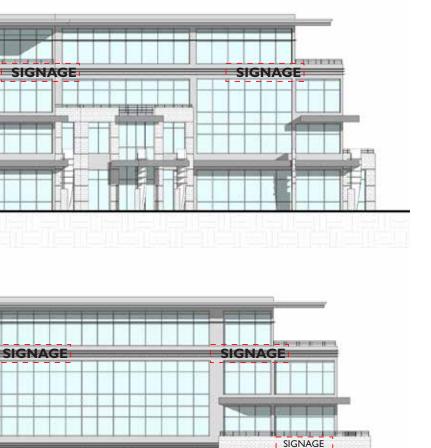
Wall Sign Locations - 4 Story Office

Note - Sign locations shown are merely possible locations. Final locations to be determined by Developer. Total of five (5) signs per elevation.



EAST ELEVATION Bldg 6A

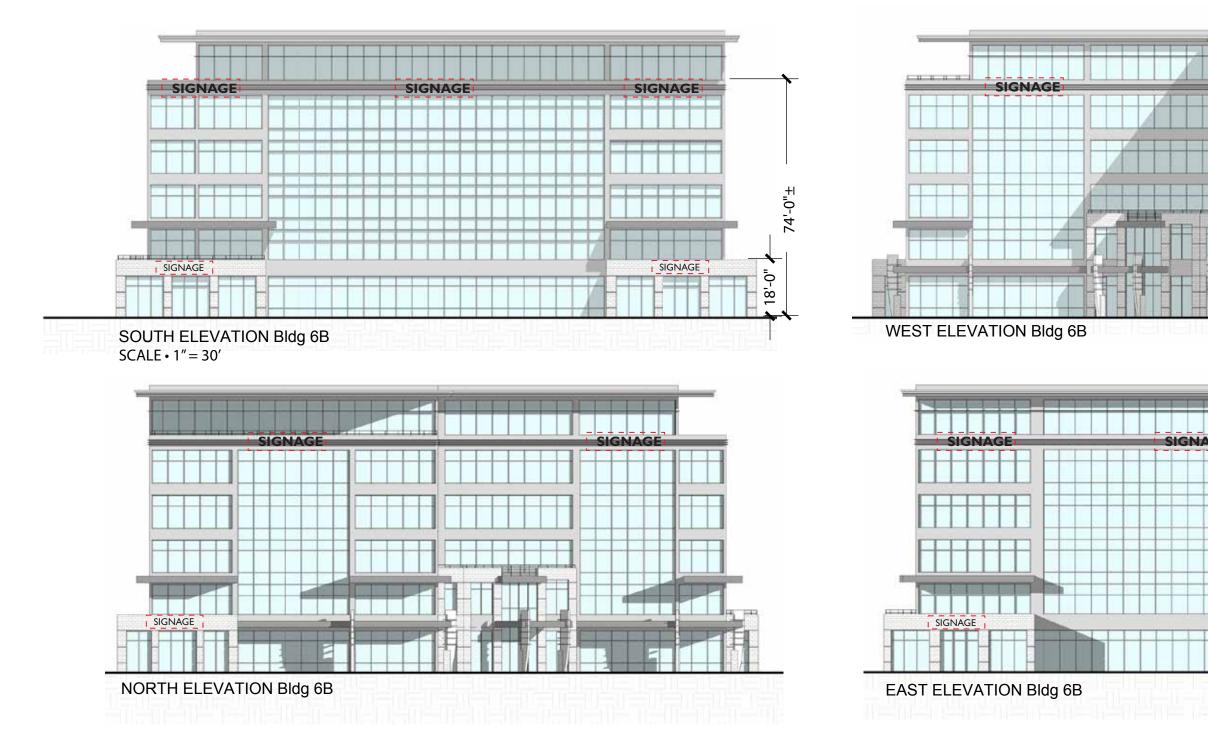
WEST ELEVATION Bidg 6A

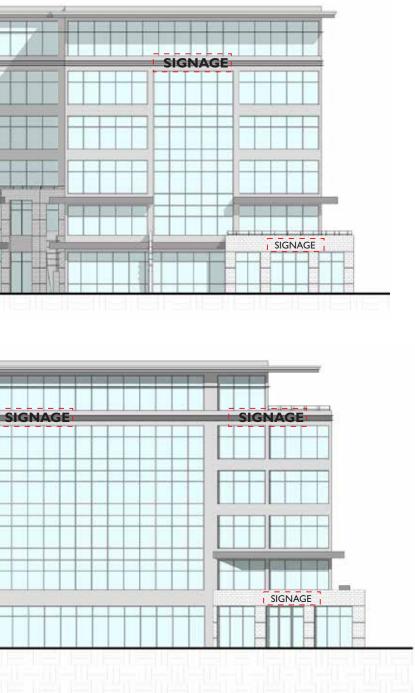


11

Wall Sign Locations - 6 Story Office

Note - Sign locations shown are merely possible locations. Final locations to be determined by Developer. Total of five (5) signs per elevation.





General Performance Requirements

All signs at The District Downtown must be compatible with the standards outlined in this Master Sign Program and in conformance with City of Chandler Sign Requirements. The purpose of the sign standards is to ensure an attractive commercial office environment and to protect the interests of the surrounding neighborhood, Developer, and Owners/Occupants of all suites within The District. Conformance will be strictly enforced, and any installed nonconforming or unapproved signs will be brought into conformance at the sole expense of the Owner/Occupant.

Meridian West Development LLC herein referred to as "Developer", and The District Downtown Unit Owner's Association herein referred to as "Association" shall administer and interpret the criteria. Before designing signs, all The District Downtown Owners/Occupants will receive a copy of these signage standards. Sign plans submitted to the Developer/Association for approval must conform to these standards. The Developer/Association will administer and interpret the criteria. All signs must be approved in writing by the Developer/Association prior to permit application and installation.

1 Signage proposal

Prior to preparation of signage drawings and specifications, the Owner's/Occupant's sign contractor must review all architectural, structural, and electrical documents as they relate to the building wall and/ or storefront at the proposed signage location. In addition, the sign contractor should visit the project site to become familiar with as-built conditions and verify all dimensions.

Each Owner/Occupant must submit to the Developer/ Association four (4) sets of detailed shop drawings showing locations, sizes, design, colors, materials, lettering, graphics, conduits, junction boxes, sleeves, methods of illumination and other mounting apparatus of all proposed wall, window, and rear door signs. This submittal must be made at least fifteen (15) days prior to submittal to the City for permits.

2 Developer/Association Approval

After review of the signage proposal, the Developer/ Association will return one of the three sets of drawings to the Owner/Occupant, marked either "Approved", "Approved as Noted," or "Revise and Resubmit." An approval from Developer/Association does not guarantee City approval. A sign permit must be obtained and issued prior to fabrication. For City permits, approved sign drawings from the Developer/ Association along with the required documentation for City for review.

• "Approved"

If drawings are marked "Approved," the Owner/ Occupant is allowed to proceed with obtaining review and approval from the City.

• "Approved as Noted"

If drawings are marked "Approved as Noted," the Owner/Occupant is allowed to proceed with City review, provided that any modifications noted are incorporated into the design and proceed

An applicant that takes exception to the noted modifications may revise and resubmit, as explained below.

• "Revise and Resubmit"

If drawings are marked "Revise and Resubmit," the plans will be returned to the Owner/Occupant with comments. The drawings shall be revised and resubmitted for Developer/Association approval.

3 Openings in building walls

Locations of all openings for conduit and sleeves in building walls must be indicated by the sign contractor on the drawings submitted. The contractor shall install the sign in accordance with the approved drawings.

4 Messages

Except for tenants leasing more than 5,000 square feet of space; Sign Band signs are restricted to advertising either (a) the person, firm, company, or corporation operating the use conducted on the site, or (b) the products sold therein, but not both.

5 Owner/Occupant responsibilities for other regulations

The Developer/Association's approval of an Owner's/ Occupant's signage plan does not constitute an implication, representation, or certification by the Developer/Association that those plans are in compliance with applicable statutes, codes, ordinances, or other regulations. Compliance with other regulations is the sole responsibility of the Owner/Occupant for all work performed on the premises by or for the Owner/Occupant.

6 Prohibited signs

- Cabinet (Typical) Acrylic, Plexiglas, or plastic-faced panels with surface or second-surface applied or painted graphics, injection molded panels with integral color - internally backlit cabinet construction.
- No signs, advertisements, notices, or other lettering shall be displayed, exhibited, inscribed, painted, or affixed on any part of the buildings visible from outside the premises, except as specifically approved by the Developer/ Association.
- Rude, obscene, offensive, animated, flashing, blinking, rotating, moving, or audible signs.
- Placards; posters; playbills; postings; paintings; flags; signs in public right-of-way; and fixed balloons are not permitted in any location, whether or not visible from outside the premises.
- · Change-panel signs are prohibited.
- "A" frames and portable signs.
- Signs that are installed without written approval from the Developer/Association, or that are inconsistent with approved drawings, may be subject to removal and reinstallation by the Developer at the Owner's Occupant's expense.
- · Painted or hand lettered signs on storefronts.
- Flashing, moving or audible signs.
- · Luminous vacuum formed type plastic letters
- · Inflatable signs or graphic devices.
- Freestanding attraction boards, posters or other permanent advertising devices.
- Paper, cardboard or Styrofoam signs.
- Signs with exposed neon tubing or raceways.
- Signs with gold or silver plastic trim caps that contrast with letter returns.

7 Illuminated signs

The City of Chandler requires permits for all signs and electrical permits for all signs that are illuminated. It is the Owner's/Occupant's sole responsibility to secure these and any other permits that may be required.

8 Size limitation

Each Owner/Occupant must limit the area of its sign in accordance with the area allocated for signage. Maximum letter height and length varies according to storefront, but it must not exceed the area allocated for signage. Each Owner/Occupant will be granted a minimum of one sign. Owners/Occupants with more than one elevation wall may have a sign on each elevation.

9 Labels

No labels are permitted on the exposed surface of signs, except those required by local ordinance. Sets of individual letters shall have one label on an end letter only. These are to be installed in an inconspicuous location.

10 Freestanding signs

All freestanding signs must meet applicable setbacks, and their installation must comply with all local building and electrical codes.

11 Upkeep and maintenance

Each Owner/Occupant is fully responsible for the upkeep and maintenance of its sign(s), including any individual pylon or monument signage, and Owners/ Occupants are to repair any sign defects within five (5) days of notification. If an Owner/Occupant does not repair said sign(s), the Developer, at the Owner/ Occupant sole cost and expense, may repair and/or replace sign(s).

A penalty of 100% of the Developer's cost to repair said signage, in addition to the cost of the repair, may be assessed to the Owner/Occupant if the Developer is required to provide the necessary maintenance due to the Owner's/Occupant's noncompliance following notification.

12 Illumination timer

Power to illuminate the Owner's/Occupant's sign is to be from Owner's/Occupant's electricity meter, switched through time clock, set in accordance with schedules determined by the Developer.

13 Sealing of building penetrations

All penetrations of the building structure required for sign installation shall be neatly sealed in a watertight fashion.

14 Damage caused by or during installation

The sign contractor and/or Owner/Occupant will pay for any damage to a building's fascia, canopy,

structure, roof, or flashing caused by sign installation. Owner/Occupant shall be fully responsible for the operations of Owner's/Occupant's sign contractor and shall indemnify, defend, and hold Developer/ Association/Developer harmless for, from, and against damages or liabilities of account thereof.

15 Required insurance for sign contractors

All sign contractors must carry workers' compensation and commercial liability insurance against all damages suffered or done to any and all persons and/ or property while engaged in the construction or installation of signs, with a combined single limit in an amount not less than two million and no/100 dollars (\$2,000,000.00) per occurrence. Every sign contractor must hold a current contractor's license in the State of Arizona. Developer must be named as additionally insured in the workers' compensation and commercial liability insurance.

16 Sign Permits

Owner/Occupant is responsible for obtaining all necessary sign permits prior to sign installation.

17 Developer/Association's right to modify requirements

The Developer/Association has the right to modify

Definitions

The following definitions are used throughout the comprehensive signage plan and are exclusive to this document.

Aggregate Sign Area

The total area of all permitted signs pertaining to any one Owner/Occupant, which includes Street-front signage, Storefront signage (arcade and window signage/graphics).

Architectural Frontage

The portion of the building frontage of the leased space which has been delineated through use of reveals, patterning, materials, finishes, column breaks, etc that creates a special area for signage.

Architectural Awnings

Elements which are constructed of permanent type of materials and are an integral part of the building elevation design.

Building Leased Frontage

The overall lineal foot frontage of a leased space.

Cabinet (Typical)

Acrylic, Plexiglas, or plastic-faced panels with surface or second-surface applied or painted graphics, internally backlit in a box construction.

Custom Cabinet

Cabinet designed and fabricated in multiple planes, colors, finishes and unique shapes and forms. Typically with dimensional illuminated letters and opaque backgrounds.

Committee

Made up of the consenting owners as defined in the Construction, Operation and Reciprocal Easement Agreement.

Graphics

Lettering, symbols, and logos used for name identification (primary identification), and for identification of product and services (secondary identification or modifiers).

Sign Area

The aggregate area of the smallest rectangles that encloses individual elements of a sign's lettering and logos.

Sign Envelope

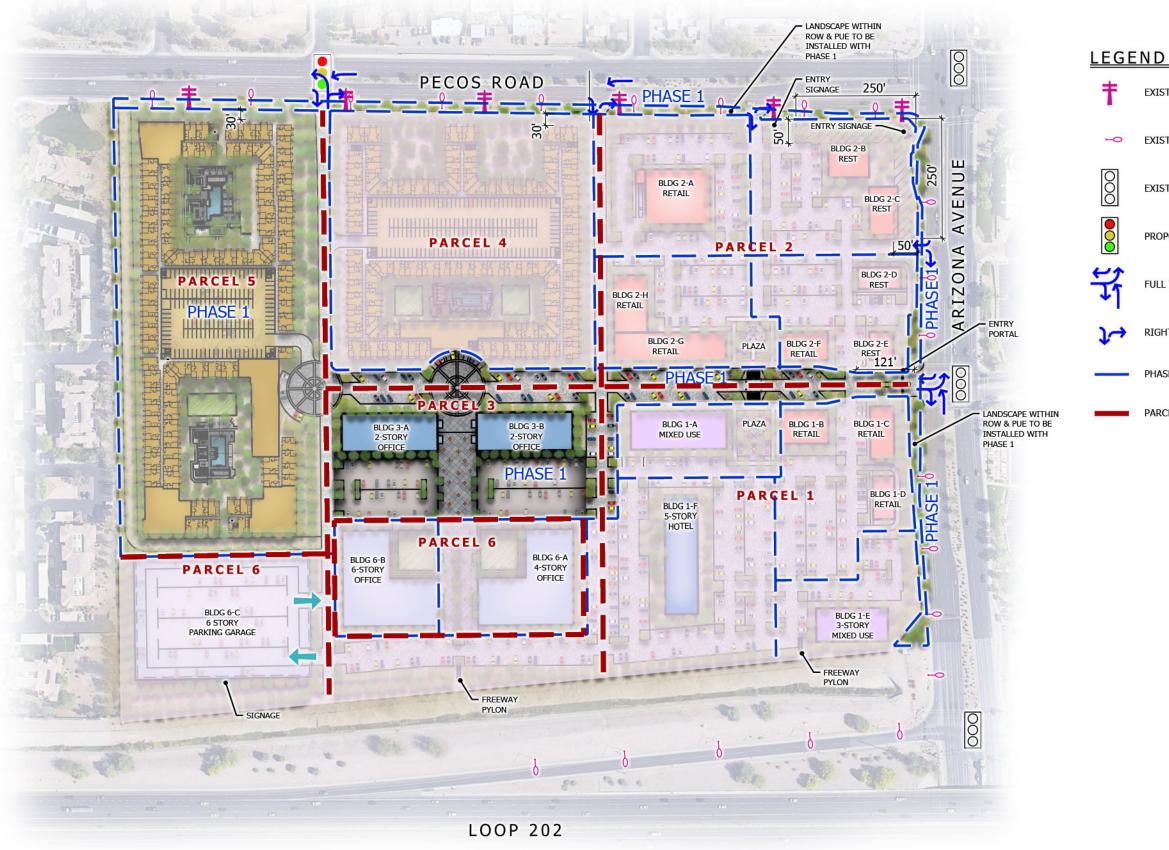
The overall height and length allowances of sign area designated for Owner/Occupant sign placement on a building elevation.

Street Front Signage

Signage installed parallel to the building fascia, typically located along the front of the building on parapet, fascia or building wall intended for the viewing of vehicular traffic.

Storefront Signage & Graphics- Permanent

This is the signage located along the storefront portion, oriented to pedestrian. It includes the transparent portion of storefront (windows) and/ or solid wall areas used for merchandise display and permanent graphics. This includes awnings, tenant suite number, logo and name identification, secondary name modifiers, hours of operation, services or name brand marketing, menu cabinets, etc.



DISTRICT DOWNTOWN Phase 1 Development Requirements



EXISTING POWER POLE

EXISTING STREET LIGHT

EXISTING TRAFFIC SIGNAL

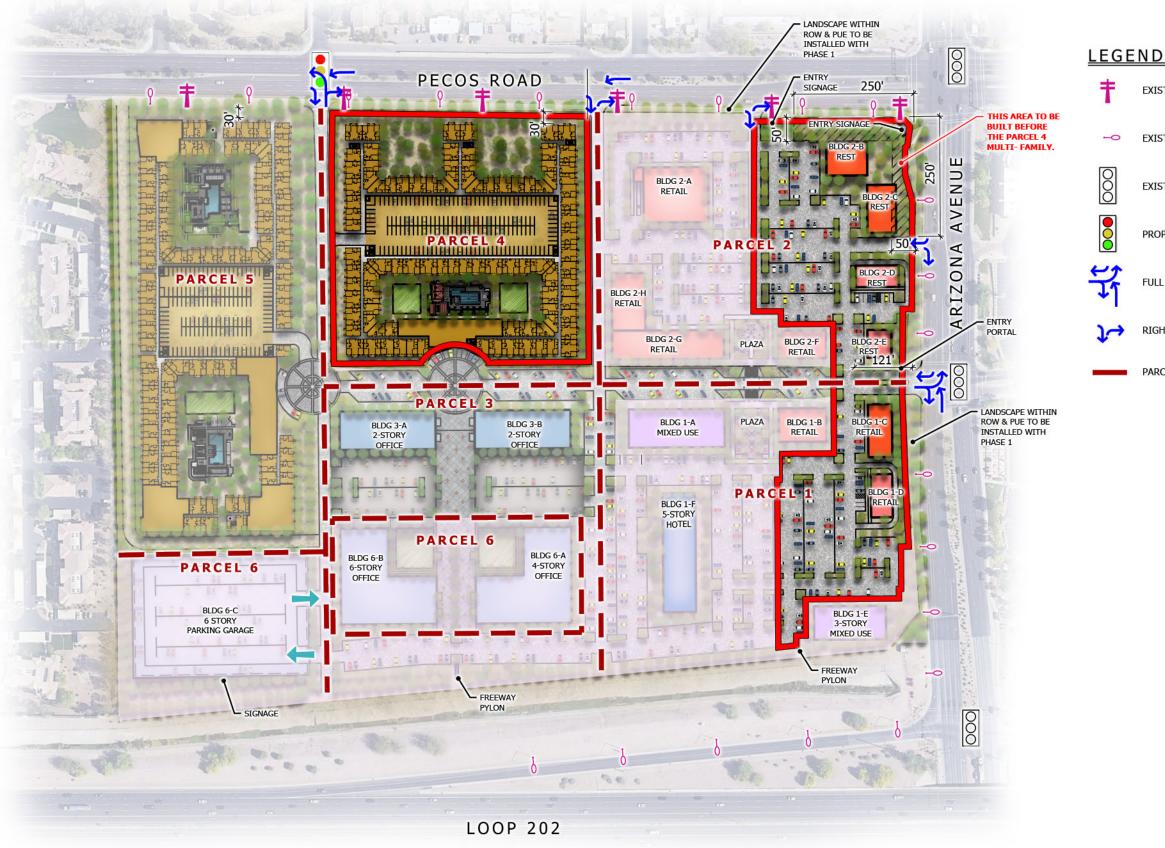
PROPOSED TRAFFIC SIGNAL

FULL TRAFFIC MOVEMENT

RIGHT IN / RIGHT OUT ONLY

PHASE LINE

PARCEL LINE



DISTRICT DOWNTOWN

Parcel 4 Multi-family Development Requirements



EXISTING POWER POLE

EXISTING STREET LIGHT

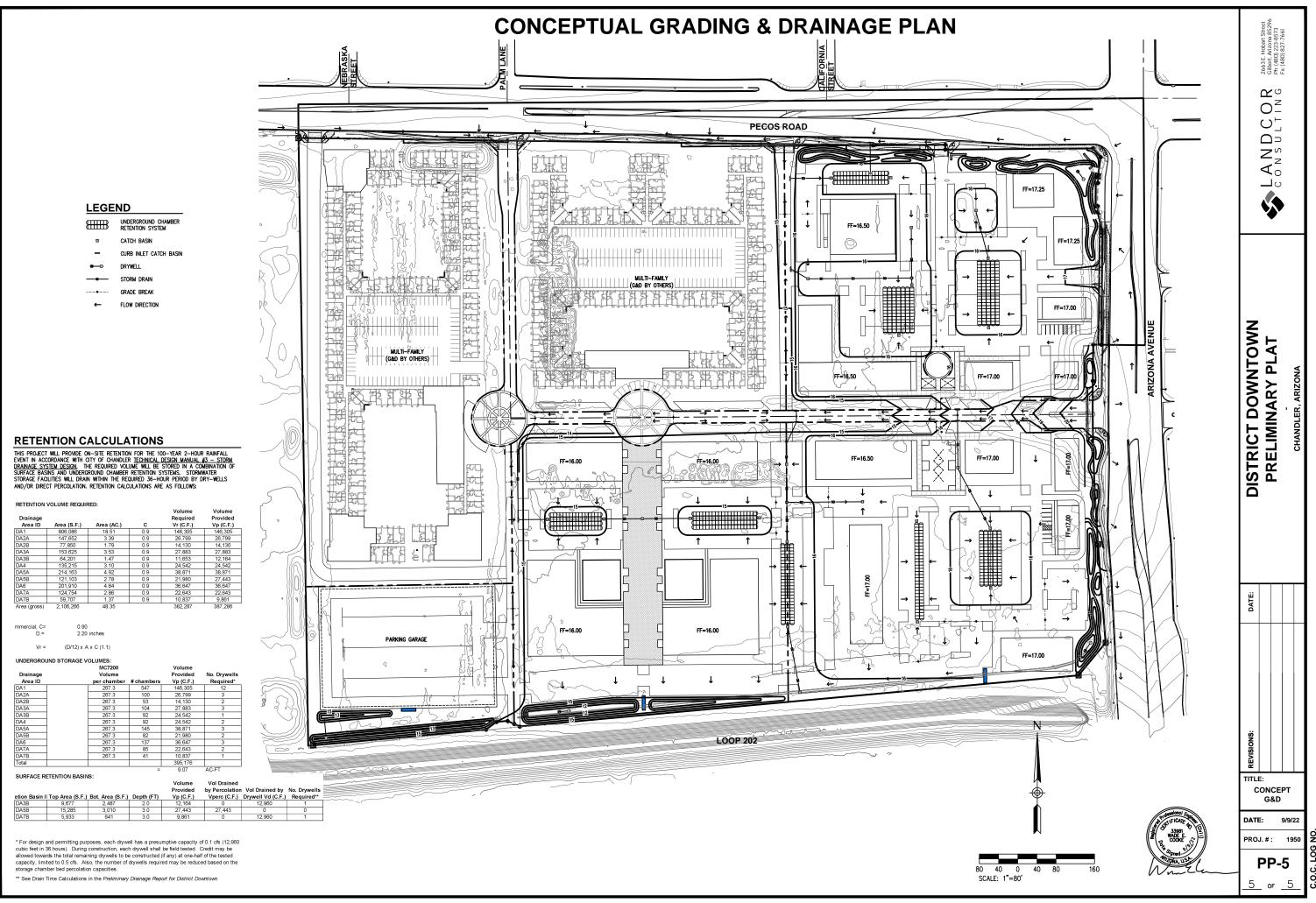
EXISTING TRAFFIC SIGNAL

PROPOSED TRAFFIC SIGNAL

FULL TRAFFIC MOVEMENT

RIGHT IN / RIGHT OUT ONLY

PARCEL LINE











City Council Memorandum Development Services Memo No. 22-056FA

Date:	December 5, 2022
То:	Mayor and Council
Thru:	Joshua H. Wright, City Manager Tadd Wille, Assistant City Manager Andy Bass, Deputy City Manager Derek D. Horn, Development Services Director
From: Subject:	Leah Powell, Neighborhood Resources Director Lauren Schumann, Principal Planner PLH21-0063 Backyard Chickens Final Adoption of Ordinance No. 5035

Proposed Motion:

Move City Council adopt Ordinance No. 5035, approving City Code Amendment PLH21-0063 Backyard Chickens, amending Chapter 14 and Chapter 35 regulating the keeping of chickens within single-family lots, as recommended by Planning and Zoning Commission.

Background:

Currently, properties zoned Agricultural (AG-1) and Single-Family (SF-33), which equate to approximately 778 residential lots in Chandler, allow for an unlimited number of chickens by right. Roosters, however, are prohibited within the Chandler city limits in any zoning district. Homeowner Associations (HOA's), which make up 71.5% of single-family subdivisions in Chandler, can prohibit the keeping of chickens through their Covenants, Conditions, and Restrictions (CC&R's).

In 2013, a group of residents requested a code amendment to permit chickens within all single-family lots. The Planning and Zoning Commission recommended approval with a vote of four (4) in favor and two (2) against, but the amendment was ultimately denied by City Council with a vote of four (4) in favor to three (3) against. Concerns expressed at the time were largely around to the City's ability to enforce the new ordinance as well as potentially lengthy compliance timelines.

On January 13, 2022, City Council held a Work Session to discuss allowing chickens within single-family zoned lots and requested staff gather chicken complaints and other information from neighboring municipalities. A second City Council Work Session took place on September 19, 2022, to present the information requested at the first Work Session and receive direction on the next steps in the process. City Council requested staff proceed with possible code amendments to permit chickens with single-family zoned lots.

Discussion:

Proposed Code Amendments

Chapter 14- Animals

- Chickens permitted all single-family lots
- Maximum five (5) hens; no roosters shall be permitted
- Chickens shall be contained within the rear or side yard
- Chicken coop shall be set back five (5) feet from all property lines
- Chicken coops exceeding 120 square feet in size or seven (7) feet in height shall be classified as an accessory building, thus requiring a building permit and meeting the property's building setbacks
- Regardless of size, any coop serviced with utilities (e.g., electrical, plumbing) shall require a building permit
- Properties shall comply with regulations in Chapter 30-Property Maintenance
- Enforced by Code Enforcement (Neighborhood Resources Department)
- Properties zoned AG-1 and SF-33 would remain unchanged with their current privileges

Chapter 35- Land Use and Zoning

The zoning code allows one accessory building, one storage shed and an unlimited number of open-air ramadas in single-family residential backyards. The proposed definition for chicken coops would clarify when a structure is considered to be a chicken coop, where it can be placed, and that one coop can be placed in a backyard in addition to the other permitted structures.

Chicken coop: A small structure that is used as a cage or housing enclosure for chickens. A chicken coop includes any "chicken run" or attached enclosure in which chickens are allowed to roam. A chicken coop exceeding one hundred and twenty (120) square feet in size or seven (7) feet in height requires a building permit and is considered an accessory building for purposes of Section 35-2202.

Review and Recommendation

The proposed citywide code amendment to permit chickens within all single-family lots has been reviewed by multiple departments including Neighborhood Resources, the City Attorneys' Office, Development Services, and the City Manager's Office. City staff recommend approval of the proposed code amendment.

City staff have reviewed allowances, regulations, and complaints from Phoenix-area municipalities and have found all neighboring cities permit chickens in single-family lots, as well as all other cities surveyed in the metro area except for Avondale and Glendale. Other cities' code enforcement staff have shared that chicken complaints are minimal, and if a violation occurs, enforcement officers have thus far achieved one hundred percent voluntary compliance. City of Chandler Planning staff find the keeping of chickens to be a compatible use in single-family residential neighborhoods.

Planning staff have reviewed regulations regarding chicken coops and have established standards for proposed chicken coops in alignment with surrounding municipalities. Staff recommends the coop be located within the rear yard and provide a building setback of five feet from all property lines as indicated in Chapter 14- Animals. Staff also recommends a building setback in lieu of establishing a minimum lot size. Providing a building setback for the proposed chicken coop creates a buffer to adjacent residents and would prohibit coops from being built against a property line. Furthermore, the required building setback could limit smaller single-family lots from permitting chickens. The definition of a chicken coop is required to be added to identify the structure used to house chickens as regulated within Chapter 14-Animals.

Public Notification

- This request was noticed in accordance with the requirements of the Chandler Zoning Code.
- Within the City's website, a forum for public comment has been available since June 2022. All comments are attached as an exhibit and categorized by position (for, against, or unclear). As of November 2, 2022, staff has received 228 total responses: 150 in favor and 46 against. The remaining responses contained comments regarding the proposal, but did not indicate a clear preference for or against. Persons who submitted multiple entries were counted as one and entries from non-residents were not included. The map attached indicates one point for each household.
- As of the writing of this memo, City staff is aware of multiple residents in opposition to the proposed City Code amendment for Backyard Chickens, citing concerns of public safety, the City's ability to enforce, and health concerns. Staff has also received a large number of contacts from residents

in-favor of the code amendment to allow backyard chickens. All comments received through email are attached.

- The public hearing schedule was posted on the City's website and advertised in the newspaper.
- The topic of Backyard Chickens was posted on the City's Twitter, Facebook, NextDoor, and Instagram social media accounts with a link to the City website public comment page and requesting resident input.

Planning and Zoning Commission Vote Report

Planning and Zoning Commission meeting October 19, 2022 Motion to Approve

In Favor: 5 Opposed: 2 (Rose, Quinn)

At the Planning and Zoning Commission meeting, the item was on the action agenda. The powers and duties of Planning and Zoning Commission are limited to making recommendations to the City Council regarding items within Chapter 35-Land Use and Zoning, therefore, the Planning and Zoning Commission only voted on the proposed definition of a chicken coop in Chapter 35- Land Use and Zoning. During the meeting, one resident spoke for a majority of the residents in opposition and was allotted 15 minutes for their presentation. The resident cited concerns of public safety and quality of life. Two additional residents spoke: one in opposition and one with multiple questions regarding the keeping of chickens.

The Planning and Zoning Commission requested the height of the proposed chicken coop be limited to the height of surrounding property wall as to further buffer coops from view of neighboring properties. The Commission's request to reduce maximum height is identified within Chapter 14. Within single-family lots, perimeter walls typically range from five to six feet, therefore, staff has no concerns with Planning and Zoning Commission's request to reduce the height to not taller than adjacent perimeter fence in the rear yard. Any chicken coop exceeding seven feet in height will require a building permit and will be considered the property's one accessory building. Accessory buildings must meet the property's building setbacks and the design must be commensurate with the exterior design of the principal building in material, colors, and architectural style.

Ordinance was introduced and tentatively adopted on November 10, 2022.

Map of Single-family lots Public Comment Map Public Comment Survey Additional Emails

ORDINANCE NO. 5035

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CHANDLER, ARIZONA, DECLARING THAT DOCUMENT ENTITLED "2022 AMENDMENTS TO CHANDLER CITY CODE CHAPTERS 14 AND 35" TO BE A PUBLIC RECORD; AMENDING CHAPTER 14 SECTIONS 14-1, 14-3, 14-8, 14-14; ADDING A NEW ARTICLE III TO CHAPTER 14; AND AMENDING CHAPTER 35 ARTICLE II. DEFINITIONS OF THE CITY CODE OF THE CITY OF CHANDLER, RELATING TO RAISING CHICKENS IN RESIDENTIAL BACKYARDS.

WHEREAS, Chapter 14 of the Chandler City Code provides for the regulation of animals within the City of Chandler; and

WHEREAS, the City Council desires to allow Chandler residents to raise chickens in single-family residential backyards, subject to reasonable regulations to protect the health, safety, and welfare of the residents of the City; and

WHEREAS, in accordance with Chandler City Code Section 2.15, the Chandler City Council may amend the code by adoption of an ordinance; and

WHEREAS, in accordance with A.R.S. 9-462, the Chandler City Council may adopt by ordinance any change or amendment to the regulations and provisions set forth in the Chandler Zoning Code (Chapter 35); and

WHEREAS, a public hearing was held by the Planning and Zoning Commission as required by the Chandler Zoning Code, on October 19, 2022.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Chandler, Arizona, as follows:

- Section 1. That certain document known as the "2022 Amendments to Chandler City Code Chapters 14 and 35," one paper copy and one electronic copy of which shall remain on file in the Office of the City Clerk, a copy of which is attached to this Ordinance as Exhibit A, is hereby declared to be a public record.
- Section 2. That the Chandler City Code is hereby amended by adoption of the amendments contained in the "2022 Amendments to Chandler City Code Chapters 14 and 35."
- Section 3. Providing for Repeal of Conflicting Ordinances.

All ordinances or parts of ordinances in conflict with the provisions of this ordinance, or any parts hereof, are hereby repealed.

Section 4. Providing for Severability.

If any section, subsection, sentence, clause, phrase, or portion of this ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions thereof.

INTRODUCED AND TENTATIVELY APPROVED by the City Council of the City of Chandler, Arizona, this _____ day of November, 2022.

ATTEST:

CITY CLERK

MAYOR

PASSED AND ADOPTED by the City Council of the City of Chandler, Arizona, this _____ day of November, 2022.

ATTEST:

CITY CLERK

MAYOR

CERTIFICATION

I, HEREBY CERTIFY, that the above and foregoing Ordinance No. 5035 was duly passed and adopted by the City Council of the City of Chandler, Arizona, at a regular meeting held on the _____ day of November, 2022, and that a quorum was present thereat.

CITY CLERK

APPROVED AS TO FORM:

CITY ATTORNEY

TA

Published in the Arizona Republic on:

EXHIBIT A

2022 Code Amendments to Chandler City Code Chapters 14 and 35 {Public Record for Ordinance No. 5035}

Chapter 14 of the Chandler City Code is hereby amended as follows (additions in ALL CAPS, deletions in strikeout):

14-1. Definitions.

For the purposes of this article CHAPTER the following words and phrases shall have the meanings respectively ascribed to them by this section:

CHICKEN IS A COMMON DOMESTIC FOWL BELONGING TO THE BIOLOGICAL ORDER GALLUS GALLUS DOMESTICUS THAT IS EITHER YOUNGER THAN SIX MONTHS IN AGE OR A HEN (FEMALE ADULT). FOR PURPOSES OF THIS CHAPTER, A ROOSTER IS NOT CONSIDERED A CHICKEN.

FOWL IS A BIRD BELONGING TO THE BIOLOGICAL ORDER GAMEFOWL OR LANDFOWL (GALLIFORMES) OR WATERFOWL (ANSERIFORMES).

Owner is any person, group of persons or corporation owning, keeping or harboring an animal.

ROOSTER IS AN ADULT MALE CHICKEN.

(Ord. No. 201; Ord. No. 329, § 1; Ord. No. 3044, § 2, 11-4-99; Ord. No. 4722, § I, 11-7-16)

14-2. Poisonous snakes and reptiles prohibited.

It shall be unlawful within the City to keep any poisonous reptile or poisonous snake.

(Ord. No. 274; Ord. No. 3044, § 2, 11-4-99)

14-3. Consent required to keep animals within two hundred feet of residences; exceptions as to household pets.

No animal or fowl of any kind, except household pets AND CHICKENS KEPT IN ACCORDANCE WITH ARTICLE 3 OF THIS CHAPTER, shall be kept or permitted in the City within a distance of two hundred (200) feet from the residence of any person, except the owner of the animal or fowl, or except the residence of any person who shall sign a written consent that the animals or fowl may be kept within such distance of their residence.

(Ord. No. 274; Ord. No. 3044, § 2, 11-4-99)

14-4. Exceptions as to veterinary hospitals.

There shall be excepted from the preceding and following sections household pets being cared for by a veterinarian in a regularly established veterinary hospital.

(Ord. No. 274; Ord. No. 3044, § 2, 11-4-99)

14-5. Keeping pets for sale in business district.

Nothing in sections 14-2 through 14-4 shall prohibit the keeping of pets for sale in a business district properly zoned for such sale.

(Ord. No. 274; Ord. No. 3044, § 2, 11-4-99)

14-6. Cruelty to animals.

Whenever any person drives, overloads, drives when overloaded, overworks, tortures, torments, deprives of necessary sustenance, cruelly beats, mutilates, cruelly kicks or causes or procures an animal to be overdriven, overloaded, overworked, tortured or tormented, deprived of necessary sustenance, cruelly beaten, mutilated or killed, and whoever having the charge or custody of any animal, either as owner or otherwise, inflicts unnecessary cruelty upon it, or unnecessarily fails to provide it with proper food, drink, shelter or protection from the weather, shall be guilty of a misdemeanor.

(Ord. No. 1, Tit. 12, § 12; Ord. No. 3044, § 2, 11-4-99)

14-7. Keeping hogs, donkeys, roosters, etc.

It shall be unlawful for any person to have, herd, or keep any hog, pig, shoat, jack, jenny, burro, donkey, or rooster, within the City.

(Ord. No. 1, Tit. 11, § 13; Ord. No. 3044, § 2, 11-4-99)

14-8. Animals at large.

Any person owning or having under his/her control or charge any animal or fowl, WITH THE EXCEPTION OF CHICKENS, who shall permit such animal or fowl to run at large or trespass upon property owned or possessed by another or in or upon any street, alley or other public place shall be guilty of a misdemeanor.

(Ord. No. 1, Tit. 11, § 14; Ord. No. 3044, § 2, 11-4-99)

14-9. Reserved.

Note(s)—Superseded by Ordinance No. 329, see § 4-15 et seq. Currently § 14-15 et seq.

14-10. [Reserved.]

Editor's note(s)—Ord. No. 3730, § 5, adopted Nov. 14, 2005, repealed § 14-10, which pertained to barking, etc., dogs. See also the Code Comparative Table.

14-11. Duty upon injury to animals by motor vehicles.

Any person who knowingly injures a canine, feline or other domestic animal while in operation of a motor vehicle, shall take reasonable steps to locate the owner thereof, and shall render to such injured animal reasonable assistance.

(Ord. No. 201, § 11; Ord. No. 3044, § 2, 11-4-99)

14-12. Poisoning animals.

Every person who wilfully WILLFULLY administers any poison to a cat, dog or domestic animal, the property of another, or exposes any poisonous substance or substances where the same may be available to any child, dog, cat, or domestic animal shall be guilty of a misdemeanor.

(Ord. No. 201, § 12; Ord. No. 3044, § 2, 11-4-99)

14-13. Abandoning animals.

Every owner who shall abandon an animal or shall permit the same to be in any building, inclosure ENCLOSURE, lane, street, road, highway, acreage, or desert area without proper care and attention shall be deemed guilty of a misdemeanor.

(Ord. No. 201, § 13; Ord. No. 3044, § 2, 11-4-99)

14-14. Enforcement of article CHAPTER.

The provisions of this article shall be enforced by the Chief of Police of the City. THE CITY MANAGER SHALL DESIGNATE ONE OR MORE CITY DEPARTMENTS RESPONSIBLE FOR ENFORCEMENT OF THIS CHAPTER. THE CITY MANAGER'S DESIGNATION SHALL DECLARE WHICH ARTICLES OF THIS CHAPTER ARE TO BE ENFORCED BY THE DESIGNATED DEPARTMENT.

(Ord. No. 201, § 9; Ord. No. 329, § 1; Ord. No. 3044, § 2, 11-4-99)

ARTICLE II. DOGS

14-15. Definitions.

In this article, unless the context otherwise requires:

Animal means a dog or any animal of a species that is susceptible to rabies, except man.

At large means on or off-premises of owner and not under control of owner or other persons acting for the owner. Any dog in a suitable enclosure or confined shall not be considered to be running at large.

Cruelly restrains means attaching a dog to a stationary object or a pulley by means of a chain, rope, tether, leash, cable or similar restraint under circumstances that may endanger its health, safety or well-being; or otherwise unreasonably limiting the dog's movements by use of a collar and restraint that causes the dog to choke; or does not permit the dog to reach food, water, shade, dry ground; or does not permit the dog to escape harm.

Custodian means any person keeping, possessing, harboring or maintaining any dog.

Department means the State Department of Health Services.

Enforcement Agent means that person in each County who is responsible for the enforcement of this article and the regulations promulgated thereunder.

Extreme weather conditions means the actual or effective outdoor temperature is below 32 degrees Fahrenheit or above 100 degrees Fahrenheit; or a heat advisory has been issued by a local, state or national authority for the area; or a monsoon, hurricane, tropical storm, dust storm or tornado warning has been issued for the area by a local, state or national authority.

Impound means the act of taking or receiving into custody by the Enforcement Agency any dog or other animal for the purpose of confinement in an authorized pound in accordance with the provisions of this article.

Kennel means an enclosed, controlled area, inaccessible to other animals, in which a person keeps, harbors or maintains five (5) or more dogs under controlled conditions.

Livestock means neat animals, horses, sheep, goats, swine, mules and asses.

Owner means any person, group of persons or corporation/business owning, keeping or harboring a dog.

Pound means any establishment authorized for the confinement, maintenance, safekeeping and control of dogs and other animals that come into the custody of the enforcement agent in the performance of his/her official duties.

Rabies quarantine area means any area in which a state of emergency has been declared to exist due to the occurrence of rabies in animals in or adjacent to this area.

Rabies vaccination certificate means a method of recording and duplicating rabies information that is in compliance with the County Enforcement Agent's licensing system and/or County Enforcement Agent's prescribed forms.

Stray dog means any dog four (4) months of age or older running at large that is not wearing a valid license tag.

Vaccination means the administration of an anti-rabies vaccine to animals by a veterinarian, or in authorized pounds by employees trained by a veterinarian.

Veterinarian, unless otherwise indicated, means any veterinarian licensed to practice in this State or any veterinarian employed in this State by a governmental agency.

Veterinary hospital means any establishment operated by a veterinarian licensed to practice in this State that provides clinical facilities and houses animals or birds for dental, medical or surgical treatment. A veterinary hospital may have adjacent to it or in conjunction with it or as an integral part of it, pens, stalls, cages or kennels for quarantine, observation or boarding.

Vicious animal means any animal other than an animal used by a law enforcement agency, that:

- (a) Has a propensity to bite, scratch or otherwise inflict injury on a human being or an animal owned by another person without provocation. One (1) incident of causing injury may be sufficient to establish a propensity; or
- (b) Has a propensity to approach human beings without provocation in a menacing or terrorizing manner so as to confine the movement of or instill fear in a reasonable person; and
- (c) Is declared vicious after a hearing before a justice of the peace or a City Magistrate.

(Ord. No. 784, § 1, 10-23-78; Ord. No. 1620, § 1, 5-22-86; Ord. No. 1864, § 1, 8-20-87; Ord. No. 3044, § 2, 11-4-99; Ord. No. 3836, § 1, 10-23-06; Ord. No. 4722, § II, 11-7-16)

14-16. Powers and duties of the State Veterinarian and Livestock Board.

A. The State Veterinarian shall designate the type or types of anti-rabies vaccines that may be used for vaccination of animals, the period of time between vaccination and revaccination, and the dosage and method of administration of the vaccine.

B. The Arizona Livestock Board shall regulate the handling and disposition of animals classed as livestock that have been bitten by a rabid or suspected rabid animal or are showing symptoms suggestive of rabies.

(Ord. No. 784, § 1, 10-23-78; Ord. No. 1620, § 1, 5-22-86; Ord. No. 3044, § 2, 11-4-99)

14-17. Powers and duties of State Department of Health Services.

A. The State Department of Health Services shall regulate the handling and disposition of animals other than livestock that have been bitten by a rabid or suspected rabid animal, or are showing symptoms suggestive of rabies.

B. The State Department of Health Services may require the enforcement agent to submit a record of all dog licenses issued, and in addition any information deemed necessary to aid in the control of rabies.

(Ord. No. 784, § 1, 10-23-78; Ord. No. 1620, § 1, 5-22-86; Ord. No. 3044, § 2, 11-4-99)

14-18. Powers and duties of Enforcement Agent.

A. The Enforcement Agent shall:

1. Enforce the provisions of this article; the regulations promulgated thereunder.

2. Issue citations for the violation of the provisions of this article; the regulations promulgated thereunder. The procedure for the issuance of notices to appear shall be as provided for peace officers in A.R.S. § 13-3903, except that the Enforcement Agent shall not make an arrest before issuing the notice.

3. Be responsible for declaring a rabies quarantine area within area of jurisdiction. When a quarantine area has been declared the Enforcement Agent shall meet with the State Veterinarian and Representatives from the Department of Health Services and the Game and Fish Department to implement an emergency program for the control of rabies within an area. Any regulations restricting or involving movements of livestock within an area shall be subject to approval by the State Veterinarian.

B. The issuance of citations pursuant to this section shall be subject to the provisions of A.R.S. § 13-3899.

C. The Enforcement Agent may designate deputies.

(Ord. No. 784, § 1, 10-23-78; Ord. No. 1620, § 1, 5-22-86; Ord. No. 3044, § 2, 11-4-99)

14-19. License fees for dogs; issuance of dog tags; records; penalties.

A. The County Board of Supervisors shall set an annual license fee which shall be paid for each dog four (4) months of age or over that is kept, harbored, or maintained within the boundaries of the County for at least thirty (30) consecutive days of each calendar year. License fees shall become payable at the discretion of the County Board of Supervisors. The licensing period shall

not exceed the period of time for revaccination as designated by the State Veterinarian. License fees shall be paid within ninety (90) days to the County Treasurer or his/her authorized representative. A penalty fee set by the County Board of Supervisors shall be added to the license fee in the event that application is made subsequent to the date on which the dog is required to be licensed under the provisions of this article. This penalty shall not be assessed against applicants who furnish adequate proof that the dog to be licensed has been in their possession or in the County less than thirty (30) consecutive days.

B. Durable dog tags shall be provided by the County Board of Supervisors. Each dog licensed under the terms of this article shall receive, at the time of licensing, such a tag on which shall be inscribed the name of the County, the number of the license, and the date on which it expires. The tag shall be attached to a collar or harness which shall be worn by the dog at all times while running at large, except as otherwise provided in this article. Whenever a dog tag is lost, a duplicate tag shall be issued upon application by the owner and payment of fee established by the County Board of Supervisors to the County Treasurer or his/her authorized representative.

C. The County Board of Supervisors may set license fees that are lower for dogs permanently incapable of procreation. An applicant for a license for a dog claimed to be incapable of procreation shall furnish adequate proof satisfactory to the County Enforcement Agent that such a dog has been surgically altered to be permanently incapable of procreation.

D. Any person who fails within fifteen (15) days after written notification from the County Enforcement Agent to obtain a license for a dog required to be licensed, counterfeits or attempts to counterfeit an official dog tag, or removes such tag from any dog for the purpose of willful and malicious mischief or places a dog tag upon a dog unless the tag was issued for that particular dog is guilty of a Class 2 misdemeanor.

14-19.1. Kennel permit; fee; violation; classification.

A. A person operating a kennel shall obtain a permit issued by the Board of Supervisors of the County where the kennel is located except if each individual dog is licensed.

B. The annual fee for the kennel permit is seventy-five dollars (\$75.00).

C. A dog remaining within the kennel is not required to be licensed individually under section 4-19. A dog leaving the controlled kennel conditions shall be licensed under section 4-19 except if the dog is only being transported to another kennel which has a permit issued under this section.

D. A person who fails to obtain a kennel permit under this section is subject to a penalty of twenty-five dollars (\$25.00) in addition to the annual fee.

E. A person who knowingly fails within thirty (30) days after written notification from the County Enforcement Agent to obtain a kennel permit is guilty of a Class 2 misdemeanor.

(Ord. No. 784, § 1, 10-23-78; Ord. No. 990, § 1, 8-20-81; Ord. No. 1620, § 1, 5-22-86; Ord. No. 1707, § 1, 10-9-86; Ord. No. 2181, § 1, 9-27-90; Ord. No. 3044, § 2, 11-4-99)

14-20. Anti-rabies vaccination; vaccination and license stations.

A. Before a license is issued for any dog, the owner must present a vaccination certificate signed by a veterinarian stating the owner's name and address and giving the dog's description, date of vaccination, and type, manufacturer, and serial number of the vaccine used and date revaccination is due. A duplicate of each rabies vaccination certificate issued shall be transmitted to the Enforcement Agent on or before the tenth day of the month following the month during which the dog was vaccinated. No dog shall be licensed unless it is vaccinated in accordance with the provisions of this article and the regulations promulgated thereunder.

B. A dog vaccinated in any other State prior to entry into Arizona may be licensed in Arizona; provided, that, at the time of licensing, the owner of such dog presents a vaccination certificate, signed by a veterinarian licensed to practice in that State or a veterinarian employed by a governmental agency in that State, stating the owner's name and address and giving the dog's description, date of vaccination, and type, manufacturer, and serial number of the vaccine used. The vaccination must be in conformity with the provisions of this article and the regulations promulgated thereunder.

C. The Enforcement Agent shall make provisions for vaccination clinics as deemed necessary. The vaccination shall be performed by a veterinarian.

(Ord. No. 784, § 1, 10-23-78; Ord. No. 1620, § 1, 5-22-86; Ord. No. 3044, § 2, 11-4-99)

14-21. Rabies control fund.

A. The Enforcement Agent or his/her authorized representative shall place the monies collected by him/her under the provisions of this article in a special fund to be known as the "rabies control fund" to be used for the enforcement of the provisions of this article and the regulations promulgated thereunder.

B. Any unencumbered balance remaining in the rabies control fund at the end of a fiscal year shall be carried over into the following fiscal year.

(Ord. No. 784, § 1, 10-23-78; Ord. No. 1620, § 1, 5-22-86; Ord. No. 3044, § 2, 11-4-99)

14-22. Dogs not permitted at large; wearing licenses.

A. In a rabies quarantine area, no dogs shall be permitted at large. Each dog shall be confined within an enclosure on the owner's property, or secured so that the dog is confined entirely to the owner's property, or on a leash not to exceed six (6) feet in length and directly under the owner's control when not on the owner's property.

B. Any dog over the age of four (4) months running at large shall wear a collar or harness to which is attached a valid license tag. Dogs used for control of livestock or while being used or trained for hunting or dogs while being exhibited or trained at a kennel club event or dogs while engaged in races approved by the Arizona Racing Commission, and such dogs while being transported to and

from such events, need not wear a collar or harness with a valid license attached; provided, that they are properly vaccinated, licensed and controlled.

C. If any dog is at large on the public streets, public parks or public property, then said dog's owner or custodian is in violation of this article.

D. Any custodian of a dog or person whose dog is at large is in violation of this article. A dog is not at large:

1. If said dog is restrained by a leash, chain, rope, or cord not more than six (6) feet in length, and of sufficient strength to control action of said dog.

2. If said dog is used for control of livestock or while being used or trained for hunting or being exhibited or trained at a kennel club event, or while engaged in races approved by the Arizona Racing Commission.

3. While said dog is actively engaged in dog obedience training, accompanied by and under the control of his/her owner or trainer; provided, that the person training said dog has in his/her possession a dog leash not more than six (6) feet in length and of sufficient strength to control said dog, and, further, that said dog is actually enrolled in or has graduated from a dog obedience training school.

4. If said dog, whether on or off the premises of the owner or custodian, is controlled as provided in paragraph 1. of this subsection, or is within a suitable enclosure which actually confines the dog.

E. Any dog(s) at large shall be apprehended and impounded by an Enforcement Agent.

1. Said agent shall have the right to enter upon private property when it shall be necessary to do so in order to apprehend any dog that has been running at large. Such entrance upon private property shall be in reasonable pursuit of such dog(s), and shall not include entry into a domicile unless it be at the invitation of the occupant.

2. Said agent may issue a citation(s) to the dog owner or person acting for the owner when the dog is at large. The procedure of the issuance of notice to appear shall be as provided for peace officers in A.R.S. § 13-3903, except the enforcement agent shall not make an arrest before issuing the notice. The issuance of citation(s) pursuant to this article shall be subject to provisions of A.R.S. § 13-3899.

3. In the judgment of the Enforcement Agent, if any dog at large or other animal that is dangerous, vicious, or fierce and a threat to human safety that cannot be safely impounded may be immediately slain.

(Ord. No. 784, § 1, 10-23-78; Ord. No. 1620, § 1, 5-22-86; Ord. No. 3044, § 2, 11-4-99)

14-23. Establishment of pounds; impounding and disposing of dogs and cats; reclaiming impounded dogs and cats; pound fees.

A. Any stray dog shall be impounded. All dogs and cats impounded shall be given proper care and maintenance.

B. Each stray dog or any cat impounded shall be kept and maintained at the pound for a minimum of seventy-two (72) hours unless claimed by its owner. Any person may purchase such a dog or cat upon expiration of the impoundment period, provided such person pays all pound fees and complies with the licensing and vaccinating provisions of this article. If the dog or cat is not claimed within the impoundment period, the Enforcement Agent shall take possession and may place the dog or cat for sale or may dispose of the dog or cat in an humane manner. If such dog or cat is to be used for medical research, no license or vaccination shall be required. The Enforcement Agent may destroy impounded sick or injured dogs or cats whenever such destruction is necessary to prevent such dog or cat from suffering or to prevent the spread of disease.

C. Any impounded, licensed dog or any cat may be reclaimed by its owner or such owner's agent; provided, that the person reclaiming the dog or cat furnishes proof of right to do so and pays all pound fees. If the dog or cat is not reclaimed within the impoundment period, the enforcement agent shall take possession and may place the dog or cat for sale or may dispose of the dog or cat in a humane manner. Any person purchasing such a dog or cat shall pay all pound fees.

(Ord. No. 784, § 1, 10-23-78; Ord. No. 1620, § 1, 5-22-86; Ord. No. 3044, § 2, 11-4-99)

14-24. Proper care, maintenance and destruction of impounded animals.

A. Any animal impounded in a County, City or Town pound shall be given proper and humane care and maintenance.

B. Any dog or cat destroyed while impounded in a County, City or Town pound shall be destroyed only by the use of one (1) of the following:

- 1. Sodium pentobarbital or a derivative of sodium pentobarbital.
- 2. Nitrogen gas.
- 3. T-61 euthanasia solution or its generic equivalent.

C. If an animal is destroyed by means specified in subsection B. paragraph 1. or 3. of this section, it shall be done by a licensed veterinarian or in accordance with procedures established by the State Veterinarian pursuant to Section 24-153, A.R.S.

D. The governing body of any County, City or Town which operates a pound shall establish procedures for the humane destruction of impounded animals by the methods described in subsections B. and C. of this section.

(Ord. No. 784, § 1, 10-23-78; Ord. No. 1620, § 1, 5-22-86; Ord. No. 3044, § 2, 11-4-99)

14-25. Removing impounded animals.

No person may remove or attempt to remove an animal which has been impounded or which is in the possession of the enforcement agent, except in accordance with the provisions of this article and the regulations promulgated thereunder.

(Ord. No. 784, § 1, 10-23-78; Ord. No. 1620, § 1, 5-22-86; Ord. No. 3044, § 2, 11-4-99)

14.26. Vicious animals.

14-26.1 Viciousness determination.

A. Any person, including a County Animal Control Officer, having reasonable grounds to believe an animal is vicious may petition a City Magistrate for a determination that the animal is vicious.

B. Any time after the petition is filed the Court may, if it finds that there are reasonable grounds to believe that the animal poses a risk of injury to any person or to animals owned by others, order that the animal be impounded on such terms as the court deems necessary to protect public safety.

C. After notice to the owner of the animal, the City Magistrate shall conduct a hearing. The hearing shall be informal and open to the public. Oral and documentary evidence may be taken from any interested party and considered in determining whether the animal is vicious. Any owner who fails to appear after notice may be deemed to have waived any right to introduce evidence. The decision shall be based on the preponderance of evidence.

D. A viciousness determination may be conducted in conjunction with and as a part of a criminal proceeding for any violation of this Chapter if viciousness is alleged in the complaint.

E. Any fee for filing a petition or fees for service of hearing notices pursuant to this section may be deferred or waived by the court.

F. Any decision of the City Magistrate may be appealed to the Superior Court.

State law reference(s)—Vicious animals, A.R.S. § 13-1208.

14-26.2 Disposition of vicious animals. Upon determining an animal to be vicious, the Court shall enter such orders, as it deems necessary to protect the public. The Court may order, but is not limited to the following:

A. Require the animal to have permanent identification.

B. Require the owner to keep Maricopa Animal Control informed of any change in location or ownership of the animal.

C. That the owner of the vicious animal display in a prominent place on the premises where the animal is kept a sign in three-inch letters, easily readable by the public, using the words "Vicious Animal."

D. That the owner obtain public liability insurance in a single incident amount of at least one hundred thousand dollars (\$100,000.00) for bodily injury or death of any person or for damage to property caused by the vicious animal.

E. That the animal be destroyed.

F. That the animal at all times be securely confined indoors or in a securely enclosed and locked pen or kennel, except when leashed and muzzled. Any such confinement must be in a humane manner providing adequate ventilation, water, food and shelter from the elements and not be subject to excessive temperatures. The length and width of the locked pen or kennel must be at least two (2) times the animal's body length and at least three (3) inches taller than the animal's full standing height.

G. That the animal be spayed or neutered.

State law reference(s)—Destruction of vicious animals, A.R.S. § 11-1014.

14-26.3 Authority of Enforcement Agent to determine an animal to be vicious. The County Enforcement Agent, upon good cause is hereby authorized to determine an animal to be vicious and to make such orders as the Enforcement Agent deems necessary to protect the public, including but not limited to the orders listed hereinabove in Section 14-26.2, A through H.

A. The County Enforcement Agent shall serve notice of its determination of viciousness and order on the animals' owner or on any person found to be in possession of the animal if the owner cannot be determined.

B. Service shall be accomplished in accordance with Rule 4.1, Arizona Rules of Civil Procedure.

C. The Notice shall give the owner and/or person in possession of the animal or any other interested person thirty (30) days to appeal such determination and order and request a hearing before the Justice of the Peace or City Magistrate.

D. In the event of an appeal, the Justice of the Peace or City Magistrate shall conduct a hearing de novo and treat the matter as a petition filed per Section 14-26.1 herein above.

14-26.4 Handling of biting animals; responsibility for reporting animal bites.

A. An unlicensed or unvaccinated dog or any cat that bites any person shall be confined and quarantined in an authorized pound or, upon request of and at the expense of the owner, at a

veterinary hospital for a period of not less than seven (7) days. A dog properly licensed and vaccinated pursuant to this article, that bites any person, may be confined and quarantined at the home of the owner or wherever the dog is harbored and maintained with the consent of and in a manner prescribed by the Enforcement Agent.

B. Any animal other than a dog or cat that bites any person shall be confined and quarantined in an authorized pound or, upon the request of and at the expense of the owner, at a veterinary hospital for a period of not less than fourteen (14) days; provided, that livestock shall be confined and quarantined for the fourteen-day period in a manner regulated by the Arizona Livestock Sanitary Board. If the animal is a caged rodent, it may be confined and quarantined at the home of the owner or where it is harbored or maintained, for the required period of time, with the consent of and in a manner prescribed by the Enforcement Agent.

C. Any wild animal which bites any person may be killed and submitted to the Enforcement Agent or his/her deputies for transmission to an appropriate diagnostic laboratory.

D. Whenever an animal bites any person, the incident shall be reported to the Enforcement Agent immediately by any person having direct knowledge.

E. The County Enforcement Agent may destroy any animal confined and quarantined pursuant to this section prior to the termination of the minimum confinement period for laboratory examination for rabies if:

- (1) Such animal shows clear clinical signs of rabies.
- (2) The owner of such animal consents to its destruction.

F. Any animal subject to licensing under this article found without a tag identifying its owner shall be deemed unowned.

G. The County Enforcement Agent shall destroy a vicious animal upon an order of a Justice of the Peace or a City Magistrate. A Justice of the Peace or City Magistrate may issue such an order after notice to the owner, if any, and a hearing.

(Ord. No. 784, § 1, 10-23-78; Ord. No. 1620, § 1, 5-22-86; Ord. No. 3044, § 2, 11-4-99; Ord. No. 3044, § 2, 11-4-99; Ord. No. 3836, § 2, 10-23-06)

14-27. Authority to take control and custody of animals left unattended.

When an animal is left unattended due to the arrest of its owner or person in control of the animal, the County Enforcement Officer is authorized to take control and custody of the animal until the animal is claimed by the owner or owner's agent. Any animal taken into custody subject to this section shall be kept and released in accordance with the provisions of this article and the regulations promulgated thereunder, provided however, an owner shall have a minimum of seven (7) days to claim an animal before the impoundment period is considered to have expired.

(Ord. No. 3836, § 3, 10-23-06)

14-28. Dogs; liability.

Injury to any person or damage to any property by a dog while at large shall be the full responsibility of the dog owner or person or persons responsible for the dog when such damages were inflicted.

(Ord. No. 784, § 1, 10-23-78; Ord. No. 1620, § 1, 5-22-86; Ord. No. 3044, § 2, 11-4-99; Ord. No. 3836, § 4, 10-23-06)

14-29. Unlawful keeping of dogs.

It is unlawful for a person to keep, harbor or maintain a dog within the City except as provided by the terms of this article.

(Ord. No. 784, § 1, 10-23-78; Ord. No. 1620, § 1, 5-22-86; Ord. No. 3044, § 2, 11-4-99; Ord. No. 3836, § 4, 10-23-06)

14-30. Unlawful interference with Enforcement Agent.

It is unlawful for any person to interfere with the Enforcement Agent in the performance of his/her duties.

(Ord. No. 784, § 1, 10-23-78; Ord. No. 1620, § 1, 5-22-86; Ord. No. 3044, § 2, 11-4-99; Ord. No. 3836, § 4, 10-23-06)

14-31. Unlawful restraint of a dog.

An owner shall not cruelly restrain a dog or permit a dog to remain attached to a stationary object during extreme weather conditions.

(Ord. No. 4722, § II, 11-7-16)

14-32. Violation; classification.

Any person who fails to comply with an order of a City Magistrate regarding a vicious animal or fails to comply with the requirements of this article, or violates any of its provisions, is guilty of a Class 2 misdemeanor, and may be subject to imprisonment for a maximum period of four (4) months, or fined a maximum of seven hundred fifty dollars (\$750.00) or both. Each day a violation continues is a separate offense.

(Ord. No. 784, § 1, 10-23-78; Ord. No. 1620, § 1, 5-22-86; Ord. No. 3044, § 2, 11-4-99; Ord. No. 3836, § 5, 10-23-06; Ord. No. 4722, § III, 11-7-16)

ARTICLE III. - CHICKENS

14-33. BACKYARD CHICKENS.

CHICKENS MAY BE KEPT FOR PERSONAL USE ONLY ON ANY LOT THAT IS LOCATED WITHIN A RESIDENTIAL DISTRICT, THE PRINCIPAL USE OF WHICH IS A SINGLE-FAMILY RESIDENTIAL HOME, SUBJECT TO THE FOLLOWING REQUIREMENTS:

- a) NO MORE THAN FIVE (5) CHICKENS MAY BE KEPT ON AN INDIVIDUAL LOT.
- b) CHICKENS MUST BE CONTAINED WITHIN THE REAR OR SIDE YARDS AND MAY NOT BE PERMITTED TO TRESPASS UPON ANOTHER PROPERTY OR UPON ANY STREET, ALLEY, OR OTHER PUBLIC PLACE.
- c) THE CHICKENS MUST BE HOUSED IN A SECURED CHICKEN COOP. THE OUTER EDGE OF THE CHICKEN COOP STRUCTURE MAY NOT BE CLOSER THAN FIVE (5) FEET FROM ANY PROPERTY LINE ABUTTING, ADJOINING, OR OTHERWISE MEETING THE PROPERTY LINE OF THE RESIDENTIAL LOT OR PARCEL WHERE THE CHICKENS ARE KEPT. A CHICKEN COOP MAY NOT EXCEED THE HEIGHT OF THE SURROUNDING PROPERTY WALL.
- d) CHICKEN COOPS EXCEEDING ONE HUNDRED AND TWENTY (120) SQUARE FEET IN SIZE OR SEVEN (7) FEET IN HEIGHT REQUIRE A BUILDING PERMIT AND ARE CONSIDERED AN ACCESSORY BUILDING SUBJECT TO REGULATIONS PURSUANT TO SECTION 35-2202 ACCESSORY BUILDINGS AND GUEST QUARTERS.
- e) CHICKEN COOPS SERVED WITH UTILITIES (E.G., ELECTRICAL, PLUMBING) REQUIRE APPLICABLE PERMITS TO ENSURE CONFORMANCE WITH BUILDING SAFETY REQUIREMENTS REGARDLESS OF COOP SIZE.
- f) PROPERTIES MUST COMPLY WITH PROPERTY MAINTENANCE REGULATIONS CONTAINED IN CHAPTER 30 OF THIS CODE.

14-33. ROOSTERS PROHIBITED.

ROOSTERS ARE PROHIBITED ANYWHERE WITHIN THE CITY.

14-34. PENALTIES AND ENFORCEMENT.

ANY PERSON THAT VIOLATES THIS ARTICLE IS SUBJECT TO THE CIVIL PENALTIES IDENTIFIED IN CHAPTER 30-11 OF THE CHANDLER CITY CODE. ENFORCEMENT OF THIS ARTICLE WILL BE CONDUCTED IN ACCORDANCE WITH THE PROCEDURES OF ARTICLE II OF CHAPTER 30 OF THE CHANDLER CITY CODE. VIOLATIONS OF THIS ARTICLE ARE CONSIDERED VIOLATIONS OF THE CHANDLER PROPERTY MAINTENANCE ORDINANCE FOR PURPOSES OF ARTICLE II OF CHAPTER 30 OF THE CHANDLER CITY CODE.

Chapter 35 of the Chandler City Code is hereby amended as follows (additions in ALL CAPS, deletions in strikeout):

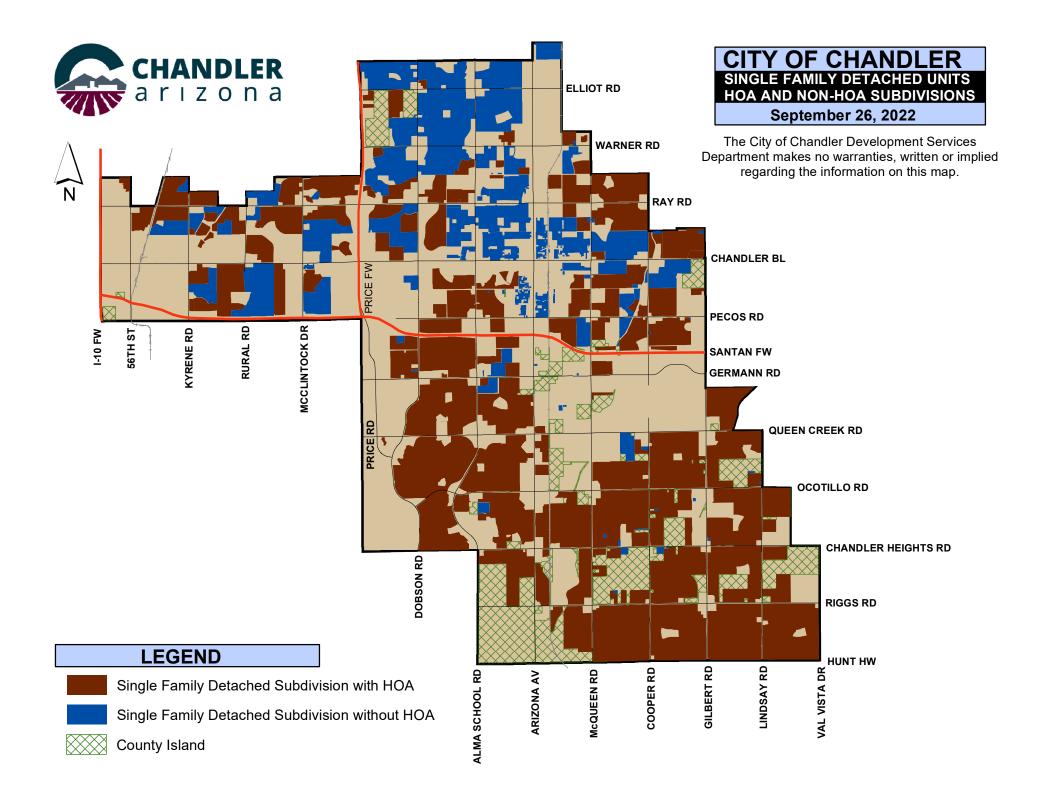
. . .

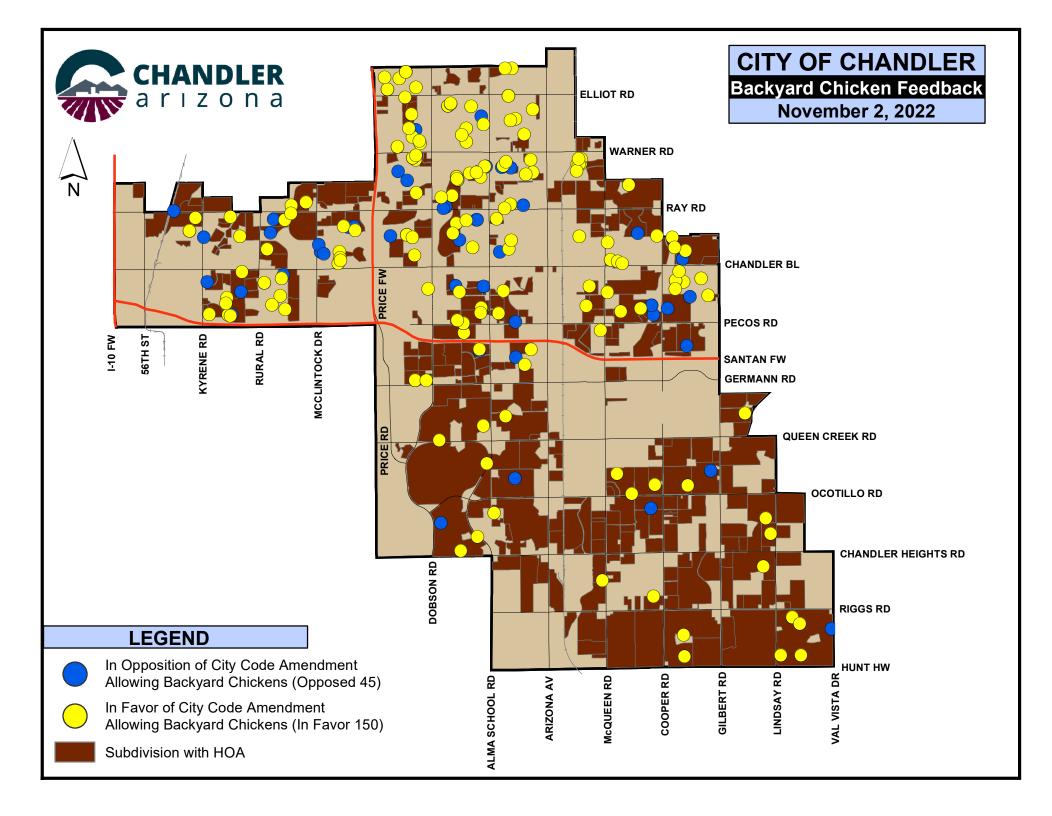
35-200. - Definitions.

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CHICKEN COOP: A SMALL STRUCTURE THAT IS USED AS A CAGE OR HOUSING ENCLOSURE FOR CHICKENS. A CHICKEN COOP INCLUDES ANY "CHICKEN RUN" OR ATTACHED ENCLOSURE IN WHICH CHICKENS ARE ALLOWED TO ROAM. A CHICKEN COOP EXCEEDING ONE HUNDRED AND TWENTY (120) SQUARE FEET IN SIZE OR SEVEN (7) FEET IN HEIGHT REQUIRES A BUILDING PERMIT AND IS CONSIDERED AN ACCESSORY BUILDING FOR PURPOSES OF THIS CHAPTER.

. . .





Name	Column1	Address	Position	Email	Comments
Natalie	Killmon	2325 W Temple St	For	nataliekillmon@yahoo.com	I think this is a great idea for small families! Please approve!
					My neighbors LOVED having fresh eggs from my chickens. I had them for an entire year before code enforcement got a tip stating I had chickens and that they had to be ren that the code enforcement officer knew that I had them and asked him when he was at his mailbox to allow her access to his backyard so she could see them over the fence and were allowing me to keep chickens in my backyard. I was not hurting anyone. When I was forced to rehome my chickens, you took away my natural pest control, a source
Barbara	Jackson	712 W Gary Dr	For	jacksonfamily480@gmail.com	sufficiency, and joy from my children. We have no HOA. We have a huge yard. Please, PLEASE allow chickens. I completely understand not allowing roosters and placing a lim it legalized. however the bottom speaks to WHY they should be allowed. PLEASE read. https:the-chicken-chick.comlegalizing-backyard-chickens-from
					Chickens are a valuable protein source and are very similar to dogs when it comes to imposing on nearby neighbors. Dogs bark occationally and require regular environmen minimal, occational calls that sound very similar to native arizona birds. 1-5 chickens do not smell when their environment is properly picked up and cared for. They can be abound, and supply and demand issues continue, residents need self sustaining food sources. The housing market has priced out middle class families, and they are now un access to self sustaining food protein options further puts strain on middle class families in Chandler neighborhoods. Please allow all homes access to a few chickens, as it is
Emily	Kimball	4091 E Firestone Dr	For	Emmy.kimball@gmail.com	security for all.
Cholla	Susini	2365 W Wetherby Way	For	cholla.susini@gmail.com	Please vote in favor of urban chickens in Chandler! Thank you
Tracey	Kaiser	2317 E Peach Tree Dr.	For	base1049@gmail.com	Chickens would be great if the owners provided a proper enclosure and protection. There are a lot unwanted predators thar could do a lot of damage to domestic animals a
Virginia	Lazaravich	1483 W Kesler Ln	For	ginfi13@yahoo.com	Chickens should be allowed in backyards, but with a specified number per square feet. Tunderstand the community concern regarding the keeping of chickens. One of the arguments I have heard regarding this issue is that, unlike dogs, noisy chickens cannot be personally do not believe that this holds very much weight in this argument. Dogs in my neighborhood seldom are kept 100% quiet, and the prospect of chickens (a primarily neighbors than dogs makes little sense to me. On a separate note, I am seeking to own chickens with my family, which we believe will be a really beneficial opportunity to lead allergies (mainly to dogs and cats). We are willing to work with the rules regarding how they are housed, avoiding owning a rooster, keeping them well cared for, and putting
Paige	Johnston Cazares	2455 E Redwood Ct 3309 N. EL Dorado Dr. 295 N Bedford St	For For For	claudialcazares@gmail.com.	for us to work WITH them in the case of personal and harmless endeavors such as this, not ban it all together. As a resident of the City of Chandler for over 20 years, I am hoping that this ordinance gets changed. My son has health issues and does not do well eating regular store boug since they are so expensive. Unfortunately, I soon learned they were not allowed even though my very close neighbors, I live off Guadalupe and Dobson, Tempe and Mesa we are not even noisy. Hens cluck and peep but not to the level of a barking dog. I've had neighbors who put their dogs outside after they leave in the morning and like clockwo circumstances and they are probably trying to do their best. But that's that's beside the point. Mesa and Tempe, among other cities, have allowed backyard chickens and the residents the ability to provide for their their own families especially with this inflation and uncertainty of what we will find at the grocery store. Thank you for bringing this u I would very much like to own a few chickens and dont see the difference between owning them vs cats and dogs who are way nastier and noisier.
Marian	Benton	20 S Twelve Oaks Blvd	For	marianbenton@gmail.com	The questionThe question of allowing hens in Chandler backyards has been a source of debate and was brought up previously, where it narrowly missed the ordinance pass allow some form of keeping and raising hens. Having a small number of chickens can provide families with fresh and healthy eggs and also teach children about raising anim their food comes from and the right to choose its source. In a time where we are experiencing historical inflation rates, it also allows for the residents to supplement our foo more are beginning to use gardening to enhance, if not replace some of vegetable food costs, it is only natural that we should be able to allow the backyard hen. This could r vegetable food scraps, which otherwise would go into the trash. The negatives regarding chickens relate to heresy and stories which are anecdotal at best, and do not outwe ordinance to pass would not cause this beautiful city to spiral into some sort of rural apocalypse of loose livestock running rampant and destroying the peace, nor would it do beautiful. Suggesting that this ordinance change would be an obstruction to Chandler city officials upholding current code is a bury the head in the sand tactic to delay this is with unique personalities. A triumphant noise at laying an egg is an infrequent event and could be compared to the number of chickens can provide families with fresh and healthy egg allows families to have more control over where their food comes from and the right to choose its source. In a time where we are experiencing historical inflation rates, it als protein with the eggs. Considering that more and more are beginning to use gardening to use gardening to use mess of vegetable food costs, it is only natural that we sho but also reduce landfill waste, as chickens can eat vegetable food scraps, which otherwise would go into the trash. The negatives regarding chickens relate to heresy and storie families to have more control over where their food comes from and the right to choose its source. In a time where we are ex
	Denton		101	mananbentoneginancom	I'm in favor of expanding opportunities for backyard chickens. There are many positives (eggs, pest control), with few negatives. Hens are not noisy, maybe for a few minutes construction, illegal fireworks, etc., chickens are nothing. I'd prefer more than the 5 being discussed. This is barely enough for 2 people and chickens don't require a lot of sp.
Kevin	Miller	603 N. Bullmoose Dr.	For		backyard chickens. I'd be in favor of allowing at least 8-12, or maybe more with a tiered amount based on lot size.
Raymond	Reed	2908 N Cheri Lynn Ct	For	mimestatic@hotmail.com	Please strongly consider bringing Chandler in line with the other valley cities and allowing people to keep a small flock of hens in their backyards. I think 5-6 hens (no rooster keeping chickens is an easy food security measure.
Jennifer	Pendergrass	2044 N 91st Place	For	jenniferpendergrasss@gmail.co	I think its a great idea to allow chickens to be raised within the city. We moved to Chandler almost 40 years and kept chickens for the egg benefit We soon found it was an op m find them to be smelly since we kept them clean fed and watered it is perhaps a little trendy these days to raise chickens but im all for limiting screen time and replacing it w
_			_		Thank you for considering this change. Chickens can be considered pets just the same as dogs, cats or lizards; with the added benefit of providing eggs and localized pest co
Scott Joshua	Felix Lazar	2806 n pennington dr 1415 E Jasper Dr	For For	jblazar287@gmail.com	but having the option to keep them as pets is a welcome change. Thank you. Chickens can be very beneficial to the community as Chickens can provide great pets, source of food and eats pest.
Joshuu	20201		101	Journa 20, @Email.com	Chandler needs to allow residents to have chickens. Chandler is currently the only city in the state of Arizona with a ban on chickens, which is sad. The arguments against chi true if chickens are taken care of, but based on these arguments, Chandler should ban palm trees and dogs. Like any blanket ban, instead of addressing the outlying issues, I also understand that some HOAs may prevent those residents from having backyard fowl, but those of us who do not live in an HOA should be allowed to raise chickens. Pl
Matt	FritzMiller	1641 W. Manor St.	For	mfritzmiller@gmail.com	chickens in our backyard.
Rachel	Schmidt	738 N Cactus Way	For	racheljschmidt9@gmail.com	To whom it may concern, I am a current Chandler resident living in a private home with my husband and daughter. We would love to be able to have back yard chickens! Wit present a great learning opportunity for our daughter in many different ways. Thank you for your consideration. Sincerely, Rachel Schmidt.
Brady	Dressendorfer	1637 W. Calle Del Norte	For	badlanz2@gmail.com	Would love to see chandler finally get on board with every ot city and allow chickens for families that want them. Please pass this proposal to allow Chandler residents to raise chickens as our neighboring cities already allow. From someone who can only eat fresh eggs; this would give
Treva	Dressendorfer	1637 W calle del norte	For	tfrogn2@gmail.com	kids the responsibility of raising chickens as well as sharing with neighbors.
Aaron	Booth	1646 W manor st	For	mlbu502@gmail.com	I would love to have Backyard chickens in Chandler. Multiple neighbors have discussed this and we all agree it would be a great experience for the kids, and eggs would be a
Jana	Rosales	112 S Cottonwood st.	For	janajinx@gmail.com	I think backyard chickens should be allowed for single family homes in Chandler. A maximum of 5 hens also seems reasonable. I don't see hens being any more of a menace that roam the neighborhood.
Lori	Misener	4254 E Cherry Hills Dr	For		Due to inflation and the financial hardships most residents are experiencing, it would be great to for residents to have the option to own a few chickens to offset it. Having be neighbors when cared for properly.
	miseriei				

removed from my property. (the neighbor advised that he in fact did not report us, and nee and take a photo. I had written letters from all my neighbors advising that they knew urce of food for my family, live, non-televised entertainment for my family, selflimitation on the numbers. And I agree! Please see this article: the top speaks to getting

ental clean up to prevent unplesant smells permiating neighboring spaces. Hens make e kept in small spaces with no nuisance to neighbors. As food prices inflate, recalls unable to buy homes with bigger yards. Allowing only those with large yards to have t is no more burdensome to neighbors as other pets, and would greatly improve food

s as well as small, wild animals that take refugee in populated areas.

t be brought into the individual's home to keep quiet. While this is a valid concern, I rily quiet backyard pet, with the exclusion of roosters) being more of a nuisance to learn how to take care of more interesting animals and work around the restrictions of ng in the effort to avoid them being a bother to our neighbors. The rules should allow

ought eggs. My first thought was no problem- we can get some chickens especially a were both allowed to have them. Chickens are not any worse than dogs. Actually they work the barking begins, but you know what, I just deal with it. I dont know their they are doing just fine. Chandler needs to allow backyard chickens and allow their s up and reconsidering this for our city!

assing. I would point out that almost all the cities in Maricopa, whether farmland or not, nimals, humanity, and responsibility. It allows families to have more control over where food sources with a healthy source of protein with the eggs. Considering that more and Id not only reduce carbon footprint, but also reduce landfill waste, as chickens can eat weigh the positives of allowing some families to own a small flock. Allowing this it deter from current code enforcement from doing their job of keeping the city is issue for possibly another 9 years. Chickens, like many birds, are personable animals cheers during a celebration. Allowing these chickens is guite a reasonable request. here it narrowly missed the ordinance passing. I would point out that almost all the eggs and also teach children about raising animals, humanity, and responsibility. It also allows for the residents to supplement our food sources with a healthy source of hould be able to allow the backyard hen. This could not only reduce carbon footprint, stories which are anecdotal at best, and do not outweigh the positives of allowing some npant and destroying the peace, nor would it deter from current code enforcement from head in the sand tactic to delay this issue for possibly another 9 years. Chickens, like a dog barks, a child cries, or a group cheers during a celebration. Allowing these

tes after laying an egg. Considering the noises of barking dogs, landscapers, space. In my opinion, stray or feral cats are far more of a concern and nuisance than

ters) is reasonable. Maricopa county is big on short-term disaster preparedness and

opportunity to teach our children to be responsible in caring for animals. We did not t with animal care

control. Not allowing roosters is something I support, I don't want to breed chickens,

chickens are weak at best - mainly that they are noisy and messy. Neither of these are es, responsible citizens are prevented from having something that can be a huge benefit. s. Please help bring Chandler in line with the rest of the state by allowing us to have

Nith high grocery prices it would help to provide eggs for ourselves. It would also

ve our family and kids the ability to provide healthy nutrient rich eggs and teach our

e a great source of protein for the family. Thank you! nee to neighbors than the constantly barking dogs and the large amount of stray cats

ng been raised in a farm community, I can say that they should not be an irritant to

Markie	Miller	2690 W MCNAIR ST	For	markiephiz@gmail.com	I would love to have a couple backyard egg layers. Is this something that is currently allowed? I am not supportive of roosters in neighborhoods with smaller backyards such
Brady	Dressendorfer	1637 W. Calle Del Norte	For	badlanz2@gmail.com	Would love to have the opportunity to grow backyard chickens to have fresh eggs. thanks
Jennifer	Koch	1621 W Ironwood Dr	For		The benefits of backyard chickens are crucial to our city and our agriculture. They are especially important in helping to address sustainability. No one should be denied the
					I support changing city code to allow hen chickens, not roosters in HOAs. many people would like to have chickens but are nit allowed to do so on their own property. In add
Angela	Stamm	1031 E Tekoa Ave	For	angi@stammonline.net	adhere to that rule.
Andrew	Lopez	4660 S big horn drive.	For		Yes on chickens.
					Happy to see this. Most homes affected by this are tract homes with smaller lots. A setback of larger than 5' would require the coop to be placed in the middle of the yard w
Tim	Jarnagan	4403 S. Mingus	For	tjarnagan@yahoo.com	space off the property line to make this ordinance feasable for homeowners. Thank You
Charlotte	Golla	5244 S Mingus Pl	For	charlotte.golla@gmail.com	I support allowing backyard chickens on single family lots in Chandler
Diane	Ortiz-Parsons	3340 N Carriage Lane	For	preference1972@gmail.com	Prochickens. Have you seen the price of eggs!
Ken	Rowlett	2171 E Galveston St	For	dawntillduskac@gmail.com	l agree that chickens should be permitted for residential use.
Lisa	Askey	2301 E Indian Wells Dr	For	lisa@rocketchics.com	Yes on the chickens!
James	Dean	1465 E Aloe Drive	For	-	Chickens would benefit Chandler.
Chris	McPherson	1422 W Winchester Way	For	signalguys@aol.com	If people want chickens let them have the chickens. With the price of eggs these days, I can fully understand why people want them. Upsetting the HOAs that don't want to a
Catherine	Lambson	1533 S 108th Way	For	clambson49@gmai.com	I am so happy to see the proposed changes in the code. My husband and I would like to have 5 laying hens in our backyard. We eat a lot of eggs and they are so expensive
	Lamboon	10000 10000 100			As a Chandler resident in a single family lot, living in a multi-generational family oriented community, I support the aforementioned amendments to our current backyard ch
Patti	Serrano	2302 E Chicago St	For	patti.serrano@gmail.com	of our Chandler families. I also agree with the 5 foot set-back as implemented in other cities. I believe these amendments will help our families who choose to hold chickens
Robertta	Gripp	4567 W. Linda Lane	For	xbedbugger@q.com	I have no problems with the hens in the back yard. I'd like to buy fresh eggs from a neighbor.
Robertta	Спрр	4507 W. Elifida Edite	101	xbcdbdggcr@q.com	These changes are great. Chandler was an agriculture town at one time and we have lost our way. This is a wonderful way to be semi-homestead. My comment for the 10ft
Kymberly	Mathis	640 W Mesquite St	For	kymberlymathis@gmail.com	birds such as quail or ducks?
Kathleen		· · · · · · · · · · · · · · · · · · ·	For	carlkatyc@usa.net	I'm absolutely in favor of back yard chickens no roosters please
	Cunningham Miskinis	1228 W Cheyenne Dr 1128 W. Barrow Dr.	For	patmiskinis@aol.com	Residents in subdivisions should not be allowed to have chickens or roosters, they should move to a farm, if they want to have chickens and roosters. They can be a nuisance
Patricia Carl		1228 W Cheyenne Dr	For	· ·	I am in favor of back yard chickens no roosters please
	Cunningham	-		crcdevils@gmail.com	I would love to have chickens and hope to see this change happen. I also love that there will be no roosters allowed.
Leigh Anne	Tucker	3514 W Detroit Street	For	inkgoddess@gmail.com	
Elizabeth	Stafford	921 N Fir Street	For		This is reasonable and right.
Faith	Krause	874 W Morelos St	For	faithannk@hotmail.com	This is such exciting news! Would like to keep the 5' property line clearance. I LOVE CHANDLER!
Copper	Bittner	4905 S Verbenia Pl	For	copper@zumagroup.com	Yes, please let us have hens in our backyards! Would love the company and the eggs!
			_		Love the idea especially during the current inflation and expensive grocery eggs. Definitely would have a few for personal use. Was raised on a farm so know roosters can be
Lori	Misener	4254 E Cherry Hills Dr	For	invictusaz@gmail.com	to make chickens rather than gather eggs.
Mary	Blanchard	505 W. Sundance Way	For	melizab52@gmail.com	We really hope you'll allow chickens in traditional neighborhoods. We've been wanting them a long time. Now would be even better due to inflation and health reasons. Ple
Lisa	Nash	2370 E. Stephens Pl.	For	nashgirl@live.com	I am fine with people having chickens in their backyards
Nicole	Alexander	1100 w Glenmere Dr	For		Yes to chickens. Let them eat the scorps.
Cynthia	Arnow	2300 W Temple Street	For	clarnow@yahoo.com	Hi,I dont mind chickens. I just hope they have a humane way of getting rid of roosters instead of killing them outright when theyre old enough to tell theyre rooster
Melissa	lp	5327 W Glenview Pl	For		Yes to chickens
Victoria	Van Sanford	3519 West Oakland Street	For	victoriavan97@gmail.com	I support people of Chandler being allowed to have chickens! My mother had chickens as a child in Phoenix and absolutely loved it. I think the amendments are great.
Sylvia	Ford	981 E Birchwood Pl	For	sylvia.ford@yahoo.com	Let people have chickens! Lets create a sustainable environment
Lisa	Sackett	4578 W Earhart Way	For	happyveggie2@gmail.com	I support having backyard chickens WITHOUT roosters! However, cleanliness of the coop and maintaining proper enclosures are important so flies and rodents dont become
Romana	Quick	2206 W Colt rd	For	romanaquick@yahoo.com	Yes to chickens!
Nicholas	Hurry	1621 w ironwood dr	For	chillaxx1313@gmail.com	yes to chickens
Teresa	Nuckolls	626 W Sterling Pl	For	tracebaker@cox.net	I am in favor of allowing backyard chickens, hens only, with a 5-foot setback.
Cindy	Hans	625 N Hamikton St	For		im n favor of this code change.
Jason	Leong	1173 E Jade Dr	For	leong.jason@gmail.com	Fully support to allow for backyard chickens, Thank you!
Jayme	Grossman	1961 N Hartford St, 1025	For	jaymegrossman11@gmail.com	I agree with the proposed changes.
Judy	Hand	865 W Fairway Dr	For	judyhandaz@gmail.com	Yes to backyard chickens!
Rachel	Sy	4136 West Gail Dr	For	kasukonisy@gmail.com	I support allowing backyard chickens as above!
JACCI	HALL	305 West Barrow Drive	For	jacci.hall@cox.net	I am in favor of Chandler permitting backyard chickens in all lot sizes. Thank you.
					It would be nice if Chandler allowed backyard chickens. I live in a non-HOA neighborhood and enjoy gardening and growing my own food. I would appreciate the opportunit
Scott	Guthrie	2545 E Commonwealth Cir	For	_@	Maricopa county allow some form of backyard chickens. The City of Chandler should move forward with the proposed code amendments to allow backyard chickens.
					Living in a Chandler HOA, near bodies of water, I almost always have the following in my backyard: - Geese Ducks - Coots Doves of two different varieties Some weird b
					of mockingbirds. Unless we're going to control the number of dogs and cats people can have, having 5 or 6 hens (no roosters) is a non-issue given the wildlife which has use
					control that, but it's silly to ban hens when I have flocks of Canadian geese stopping over and pooping in my yard, and pairs of ducks hatching nests of eggs in my landscapir
THOMAS	SOLLARS	3351 S Horizon Pl	For	thomas.sollars@gmail.com	enjoy the ducklings running around, and move on.
Nawwaf	Hazim	3201 North Carriage Lane	For	nicholashazim@gmail.com	Hello, please we need to have chickens in single family homes backyards. please keep up informed thank you
		5		<u> </u>	
Angie	Trevino	451 W. Greentree Dr.	For	angtrevino45@gmail.com	100% in favor for allowing backyard chickens. The limit of 5 sounds reasonable. The 5 feet from the property line for the coops also seems reasonable. Again, restating tha
Karen	Wert	1116 N Lakeshore Dr	For	kharynw@gmail.com	Really glad to see this happening.
Christopher	Wert	1116 N Lakeshore Dr	For	vintner25@gmail.com	YAY! Wahoo.
Dacia	Rocha	2317 W el Alba Way	For	rdacia07@gmail.com	I say yes, please amend to allow chickens I support these amendments as stated.
					I am 100% for backyard chickens. Fresh eggs are an amazing thing to get everyday, plus chickens are just so fun to watch. They aren't loud enough to bother neighbo, and ar
Megan Cragbo	ar Megan Cragbes	ac 4425 S Basha Rd	For	mcraghead@gmail.com	the further set-back for coop would be necessary
incean cragile	activice and chagiled		101	incragnead@gmail.com	In favor of allowing urban chickens. I think the set back requirement is excessive in the case the lot has a block fence of 5'. Would be better to have it 5' or below the block f
Leonard	Pennock	1877 E Victoria St	For	leonardnonnock@cox.not	
Leonard	Pennock	1877 E Victoria St	For	leonardpennock@cox.net	as most CCR are very hard to change. The precedence is there with PRB-1 that prevent the enforcement of CCR rules against TV and Satellite antennas.
	Aller		E e u		Backyard layer hens should be allowed. No roosters. The distance from the fences should apply only to the coop. If people allow their hens to walk all over their backyard
A	Allen	1553 W CHICAGO ST	For	angieaz2012@yahoo.com	would be a GREAT idea.
Angie					Thank you for reconsidering allowing us, Chandler residents, to have backyard chickens. Especially in these uncertain times of inflations and food shortages it is a welcome r
-	_		_		ballove we chould go about and raplicate what they are doing in keeping the E feat rule from the property line
Claudia	Cazares	3309 N El Dorado Dr	For	claudialcazares@gmail.com	believe we should go ahead and replicate what they are doing in keeping the 5 foot rule from the property line.
Claudia Cathryn	Goettel	982 N Lakeshore Pl	For	mrs.goettel07@gmail.com	I think allowing backyard chickens is a great idea!! Chandler is 1 of only 2 cities in the Phoenix area that doesn't allow them. I think its time to change that and allow Chandler
Claudia Cathryn WILLIAM		982 N Lakeshore Pl 1403 W MESQUITE ST	For For	mrs.goettel07@gmail.com jesusrockstheusa@gmail.com	I think allowing backyard chickens is a great idea!! Chandler is 1 of only 2 cities in the Phoenix area that doesn't allow them. I think its time to change that and allow Chandler Yes to chickens.
Claudia Cathryn	Goettel WHEELER Sorenson	982 N Lakeshore Pl 1403 W MESQUITE ST 1116 W Mesquite St	For For For	mrs.goettel07@gmail.com jesusrockstheusa@gmail.com ninkitty@hotmail.com	I think allowing backyard chickens is a great idea!! Chandler is 1 of only 2 cities in the Phoenix area that doesn't allow them. I think its time to change that and allow Chandler Yes to chickens. I would love to see Chandler residents be able to become more self sustainable! Please allow us to have these 5 Hens!
Claudia Cathryn WILLIAM	Goettel WHEELER	982 N Lakeshore Pl 1403 W MESQUITE ST	For For	mrs.goettel07@gmail.com jesusrockstheusa@gmail.com	I think allowing backyard chickens is a great idea!! Chandler is 1 of only 2 cities in the Phoenix area that doesn't allow them. I think its time to change that and allow Chandler Yes to chickens.

uch as mine, as it becomes a noise issue.

the ability to provide food for their families.

addition, the 5' rule would be best because of homes are built it would be pretty hard to

d which is unrealistic for most homeowners. Please consider the 5' setback as enough

o allow it is just an added bonus!

sive in the stores an not always the freshest. I hope and pray these pass. d chickens code to create a more expansive and flexible code better meeting the needs ens for a variety of purposes.

10ft distance, would this include the alley way buffer? Will there be any issues with other

ance.

an be noisy, so can see limiting roosters as only needed if you intend to actually intend

Please seriously consider voting yes. Thank you.

ome an issue.

unity to also be able to raise chickens for fresh, humanely raises eggs. Most other cities in

d bird that goes hernk and sounds like a chicken with a head cold. - A virtual infestation used my yard as their home and breeding ground for years. Not sure how the HOA can aping. None of which I, or my neighbors, actually mind. We just clean it up, deal with it,

that I am in favor of allowing backyard chickens in Chandler, AZ.

d are relatively easy to care for. I'm trying to find the downside. I don't understand why

ck fence line. Would be good to put a rule in place that prevents HOA from preventing it

vard that should be up to them. Hens may want to lay against fencesin the winter. This

ne relief. Our neighboring cities have successfully implented backyard chickens and l

dler residence the opportunity to have chickens.

Wire mesh flooring, rodent-proof feeders, etc.

Angela	Lilley Beus	3508 West Ivanhoe Street	For	_@	Yes to chickens!
Amber	Cloutier	600 S Aspen Dr	For	amber.cloutierstandiford@gmai	I. Yes to chickens
		·		5	
Shannon Powe	ell Shannon Powe	ell 6253 S Gold Leaf Place	For	shanpow08@gmail.com	I fully support this change. Hens are far more quiet than dogs AND the crazy pet birds my backyard neighbor keeps on the back porch during nice weather that continuousl
Amy	Reed	2150 W CHICAGO ST	For	amyjoreed@hotmail.com	Yes to chickens!
Kristi	Chaddick	5331 W Del Rio St	For	kchaddi@msn.com	l am excited to have an opportunity to have backyard chickens
Frank	Kostyun	4606 W Milky Way	For	frankw.velo@gmail.com	It would be a nice addition to be able to supply eggs for the family and reduce pests naturally.
kevin	miller	603 n. bullmoose dr.	For		In favor of expanding access to backyard chickens to more properties; however, properties currently zoned to allow chickens should not be more restricted by the ordinance
					My household supports the permitting of chickens to be kept on single family lots under the proposed requirements and restrictions. This would provide many citizens the
Kyle	Porter	1322 W Linda Ln	For	kylerporter@gmail.com	community around them and the City as a whole.
					l absolutely think Chickens should be allowed within the city, and know many others that agree! I had many friends growing up who lived outside the city or on a county isla
					food shortages are today, who is the city to tell residents they can't produce their own food? I understand ordinances against roosters, and against large animals like cows.
Molly	Pendergast	3784 S Danyell Drive	For	mollykp2000@gmail.com	prioviding more of their own food.
Sarah	Beck	1600 w marlboro Drive	For	seb3244@gmail.com	Yes for chickens no for roosters!
Sarah	Bryce	1602 w marlboro Drive	For	-0	Yes chickens
Brooks	Bryce	1600 w marlboro Drive	For	brooksbryce@gmail.com	Yes chickens
Donna	Munoz	2669 W. Oakgrove Ln	For	munozdonna@cox.net	l am not in favor of allowing chickens in Chandler.
Tyler	McClanahan	2201 E CINDY ST	For	fredmonjr@gmail.com	Do not deny americans the ability to produce much needed and unprocessed protiens for their families when the UN says biblical famines are coming
Tina	Ingen	1600 W Marlboro Drive, Suite	e For		Yes!!! We have a right to having chickens in our own yard!
Alana	Hildebrand	1602 W Marlboro Dr	For	alanawaters@	Yes please allow chickens
			-		To chandler City Council. As a resident, I am for allowing backyard chickens in the City of Chandler. Our world is changing, hopefully towards self sustainability with the cos
					allowed, I have never heard of chickens being a problem whatsoever. They are not noisy as having roosters and they keep the pesky insect population down, which is a plus
Lorence	Zacpal	2630 E Folley Place	For	mypopatko@gmail.com	future. Thank you!
Zachary	Gordon	1313 East Detroit Street	For	zackgordon016@gmail.com	I fully support the proposed code changes allowing backyard chickens.
Lachary	Gordon	. STS LUST Dell'OIT SUICEL	101	Lucigor dono roleginali.com	When we lived in Gilbert, we had 3 hens. It was a great experience, and our neighbors didn't mind because we would give them eggs every once in a while when we had too
Fred	Owsley	251 N Senate St	For	frederickjowsley@yahoo.com	friends who had a farm in Queen Creek. I am fully in favor of allowing backyard chickens in Chandler. i think the biggest hurdle will be to have HOAs realize the benefits of
iieu	Owsley		101	in coentrajowsie y wyanoo.com	mentor who have a faith an govern ereck. Faith daily in taken of anothing backyard enckers in Chandler. Furthis the biggest hurde with be to have how realize the benefits of
Cara	Kata Imadali	4920 West Carla Vista Ct	For	skirababaz@gmail.com	I agree with the above oropop changes . I would have hens in my yard as well if it passes. The 5 foot requirement will significantly limit many people since only larger prope
Sara Jill	Katz-Imadali	4829 West Carla Vista Ct	For	skirehabaz@gmail.com	Love the proposed changes to allow urban chickens! Next maybe the HOAs will allow them as well. I would think a 5 foot setback is sufficient.
·	Himes	3301 W Genoa Way	For	jillhimes@cox.net	With the high cost of food these days, i think allowing families to have chickens is a great idea. im all for it.
Dawn	Valentine	1044 E, Cindy St.	For	dawn61357@gmail.com	
Rebecca	Fulton	456 s Rita Lane	For	becaallen@yahoo.com	Let people have chickens
Berkan	Alanbay	4523 W Commonwealth Pl	For	berkanalanbay@gmail.com	This is great news. I hope it passes soon.
Trent	Ruehl	1201 W Carla Vista Dr	For	trarizona@yahoo.com	Voting Yes For chickens on All single family properties. My neighbors have chickens and I have Zero issues with them having chickens.
Megan	Richardson	554 N Sunset Drive	For	meganemilyrichardson@gmail.c	
Karen	Cox	1423 W El Monte Pl	For		Yes let them have chickens
Ryan	Richardson	554 N Sunset Dr	For	ryanmattrich@gmail.com	Yes to chickens in Chandler!
					I am excited to see the city is reviewing this and am hopeful that i can have chickens on my property. I do feel that a 10-20 set back requirement is too great and would really
	-		_		shade in determining placment so people are not going to want to put the coop in the middle of the yard. Also as described, the HOAs will have governing rules about chick
Katie	Oxnam	1951 East Laredo Place	For		to me less conservative with its rules. Thank you!
L .			_		I am all for a limited amount of chickens being allowed in a persons backyard. It would be nice as egg prices have risen in the last year. I understand some homeowners see
Evie	Heller	710 West Sterling Place	For	eviejlewis@gmail.com	etc.
	C : C		-		
Colleen	Sigfusson	1151 W Canary Way	For		Hens in the backyard SHOULD be permitted for all who would like to have them. Since many of us who don't have dogs have to put up with them and their barking, certain
					I think allowing more residents to have chickens is a great idea. Please consider increasing the numbers allowed based on lot size. Based on reading the summary, it seems
holly	hall	603 N tamarisk st	For	holly1@hollyelizabethhall.com	5 hens.
					We feel this would be a positive ordinance re ision, given the restrictions and regulations the chickens could enhance the environment. i grew up with chickens and they ate
Barbara	Trotter	1855 W Orchid Ln	For	trotter52@cox.net	residences to have chickens.
					I am not opposed to allowing backyard chickens in singe family homes. I would favor the proposed Chicken Permit as a no fee application, primarilry to have the applicant a
Duane	Lidman	2315 W. Palomino Dr.	For	partyof5lids@msn.com	proposed 5 foot setback. I favor a 10 foot set back for chicken coops. A 10 foot setback will keep coops out of the majority side yards that could be adjecent to a neighbor's
Hank	Allyn	461 N. Cheri Lynn	For	cdboss@hotmail.com	Chickens are my therapy.
Grace	Stuart	2209 West El Prado Road	For	gracerstuart@gmail.com	In favor of allowing hens and no roosters in single dwelling homes where the chicken coop is at least 5' from propety line. i would like more clarity on what is a viloation, for
Scott	Molloy	152 S Jackson St	For	scottdmolloy@gmail.com	prefer I approve of this change but am disappointed HOA's are not included as it is impossible for HOA's to change their rules
Jill	Leonard	845 W Dublin St	For	waxy_cat_ear@hotmail.com	Gilbert allows chickens and so should Chandler.
Mary Kay	Kochman	2349 W Flint St	For	kaykstuff@cox.net	l agree to allowing hens on residential properties. It is nice to have the fresh eggs and the chickens help with bug control. Thank you.
Myriam	EYTHRIB	2228 W Ironwood Dr.	For	louisemyey@live.com	Every single home should be able to have chickens if that's the homeowner's wish. NO 10-20 ft setback, that would limit the number of properties being able to have chicken
					We need to continue to allow residence of Chandler to own chickens and keep them on their property. We need to continue to allow residence of Chandler to own chickens
Sharon	Gridley	1880 North Hamilton Pl.	For	buckshar@yahoo.com	are pinneepeople rely on chickens for food. As long as they are penned, they are harmless to other residents No roosters, but chickens are quieter than other domestic ani
Chase	Doughty	665 E. Temple St.	For	_@	No issue with neighbors having chickens.
Rachel	Cordova	656 e estrella dr	For	rmrichardson0914@gmail.com	Chickens absolutely should be acceptable and permitted in our neighborhoods! Especially in the current state of the economy. I think this is a fair proposal.
Nicolette	Perez	681 E. Estrella dr	For	perez.nikki87@gmail.com	Yes, for chickens on residential properties.
				<u> </u>	I think anyone wishing to have chickens should be allowed. Not only do they provide fresh eggs their scratching help cultivate the grass making it healthier and needing less
					are sprayed to leach into the ground water. The chicken dropping also provide a good fertilizer for the garden. Not to mention the calming effect watching them roam the b
Clarence	Byers	5603 W Folley st	For	clarence.j.byers@gmail.com	days.
	,		-		Let mw know how we can support the continuation of allowing backyard chickens! we have been chandler residents for over 20 years and we support this wonderful oppor
	Collins	5525 W. Cindy St.	For	mamab.collins@gmail.com	disruptive than barking dogs and roaming cats :)
Rehecca	Comins	SSES W. Childy St.	101	manual.com/s@gman.com	Chickens should be permitted within the city of chandler as proposed in this amendment. Given the nature of newer homes, it would unfairly target some residents to impo
Rebecca					grew up on property next to chickens and rarely heard them. The dogs were much louder and disruptive to our daily living than any chicken ever was. I strongly support add
Rebecca					
	Prophotor	2800 W/ Nowton Ct	For	zpropheter@gmail.com	
	Propheter	2800 W Newton Ct	For	zpropheter@gmail.com	modern mind set of sustainable living in the that chickens can create when properly cared for.
Rebecca Zachary	Propheter	2800 W Newton Ct	For	zpropheter@gmail.com	modern mind set of sustainable living in the that chickens can create when properly cared for. Please help all Chandler residents have the opprotunity to be more self-reliant and food secure by raising their own chickens. Chandler has done a wonderful job of encourse
	Propheter Audra Pettit	2800 W Newton Ct 4447 E Firestone Dr	For	zpropheter@gmail.com audrapettit2017@gmail.com	modern mind set of sustainable living in the that chickens can create when properly cared for.

usly squawks like a pterodactyl!! Plus, they can provide eggs AND education for children.

ince.

he opportunity to enjoy keeping a small number of chickens, with minimal impact on the

island specifically so that they could have chickens. Especially with how bad inflation and vs. But chickens are like gardens in that it is a way for the average person to start

cost of food and everything else going up, In neighboring cities where chickens are plus! The Backyard Chicken Ordinance will help our city move forward into a sustainable

too many. When we moved back to Chandler 6 years ago, we had to give them to our of chickens.

operties can maintain that and find an appropriate location in their yard.

eally limit coop placement for chicken owners. Usually you want to take advantage of ickens that will probably be even more restrictive so I think it would be better for the city

see them as a nuisance, but the same can be said of dogs, cats, other birds, kids, music,

inly those who prefer chickens should be permitted to have them. Thank you ems that you would be be reducing the numbers allowed on larger lots from unlimited to

ate bugs, and were not a nuisance, so would be in favor of allowing more single family

nt acknowledge the code requirements that they need to follow. I am opposed to the or's bedrooms.

for example, what if the chicken coop isnt cleaned and smell is very bad?

cken, 5 ft it more than enough

ens and keep them on their property. People rely on chickens for food. As long as they animals!

ess water they provide a pesticide free form of pest control so less harmful chemicals ne back scratching. Everyone knows we all can use a little less stress in our lives these

portunity for families as long as they are thoughtful of neighbors! chickens are no more

npose more than a 5 foot minimum for chicken coops and I suggest it is left at that. I adopting this to allow residents to own chickens so that Chandler can move into a more

uraging gardening education programs in our community. Allowing backyard chickens is Ild see grocery shelves empty out so quickly in our neighborhood as we did. Chandler

Craig	Miller	1592 E. Morelos St.	For	azcraigrr@cox.net	I am in favor of being able to have backyard chickens. I am in favor of allowing backyard chickens. My family had them when living in Mesa and our neighbors never even realized it until we told them. They are useful for pest cor
Matthew	Jacks	733 E. Whitten St.	For		equal to or better than other types of pets (dogs, cats, etc.).
Susan	Mina	661 South Fir	For	cottonbee2@gmail.com	I hope this will be approved i am all for it i wish i could have chickens too but probably our HOA won't allow it. The eggs are better and chickens are just great. I am so hapy
Ladd	Parry	708 w. Templel st.	For	bosshoss44@aol.com	I believei chickens are a positive.
Alicia	Evard	1460 North Hamilton Place	For	alicia.evard88@gmail.com	Please don't make me gwe rid of my pets.
•					I do not mind my neighbors owning chickens in their backyards. With rising costs of food, the citizens of Chandler should be given reasonable allowances to be selfsufficient
Sabrina	Cox	1444 N Hamilton Pl	For		chickens in the backyard should be allowed.
Melissa	Bisher	2301 W Brooks St	For	mbisher1@hotmail.com	I would absolutely love having chickens in my backyard. It is no differnt then having dogs or cats. I agree to the five feet rule to allow more people the oppurtunity to have th
					Backyard chickens are a fantastic idea. The 5ft setback rule is super dumb especially when Chandler allowed houses to be built 8 ft apart. But allowing chickens is good for s
Neil	Tallo	2105 W Weatherby Way	For	ntallo@aol.com	this!
Rebecca	Kingsbury	3508 W Erie St	For	snopt2002@yahoo.com	It would be great to allow backyard chickens. Every other city has them except for Glendale at the moment. They eat bugs and scorpions. They do not smell and are quieter t
Katie	Morgan	2208 N Arrowhead Dr	For		I'm in favor of the zoning changes to allow 5 chickens on single family properties.
Kenneth	Rudolph	2301 W Brooks St	For	kelaru1@gmail.com	l agree to having chickensl love
Mario	Inclan	507 W. Caroline Ln	For	inclanfam@gmail.com	There's no reason why government should even have a say in chickens. But 5 ft from the wall is far enough and this should be an easily amended bylaw. Go forth and lay egg
Lenore	Zahn	517 W. Sundance Way, West		leezahn@yahoo.com	I support this. I have been thinking qbout this myself. With food cost rising I think great idea. I agree with bo roosters
GAIL	HAHN	653 E TEMPLE ST	For	aghahn79@outlook.com	I am in favor of chickens in my neighborhood and anywhere else in Chandler. Please continue to allow them.
Frankia	Llama		Fer	frankisthern (Correil er m	I need chickens for eggs My Doctor told me to homegrown eggs. have health problem and need. iron plus or pets and I can name lots ofthings they or good for I have for protein. So when I have more than I can eat I gave them to a friend that have capter for I have my chickens.
Frankie	Henry	1460 N Hamilton Pl	For	frankiethenry46@gmail.com	for protein. So when I have more than I can eat I gave them to a friend that has cancer So I hope I can have my chickens .
					Chickens are no louder than kids or dogs and provide families the opportunity to learn about caring for animals, producing healthy foods, and creating amazing memories b
love d	Carla	COE North Ash Drive	Fee	ious d@ious das de sere	uncared for chickens can be a nuisance. But that happens significantly less frequently than those of us who properly care for them. Please dont punish good people because
Jarod	Gorla	685 North Ash Drive	For	jarod@jarodgorla.com	I support allowing backyard chickens in Chandler. I have been a resident of chandler sonce 1985. People should be allowed to make reasonable decisions on their own prop
Mark Corla	Mark Corla	CRE N. Ach Drive	For	markaa 176 @amail.com	
Mark Gorla Brenda	Mark Gorla	685 N. Ash Drive 2640 N Tamarisk St	For For	markgo176@gmail.com brendatrefzger@gmail.com	ordinance Please pass this ordinance to allow backyard chickens
Deborah Mark	Trefzger	685 North Ash Drive	For	4gorlas4god@gmail.com	What a great idea! Another benefit is a couple chickens are a great healthy bug control squad! Sounds like the city is taking a logical approach. Thanks for considering this op
	Guna	085 NOTET ASIT DIVE	FUI	4g01/as4g00@g11/ail.com	I am a stay at home father who needs to feed a family of four on a budget of 60-100 dollars per a two week span. The inflation that has impacted eggs and chickens has beer
					become less common now. Permitting chicken ownership can help easy the financial burden for many people and allow better meals to be cooked at home. Family's will be
chris	hatch	684 w mesquite st	For		chicken to the egg, they can use the animals to teach self sustaining lessons to children, they can bake cakes again. I am greatly for chickens and I hope to see this passed.
	Hatch	084 W Mesquite St	FUI		Hello, I think allowing a maximum number of 5 hens (no roosters) per house is a fantastic idea! Allowing all homes to have chickens has so many benefits; for one, they're gr
					fertilizer). They teach children (and people in general) about animal husbandry. And they provide a home grown food source (eggs and meat). However, when it comes to pe
					about people abusing the number of allowable hens, what is a humane way of disposing of roosters and educating the public on how to properly care for these birds (having
					in summer months, veterinary care if they are injured as literally everything is trying to kill them). Additionally, with keeping animals outside comes the animal smells; therefore
Carmen	Richards	1624 N. Calle Circle	For		property lines greater than 5 feet.
	Richards		101		I am all for allowing a limited amount of chickens (no rosters) in all residential homes in chandler. I have been around chickens all my life. They make great pets and have new
Lisa	Smith	1042 w Estrella Dr	For	lisas@homemail.com	cats they need to be taken care of and cleaned up after so i hope the city will enforce proper codes for all Pets
	Shinth		101	isasenomentali.com	I am not opposed to chickens in backyards. We hear many dogs making noise, what is the difference? Can we ban dogs too? People do not pick up after their dogs enough.
Jared	Dowdle	1121 W Longhorn Dr	For	jareddowdle@gmail.com	yards. The dog problem is only getting worse. We need to respect each other.
PARRY LADD	PARRY LADD	708 w. Temple st	For	bosshoss44@aol.com	We agree chickens shold be allowed in moderation I agree with the propsal
joshua	stewart	1321 W gila In	For	jdxstew@gmail.com	HI, I know we would love to have chickens in our yard. My kids have been hoping for this since he last time it was up for vote.
5		0		, -0	No Chickens in City and suburban areas. With chickens come the smell of chicken poop. I dont want my backyard made unuseable because of the smell of chicken poop from
					just another ridiculous fad. What is the city going to do when people who thought it would be cool to have chickens start abandoning them because they find out having live
Darla	Pagliari	1781 W Gary Dr	Against	2shopdp@proton.me	pandemic and now returned, like the cats abandoned that created our enormous feral cat population. NO CHICKENS IN URBAN AND SUBURBAN AREAS.
	0	<u> </u>	0		
					Per Aug 22, 2022 News Jaques said his team expects it will mostly get noise and smell complaints if the Council ends up approving a limited number of hens in residential
					difficult to enforce. REPORTED IN THE NEWS in AUGUST 2022The recent outbreak of the deadly H5N1 strain of avian flu virus in the Unit
					and easily transmitted, this particular strain of influenza can cause severe illness, especially in chicken and turkey flocks. The resulting mortality losses can reach 75 to 100%
					medications available within the United States. Utilizing sound biosecurity strategies when dealing with your flock and being extremely observant of the condition of individu
					and spreading this disease. This strain of avian flu virus can wreak havoc, and cause painful, agonizing deaths to the birds it infects. Sick chicken symptoms include swelling c
Leslie	Minkus	3372 E Gemini Ct	Against	faminkus@msn.com	digestive tracts, and neural impairment are just a few of the more extreme, destructive results that do occur.
•					I'm against amending the backyard chicken ordinance beyond the existing AG-1 and FS-33 zoned properties. To get a reasonable and fair public response YOU MUST REQUES
Leslie	Minkus	3372 E Gemini Ct	Against	faminkus@msn.com	make comments on this page since 99% of the Chandler Residents do not know that this comment page exists.
					I was not aware that this form existed, otherwise I would have replied sooner. The mayor and council should not pass any ordinance or amend any ordinance that will not e
					presented to the city manager, mayor, and council over the years documenting that traditional neighborhoods are in need of proactive, comprehensive, and strict code enfo
					has been an issue for years and has not shown much improvement in traditional neighborhoods. Adding another duty, especially one dealing with live chickens and health of
linda	sawyer	1158 w linda lane	Against	lindasawyer7@yahoo.com	neighborhoods.
Carolyn	Arkins	1180 W Linda Ln	Against	jcarkins62748@gmsil.com	Fo NOT want chickens in my neighborhood, since code violations currently are visible, means chicken violstions will make everything worse!!
Wayne	Oehler	1180 W Linda Ln	Against		r Do NOT want chickens in my neighborhood because currently we have health code violations existing. Our code officers already overburdened unable to get job under contr
Debra	Oehler	1180 W Linda Ln	Against	cosmicsleepwalker@centurylink.	r We currently cannot get existing health and safety code violations in my area under control, chicken violations only add more!!! NOPE! Absolutely no chickens!
					Having chickens in yards with such close proximity to neighbors is going to be a messy situation. The city will no doubt have many more code violations to handle. I have not
Ellen	Schrader	2300 W. Palomino Dr	Against	ellenschrader73@gmail.com	which we all know some people won't, it will be dirty and possibly a health hazard.
					No chickens in residential properties pls. The stench is not limited to the chicken owner's property. Neither is any other noise from chickens. And absolutely NO roosters. The
Darla	Pagliari	1781 W Gary Dr	Against	2shopdp@proton.me	Please No. It's a fad and a stinky one. If you want to be a farmer, go buy a farm.
Sally	Colatorti	1080 N McKemy Ave	Against	desertmarketingaz@gmail.com	Please do not allow this.
Rebecca	Lemmermann	856 W erie st	Against	reb85225@yahoo.com	I do not want chuckens living next to me due to potential for vermin
					Absolutely NOT! The last thing I need are chickens squawking in my neighbors yard. Animals belong on farms not standard lots. Between the noise and the stench it would b
Eric	Nerenberg	2073 E Nathan Way	Against	webneck@cox.net	new lax law. NO, NO, NO, NO, NO!!!!!!!!!!!!
					You already have a proposed complaint process because you know they are inevitable. There is already a coyote problem and this will most likely make it worse. Then there
Greg	Stone	1583 E Monterey St	Against	rockdnhwy@yahoo.com	environment where I am awakened at daybreak every day I wouldn't have moved to a subdivision in Chandler.

control, producing eggs, and teaching kids responsibility. In these regards, they are

apy this is finally being considered

ent and provide food for their families, friends and neighbors. Raising and having

e them. As for the the chicken poop makes a great additive for gardens. or scorpion control and great for sustainable and healthy food. Great job for allowing

er than dogs. They give families food.

eggs

had a doctor had them in in his house. I lost 2 husband to cancer. and they ale our eggs

es between me and my kids. I understand the idea of balance and a yard ran amok by use of 1 or 2 bad caregivers.

property, without government controlling everything. Be reasonable and approve the

option for some residents.

been difficult to overcome. Eggs were a staple of breakfast and baking but they have be in control of how much antibiotics and steroids are being transferred from the

e great for home gardeners (a natural way to control bugs and pests and they provide o people caring for animals, there will be those that do not do it correctly. I am worried ving general rules around providing them food, water, shelter, shade, keeping them cool erefore, I do think it would be a good idea to make the chicken coop setback from others

never made noise all night, chased my cats, or tried to bite my postman. Like dogs and

gh. At least chickens do not leave their poop in common areas and other people's front

rom neighbors chickens. People who want chickens should buy a rural property. This is live animals is actual work and cost money. Like all the pets taken from shelters during

tial backyards. He said that kind of complaint is hard to measure and will make it United States and Canada, bird flu 2022, is a reason for immediate concern. Highly lethal 10% within days. Currently, there are no approved avian influenza vaccines or vidual birds are currently the surest methods to protect your poultry from contracting ing of the head and neck, respiratory distress, hemorrhaging within the respiratory and

UEST FROM, BROADCAST TO and NOTIFY ALL CHANDLER RESIDENTS that they should

ot enhance and benefit the overall community. Photos of neighborhoods have been inforcement. To state that the department has the violations managed is untrue. This lth concerns would be an detriment to the neighborhoods to already stressed

ontrol. Will be worse

re neighbors with chickens already. They can be very noisy. If they're not taken care of,

They crow all day. Lived near one in another area of Phx. I hated that %@! rooster.

Id be intolerable as people are willing to try to game the system or take advantage of a

ere is the noise, waste, and feed which is bound to attract pests. If I wanted a country

					NO to chickens or roosters in residential areas. When we were looking for a house, my Realtor was meeting us at a potential purchase. He arrived first and would do his Re backyard. To my surprise when we arrived, he said we needed to go to the backyard first. This was out of character but he did things for a reason so we went to the backyar and the noise of the chickens being chickens, and knew that would be a 247 issue and we immediately left. I love fresh chicken eggs but seeing a neighbor with chickens and
Donna	Kutarnia	3361 W. Ivanhoe Ct.	Against	fittofish@gmail.com	having them in residential areas. I read the article Joseph D posted and it gives some thoughts about not having chickens in a residential area in-depth.
Blanche	Agate	740 S Pineview Dr	Against	blancheagate@gmail.com	NO more chickens! Go buy farm land!
william	utsch jr	421 S 132nd St	Against	billutsch@hotmail.com	I oppose allowing chickens on all single-family lots in Chandler
					The city currently has an issue with dogs and cats being neglected. Now we are looking at adding chickens. I hope the city does a cost and procedural review on how the city confiscation and chicken transportation. How many more Code Enforcement Officers will be needed and what protective supplies will they need to deal with chickens. I hope the city does a cost and procedural review on how the city confiscation and chicken transportation. How many more Code Enforcement Officers will be needed and what protective supplies will they need to deal with chickens. I hope the city does a cost and procedural review on how the city confiscation and chicken transportation.
David	Delgado	2160 E Hulet Dr	Against		council members and not hidden like was done with the trash rate hike.
Ι.					I am not in favor of allowing chickens on all single family lots. Definitely do not support any change that would override HOA rules prohibiting chickens. If approved, minimu
Laura	Arashahi	2412 W Remington Place	Against	larashahi@outlook.com	a rooster ban.
Karen	Scheffler	3654 W. Carla Vista Dr.	Against	moonglo@cox.net	No chickens allowed in the City please I don't want chickens in my neighborhood
Denice	Christofferson	5349 W Butler Dr	Against	dchris055@gmail.com	
Bart	Salzman	900 S. Vine St	Against	bartsalz26@gmail.com	Backyard chickens in standard tracks a ridiculous idea. Belong only on large farm type lots. Code enforcement does not have right to go to backyards, and therefore no way
					Chandler residents DO NOT want the noise, dirt, smell, feathers, attraction of rodents, coyotes and hawks that are also dangerous to children and small pets, code enforcem
Leslie	Minkus	3372 E Gemini Ct	Against	faminkus@msn.com	annoyance, health issues and a nuisance for neighbors in the community, especially that border HOA properties. This should be voted on by Chandler residents in a referen
David	Peterson	4990 East Runaway Bay Dri	ive Against	dpete2424@gmail.com	having many large dogs in a yard can be out of control, so could this.
Tracy Gretchen	Culver	913 N Albert Drive 1762 W Gary Dr	Against Against	publicemail@q.com	Please reject the proposal for chickens in single family communities in Chandler, especially those with common walls. 1.With chickens comes more noise, odor, disease (with predators such as coyotes and wild boar, threatening our pets. Plus, the chickens will be able to trespass on neighbors property when the walls are short2.When we purc should not be changed for chicken enthusiasts. They can move to areas zoned for agricultural hobbies.3.Despite the promise of Code Enforcement, we will have absolutely little to no recourse or power to enforce current city code now, as evidenced by the homeless on the streets, panhandlers on every corner, junk in yards, cars parked on the not clean up dog waste or properly maintain the relief areas or adhere to leash laws, and current chicken owners violating city code with chickens and not effectively maint maintained areas or the noise created by farm animals, despite promises and assurances to the contrary. Violations will have to be litigated individually, unnecessa chickens.c.Chickens in backyards will only serve to create unnecessary neighborhood tensions. There are always those that push the envelope and will have more chickens have to identify themselves when reporting a concern, whether to the city or HOA, which will upset the chicken enthusiast and that can be dangerous. Even if a person do need. 4.These chickens will effectively be in our backyards because of the close proximity and common walls, forcing us to unwillingly endure unsanitary conditions create because we wont be able to enjoy the land and home we purchased.S.Residents will call our police department to enforce noise and odor violations because it is no loc crimes.6.While its up to individual HOAs to determine if chickens will be permitted, rest assured that HOAs will allow such a measure because it means more dues for them to identify themselves, creating neighbor tensions.7.This is a disaster waiting to happen and residents will be left with no recourse. If people want farm animals, they should have bi
					I moved here from Maui in June. Maui has been over run with chickens and roosters. The chickens cluck at all hours of the day including the night. When they become agitat
Daniel	Kraft	4396 South Jojoba Way	Against	daniel@nsssinc.com	pitches. Their clucking can be heard for blocks. The noise is maddening. It was a regular occurrence to be woken up by chickens. Their feces attract loads of flies. Please do
			0		There is no need to allow chickens in residential neighborhood. If I was looking to buy a house, chickens in the neighborhood would be an automatic NO and I'm a 25yr Cha
Jennifer	Taraci	2326 E Toledo Pl	Against	jtaraci@hotmail.com	even spending time on this? It feels like someone's special interest and not where we need to focus our efforts.
loopifor	Deniala		Accient	iden ide00240 mmeil eem	I do NOT agree with chickens in residential neighborhoods. I did not buy a home near any live stock for a reason and now if this Code passes you have taken away my right t will have no choice but to move out of Chandler. Also, with the hoards of feral cats the City lets roam free for home owners to deal with, it will then become a nightly huntin
Jennifer	Daniels	517 W. Gary Drive	Against	jdaniels9624@gmail.com	I'll have to hear chicken being stalked or killed and clean up any mess that comes into my yard. Think about taking care of the feral cat problem before you create a new anim
Mish	lyons	2740 w laredo pl	Against	mish08@cox.net	I do not wish to see chickens on smaller residential lots. My sister has chickens, I love the fresh eggs, but she's on an acre property. Allowing chickens on small(er) residentia
Dorene	Schram	2305 W Manor Ct	Against	doreneschram@gmail.com	I do NOT want any chickens in ANY residential backyard. An indirect backyard neighbor already has them. The feed for the chickens is drawing pigeons. The pigeons roost asphalt shingles. I'm confident many are aware of how distinctly difficult it is to eradicate pigeons. Pigeons are notorious for carrying and spreading disease and from my p annoying. None of the information addresses the high propensity for salmonella not to mention bird flu yet this will go uninspected and unmaintained by authorities. Five not anyone else. Chickens belong on the farm and fresh eggs can be purchased directly from the farmers at a lower price than conventional grocery stores. There is no logi
Penny	Morrison	1571 W Butler Drive	Against	pmorrison1@cox.net	I am totally opposed to allowing all residential properties in Chandler be allowed to have chickens. These should be limited to large properties not residential lots that all bu neighborhoods. We live in suburban residential neighborhoods. This is not farmland!
azucena	morgan	1797 E GLACIER PL	Against	aaacmorgan@cox.net	We don't want the approval of chickens in our HOA neighborhood for the follow reasons: Noise, smell, diseases, attraction of bugs, pests, rodents, possible conflict with nei maintenance, length of time it may take to enforce rule infractions, and possible decline in neighborhood appearance.

s Realtor job of going in turning on lights, etc. so we could see the house then view the yard. What we experienced was chicken feathers like a giant fog coming over the wall and how it actually looks, sounds and smells made me realize that I would not support

city will handle the issues associated with chickens complaints, chicken diseases, chicken hope whoever is handling this issue that the comments get to the city officials and

mum setback should be greater than five-feet and should be strictly enforced. As should

way to enforce possible code. and they barely keep up with current workload.

cement issues, taxpayer cost and diseases from chickens that can be a terrible rendum and not decided by 6 council members and the Mayor.

with potential for public health emergencies), rodents like RATS and ROACHES, as well as, burchased our properties, they were not designated as agricultural properties and that tely no recourse to prevent issues related to chickens. a.With all due respect, the City has in the streets for days, blocking line of sight to oncoming traffic, neighborsrenters that do aintaining the areas. b.There is NO way to enforce the 5 chicken rule, odors from poorly issarily creating a financial burden on residents or force us to live with unwanted tens than permitted. Violations will never be enforced because that means a person will in doesnt have to identify themselves when reporting a violation, its a nuisance we dont ated by chickens. Chickens will create a stench, effectively stealing our property from us to longer safe to approach neighbors about issues. We need our law enforcement for teem to enforce the new rules, which they dont enforce either. Again, residents are forced bud move to a farm. Rather, this proposal will force others to suffer or have to move. We inforcement, poor roads, increased air pollution, etc., should be the Citys focus. 8.Plus, we level of nuisance to our communities.Please reject the proposal for backyard chickens in ration.

f livestock. Grew up in farming community and know even small groups of chickens, even d animsls.

itated (which happens a lot) they become hysterical and cluck incessantly at very loud do not approve chickens in Chandler.

Chandler resident. Why are we trying to drive people away from our town? Why are we

th to live in peace. Our neighborhoods will be inundated with loud stinky chickens so I nting ground for them. As it is I have to listen to cat fights and clean up after them now animal problem.

ntial lots will lead to code enforcement issues, in my opinion. And thanks for asking.

ost on adjacent neighbor roofs waiting for feeding time. The pigeon droppings destroy ny perspective is an unaddressed nuisance. The constant chicken squawking is certainly ive feet from the back yard perimeter keeps the nuisance from the chicken owners but logical reason to allow chickens in residential neighborhoods.

l butt up against each other. I have enough problems with barking dogs in the

neighbors, possible extra cost for manpower to enforce rules regarding ownership and

					Please reject the proposal for chickens in single family communities in Chandler, especially those with common walls. 1.With chickens comes more noise, odor, disease (with as, predators such as coyotes and wild boar, threatening our pets. Plus, the chickens will be able to trespass on neighbors property when the walls are short 2.When we purch should not be changed for chicken enthusiasts. They can move to areas zoned for agricultural hobbies. 3.Despite the promise of Code Enforcement, we will have absolutely a big to a provide a set of a set of the promise of the provide agricultural hobbies.
					little to no recourse or power to enforce current city code now, as evidenced by the homeless on the streets, panhandlers on every corner, junk in yards, cars parked on the not clean up dog waste or properly maintain the relief areas or adhere to leash laws, and current chicken owners violating city code with chickens and not effectively maintain maintained areas or the noise created by farm animals, despite promises and assurances to the contrary. Violations will have to be litigated individually, unnecessarily creat
					chickens.c.Chickens in backyards will only serve to create unnecessary neighborhood tensions. There are always those that push the envelope and will have more chickens the have to identify themselves when reporting a concern, whether to the city or HOA, which will upset the chicken enthusiast and that can be dangerous. Even if a person does not a set of the set
					need. 4.These chickens will effectively be in our backyards because of the close proximity and common walls, forcing us to unwillingly endure unsanitary conditions created because we wont be able to enjoy the land and home we purchased. 5.Residents will call our police department to enforce noise and odor violations because it is no longer 6.While its up to individual HOAs to determine if chickens will be permitted, rest assured that HOAs will allow such a measure because it means more dues for them to enfor
					identify themselves, creating neighbor tensions. 7. This is a disaster waiting to happen and residents will be left with no recourse. If people want farm animals, they should m
Susan	Putman	4749 W Monterey Street	Against	susan.putman@q.com	Please reject the proposal for backyard chickens in single family communities and those with common walls. Thank you for your consideration.
					Please reject the proposal for chickens in single family communities in Chandler, especially those with common walls. 1. With chickens comes more noise, odor, disease (with
					as, predators such as coyotes and wild boar, threatening our pets. Plus, the chickens will be able to trespass on neighbors property when the walls are short 2. When we purc should not be changed for chicken enthusiasts. They can move to areas zoned for agricultural hobbies. 3. Despite the promise of Code Enforcement, we will have absolutely r
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William	Robbins	670 N. Aspen Dr.	Against	insurancebyrobbins@gmail.com	Please reject the proposal for backyard chickens in single family communities and those with common walls. Thank you for your consideration.
Elizaboth	Ashcraft	2800 E lada Pl	Against	mlloullman@hotmail.com	I have been told by our pest control company that the chickens and their food attract rodents to the area and I don't want that near my property in a neighborhood. Rodents city handle complaints like this from neighbors who are affected?
Elizabeth	Ashcran	2800 E Jade Pl	Against	mlleullman@hotmail.com	I fail to see any reason to allow people in a city to have chickens in their backyards. Are you also going to allow other animals? Dogs and cats seem enough for an urban en
Gerald	Moorehead	3321 W Harrison St	Against	gmoorehe@cox.net	that seems reasonable but chickens can be noisy and dirty and a potential health issue if they are not cleaned up after. As we see with irresponsible homeowners with bark should be enabling. A city is not a place for farm animals. Let's keep Chandler a better place to live compared with cities that have lowered their standards!
	Mooreneda	5521 W Hamson St	Agamse	gmooreneedox.net	I hope you do not APPROVE this. I do not want chickens to be allowed in my neighborhood. Chickens will encourage bugs, rodents and feral animals. Particularly right now w
VIRGINIA Thomas	JESPERSEN Miholich	1088 W BUTLER CT 591 N. Ash Drive	Against Against	gjesper@cox.net tmjm0909@gmail.com	but will they clean daily 7 days a week? Please do not create new problems for us. Please do not allow chickens into the residential areas. We are having a terrible time with coyotes and this would make things worse. Thank you. Thomas and Barbara Mihol
momas	MITOICI	S91 N. ASII DIWe	Against	tinjino 909 @ginali.com	I think this is a terrible idea as majority of people have challenges maintaining their current yards without chickens (especially renters) and now some may think it is a great in
Kevin Mark	Audette Rennebaum	1132 W Wildhorse Dr 1762 W Gary Dr	Against Against	audette@ymail.com kc7kmp@hotmail.com	will take. My concern is that if not properly cleaned or maintained we will end up having potential pest issues (rats, bugs, coyotes etc). Chandler is a nice clean city area, let's l No, do NOT want this and Do NOT believe most residents want this. Why the rush to approve? Let us vote on it. And so-called therapy chickens? Seriously!
			-	· ·	I truly think this shoild not happen due to constant noise and germs. After long day at work its bad enough to hearing all thr other animals now add chickens its too much.
Eileen	Swanner	3669 W Oakland St	Against	eileenswanner@yahoo.com	next door. Please dont allow this. Thank you
					I do not support allowing all residential lots to have chickens. In the past my neighbor had chickens that he allowed to roam cage free. While he claimed to only have a hand backyard and would prevent me from sleeping with the windows open those few weeks you can enjoy the cool nights because of their wandering around making noise. I wo
Eric	Ball	1660 N. Sunset Pl.	Against	eaball1@hotmail.com	in cages. Tam not interested in cleaning up after them in my yard or using tax payer money to enforce others following the rules. There lived in this house for 25 years and o
Gary	Saxton	5942 W. Mercury Way	Against	gardawg46@yahoo.com	Totally against this chicken amendment. I've lived in Chandler almost 19 years and never heard anything so silly. What's next pigs and cows? If people want farm animals buy a Apartment of People want for an animals buy a standard want of the strength of the strengt of the strength of the strength of the strengt of th
Laura	Kuhn	504 N Laveen Dr	Against	kuhnhall@aol.com	As a longtime Chandler resident, i am opposed to allowing chickens in my subdivision of Pepperwood. We already have our dogs and cats threatened by coyotes and rats and Against permitting chickens on residential lots and leaving votes to HOA. Chickens belong on farmland and big lots, not yards in subdivisions. In the news Chandler has a cu
Evelyn	Cagnetti	830 S Edith Drive	Against	ecagnetti@cox.net	chickens and roosters added to it. We moved to Chandler after 35 years in Phoenix Foothills Club West and regret leaving, between yard chicken, the high density project ca Cooper and Lindsey with one way traffic exits only, Chandler is going downhill.
					Chandler Code Enforcement is already a complete failure at enforcing the current Chapter 14 (Animals) code. This Code change is a recipe for disaster. The Draft reads like property? This would be just another example of The City of Chandlers complete disregard of the will of the majority of its citizens for a few people that have not yet realized
					Any person owning or having under his her control or charge any animal or fowl, WITH THE EXCEPTION OF CHICKENS, who shall permit such animal or fowl to run at large or
Andrew	Fisher	1535 s vine st	Against		alley or other public place shall be guilty of a misdemeanor. Chickens belong on a farm not in residential yards. I am a Chandler resident who owns a home in a neighborhood without an HOAwhere are MY rights as a homeowner? Pe
					think allowing chickens on small residential lots will be fine? And isn't there an current epidemic of bird flu? If people want to raise smelly, nasty chickens in a tiny yard they can be a single and the single and t
Linda Weldon	Golobich Johnson	1741 E. Camino Court 1030 W. Estrella Drive	Against Against	Imgolobi@cox.net weldonbjohnson@gmail.com	CHICKENS, PLEASE. Backyards in our neighborhood are too small for chickens. Not to mention there are a significant number of feral cats in the area.
Sherry	Dominguez	9444 E Minnesota Ave	Unclear	sdomingz@yahoo.com	Is keeping chickens dependent on individual HOA regulations
					I appreciate that the council is working to provide this enhancement. With global food crises happening, it's wise to allow people to become more food self-sufficient. Raising and be fun and educational. I don't think setting setback requirements that are above 5-10 feet would be good. Higher likely prevents many yards from qualifying due to typi
Beth	Bremer	2418 W Alamo Dr	Unclear	bmagerman3@gmail.com	issue.
Frank Nancy	Leutz Campbell	1746 W Devinshire 1303 E Saragosa St	Unclear Unclear	frank@desertcarcare.com aznancycampbell@gmail.com	The rules setforth are fair and allow for citizens to make a choice. Lots smaller than 7500 sq ft should bot be able to have chickens, plus with the set backa pro ided above, may not happen for those residence. The maximum amount of chick
Bill	Farretta	762 West Raven Dr	Unclear	billcommercial@gmail.com	I want to be updated , please
DIII					
Morgan Beth	Ellsworth Brizel	1520 N Apache Dr 6130 W. Shannon Street	Unclear Unclear	emsemb11@hotmail.com	If we could add a ban on grass lawns and instead encourage one another to keep small gardens in our front and back yards, that would be great! We need to become more s I am not in favor of HOAs allowing chickens in backyards.

with potential for public health emergencies), rodents like RATS and ROACHES, as well urchased our properties, they were not designated as agricultural properties and that ely no recourse to prevent issues related to chickens. a.With all due respect, the City has ne streets for days, blocking line of sight to oncoming traffic, neighborsrenters that do ntaining the areas. b.There is NO way to enforce the 5 chicken rule, odors from poorly eating a financial burden on residents or force us to live with unwanted is than permitted. Violations will never be enforced because that means a person will esnt have to identify themselves when reporting a violation, its a nuisance we dont and by chickens. Chickens will create a stench, effectively stealing our property from us er safe to approach neighbors about issues. We need our law enforcement for crimes. force the new rules, which they dont enforce either. Again, residents are forced to a move to a farm. Rather, this proposal will force others to suffer or have to move.

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ents can be very destructive. If chickens are permitted in neighborhoods, how will the

environment. If I understand it correctly you do allow farm animals on very large lots, arking dogs, some homeowners do not care and more conflict is not something you

we don't need to attract coyotes to our neighborhoods. People think this will be fun,

holich

at idea to have chickens without understanding the true undertaking and upkeep that it t's keep it that way.

n. What about residents who dont have HOA, they would have zero voice to not have

andful of chicken, he in fact had over 20. They would get in to all of his neighbors would support reducing the lot size to 10,000 feet from 43k and they are required to be nd do not support this possible change.

uy a farm!

and this will exponentially increase.

current bird flu problem. We have enough to deal with noisy neighbors to have called The Landings on Octillo, and the construction of 33 more homes squeezed in at

like it would allow people to let there chickens roam in public areas and other peoples lized that Chandler is no longer a farm community. DRAFT CODE: e or trespass upon property owned or possessed by another or in or upon any street,

? People don't follow code restrictions regarding property and pets. What makes you y can go live in Gilbert. Enough of this animal-centric nonsense. NO BACKYARD

sing chickens can also decrease food scrap waste, be healthier, use less energy and fuel, ypical yard dimensions. Before setting higher requirements, be sure it solves a real

hickens should vary on lot size too! Thanks!

re self-sufficient, and growing our own food will do that

					l agree to no roosters. I also think there should be a limit to the number of chickens. 4 tops. If a homeowner has over the limited amount of chickens they are given one warn
					should follow them if they sell their home and buy a new one also in Chandler. If they rent and move to another rental in Chandler then their ability to not be allowed to have
Nancy	Groeger	4800 S Alma School Rd	Unclear	pokernancy@yahoo.com	don't upkeep their chicken coop and their neighbor has to endure disgusting smells. One warning to rectify the next occurrence has them losing their privileges as well.
Shyann	Murphy	1161 w saragosa st	Unclear		Chickens should be contained at all times. Free range hens should not be allowed, for the safety of the hens and the local bird population. Enclosed chicken run would be jus
-					If the city does allow chickens, I hope when you quote, Chickens will be permitted on all single-family lots, that means the homeowners will be required to apply for a permit
David	Delgado	2160 E Hulet	Unclear		the chickens. If they violate any of the city's provisions, they would then risk having their permit resend.
Janice	Ames	3395 E. Cardinal Way	Unclear	ames.jan@gmail.com	If the purpose of the changes is to allow more residents to be able to keep chickens, anything over 5' setback would prevent many homes from being able to put in a chicken
Mary	Baker	620 S Fir St	Unclear	mary0522@cox.net	HOAs should not be able to prevent homeowners from having a small number of chickens if they or their enclosure can't be seen from outside the yard.
Rebecca	Turnblade	4 S. 130th Place	Unclear	rpturnblade@gmail.com	We have neighbors who have chickens. The chickens are not particularly noisy or smelly but it is a little annoying that we have feathers in our pool most days. I net them out
					If we had wanted to live in an HOA neighborhood, we would have chosen one. We did not. I see no reason for the city of Chandler to propose HOA restrictions on the rest of
Kenon	King	984 E Gunstock Rd	Unclear	kenonking@yahoo.com	dogs, which bark constantly at me while I am in my yard tending to my quiet chickens. Chandler Council, join the other valley cities. Spend your valuable time more effectively
Jacqueline	Eckman	1809 W Hawk Way	Unclear		If lots vary in size, why is there a flat limitation on the number of hens per lot? If there is to be a limitation on the number of hens, wouldn't it be more appropriate to base it o
Dawn	Gibson	511 N Jesse Ct	Unclear	dawnmgibson7@gmail.com	Thank you
Darrell	Malone	815 W Highland St	Unclear	hogn2ls@aol.com	Am i teadinr this right? Chickens could be allowed on every residential property? Thats insane !!!!
					Much too restrictive! 5 hens and no rooster are not enough for meat and egg production. with the prices of groceries today the need for home gardens and animal husband
David	Price	1001 N EVERGREEN ST	Unclear	drpice@aol.com	teaches the next generation.
Jacqueline	Shoyeb	353 W Remington Dr	Unclear	jshoyeb@gmail.com	A 5-foot setback seems reasonable for Chandler's residential properties. It should be made clear that no free roaming through the neighborhood is allowed. Thank you.
Refugiov	Reyna	664 e estrella	Unclear	_@	l seeont care if my neighbor has chickens
					I hope there will be humane standards included. Too many animals in the Valley suffer because the laws here are so lax and are not enforced. (I know that is not just a City pr
Sara	Lipich	2609 N Yucca St	Unclear	sara.lipich@gmail.com	how much it distresses me to see and hear animals in my neighborhood suffering in the elements, and to not be able to do anything to help them because their conditions a
Nathaniel	Arbizu	4517 W Buffalo St	Unclear	natebizu@gmail.com	We no ordinances surrounding feral cats, people having chickens will be feeding the feral cat population and leave neighbors to clean up the mangled remains.
					Just FYI, chicken feed attracts rats! i love chickens, my nextdoor nieghbor had two that were pets. After a couple of years, we were completely infested with rats outside! Rats
Judi	Robinson	3253 W. Monterey St.	Unclear	judirobinson2@aol.com	any chickens. The rats chew the wiring in your attic, and the wiring in your cars. Very expensive to repair!
Evelyn	Cagnetti	830 South Edith Drive	Unclear	ecagnetti@cox.net	Why wasn't this part of the election city of chandler propositions process for all residents to vote on instead of leaving it to HOAs to vote?
Stephanie	Calabrese	1700 N. Evergreen St	Unclear	wingedpharaoh444@gmail.com	Please keep the coop placement at 5ft from property line. Expanding to 10-20 feet would disqualify too many residents from being able to place a coop because of yard size.

arning. If they are sited again they should lose their right to have chickens. That ban ave chickens should follow them anywhere within Chandler as well. Same with if they

just fine. nit and the home will be inspected for compliance prior to the homeowner obtaining

ken coop.

out with the leaves and it is not a big deal.

t of Chandler. I have chickens. They are so much less of a nuisance, than my neighbor's vely on issues that will make Chandler even better. It on the size of the coop vs a generic per lot imitation?

ndry are needed. Not to mention the responsibility maintaining the garden and animals

y problem) Animals need more care than just 'food, water, shade.' I cannot overstate is are 'legal.' Thank you.

ats bring disease, and the city doesnt help you! Seriously think about it, before you get

ze. It also prohibits larger coops which might make for happier chickens.

From:	City of Chandler <webmaster@chandleraz.gov></webmaster@chandleraz.gov>
Sent:	Wednesday, February 2, 2022 9:52 AM
То:	David De La Torre; POD
Subject:	Webform Submission From: Planning and Zoning Commission Public Comment Form

Submitted on Wed, 02/02/2022 - 09:51 AM

Submitted by: Anonymous

Submitted values are:

Name

Andrew Surnamer

Address

1835 W Alamo Dr Chandler, Arizona. 85224

Phone Number

(480) 263-0456

Comments

I just read that you are thinking of allowing chickens. I am STRONGLY AGAINST changes that would allow people to keep chickens at their house. I have lived next to houses with chickens before. They ALWAYS smell and make noise. Allowing this could also negatively impact property values.

From:	Derek Horn
Sent:	Thursday, May 5, 2022 12:21 PM
То:	Heather Figueroa
Cc:	Andy Bass; Lauren Schumann; David De La Torre; Kevin Mayo
Subject:	RE: Backyard chicken

Thanks, Heather. I shared with the Planning Team.

Best,

Derek

Derek D. Horn, P.E. | Director City of Chandler | Development Services Department 215 East Buffalo Street | Chandler, Arizona 85225 480.782.3410 PHN

From: Heather Figueroa <Heather.Figueroa@chandleraz.gov>
Sent: Thursday, May 5, 2022 12:18 PM
To: Derek Horn <Derek.Horn@chandleraz.gov>
Cc: Joshua Wright <Joshua.Wright@chandleraz.gov>; Tadd Wille <Tadd.Wille@chandleraz.gov>; Dawn Lang
<Dawn.Lang@chandleraz.gov>; Andy Bass <Andy.Bass@chandleraz.gov>; Melissa Quillard
<Melissa.Quillard@chandleraz.gov>
Subject: FW: Backyard chicken

Good Afternoon Derek,

FYI.....Mayor and Council received the following comments supporting backyard chickens.

Thank you.

Heather Figueroa Executive Management Assistant City of Chandler - Mayor and Council Office Phone: 480 782-2206 Website: <u>https://www.chandleraz.gov</u>



From: Sam Huang AZ <<u>samhuang.az@gmail.com</u>> Sent: Wednesday, May 4, 2022 4:55 PM To: Mayor&Council <<u>Mayor&Council@chandleraz.gov</u>> Subject: Backyard chicken Dear mayor and council,

I hope the council would lift the backyard chicken ban. This is not a public safety, health, or peace issue. The city shouldn't have intervened with it in the first place.

One of the major reasons why some people are against backyard chicken is because the noise they make. That isn't a real issue if they have some basic understanding about backyard chicken:

1. Chicken only make noise during the sunshine day time. For most of the time and especially after sunset, they are silent.

2. If one stays inside the house, one can barely hear the noise. Only under a very unusal situation that one would keep their windows or door open during the hot day.

3. People who have a big backyard or a garden in the backyard generally are nit bothered with neighbor's backyard chicken.

4. Most people avoid going out to their backyard during the hot sunshine day time. The people who are really bothered were the chicken keepers themselves.

5. If someone did go out to their backyard during the day, in good chances they may hear many other noises, e.g. dog baking, construction, law mowing, birds, kids playing, people talking, and etc. Any of these are louder than neighbor's chicken.

6. Chicken won't do any partying during the night. People do, always more noise and louder.

Sam Huang

From: Brittany Barry <<u>Brittany.Barry@chandleraz.gov</u>>
Sent: Friday, July 29, 2022 3:53 PM
To: Derek Horn <<u>Derek.Horn@chandleraz.gov</u>>
Cc: Joshua Wright <<u>Joshua.Wright@chandleraz.gov</u>>; Dawn Lang <<u>Dawn.Lang@chandleraz.gov</u>>; Tadd Wille
<<u>Tadd.Wille@chandleraz.gov</u>>; Andy Bass <<u>Andy.Bass@chandleraz.gov</u>>; Matthew Burdick
<<u>Matthew.Burdick@chandleraz.gov</u>>; Melissa Quillard <<u>Melissa.Quillard@chandleraz.gov</u>>; Heather Figueroa
<<u>Heather.Figueroa@chandleraz.gov</u>>; Lynda Ruiz <<u>Lynda.Ruiz@chandleraz.gov</u>>
Subject: Constituent Inquiry FW: Chickens in Chandler

Good Afternoon Derek,

Please see below constituent question. If you or staff could reach out to the resident with information and provide our office an update, I would appreciate it. Thank you!

Respectfully,

Brittany Barry Executive Management Assistant City of Chandler - Mayor and Council Office Phone: 480 782-2209 Website: https://www.chandleraz.gov



From: Matthew FritzMiller <<u>matthew.fritzmiller@basised.com</u>>
Sent: Friday, July 29, 2022 10:23 AM
To: Kevin Hartke <<u>Kevin.Hartke@chandleraz.gov</u>>
Subject: Chickens in Chandler

Hi Mayor Hartke,

I hope you had a great summer. I wanted to check in on the chicken vote for Chandler. I know it was slated for this summer, but I didn't see anything on the Chandler website about when this will happen or if it will happen. Can you please let me know any update on this? I'm looking forward to being able to have chickens in our non-HOA yard.

Thanks!

Matt

Matthew FritzMiller Head of School BASIS Chandler 4825 S. Arizona Avenue Chandler, AZ 85248 P (480) 907 6072

From:	Erica Barba
Sent:	Thursday, September 8, 2022 12:55 PM
То:	Lauren Schumann
Subject:	Fw: Meeting about chickens in residential areas
Follow Up Flag:	Follow up
Flag Status:	Flagged

Hi Lauren,

Below is the email we received as discussed.

Thanks again!

Erica Barba, CMC

Assistant City Clerk City of Chandler, Arizona City Clerk's Office (480) 782-2183



From: Samantha Statt <samanthabustillo@gmail.com>
Sent: Thursday, September 8, 2022 12:27 PM
To: Erica Barba <Erica.Barba@chandleraz.gov>
Subject: Fwd: Meeting about chickens in residential areas

Hello,

I am forwarding this after an automatic reply that Dana Delong will be out of office for a while. Thank you.

-----Forwarded message ------From: **Samantha Bustillo** <<u>samanthabustillo@gmail.com</u>> Date: Thursday, September 8, 2022 Subject: Meeting about chickens in residential areas To: <u>dana.delong@chandleraz.gov</u>

Hello,

My name is Samantha Statt and I am a resident in Chandler. I would like to know if/when there is a meeting scheduled to discuss allowing chickens in residential backyards and how I can participate in this discussion. I'm a wife and mom of four and we would like to have chickens as pets and to provide our family with eggs but recently learned, after talking with code enforcer Phillip Hubbard over the phone, that our home is not zoned to allow this. As a young family, we are not able to purchase land and/or a home large enough in an agricultural zone. I think families, especially children, in residential areas could benefit greatly from taking care of chickens.

I can be reached via email or my cell phone at 602-733-8628. I look forward to hearing from you soon.

Thank you, Samantha Statt

--

Envoyé de mon iPhone

Samantha Statt Independent Certified Health Coach 602-733-8628

From: Sent: To:	Les Minkus <faminkus@msn.com> Monday, September 19, 2022 11:22 AM Joshua Wright; Mayor&Council Lauren Schumann; Rene Lopez; Kevin Hartke; Christine Ellis; Matt Orlando; Mark Stewart; OD Harris; Terry Roe</faminkus@msn.com>
Subject: Attachments:	IMPORTANT - Opposition to the proposed chicken ordinance Chicken Powerpoint.pptx
Importance: Follow Up Flag:	High
Flag Status:	Follow up Flagged

Good morning, please find attached a slide presentation expressing concerns on behalf of many Chandler residents regarding the discussion and scheduled Council vote by December 2022 on backyard chickens in Chandler. Please also see the following link regarding the abandonment of chickens by people that had acquired them during the recent Pandemic <u>https://www.foodandwine.com/news/adopted-chickens-returning-pandemic</u>.

We will be proceeding with community meetings and press releases to inform all Chandler residents citywide, that the CURRENT 6 Councilmembers and the Mayor **will be deciding for them** and over 280,000 residents, of the issues and impact on their daily lives due to the proposed amendment to the ordinance to allow a maximum of 5 backyard chickens in **All single family residences** in Chandler.

We believe the people's voice should be heard, therefore it is in the best interest of the entire community to include this issue in a ballot proposition to give the residents the right to vote on this amendment in a referendum. Also, with the newly elected Councilmembers taking office in January 2023, the current Councilmembers, whose terms end in December, should not be voting on this proposed amendment since the newly elected councilmembers will be able to vote on such issues in January.

Thank you,

Linda Sawyer, Les Minkus, Ruth Jones, and Mary Yanno

From:	Erica Barba
Sent:	Wednesday, September 28, 2022 3:10 PM
То:	Lauren Schumann
Cc:	Dana DeLong
Subject:	Fw: No to Chickens
Follow Up Flag:	Follow up
Flag Status:	Flagged

Hi Lauren,

I received the following email, I also spoke to the individual over the phone and she was not comfortable sharing her contact information as it would be public record.

Thanks!

Erica Barba, CMC

Assistant City Clerk City of Chandler, Arizona City Clerk's Office (480) 782-2183



From: publicemail@q.com <publicemail@q.com> Sent: Wednesday, September 28, 2022 2:51 PM To: Erica Barba <Erica.Barba@chandleraz.gov> Subject: No to Chickens

Thank you for taking my call, Erica. Have a great rest of the day.

Please reject the proposal for chickens in single family communities in Chandler, especially those with common walls.

- 1. With chickens comes more noise, odor, disease (with potential for public health emergencies), rodents like RATS and ROACHES, as well as, predators such as coyotes and wild boar, threatening our pets. Plus, the chickens will be able to trespass on neighbor's property when the walls are short
- 2. When we purchased our properties, they were not designated as agricultural properties and that should not be changed for chicken enthusiasts. They can move to areas zoned for agricultural hobbies.
- 3. Despite the promise of Code Enforcement, we will have absolutely no recourse to prevent issues related to chickens.
 - a. With all due respect, the City has little to no recourse or power to enforce current city code now, as evidenced by the homeless on the streets, panhandlers on every corner, junk in yards, cars parked on the streets for days, blocking line of sight to oncoming traffic, neighbors/renters that do not clean up

dog waste or properly maintain the relief areas or adhere to leash laws, and current chicken owners violating city code with chickens and not effectively maintaining the areas.

- b. There is NO way to enforce the 5 chicken rule, odors from poorly maintained areas or the noise created by farm animals, despite promises and assurances to the contrary. Violations will have to be litigated individually, unnecessarily creating a financial burden on residents or force us to live with unwanted chickens.
- c. Chickens in backyards will only serve to create unnecessary neighborhood tensions. There are always those that push the envelope and will have more chickens than permitted. Violations will never be enforced because that means a person will have to identify themselves when reporting a concern, whether to the city or HOA, which will upset the chicken enthusiast and that can be dangerous. Even if a person doesn't have to identify themselves when reporting a violation, it's a nuisance we don't need.
- 4. These chickens will effectively be in our backyards because of the close proximity and common walls, forcing us to unwillingly endure unsanitary conditions created by chickens. Chickens will create a stench, effectively stealing our property from us because we won't be able to enjoy the land and home we purchased.
- 5. Residents will call our police department to enforce noise and odor violations because it is no longer safe to approach neighbors about issues. We need our law enforcement for crimes.
- 6. While it's up to individual HOAs to determine if chickens will be permitted, rest assured that HOAs will allow such a measure because it means more dues for them to enforce the new rules, which they don't enforce either. Again, residents are forced to identify themselves, creating neighbor tensions.
- 7. This is a disaster waiting to happen and residents will be left with no recourse. If people want farm animals, they should move to a farm. Rather, this proposal will force others to suffer or have to move. We have bigger issues to address in Chandler and adding the nuisance of chickens should not even be on the agenda. Crime, proper education, homelessness, lack of law enforcement, poor roads, increased air pollution, etc., should be the City's focus.
- 8. Plus, we are being forced to endure all of the noise and pollution from private jets to and from Chandler Municipal Airport, despite voter's wishes. Chickens will just add another level of nuisance to our communities.

Please reject the proposal for backyard chickens in single family communities and those with common walls.

Thank you for your consideration.

"No act of kindness, no matter how small, is ever wasted."

From: Sent: To: Cc: Subject: Erica Barba Sunday, October 2, 2022 8:55 PM Lauren Schumann Dana DeLong Fw: No to Chickens

Hi Lauren,

Please find the opposition correspondence below.

Thanks,

Erica Barba, CMC

Assistant City Clerk City of Chandler, Arizona City Clerk's Office (480) 782-2183



From: Bill Robbins <warobbins@earthlink.net>
Sent: Saturday, October 1, 2022 3:34 PM
To: Erica Barba <Erica.Barba@chandleraz.gov>
Subject: No to Chickens

Please reject the proposal for chickens in single family communities in Chandler, especially those with common walls.

- With chickens comes more noise, odor, disease (with potential for public health emergencies), rodents like RATS and ROACHES, as well as, predators such as coyotes and wild boar, threatening our pets. Plus, the chickens will be able to trespass on neighbor's property when the walls are short
- 2. When we purchased our properties, they were not designated as agricultural properties and that should not be changed for chicken enthusiasts. They can move to areas zoned for agricultural hobbies.
- 3. Despite the promise of Code Enforcement, we will have absolutely no recourse to prevent issues related to chickens.
 - a. With all due respect, the City has little to no recourse or power to enforce current city code now, as evidenced by the homeless on the streets, panhandlers on every corner, junk in yards, cars parked on the streets for days, blocking line of sight to oncoming traffic, neighbors/renters that do not clean up dog waste or properly maintain the relief areas or adhere to leash laws, and current chicken owners violating city code with chickens and not effectively maintaining the areas.
 - b. There is NO way to enforce the 5 chicken rule, odors from poorly maintained areas or the noise created by farm animals, despite promises and assurances to the contrary. Violations will have to be litigated individually, unnecessarily creating a financial burden on residents or force us to live with unwanted chickens.

- c. Chickens in backyards will only serve to create unnecessary neighborhood tensions. There are always those that push the envelope and will have more chickens than permitted. Violations will never be enforced because that means a person will have to identify themselves when reporting a concern, whether to the city or HOA, which will upset the chicken enthusiast and that can be dangerous. Even if a person doesn't have to identify themselves when reporting a violation, it's a nuisance we don't need.
- 4. These chickens will effectively be in our backyards because of the close proximity and common walls, forcing us to unwillingly endure unsanitary conditions created by chickens. Chickens will create a stench, effectively stealing our property from us because we won't be able to enjoy the land and home we purchased.
- 5. Residents will call our police department to enforce noise and odor violations because it is no longer safe to approach neighbors about issues. We need our law enforcement for crimes.
- 6. While it's up to individual HOAs to determine if chickens will be permitted, rest assured that HOAs will allow such a measure because it means more dues for them to enforce the new rules, which they don't enforce either. Again, residents are forced to identify themselves, creating neighbor tensions.
- 7. This is a disaster waiting to happen and residents will be left with no recourse. If people want farm animals, they should move to a farm. Rather, this proposal will force others to suffer or have to move.

Please reject the proposal for backyard chickens in single family communities and those with common walls.

Thank you for your consideration.

Bill Robbins

602-980-0000

From: Sent: To: Cc: Subject: Erica Barba Sunday, October 2, 2022 8:54 PM Lauren Schumann Dana DeLong Fw: No to Chickens

Hi Lauren,

Please find the attached opposition correspondence.

Thanks,

Erica Barba, CMC

Assistant City Clerk City of Chandler, Arizona City Clerk's Office (480) 782-2183

CHANDLER a r ı z o n a

From: Susan Putman <susan.putman@q.com>
Sent: Saturday, October 1, 2022 3:12 PM
To: Erica Barba <Erica.Barba@chandleraz.gov>
Subject: No to Chickens

Please reject the proposal for chickens in single family communities in Chandler, especially those with common walls.

- With chickens comes more noise, odor, disease (with potential for public health emergencies), rodents like RATS and ROACHES, as well as, predators such as coyotes and wild boar, threatening our pets. Plus, the chickens will be able to trespass on neighbor's property when the walls are short
- 2. When we purchased our properties, they were not designated as agricultural properties and that should not be changed for chicken enthusiasts. They can move to areas zoned for agricultural hobbies.
- 3. Despite the promise of Code Enforcement, we will have absolutely no recourse to prevent issues related to chickens.
 - a. With all due respect, the City has little to no recourse or power to enforce current city code now, as evidenced by the homeless on the streets, panhandlers on every corner, junk in yards, cars parked on the streets for days, blocking line of sight to oncoming traffic, neighbors/renters that do not clean up dog waste or properly maintain the relief areas or adhere to leash laws, and current chicken owners violating city code with chickens and not effectively maintaining the areas.
 - b. There is NO way to enforce the 5 chicken rule, odors from poorly maintained areas or the noise created by farm animals, despite promises and assurances to the contrary. Violations will have to be litigated individually, unnecessarily creating a financial burden on residents or force us to live with unwanted chickens.

- c. Chickens in backyards will only serve to create unnecessary neighborhood tensions. There are always those that push the envelope and will have more chickens than permitted. Violations will never be enforced because that means a person will have to identify themselves when reporting a concern, whether to the city or HOA, which will upset the chicken enthusiast and that can be dangerous. Even if a person doesn't have to identify themselves when reporting a violation, it's a nuisance we don't need.
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- 5. Residents will call our police department to enforce noise and odor violations because it is no longer safe to approach neighbors about issues. We need our law enforcement for crimes.
- 6. While it's up to individual HOAs to determine if chickens will be permitted, rest assured that HOAs will allow such a measure because it means more dues for them to enforce the new rules, which they don't enforce either. Again, residents are forced to identify themselves, creating neighbor tensions.
- 7. This is a disaster waiting to happen and residents will be left with no recourse. If people want farm animals, they should move to a farm. Rather, this proposal will force others to suffer or have to move.

Please reject the proposal for backyard chickens in single family communities and those with common walls.

Thank you for your consideration.

Susan Putman

From:	Cindy Ashcraft <cindydavid4@gmail.com></cindydavid4@gmail.com>
Sent:	Saturday, October 29, 2022 7:02 PM
То:	Lauren Schumann
Subject:	Re: Backyard Chickens- City of Chandler

thanks for calling and letting me see the actual ordinance plan. My biggest concern were roosters; did not realize they were not allowed.

If that stays that way, Id be ok with it. Also like the 5' set back in the yard and like that there is a plan if there are complaints from neighbors. I still dont get it why its necessary (and wonder if other farm animals will be next?) but if there is no noise and chickens are contained its fine. thanks again

Cindy Ashcraft

On Fri, Oct 28, 2022 at 3:04 PM Lauren Schumann <Lauren.Schumann@chandleraz.gov> wrote:

>

>

> Cindy, thank you for taking the time to take my phone call today. Here's a website for residents to provide comments on the proposed City Code amendment to consider allowing chickens within singlefamily lots, https://www.chandleraz.gov/government/departments/city-clerks-office/city-code-andcharter/backyard-chicken-ordinance-comment-form . Please note all comments will be attached to staff's memo to the City Council.

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>
>
> If you have any questions, do not hesitate to ask.
>
>
>
> Lauren Schumann
>
> Principal Planner, City of Chandler's Planning Division
>
> 215 E. Buffalo St.
>
> Chandler, AZ 85225
>
> (480) 782-3156
>
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>
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> NOTICE: This E-mail (including attachments) is covered by the Electronic Communications Privacy Act, 18 U.S.C. ss 2510-2521, is confidential and is legally privileged. If you are not the intended recipient, you are hereby notified that any retention, dissemination, distribution, or copying of this communication is strictly prohibited. Please delete if received in error and notify sender. Thank you kindly.



City Council Memorandum Development Services Memo No. 22-051FA

Date:	December 5, 2022
To:	Mayor and Council
Thru:	Joshua H. Wright, City Manager Andy Bass, Deputy City Manager Derek D. Horn, Development Services Director
From:	Harley Mehlhorn, City Planner
Subject:	PLH21-0089 McQueen Live Work Final Adoption of Ordinance No. 5026
Request:	Rezoning from Planned Area Development (PAD) for Commercial to PAD for Mixed-Use
Location:	North of the northwest corner of McQueen and Warner roads
Applicant:	Jorge Toscano, Principal Architect

Proposed Motion:

Rezoning

Move City Council adopt Ordinance No. 5026 approving PLH21-0089 McQueen Live Work, Rezoning from Planned Area Development (PAD) for Commercial to PAD for Mixed-Use, subject to the conditions as recommended by Planning and Zoning Commission.

Background Data:

- Item was continued from the September 22, 2022, Council meeting at the request of the applicant due to personal reasons
- Currently zoned Planned Area Development (PAD) for commercial uses
- Rezoned in 2001 under the Corcovado Village zoning case; site plan attached

Surrounding Land Use Data:

North	PAD for Multi-Family Residential	South	PAD for Commercial
East	McQueen Road, then Single-Family Residential within the Town of Gilbert	West	PAD for Single-Family Residential

General Plan and Area Plan Designations:

	Existing	Proposed	
General Plan	Neighborhoods	No Change	

Proposed Development

Lot Size	~1.46 acres
Residential Units	9
Commercial Building Square Footage	6,555 square feet
Parking Required	Residential: 18 spaces at 2 covered spaces/unit Commercial: Depends upon use, shopping centers generally 1 space per 250 square feet
Parking Provided	Residential: 18 spaces at 2 covered spaces/unit Commercial: 28 spaces at 1 space per 234 square feet
Minimum Setbacks	East (McQueen): 50' North: 20' West: 25'

Review and Recommendation

The proposed development is somewhat novel within the City of Chandler, with only one other vertically-mixed-use development being located within City boundaries (north of the northwest corner of Chandler and Gila Springs boulevards). The proposed development consists of nine mixed use units with residential on the top floor and a working space on the bottom floor, as well as a rear-loaded garage. Though the two spaces are technically separated by lockable doors, the unit is designed to function as a single live-work unit, with the occupant also being the proprietor of the business. The nine units represent a density of 6.1 du/ac, which is well within the General Plan guidance of up to 12 du/ac. The proposed commercial uses include general retail, office, personal service, and limited food service. Non-permitted uses include medical office, bars, cocktail lounges, and automotive service, among other operations. In order to prevent parking issues due to the limited amount of parking, each unit is allowed a maximum of 250 sq. ft. of food serving area.

The site consists of two buildings running north-south and separated by a pedestrian breezeway. The buildings are flanked on either side by drive aisles, with the western drive aisle coming in off of Madeline Court (on-site drive aisle) and terminating at the north end of the site into parking, while the eastern drive aisle has access off of McQueen Road. Commercial parking flanks the McQueen Road frontage as well as two banks of parking in the rear. Each unit will have a two-car garage for the residences.

The proposed architecture features high-quality materials, including stone veneer, variable massing, and human-scale elements, all while being both a unique development and balancing the vernacular of the existing Corcovado Center. The proposed buildings are two-story, with a colonnade along the eastern side which provides an enhanced pedestrian element to the site and allows for shaded patios under the colonnade.

Staff finds the proposed rezoning and preliminary development plan align with the goals of the

General Plan. The General Plan identifies the site for neighborhoods, which allows for consideration of varying degrees of density depending on site-specific circumstances. The proposed density is consistent with General Plan guidance, which allows for medium densities of up to 12 dwelling units per acre along arterial roads and to serve as a density transition, as well as supporting commercial uses that are compatible with surrounding land uses. The subject site is located on the north end of the Corcovado Village commercial center and abutted by single family residential to the west and multi-family residential to the north, serving as a transition from the commercial uses to the south and the residential uses to the north.

Staff finds this request consistent with the General Plan and Planning and Zoning Commission recommend approval, subject to conditions.

Public / Neighborhood Notification

- This request was noticed in accordance with the requirements of the Chandler Zoning Code.
- A neighborhood meeting sign was posted on the site and on social media via NextDoor.
- A neighborhood meeting was held on August 3, 2022, at which one resident attended who was in support of the project.
- Staff have received two calls of support from neighbors.
- As of the writing of this memo, Planning staff is not aware of concerns or opposition to the request.

Planning and Zoning Commission Vote Report

Planning and Zoning Commission meeting October 19, 2022 Motion to Approve

In Favor: 7 Opposed: 0

Ordinance was introduced and tentatively adopted on November 10, 2022.

Recommended Conditions of Approval

Rezoning

Planning and Zoning Commission recommends the City

Council approve the Rezoning from Planned Area Development (PAD) for commercial uses to Planned Area Development (PAD) for a mixed use development, subject to the following conditions:

- Development of the overall site shall be in substantial conformance with the Development Booklet kept on file in the City of Chandler Planning Division, in File No. PLH21-0089, modified by such conditions included at the time the Booklet was approved by the Chandler City Council and/or as thereafter amended, modified or supplemented by Chandler City Council.
- 2. Permitted uses include Medium Density Residential and Neighborhood Commercial subject to the following:
 - a. Medium Density Residential shall not exceed a density of eight (8) dwelling units per acre.
 - b. Permitted commercial uses shall be those permitted in the Neighborhood Commercial District except:
 - 1. Restaurants or cafés shall not exceed two hundred and fifty (250) square feet of

serving area, and

- 2. The following commercial uses shall be prohibited: Dental offices, medical offices, excluding psychiatry and counseling services, medical clinics including veterinarians, bars, cocktail lounges, automotive repair services, animal daycare, recreational assembly, entertainment activities, childcare, preschools, educational facilities offering any grades from kindergarten to 12th grade, churches and other places of worship, gymnasiums, fitness centers, martial arts studios, laundromats, drive-through uses, and music or dancing conservatories or schools.
- 3. Completion of the construction of all required off-site street improvements including but not limited to paving, landscaping, curb, gutter and sidewalks, median improvements, and street lighting to achieve conformance with City codes, standard details, and design manuals.
- 4. The landscaping in all open spaces shall be maintained by the property owner or property owners' association, and shall be maintained at a level consistent with or better than at the time of planting.
- 5. The landscaping in all rights-of-way shall be maintained by the adjacent property owner or property owners' association.

Attachments

Ordinance 5026 Vicinity Maps Corcovado Site Plan Development Booklet

ORDINANCE NO. 5026

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CHANDLER, ARIZONA, AMENDING THE ZONING CODE AND MAP ATTACHED THERETO, BY REZONING A PARCEL FROM PLANNED AREA DEVELOPMENT COMMERCIAL TO PLANNED AREA DEVELOPMENT MIXED USE IN CASE PLH21-0089 (MCQUEEN LIVE WORK) LOCATED NORTH OF THE NORTHWEST CORNER OF MCQUEEN AND WARNER ROADS WITHIN THE CORPORATE LIMITS OF THE CITY OF CHANDLER, ARIZONA; PROVIDING FOR THE REPEAL OF CONFLICTING ORDINANCES; AND PROVIDING FOR PENALTIES.

WHEREAS, an application for rezoning certain property within the corporate limits of Chandler, Arizona, has been filed in accordance with Article XXVI of the Chandler Zoning Code; and

WHEREAS, the application has been published in a local newspaper with general circulation in the City of Chandler, giving fifteen (15) days' notice of the time, place, and date of public hearing; and

WHEREAS, a notice of such hearing was posted on the property at least seven (7) days prior to the public hearing; and

WHEREAS, the City Council has considered the probable impact of this ordinance on the cost to construct housing for sale or rent; and

WHEREAS, a public hearing was held by the Planning and Zoning Commission as required by the Zoning Code.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Chandler, Arizona, as follows:

<u>Section 1.</u> Legal Description of Property:

EXHIBIT 'A'

Said parcel is hereby rezoned from AG-1 to PAD for Mixed-Use, subject to the following conditions:

1. Development of the overall site shall be in substantial conformance with the Development Booklet kept on file in the City of Chandler Planning Division, in File No. PLH21-0089, modified by such conditions included at the time the Booklet was approved by the Chandler City Council and/or as thereafter amended, modified, or supplemented by Chandler City Council.

- 2. Permitted uses include Medium Density Residential and Neighborhood Commercial subject to the following:
 - a. Medium Density Residential shall not exceed a density of eight (8) dwelling units per acre.
 - b. Permitted commercial uses shall be those permitted in the Neighborhood Commercial District except:
 - i. Restaurants or cafés shall not exceed two hundred and fifty (250) square feet of serving area, and
 - ii. The following commercial uses shall be prohibited: Dental offices, medical offices, excluding psychiatry and counseling services, medical clinics including veterinarians, bars, cocktail lounges, automotive repair services, animal daycare, recreational assembly, entertainment activities, childcare, preschools, educational facilities offering any grades from kindergarten to 12th grade, churches and other places of worship, gymnasiums, fitness centers, martial arts studios, laundromats, drive-through uses, and music or dancing conservatories or schools.
- 3. Completion of the construction of all required off-site street improvements including but not limited to paving, landscaping, curb, gutter and sidewalks, median improvements, and street lighting to achieve conformance with City codes, standard details, and design manuals.
- 4. The landscaping and all other improvements in all open spaces shall be maintained by the property owner or property owners' association and shall be maintained at a level consistent with or better than at the time of planting.
- 5. The landscaping in all rights-of-way shall be maintained by the adjacent property owner or property owners' association.
- <u>Section 2.</u> The Planning Division of the City of Chandler is hereby directed to enter such changes and amendments as may be necessary upon the Zoning Map of said Zoning Code in compliance with this Ordinance.
- <u>Section 3.</u> All ordinances or parts of ordinances in conflict with the provisions of this Ordinance, or any parts hereof, are hereby repealed.
- <u>Section 4.</u> In any case, where any building, structure, or land is used in violation of this Ordinance, the Planning Division of the City of Chandler may institute an injunction or any other appropriate action in proceeding to prevent the use of such building, structure, or land.
- <u>Section 5.</u> If any section, subsection, sentence, clause, phrase, or portion of this Ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of

competent jurisdiction, then this entire ordinance is invalid and shall have no force or effect.

<u>Section 6.</u> A violation of this Ordinance shall be a Class 1 misdemeanor subject to the enforcement and penalty provisions set forth in Section 1-8.3 of the Chandler City Code. Each day a violation continues, or the failure to perform any act or duty required by this Ordinance or the Zoning Code, shall constitute a separate offense.

INTRODUCED AND TENTATIVELY APPROVED by the City Council of the City of Chandler, Arizona, this _____ day of ______, 2022.

ATTEST:

CITY CLERK

MAYOR

PASSED AND ADOPTED by the City Council of the City of Chandler, Arizona, this _____ day of _____, 2022.

ATTEST:

CITY CLERK

MAYOR

CERTIFICATION

I HEREBY CERTIFY that the above and foregoing Ordinance No. 5026 was duly passed and adopted by the City Council of the City of Chandler, Arizona, at a regular meeting held on the _____ day of ______, 2022, and that a quorum was present thereat.

CITY CLERK

APPROVED AS TO FORM:

CITY ATTORNEY

TA

Published in the Arizona Republic on:

Exhibit "A"

Legal Description

LOTS 8 AND 9, OF CORCOVADO VILLAGE AS RECORDED IN BOOK 602 OF MAPS, PAGE 49, RECORDS OF MARICOPA COUNTY, ARIZONA, MORE PARTICULARLY DEFINED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF SAID SECTION 15, FROM WHICH THE EAST QUARTER CORNER OF SAID SECTION 15 BEARS NORTH 00°09'17" EAST, A DISTANCE OF 2644.10 FEET, AS MEASURED;

THENCE NORTH 00°09'17" EAST, ALONG THE EAST LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 15, A DISTANCE OF 659.77 FEET;

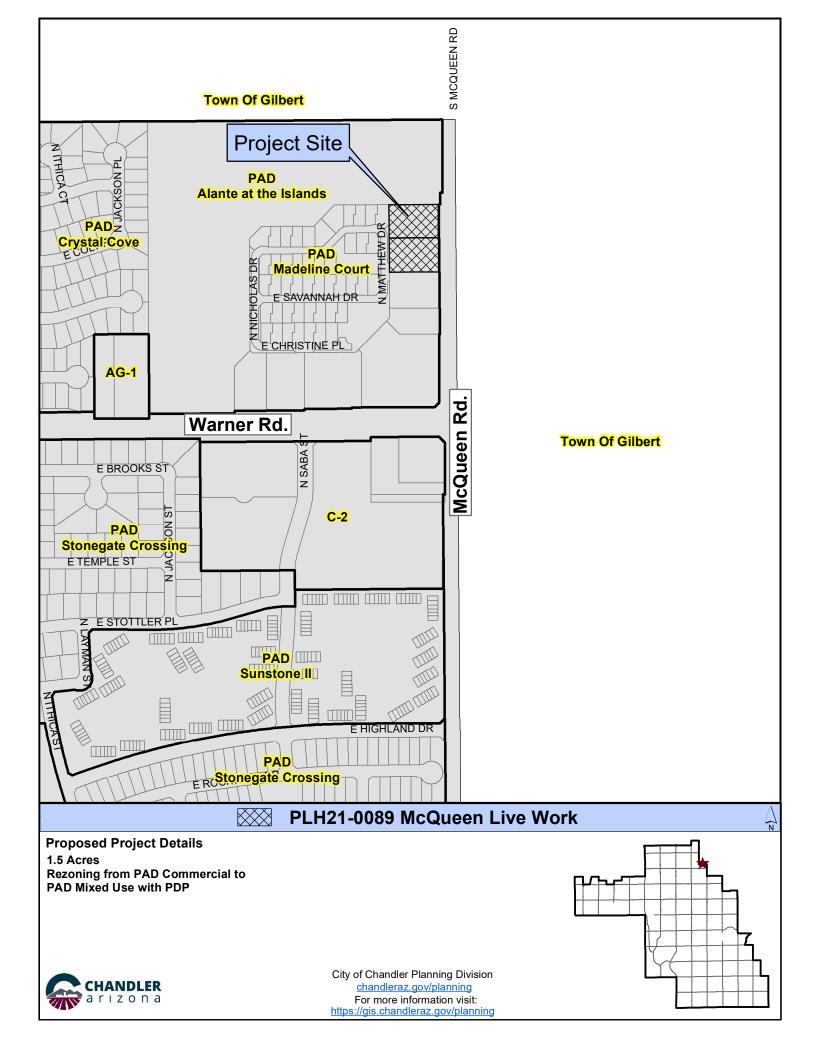
THENCE NORTH 89°51'50" WEST, A DISTANCE OF 71.00 FEET TO THE POINT OF BEGINNING, BEING A POINT ON THE WEST RIGHT-OF-WAY LINE OF MCQUEEN ROAD AS SHOWN ON THE FINAL PLAT OF SAID CORCOVADO VILLAGE;

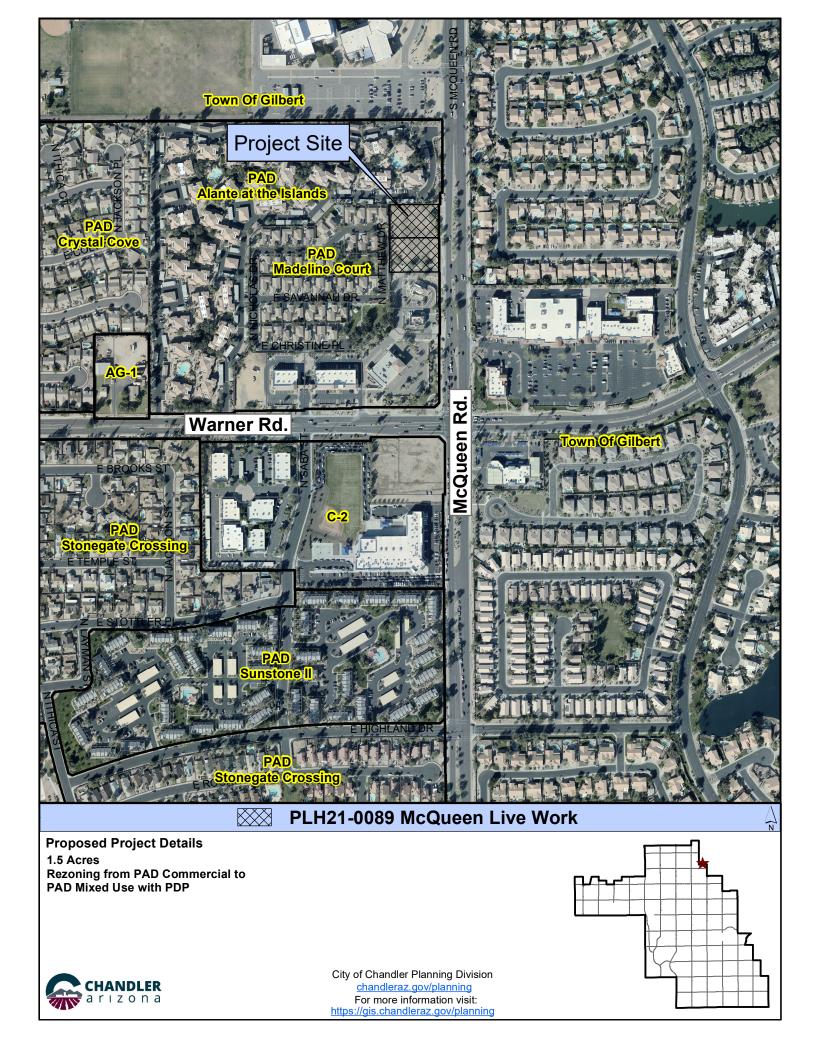
THENCE CONTINUING NORTH 89°51'50" WEST, A DISTANCE OF 217.61 FEET TO THE SOUTHWEST CORNER OF SAID LOT 8;

THENCE NORTH 00°11'13" EAST, ALONG THE WEST LINE OF SAID LOT 8 & 9, A DISTANCE OF 292.42 FEET TO THE NORTHWEST CORNER OF SAID LOT 9;

THENCE SOUTH 89°49'52" EAST, ALONG THE NORTH LINE OF SAID LOT 9, A DISTANCE OF 217.44 FEET TO A POINT ON THE SAID WEST RIGHT-OF-WAY LINE OF MCQUEEN ROAD;

THENCE SOUTH 00°09'17" WEST, ALONG THE SAID WEST RIGHT-OF-WAY LINE, A DISTANCE OF 292.30 FEET, TO THE POINT OF BEGINNING;







	PAD S	ITE DATA	
COMMERCIAL:			
EXISTING ZONING:		PA	D
BUILDING & LAND AREA: NOTE: AREAS ARF APPROX	IMATE - REFER	TO PLAT FOR ACTU	AL.
FUTURE NET ACRES: 8.3 (360,604 SQ	AC. GROSS D.FT.)	ACRES: 11.2 A (489,346 SQ.FT	
BLDG 1 (PARCEL 1) BLDG 2 (PARCEL 2) BLDG 3 (PARCEL 3) BLDG 4 (PARCEL 4) BLDG 5 (PARCEL 5) BLDG 6 (PARCEL 6) BLDG 7 (PARCEL 7)	4,650 S.F. 5,280 S.F. 5,280 S.F. 3,396 S.F. 12,035 S.F. 1,860 S.F. 2,700 S.F. 5,550 S.F.	33,036 S.F. 40,619 S.F. 34,335 S.F. 25,526 S.F.	44,361 S.F. 29,934 S.F. 162,759 S.F. 30,965 S.F. 43,675 S.F. 42,572 S.F.
TOTAL.	44,991 S.F.	360,604 S.F.	489,346 S.F.
PARKING:			
PARKING REQUIRED: 44,9 PARKING PROVIDED: ACCESSIBLE REQUIRED: 2 ACCESSIBLE REQUIRED: 2	and provide the second second second	32	5 7

ALL COMMERCIAL BUILDINGS TO BE EQUIPPED WITH FIRE SPRINKLERS.



CHANDLER, ARIZONA

WHITNEYBELL ARCHITECTS INC

1102 East Missouri Avenue





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SITE PLAN PRELIMINARY

McQueen Live Work

2160 North McQueen Road Chandler, Arizona 85225



KONTEXTURE architecture | interiors | urban planning

PLH21-0089 Development Booklet



PLH21-0089

October 6, 2022

RE: City of Chandler Rezoning and Site Plan Review: McQueen Live Work 2160 North McQueen Road Chandler, AZ 85225

To whom it may concern,

Please see the attached sheets regarding the above project for your record. Let us know if you have any questions or concerns.

Attachments:

1. Architectural

- 1 sets of Architectural sheets, including:
 - A00, A0.1, A0.3, A1.0, A1.2, A3.0, A4.1, and A4.1 (black and white)
 - Project team, table of contents, project narrative, site plan, and site plan details are provided on Sheet A0.1
 - Color site plan provided (with landscaping) on Sheet A0.3
 - Perspectives provided on Sheet A00 with additional views included on sheet A7.0
 - Landscape plan provided on Sheet A0.3
 - Signage location, approximate size, and notes provided on Sheet A4.1
 - Preliminary Grading and Drainage and Plat will be provided as soon as possible, pending completion by the Civil Engineer / Surveyor

Let us know if you have any questions or concerns. Thank you for your time.

Sincerely,

Jorge Toscano, AIA Assoc. Principal | Design Director KONTEXTURE, LLC 3334 N. 20th Street Phoenix, AZ 85016 P.602.875.6221 D.602.875.6230 C.520.979.5197 F.602.875.6239 www.kontexture.com

October 6, 2022

City of Chandler Planning and Development 215 E Buffalo St Chandler, AZ 85225

Project Narrative

Re: McQueen Live Work-Project PLH21-0089 2160 McQueen Road Chandler, Arizona 85225

The McQueen Live Work project will consist of two (2) buildings with a total footprint of 12,786 square feet. The new buildings will be connected with a gabled architectural feature that will open to a pedestrian breezeway between the structures for access to the west side (rear) of the site to the parking and residential amenities. The architectural character of this project is to resemble the adjacent buildings in the existing commercial center. The new structures will be placed on two combined lots on the west side of mc queen road in chandler Arizona. All parking and circulation will be on site. Trash, landscape, and floodwater retention will be in accordance with the City of Chandler ordinance. The building will house 9 residential live/work units with work area with private ADA bathrooms on the lower level and a full 2-bedroom, 2 bath living unit on the upper level.

The property is zoned PAD with Land Use Mixed Use.

The stipulations for this project are:

1. Development of the overall site shall be in substantial conformance with the Development Booklet kept on file in the City of Chandler Planning Division, in File No. PLH21-0089, modified by such conditions included at the time the Booklet was approved by the Chandler City Council and/or as thereafter amended, modified or supplemented by Chandler City Council.

2. Permitted uses include Medium Density Residential and Neighborhood Commercial subject to the following:

a. Medium Density Residential shall not exceed a density of eight (8) dwelling units per acre.

b. Permitted commercial uses shall be those permitted in the Neighborhood Commercial District except:

1. Restaurants or cafés shall not exceed two hundred and fifty (250) square feet of serving area, and

2. The following commercial uses shall be prohibited: Dental offices, medical offices, medical offices, medical clinics including veterinarians, bars, cocktail lounges, automotive repair services, animal daycare, recreational assembly, entertainment activities, childcare, preschools, educational facilities offering any grades from kindergarten to 12th grade, churches and other places of worship, gymnasiums, fitness centers, martial arts studios, laundromats, drive-through uses, and music or dancing conservatories or schools.

3. Completion of the construction of all required off-site street improvements including but not limited to paving, landscaping, curb, gutter and sidewalks, median improvements and street lighting to achieve conformance with City codes, standard details, and design manuals.

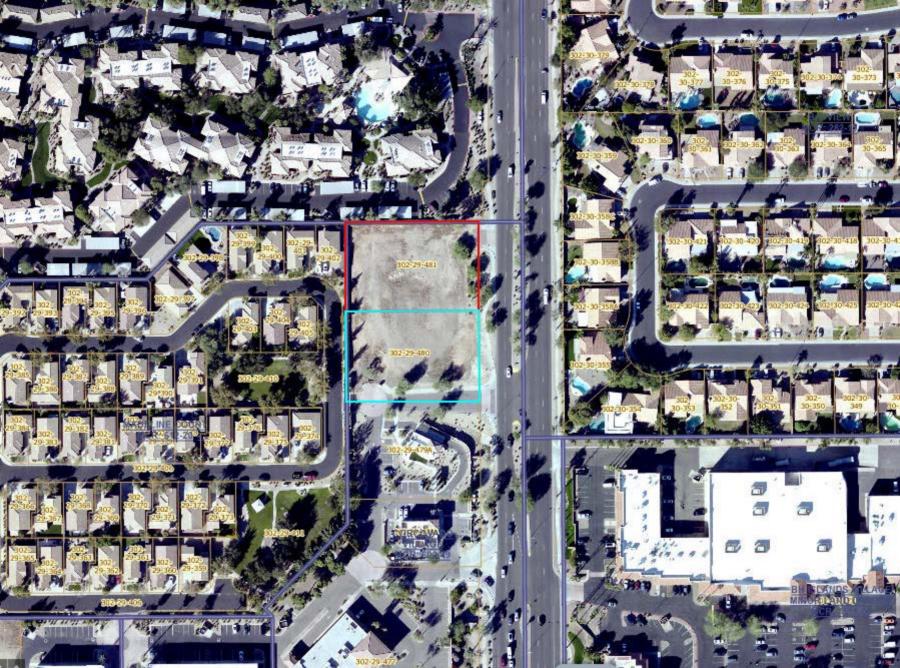
4. The landscaping and all other improvements in all open-spaces shall be maintained by the property owner or property owners' association and shall be maintained at a level consistent with or better than at the time of planting.

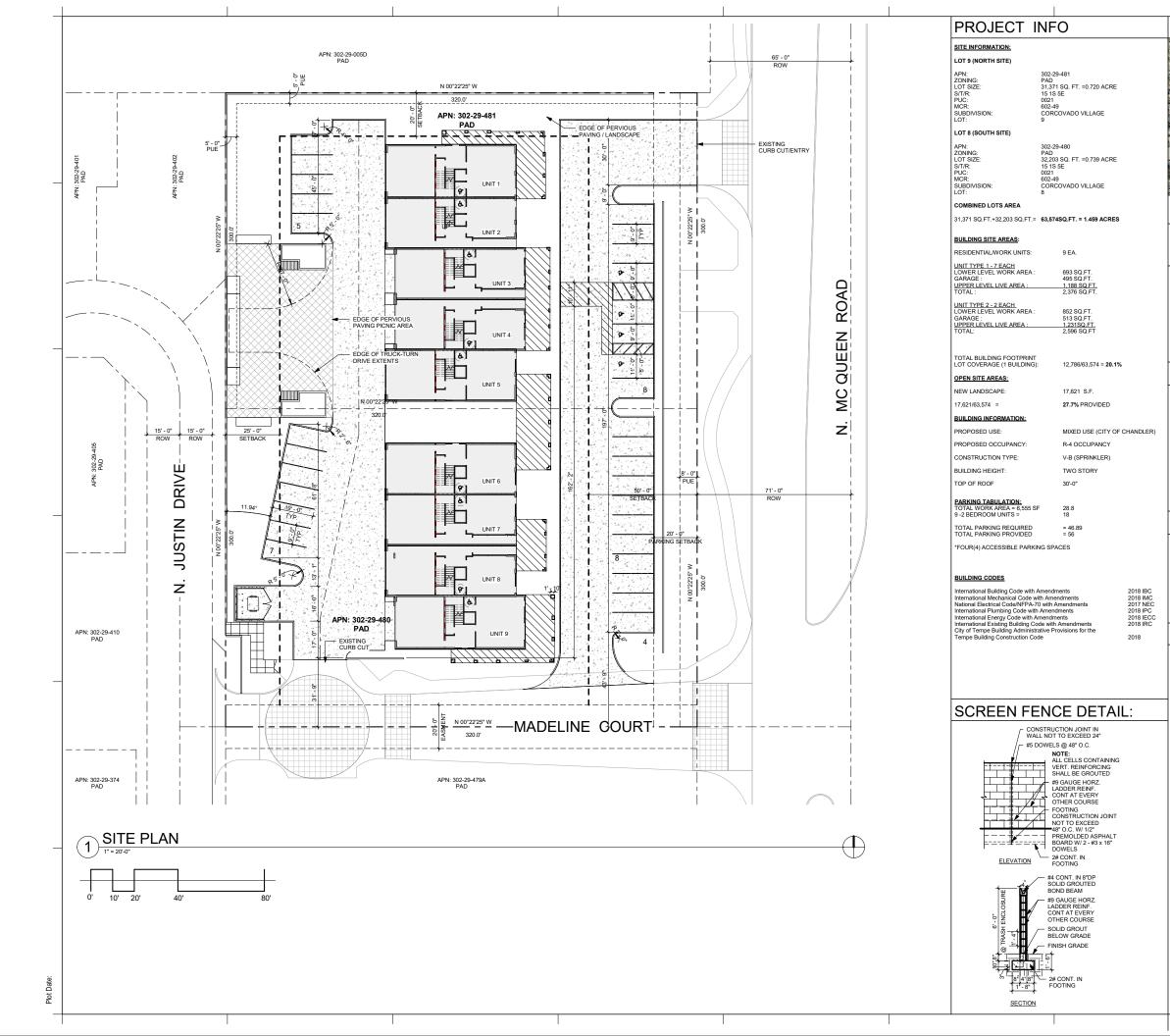
5. The landscaping in all rights-of-way shall be maintained by the adjacent property owner or property owners' association.

*The landscape plan provided does not reflect the final building plan, this is conceptual and will be finalized with the help of a Landscape Architect in Building Review.

If you have any questions or comments regarding this project, please contact.

Jorge Toscano, AIA assoc. Principal at 602-875-6221 or jorge.toscano@kontexture.com







PROJECT DESCRIPTION

THE MCQUEEN LIVE WORK PROJECT WILL CONSIST OF ONE (1) BUILDING WITH A TOTAL FOOTPRINT OF 12,768 SQUARE FEET. THE NEW BUILDING WILL BE PLACED ON TWO LOT'S (TO BE CONDO-PLAT WITH A CORRESPONDING TRACT) ON THE WEST SIDE OF MCQUEEN ROAD IN CHANDLER ARIZONA. ALL PARKING AND CIRCULATION WILL BE IN TRASH, LANDSCAPE, AND FLOODWATER RETENTION WILL BE IN ACCORDANCE WITH THE CITY CHANDLER ORDINANCE. THE BUILDING WILL HOUSE 9 RESIDENTIAL LIVE WORK RETENTION WORK AREA WITH PRIVATE ADA BATHROOMS ON THE LOWER LEVEL AND A FULL 2. BEDROOM 2 BATH LIVING UNIT ON THE UNFRE INTEN AN AMENITY AREA WILL BE PROVIDED IN THE REAR OF THE BUILDING, WHICH WILL ALSO SERVE AS A TRUCK TURNING AREA IN THE EVENT OF THE CITY FIRE DEPARTMENT REQUIRING SITE ACCESS.

PROJECT TEAM

APPLICANT/DESIGN PROFESSIONAL: KONTEXTURE 3334 N. 20TH. STREET PHOENIX, AZ 85016 T. 600.975 6021 T. 602.875.6221 F. 602.875.6239 JORGE.TOSCANO@KONTEXTURE.COM

OWNER: REGAL INVESTMENT INTERNATIONAL, LLC 2140 & 2160 N MCOUEEN RD CHANDLER, AZ 85225

CONTACT: JORGE.TOSCANO@KONTEXTURE.COM

TABLE OF CONTENTS A00 COVER SHEET

AU.1	CONCEPTUAL SITE PLAN
A0.3	LANDSCAPE PLAN
A1.0	FLOOR PLAN
A1.2	FLOOR PLAN - 2ND FLOOR
A3.0	ROOF PLAN
A4.1	ELEVATIONS
A4.1	ELEVATIONS (BLACK AND WHITE)
A7.0	VIEWS

STIPULATIONS:

1. 2. 3. 4. 5. 6. 7.	Development of the overall site shall be in substantial conformance with the Development Booklet kept on file in the City of Chandler Planning Divison, in File No. PL421-0089, modified by such conditions Included at the time the Booklet was approved by the Chandler City Council and/or as thereafter amended, modified or supplemented by Chandler City Council. Permitted uses include Medium Density Residential and Neighborhood Commercial subject to the following: Medium Density Residential shall not exceed a density of eight (8) dwelling units per arce. Permitted commercial uses shall be those permitted in the Neighborhood Commercial District except: 1. Restaurants or cafés shall not exceed two hundred and fifty (250) square feet of serving area, and 2. The following commercial uses shall be prohibited: Dental offices, medical offices, medical clinics including veterinarians, bars, cocktail lounges, automotive repair services, animal daycare, recreational assembly, entertainment activities, childcare, preschools, educational facilities offering any grades from kindergaten to 12th grade, churches and other places of worship, grymasiums, fitness centers, martial arts studios, laundromats, drive-through uses, and music or dancing completion of the construction of all required off-site street improvements including but not limited to paving, landscaping, curb, gutter and sidewalks, median improvements and street lighting to achieve conformance with City codes, standard details, and design manuals. The landscaping and all other improvements in all open-spaces shall be maintained by the property owner or property owners' association and shall be maintained at a level consistent with to better than at the time of planting.
	propeny owner or property owners association.
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SEALS AND SIGNATURES



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KEYPLAN

DRAWING TITLE

CONCEPTUAL SITE PLAN

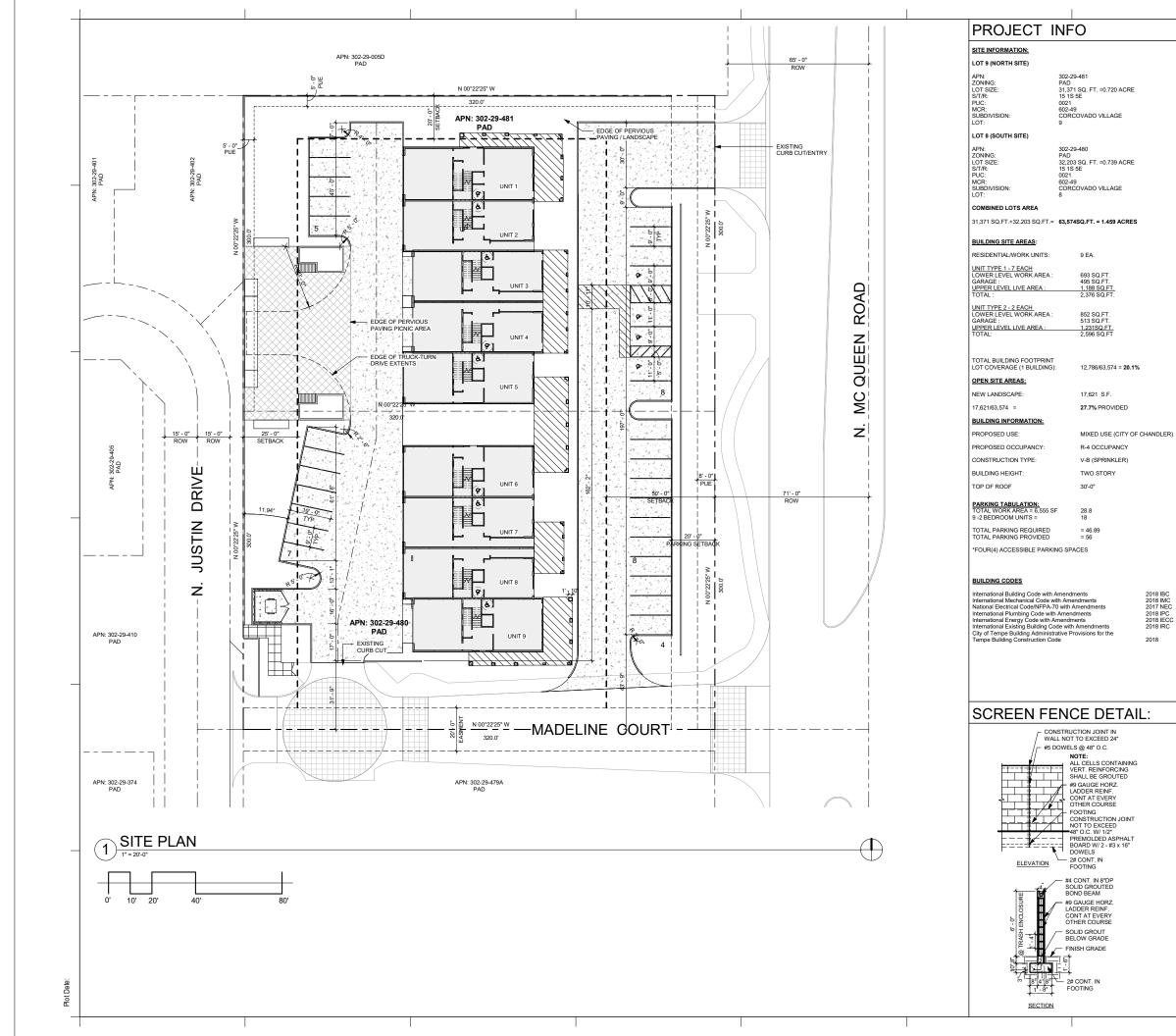
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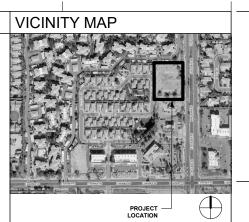
PROJECT NUMBER

SCALE

21-052

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PROJECT DESCRIPTION

THE MCQUEEN LIVE WORK PROJECT WILL CONSIST OF ONE (1) BUILDING WITH A TOTAL FOOTPRINT OF 12,288 SQUARE FEET. THE NEW BUILDING WILL BE FLACED ON TWO LOTS (TO BE CONDO-PLAT WITH A CORRESPONDING TRACT) ON THE WEST SIDE OF MCQUEEN ROAD IN CHANDLER ARIZONA. ALL PARKING AND CIRCULATION VILL BE ON SITE. TRASH, LANDSCAPE, AND FLOODWATER RETENTION WILL BE IN ACCORDANCE WITH THE CITY CHANDLER ORDINANCE. THE BUILDING WILL HOUSE 3 RESIDENTIAL LIVE WORK WITS WITH WORK AREA WITH PRIVATE ADA BATHROOMS ON THE LOWER LEVEL AND A FULL 2. BEDROOM 2 BATH LIVING AREA IN THE FUFKING OT HE BUILDING. WILL BE PROVIDED IN THE REAR OF THE BUILDING, WHICH WILL ALSO SERVE AS A TRUCK TIRGING AREA IN THE FUFKING THE CITY CHRE SERVE AS A TRUCK TURNING AREA IN THE EVENT OF THE CITY FIRE DEPARTMENT REQUIRING SITE ACCESS.

PROJECT TEAM

APPLICANT/DESIGN PROFESSIONAL: KONTEXTURE 3334 N. 20TH. STREET PHOENIX, AZ 85016 T. 602.875.6221 F 602 875 6239 JORGE.TOSCANO@KONTEXTURE.COM

OWNER: REGAL INVESTMENT INTERNATIONAL, LLC 2140 & 2160 N MCQUEEN RD CHANDLER, AZ 85225 CONTACT: JORGE.TOSCANO@KONTEXTURE.COM

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 A1.0
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STIPULATIONS:

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KONTEXTURE, LLC ARCHITECT 3334 N. 20TH STREET PHOENIX, AZ, 85016 T: 602.875.6221 F: 602.875.6239

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KEYPLAN

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CONCEPTUAL SITE PLAN

As indicated

SCALE

21-052

PROJECT NUMBER

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GENERAL NOTES

- ALL FINISHES/FIXTURES/APPLIANCES TO BE ALL FINISHESIFIXTURES/APPLIANCES TO BE SELECTED BY OWNER. PROVIDE A SOLID, SELF-CLOSING, SELF-LATCHING DOOR BETWEEN RESIDENCE AND GARAGE. PROVIDE LANDING ON OUTSIDE OF EXTERIOR DOORS. ALL GAS FIREPLACES TO INCLUDE A PERMANENTLY INSTALLED APPROVED GAS LOG SET в D. PERMANENTLY INSTALLED APPROVED G LOG SET. SHOWER DOORS SHALL HAVE SAFTEYGLAZING AND SWING OUTWARD F SHOWER DOORS SHALL HAVE SAFTEYGLZING AND SWING OUTWARD (R308.4) PROVIDE MECHANICAL EXAUST VENTILATION FOR BATHROOMS, WATER CLOSETS, LAUNDRY ROOM, AND KITCHEN, DUCT DIRECTLY TO OUTSIDE. (R303.2 AMENDED, M1506, TABLE 1506.3). PROVIDE STAIRWAY ILLUMINATION PER (R303.6). PROVIDE WEATHER FLASHING/PROOFING AT EXTERIOR WALL PRETATIONS, INCLUDING WINDOWS, DOORS AND VENTS... PER R703.8. ALL INTERIOR WALLS, CLGS AND SOFFITS TO HAVE SQUARE CORNER BEAD. ALL DRYWALL TO BE FINISHED LEVEL TO MATCH EXISTING. ALL DRYWALL TO BE FINISHED LEVEL TO MATCH EXISTING. ALL DRYWALL TO BE FINISHED LEVEL TO MATCH EXISTING. ALL HEIGHTS SHOWN ARE BASED FROM A REFERENCE POINT 0.°0° F.F. PROVIDE STUCCO CORNERS TO MATCH EXISTING UNTHREINFORCEMENTS. COLORS, STAINS, STC. TO BE SECTED BY OWNER. PROVIDE WEATHER FLASHING/PROOFING AT EXTERIOR WALL POERTRATIONS, INCLUDING WINDOWS, DOORS, AND VENTS... PER R703.8. FOR DOOR SCHEDULE SEE SHEET A7.0. FOR SMOKE DETECTORS SEE RCP SHEETS. CAL WALL PENETRATIONS, INCLUDING WINDOWS, DOORS, AND VENTS... PER R703.8. FOR DOOR SCHEDULE SEE SHEET A7.0. FOR SMOKE DETECTORS SEE RCP SHEETS. EACH WATER CLOSET SHOULD HAVE A MINL OF 15° FROM CENTERLINE TO EACH SIDE TO FINISH SURFACE. 1. м
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KONTEXTURE, LLC

ARCHITECT 3334 N. 20TH STREET PHOENIX, AZ, 85016 T: 602.875.6221 F: 602.875.6239

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LANDSCAPE LEGEND



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DESERT MUSEUM PALO VERDE TREE (PARKINSONIA X 'DESERT MUSEUM')

WILLOW ACACIA TREE. (ACACIA SALICINA) OR PURPLE LEAF PLUM TREE. (KRAUTER VESUVIUS)

DECIDUOUS OR SUCCULENT SHRUB. VARIETY BY OWNER.

EVERGREEN OR SUCCULENT SHRUB. VARIETY BY OWNER.



CONCRETE PAVEMENT. PROVIDE CONTROL JOINTS AT 5' ON-CENTER AT SIDEWALK, OR AT 9' ON-CENTER AT DRIVEWAY. REFER TO SITE/CIVIL DETAILS.

DECOMPOSED GRANITE OR SIMILAR. FINAL COLOR AND SIZE BY OWNER.

LANDSCAPE NOTES

- TREES SHALL HAVE A 10-GALLON MINIMUM CONTAINER SIZE ALL PLANT MATERIAL UTILIZED FOR SCREENING OF PARKING. REFUSE, SERVICE AND UTILITY AREAS SHALL HAVE A MINIMUM FIVE-GALLON CONTAINER SIZE AND SHALL BE INSTALLED IN A PATTERN WITH SPACING THAT WILL PROVIDE A CONTINUOUS SCREEN UPON MATURE SIZE OF THE PLANT MATERIAL ALL SHRUBS UTILIZED ON SITE SHALL HAVE A MINIMUM FIVE-GALLON CONTAINER SIZE. ALL GROUNDCOVERS UTILIZED ON SITE SHALL HAVE A MINIMUM ONE-GALLON CONTAINER SIZE. LANDSCAPE AREAS SHALL BE DESIGNED AND MANTAINED IN ACCORDANCE WITH THE APPROVED LANDSCAPE PLAN AND THE HEIGHT, LOCATION, AND SIGHT VISIBILITY REQUIREMENTS AS SET FORTH IN THE CITY OF CHANDLER ZONING CODE.
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LANDSCAPE PLAN

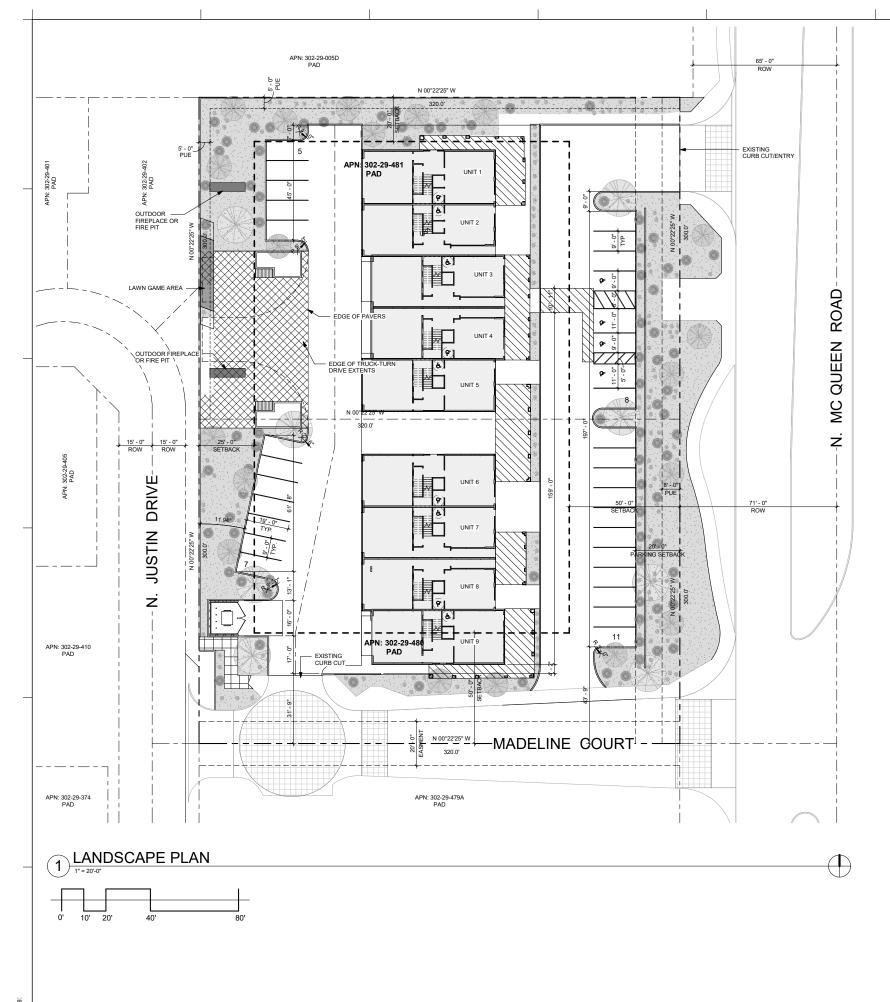
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GENERAL NOTES 43rd AVENUE COMMONS ALL FINISHES/FIXTURES/APPLIANCES TO BE ALL FINISHESIFIXTURES/APPLIANCES TO BE SELECTED BY OWNER. PROVIDE A SOLID, SELF-CLOSING, SELF-LATCHING DOOR BETWEEN RESIDENCE AND GARAGE. PROVIDE LANDING ON OUTSIDE OF EXTERIOR DOORS. ALL GAS FIREPLACES TO INCLUDE A PERMANENTLY INSTALLED APPROVED GAS LOG SET в Ave 85304 N 43rd D. PERMANENTLY INSTALLED APPROVED G LOG SET. SHOWER DOORS SHALL HAVE SAFTEYGLAZING AND SWING OUTWARD F 11990 Glendale,

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WILLOW ACACIA TREE. (ACACIA SALICINA)

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KONTEXTURE, LLC

ARCHITECT 3334 N. 20TH STREET PHOENIX, AZ, 85016 T: 602.875.6221 F: 602.875.6239

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LANDSCAPE PLAN

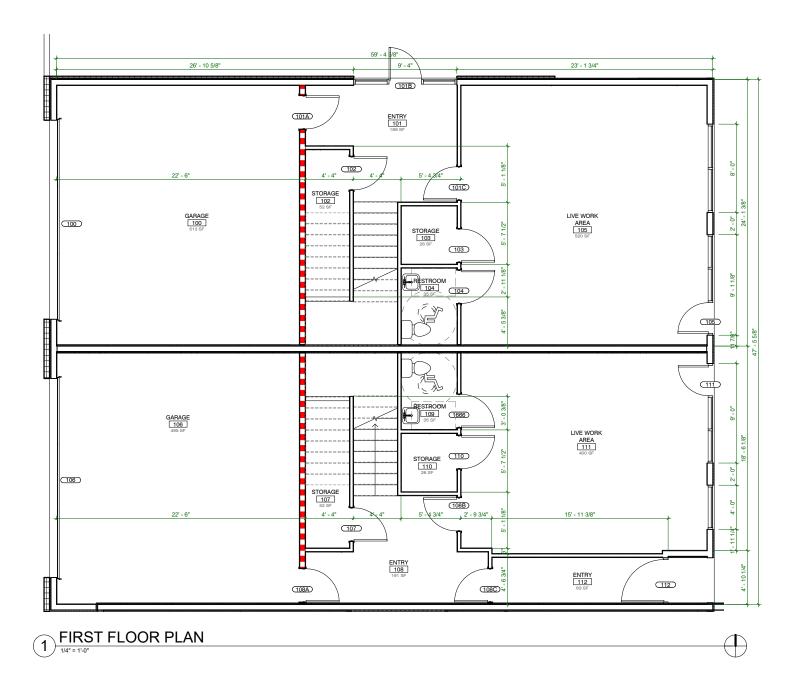
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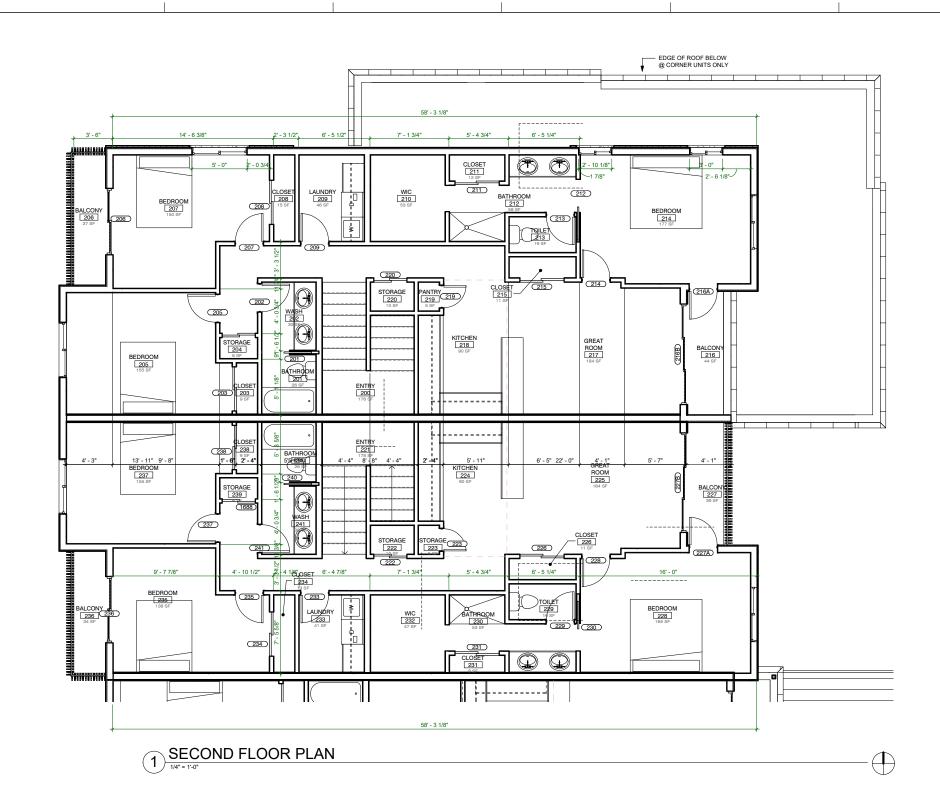
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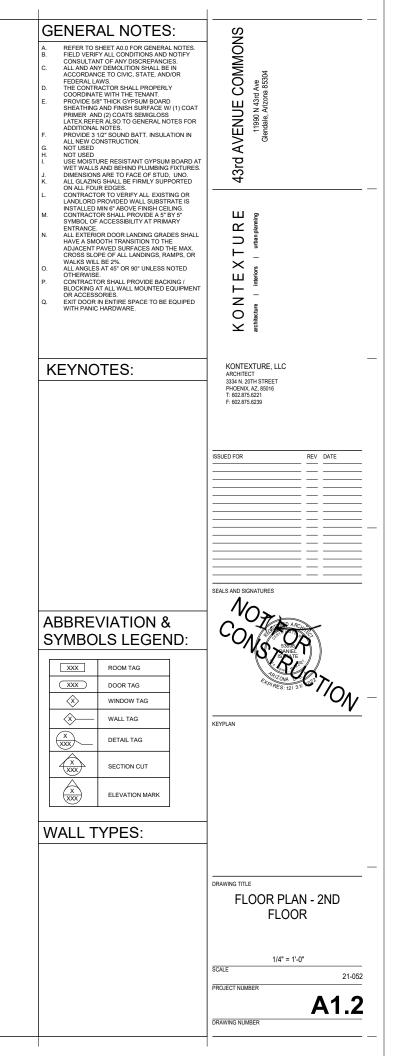
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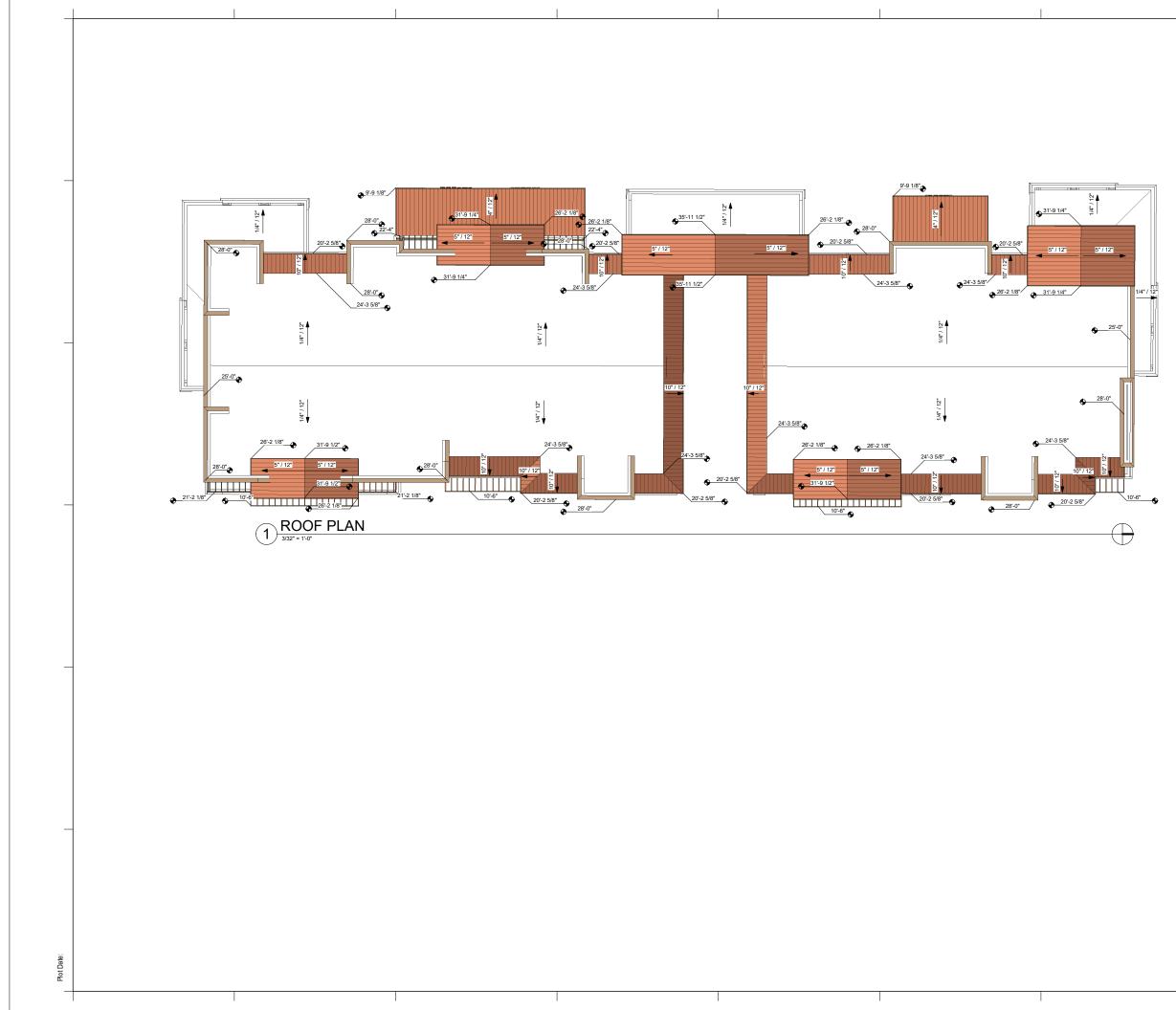


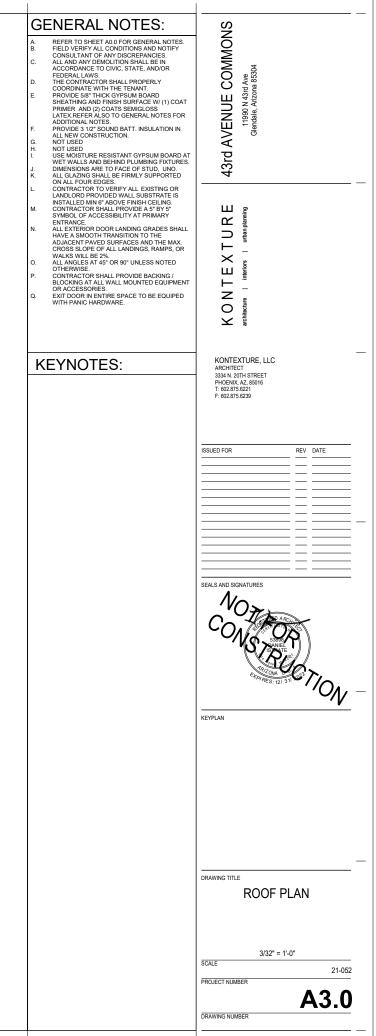
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KEYNOTES:	KONTEXTURE, LLC ARCHITECT 3334 N. 20TH STREET PHOENIX, AZ, 85016 T: 002.875.6221 F: 602.875.6239
ABBREVIATION & SYMBOLS LEGEND:	
WALL TYPES:	DRAWING TITLE FLOOR PLAN
	1/4" = 1'-0" SCALE 21-052 PROJECT NUMBER A1.0 DRAWING NUMBER

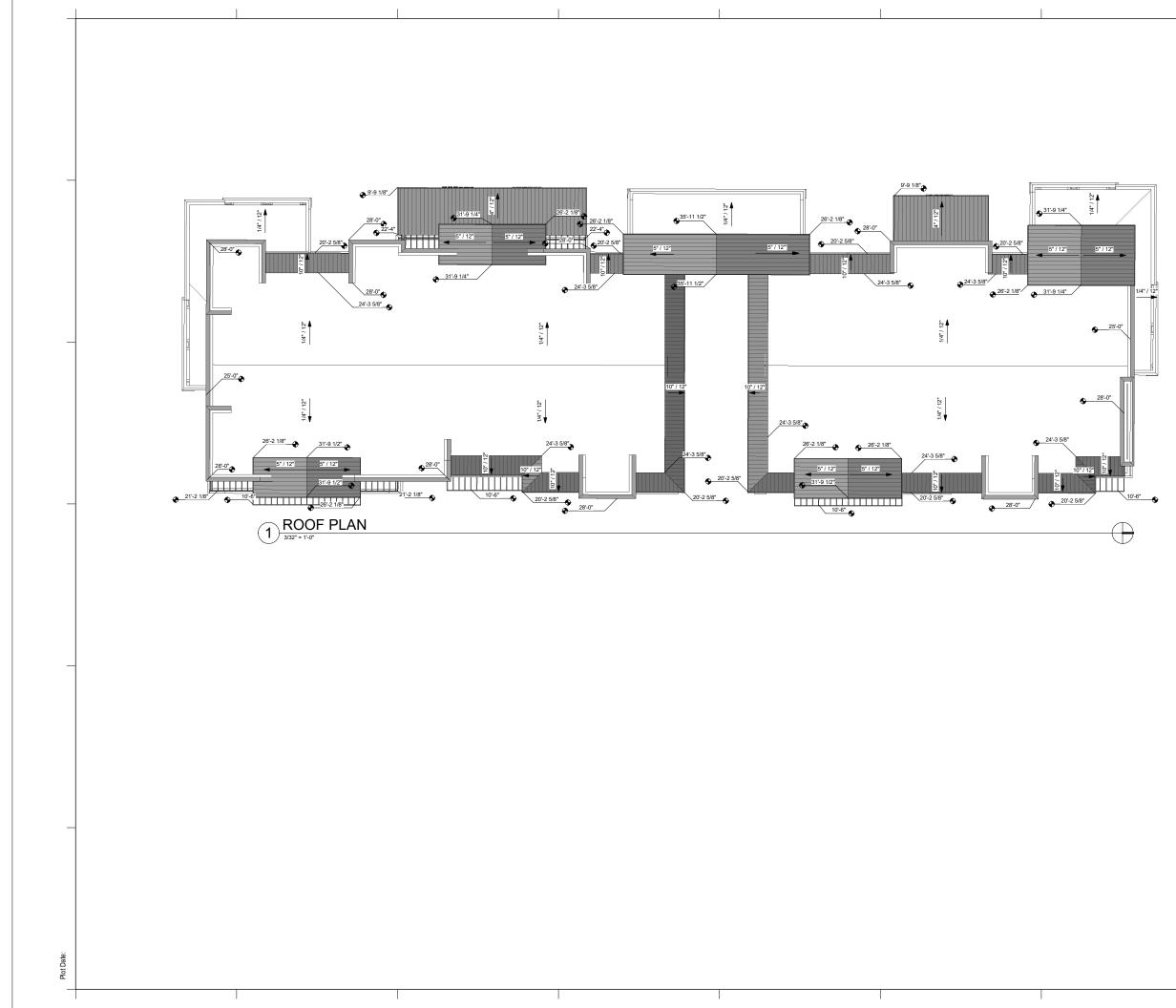


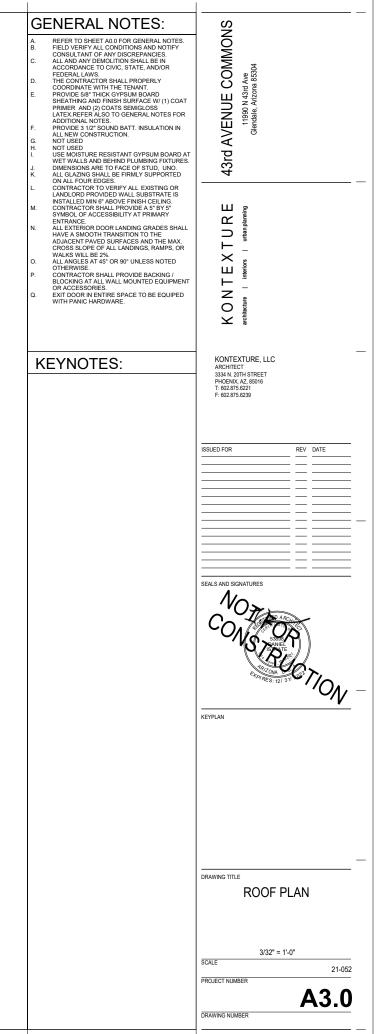
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City Council Memorandum City Clerk's Office Memo No. N/A

Date: December 5, 2022

To: Mayor and Council

From: Dana DeLong, City Clerk

Subject: Final adoption of Ordinance No. 5039, Chandler Non-Discrimination Ordinance

Proposed Motion:

Move City Council adopt Ordinance No. 5039, amending the Code of the City of Chandler, by adding Chapter 63 Non-Discrimination, adopting provisions codifying diversity, equity, and inclusion in the provision of public accommodations, employment, and housing in the City of Chandler.

Background/Discussion

Ordinance was introduced and tentatively adopted on November 10, 2022.

Attachments

October 24, 2022 Council Work Session Presentation September 22, 2022 Council Work Session Presentation September 28, 2022 DEI Assessment Results 2020 DEI Survey Results Ordinance No. 5039

City of Chandler Diversity, Equity, and Inclusion

October 24, 2022



Diversity, Equity & Inclusion





Agenda

Overview of DEI Assessment

- o Timeline of Events
- External & Internal Target Goals
- Progress & Next Steps

Non-Discrimination Ordinance

- o Key Elements
- Exemptions
- Violations
 - Complaint Process
 - Penalty Process
- Discussion

DEI Assessment Overview



Diversity, Equity & Inclusion



Timeline of Events

- Mayor proclamation, diversity survey with Human Relations Commission & presentation of results to Council July – December 2020
- Strategic Framework commitment to diversity, equity and inclusivity through an update to Chandler's Brand Statement May 2021
- City Council approves contract with CPS HR for DEI Assessment October 2021
- City-wide DEI Assessment (focus groups, survey and evaluations)
 December 2021 – June 2022
- CPS HR Assessment Final Report to HRC and City Council September 2022



Roadmap To Reaching Goals

Phase I: Establish Targeted DEI Goals

Phase II:

Reassess and Prioritize **Phase III:** Consider New or Additional Goals

GOALS S

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EXTERNAL

- **Outreach to all groups** beyond social media; use flyers, in person opportunities.
- **Communicate transparently**, maintain group connections to continue progression.
- **Educate proactively**, understanding of differences before it becomes problematic.
- **Develop actionable/visible response** to identified needs take feedback seriously.
- **Partner with non-profits and community agencies** to connect resources, assist in enhancing their services.
- Provide official City stance and status of discussion for Non-Discrimination Ordinance.

INTERNAL

- Create and communicate a **sustainable vision** for City's DEI Program.
- Find opportunities to **improve recruitment and hiring** of diverse candidates.
- Enhance **DEI training, leadership development, and cultural awareness.**
- Streamline **information sharing** for DEI initiatives and expand awareness.
- Promote **DEI discussions in the workplace.**

Progress & Next Steps

External:

- Work with Human Relations Commission to develop 2-5 actionable objectives for each targeted goal.
- Finalize objectives by Spring 2023 in conjunction with City Council.

Internal:

• Work with City Manager's Office, Human Resources, and employee stakeholders to develop 2-5 actionable objectives for each targeted goal.



Progress & Next Steps (cont.)

Current Internal Initiatives

- **Expanded Bilingual Program** to include 5 additional languages.
- Offer several **DEI** related **courses** city-wide facilitated by diverse external presenters including:
 - Required DEI Workshop for all new employees (recently updated)
 - The Human Library Experience (Co-hosted with DEI and HR Team)
 - Juneteenth guest speaker
 - DEI Workplace Certification through University of South Florida
 - Eleven on-line DEI courses from May-August through computer-based learning
- City-wide **mentoring program** with pairings focused on diversity in departments, job positions, generations, ethnicity, gender, personalities, learning styles, etc.
- Communicate all **position openings** through the DEI office to Community Cultural Partners and utilize external websites to post positions as appropriate.
- Facilitate **diverse interview panels** and provide recruitment training to panel members, currently expanding to include unconscious bias training.
- External marketing campaign to kick-off in October to showcase Chandler careers and
- ⁸ community with outreach to markets not utilized in the past.

Progress & Next Steps (cont.)

Internal Objective Examples

- **Targeted Goal:** Create and communicate a sustainable vision for City's DEI Program.
 - **Objective 1**: Create strategic plan document and track progress.
 - **Objective 2**: Develop and promote DEI Division Vision Statement.
- **Targeted Goal:** Enhance DEI training, leadership development, and cultural awareness.
 - **Objective 1**: Expand opportunities for employees to join national diversity membership organizations and hold quarterly meetings and discussions.
 - **Objective 2**: Continue to offer, begin tracking, and expand employee DEI related trainings.



Progress & Next Steps (cont.)

DEI Strategic Plan Document

- Share with City Council finalized document by Spring 2023 (to include internal and external targeted goals and actionable objectives).
- Provide regular progress updates to City Council.



Non-discrimination Ordinance (NDO)



Diversity, Equity & Inclusion





Other Arizona Cities

ORDINANCE
Sedona
Flagstaff
Mesa
Phoenix
Scottsdale
Tempe
Tucson
Winslow
Glendale

Non-discrimination Ordinance

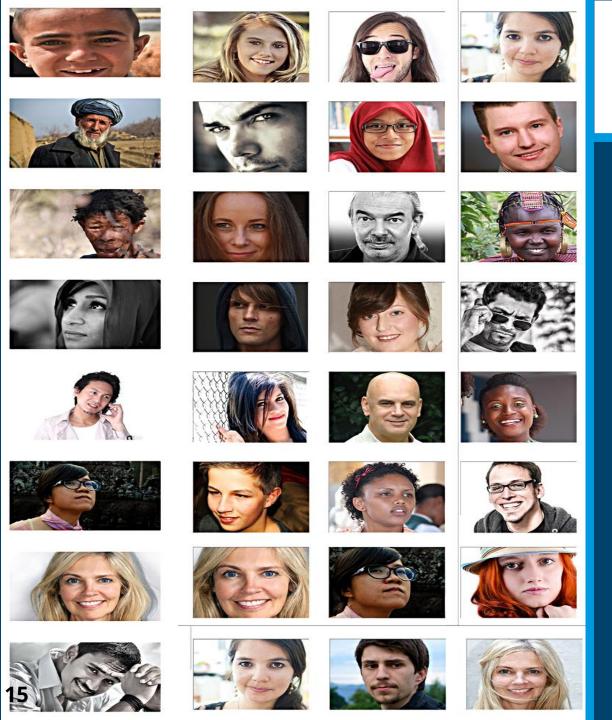
 Prohibits discrimination, harassment, and retaliation based on actual or perceived race, color, religion, sex, ethnicity, national origin, age, sexual orientation, gender identity, veteran status, disability, marital status, or familial status.

- Areas covered:
 - Equity by City contractors, vendors and consultants in city services, programs, activities, and contracting
 - Equity in employment and places of public accommodation
- Requires referral to another authority if they have jurisdiction (*i.e.,* EEOC, Attorney General's Office)

Exemptions

- Non-profit private clubs
- US Government, American Indian Tribes, State of Arizona which includes all departments, agencies, or political subdivisions
- Religious organizations and persons holding bona fide religious views
- City of Chandler—City has its own rules
- Small Businesses (5 or less employees)
- Places of public accommodation may afford beneficial pricing or policies to senior citizens, students, veterans, or individuals with disabilities
- Employers may apply different standards of compensation or different terms, conditions, or privileges of employment pursuant to a bona fide seniority system, merit system, or any other system which measures earnings by quantity or quality of production

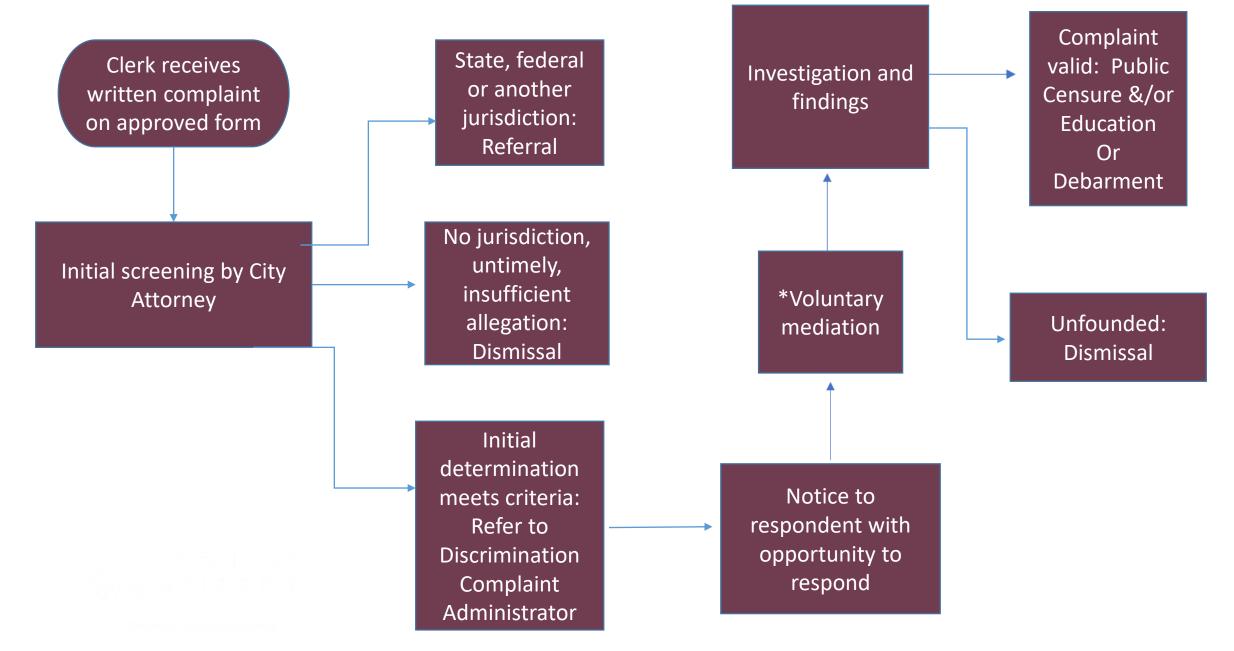




Violations

Complaint Process

- Initial screening, referral to another agency if appropriate
- Respondent notified of complaint and afforded opportunity to respond to allegations
- Investigation
- Voluntary mediation
- Finding of a violation or dismissal for unsubstantiated charge or insufficient evidence



*Can occur at any point in the process.

Violations (Cont.)

Penalty Process

- Public censure, educational training, and/or suspension or debarment for City contracts under section 3-17 of the City Code
- Voluntary mediation can take place at any point in the process



Discussion





Discussion

- Exemptions
- Violations
- Process

• Penalties

City of Chandler Diversity, Equity, and Inclusion

October 24, 2022



Diversity, Equity & Inclusion



Chandler DEI Assessment Final Report

September 22, 2022



Diversity, Equity & Inclusion



Timeline of Events

- Mayor proclamation, diversity survey with Human Relations Commission & presentation of results to Council July – December 2020
- Strategic Framework commitment to diversity, equity and inclusivity through an update to Chandler's Brand Statement May 2021
- City Council approves contract with CPS HR for DEI Assessment October 2021
- City-wide DEI Assessment (focus groups, survey and evaluations)
 December 2021 – June 2022
- CPS HR Assessment Final Report to HRC and City Council September 2022



Paula North DEI Assessment Specialist



CPS HR: Our DEI Team

Calvin Bonds DEI Facilitator, Consultant



Regina Romeo DEI Program Leader



Jacques Whitfield DEI Training Leader



Jeff Hoye Senior Leader, Org. Strategy



CPS HR: Philosophy/ Guiding Framework





Project Kick-off & Council DEI Conversations:

Project Kick-off with City Manager's Office
Conduct 7 key interviews – Council & CM
Develop a collective definition and define success elements of the DEI assessment

External:

 Application for Interest, participants selected to maximize diversity/representation
 Identifying DEI concerns as a large community group
 Subsequent focused discussion groups to identify current concerns and recommended actions

Internal:

Survey assessment for City employees to establish baseline feedback on DEI internal and community efforts
 Employee Focus Groups to obtain additional information, promote discussion on DEI feedback

Communication, Presentation and Post-Project

 - Presentation to the Human Relations Commission and then to the City Council
 - DEI project progress tracking strategy moving forward

Current DEI Division Programs

Diversity Mini-Grants

Diversity Memberships

DEI Division Produced Events

DEI Partner Events

Marketing & Promotion

FOC – Chandler Support



DEI FY2021-22 Accomplishments

- Unveiled Chandler Contigo a month-long series of events held during National Hispanic Heritage Month.
- Hosted the first City-sponsored LGBTQ+ event with Chandler Pride.
- Produced "Conversations with Chandler's Historic Black Families" video series documenting the first Black families in Chandler for Black History Month.
- Held the inaugural Asian American Community Conference to engage the Asian community.
- Produced, sponsored or participated in 50 community events with an approx. total attendance of 41,800.

External Community

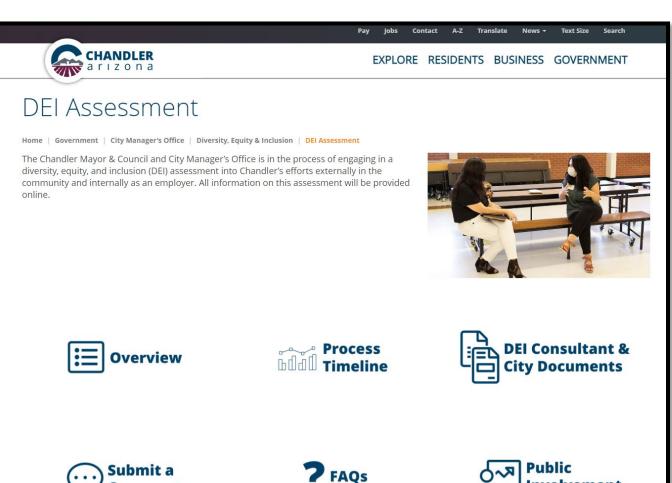


Communication with Residents

Comment

• City website that includes:

- Overview of project and scope of work
- Timeline of project
- All documents relating to the project
- o FAQs
- Public Participation
 - External panel application
 - Online public comment form



Involvement

External Community Panel | February - June

- Online application open for external panel submissions.
 - CPS HR created an online application form used to select the most diverse representation of individuals using organization and personal demographics.
- 25 diverse leaders selected by CPS HR to participate.
- In-person kick-off meeting.
- Five themed breakout subcommittee meetings.
 - Each group met twice.
- Final at-large virtual wrap-up meeting and report.



External Panel Members

- 1. Abiuth Maronga, Teecanva
- 2. Andrea Morales Barton, CUSD Teacher
- 3. Christopher McMullan, Neighborhood WorXs
- 4. Crystal Blackwell, Crystal Clear Results
- 5. Daniel Hall, PayPal
- 6. Debra L. Schinke, Chandler Republican Women
- 7. Denise Phillips, Self employed
- 8. Eduarda Schroder, Chandler Pride
- 9. Erika Castro, SRP
- 10. Heather LeeMaster Anguiano, CUSD
- 11. Jeff Williams, Salvation Army
- 12. Jennifer Sanchez, Intel
- 13. Joanna Cetaj, The Puzzle Piece, LLC
- 14. Jyoti Pathak, TD SYNNEX
- 15. Kathryn Mazon, DEI Consultant

- 16. Keasha Beach, Base AZ
- 17. Linda A. Kalaf, Retired HR/D&I Professional
- 18. Nigah Mughal, Maricopa County
- 19. Rabbi Michael Beyo, EVJCC
- 20. Rick Heumann, Chandler Chamber
- 21. Ryan Gear, The Well Church
- 22. Shawn Mitchell, Chander4Change
- 23. Steve Sanders, Omicron Engineering, PLC
- 24. Trinity Donovan, AZCEND
- 25. William H. Crawford III, Ed.D., Northern Arizona University & DW Consulting Group

BREAKOUT GROUPS

- Understanding youth population service needs
- Improving opportunities for all voices to be heard/Community voice coming in
- Reaching out and identifying resources for LGBTQIA+
- Building community partnerships
- Improving external communications so City voice gets out to all groups

* After the first breakout subcommittee meetings were held, City staff worked interdepartmentally to provide updates on what the City currently offers in each themed area. This information was given to each breakout group prior to their second meeting.

INPUT RECEIVED

Youth Services / Connection

- Need for stronger voice representation for Chandler youth.
- Need for larger interaction with diversity practices, including equitable opportunities for all youth groups throughout the City.

Communication Considering Marginalized Groups

- Maximize various methods of communication of DEI messages.
- Build trust through effective listening and taking tangible actions.
- All groups must be heard, represented and included (e.g., refugees, people experiencing homelessness, seniors, neurodivergent, etc.).

INPUT RECEIVED

LGBTQIA+

- Increase progress through continuing to help LGBTQIA+ flourish and feel welcomed.
- Identify and promote resources and programs.
- Ensure focused efforts to assist LGBTQIA+ youth experiencing homelessness.

Building Community Partnerships

- Need for stronger community partnership connections – helping different organizations with similar functions connect.
- Increase awareness of community or City resources available to community organizations.
- Focus on stronger collaboration with the City Council.

External Results COMMON THEMES (Target Goals)

- Outreach to all groups beyond social media; use flyers, in person opportunities.
- **Communicate transparently**, maintain group connections to continue progression.
- **Educate proactively**, understanding of differences before it becomes problematic.
- **Develop actionable/visible response** to identified needs take feedback seriously.
- Partner with non-profits, community agencies to connect resources, assist in enhancing their services.
- Provide official City stance and status of discussion for Non-Discrimination Ordinance.

INPUT RECEIVED

(NDO) Nondiscrimination Ordinance

- **Construct City plan** with input from various internal and external stakeholders.
- **Provide training and education** around non-discrimination so practices are part of City culture.

Put the **following messages** out so everyone is informed and aware of NDO status:

- This is what we are committed to...
- If need support, here is where resources can be provided...
- If you want to be more involved here is what you can do...
- Involve all departments and develop partnerships so residents, businesses, staff, and visitors receive same powerful message of an equitable, welcoming, and diverse City of Chandler.



Internal Community -City Employees-

Internal Employee Assessment | April - June

DEI Survey for City Employees

726 surveys submitted – approx. 32.9% of City staff.

Survey results were analyzed to identify the overall results across all respondents and by demographic group. No significant outliers found in results based on specific demographic (race, gender, age, etc.).

• Focus groups facilitated by CPS HR

Five focus groups including one for Directors/Managers, one for Supervisors, and three for Non-Supervisory staff.

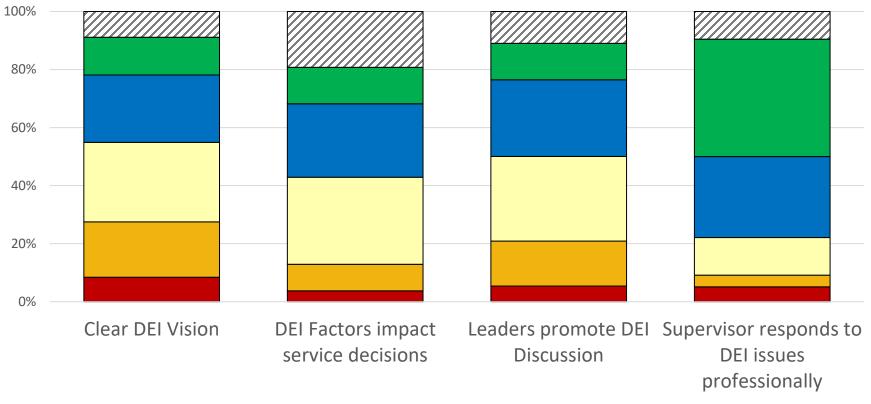
Total of 75 participants were selected from 140 interested staff. Individuals were randomly selected by CPS HR based on work and professional demographics.



Survey Results

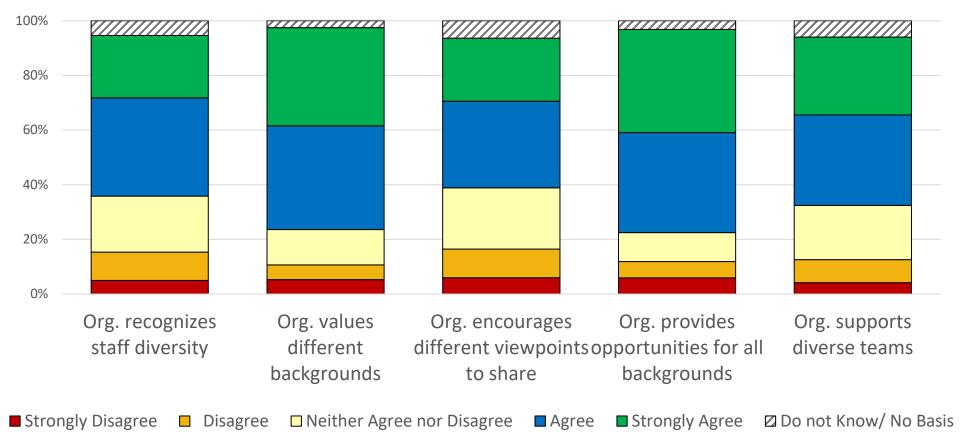
Average DEI Organizational Response Trends:

17.6% Strongly Disagree/Disagree; 24.9 Neutral; 45.4% Agree/Strongly Agree; 12.1% Do Not Know



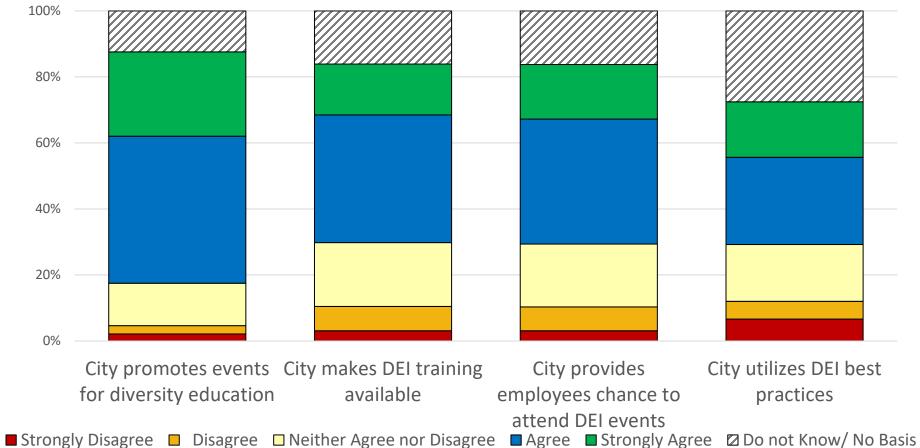
Survey Results

Average Staff Diversity Response Trends: 13.1% Strongly Disagree/Disagree; 17.3 Neutral; 67.7% Agree/Strongly Agree; 4.7% Do Not Know



Survey Results

Average Education Oriented Opportunities Response Trends: 9.4% Strongly Disagree/Disagree; 17.1 Neutral; 55.5% Agree/Strongly Agree; 18.1% Do Not Know





Focus Group Recommendations

Promote DEI discussions in the workplace	Streamline top-down messaging related to DEl initiatives and programs	Develop and communicate a clear DEI vision	Ensure cultural sensitivity in the workplace
Expand development opportunities for future leadership (with focus on DEI)	Evaluate service delivery impacts through a DEI lens	Expand DEI Training	Promote employment opportunities and leadership development to diverse communities

Ensure hiring processes are fair, consistent, and nonbiased

Internal Results COMMON THEMES (Target Goals)

- Create and communicate a **sustainable vision** for City's DEI Program.
- Find opportunities to **improve the recruitment and hiring** of diverse candidates.
- Enhance **DEI training**, leadership development, and cultural awareness.
- **Streamline information sharing** for DEI initiatives and expand awareness.
- Promote **DEI discussions** in the workplace.

Roadmap To Reaching Goals

Phase I: Establish Targeted DEI Goals

Phase II:

Reassess and Prioritize **Phase III:** Consider New or Additional Goals

GOALS S C C Π

EXTERNAL

- **Outreach to all groups** beyond social media; use flyers, in person opportunities.
- **Communicate transparently**, maintain group connections to continue progression.
- **Educate proactively**, understanding of differences before it becomes problematic.
- **Develop actionable/visible response** to identified needs take feedback seriously.
- **Partner with non-profits and community agencies** to connect resources, assist in enhancing their services.
- Provide official City stance and status of discussion for Non-Discrimination
 Ordinance.

INTERNAL

- Create and communicate a **sustainable vision** for City's DEI Program.
- Find opportunities to **improve recruitment and hiring** of diverse candidates.
- Enhance **DEI training, leadership development, and cultural awareness.**
- Streamline **information sharing** for DEI initiatives and expand awareness.
- Promote **DEI discussions in the workplace.**

2 SO Π

Phase II: Reassess and Prioritize

• After one year of working on Phase I:

- Utilize the Chandler Human Relations Commission to address concerns on both internal and external issues.
- Assess progress of everything mentioned in phase I (measurable outcomes).
- Prioritize what needs to be added, maintained, or taken away based on accomplishments.
- Repeat what was done in a 2.0 version based on appropriate changes.

Phase III: Consider New or Additional Goals

After one year of working on Phase II:

• Consider the additional topics outlined on next slide to add and address.

GOALS DITIONAL

Create mechanisms for the community to track DEI related concerns and metrics to assess progress in resolving them. Evaluate current internal interview practices to increase education among all hiring officials to ensure an awareness of unconscious bias in hiring.

Explicitly recognize all cultures represented in the City of Chandler (Nonclumping of ethnic groups).

Encourage community groups to find new ways to grow and diversify their membership.

Introduce a way for people (internal & external) to anonymously raise DEI concerns and participate in a guided conversation when appropriate.

Next steps for Chandler DEI

Create a strategic plan for the Division based on recommendations from the CPS HR Assessment

- DEI Manager & Human Relations Commission

Example Action Items:

- Work with CAPA on additional advertising opportunities to reach Chandler residents.
- Create opportunities to promote nonprofit and community agencies services on a more frequent/reoccurring basis.
- Work with City's Executive Leadership Team, Employee Advisory Committee and the Interdepartmental Diversity Team to communicate a sustainable vision for City's DEI Program.
- Work with HR /Organizational Development to increase DEI education and training opportunities for City employees.



ANY QUESTIONS?



Diversity, Equity & Inclusion





9/28/2022

City of Chandler Diversity, Equity, and Inclusion Staff Feedback Technical Report



Your Path to Performance

SUBMITTED BY: CPS HR Consulting 2450 Del Paso Rd, Suite 220 Sacramento, CA 95834 www.cpshr.us

Respondent Demographics

Respondents self-identified both work and personal demographics, with representation outlined in the following table.

Table 1: DEI Survey Self-Reported Demographics

Work Demographics		Personal Demographics	
Department	#	Age	#
Buildings and Facilities/Fleet	34	24 and Under (Age Group 1)*	21
City Clerk/ Law	37	25 to 29	40
Communications and Public Affairs	18	30 to 34	66
Community Services	110	35 to 39	70
Cultural Development	25	40 to 44	105
Development Services	50	45 to 49	101
Fire	49	50 to 54	108
Human Resources	22	55 to 59	81
Information Technology	35	60 to 64	45
Management Services (Dept Group 2)	47	65+	17
Municipal Court	20	Prefer not to state	51
Neighborhood Resources	34	No Answer	21
Office of the City Manager (Dept Group 1)	25	Ethnicity	#
Police	127	African American or Black	20
Public Works	93	American Indian/Alaskan Native,	
Tenure	#	Hawaiian/Pacific Islander (Ethnicity Group 1)*	18
Less than 2 years	117	Asian	23
At least 2 and up to 5 years	144	Latinx	104
At least 5 and up to 10 years	146	White	368
At least 10 and up to 15 years	84	Multi-race	40
At least 15 and up to 20 years	107	Other Race	27
20 or more years	128	Prefer not to state	105
Role	#	Gender	#
Directors/Senior Leadership	26	Female	297
Management	82	Male	323
Supervisory	141	Non-binary/Prefer not to state	85
Non-Supervisory Front-Line Staff (Entry, Journey, or Lead)	477	(Gender Group 1)*	60

*Groups with fewer respondents were combined with other groups to protect respondent anonymity.

The first area relates to the perceived organizational implementation of DEI within the internal organization. This covers four items on the existence of DEI vision, impact to services, promotion of DEI discussion, and supervisory response to DEI issues. The following graph shows the portion of respondents indicating a positive response (agree/strongly agree), neutral (neither agree/disagree), or negative response (disagree/strongly disagree) across these four items collectively. The percentage of respondents who were unable to rate each element are shown in gray.

Organizational DEI 17.6% 24.9% 45.4% 12.1% Strongly Disagree/Disagree Neutral Agree/Strongly Agree Do Not Know

Table 2: Organizational DEI Responses and Averages

	Strongly Disagree	Disagree	Neither Agree nor Disagree	Agree	Strongly Agree	Do not Know/ No Basis	Average Rating
Statements	1	2	3	4	5	n/a	
Overall Organizational DEI Ratings:	164	345	720	744	569	351	3.48
A clear DEI vision and strategy has been communicated to employees	61	138	198	168	94	64	3.15
DEI factors impact decisions about provided services or products	27	66	217	183	91	139	3.42
Our leadership promotes discussions on DEI needs and efforts	39	112	211	191	91	79	3.28
My supervisor responds to diversity, equity, and inclusion issues in a professional manner	37	29	94	202	293	69	4.05
100% 80% 60% 40% 20%							
Clear DEI Vision DEI Factors imp decisio	ns	[rs promote Discussion e ∎Strong		issues	r responds t professiona ot Know/ N	lly

Employee Experience: Part II – Staff Diversity

The second area relates to the perceived acceptance and acknowledgement of staff diversity within the internal organization. This covers five organizational items 1) recognizing staff differences making up their diversity, 2) valuing the different backgrounds, 3) encouraging staff to share their perspective, 4) providing opportunities for staff of all backgrounds, and 5) promoting diverse teams to encourage understanding. The following graph shows the portion of respondents indicating a positive response (agree/strongly agree), neutral (neither agree/disagree), or negative response (disagree/strongly disagree) across these five items collectively. The percentage of respondents who were unable to rate each element are shown in gray.



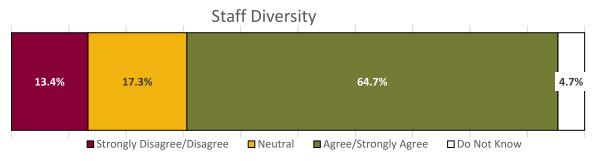


Table 3: Staff Diversity Responses and Averages

	Strongly Disagree	Disagree	Neither Agree nor Disagree	Agree	Strongly Agree	Do not Know/ No Basis	Average Rating
Statements	1	2	3	4	5	n/a	
Overall Staff Diversity Ratings:	190	294	625	1270	1074	169	3.79
Our organization recognizes all the differences that make up staff diversity	36	75	148	260	165	39	3.65
My organization values the different backgrounds, beliefs, and experiences of staff	38	39	94	275	261	18	3.96
The organization encourages staff with different backgrounds to share their point of view	43	76	162	229	167	46	3.59
My organization provides opportunities for individuals of all backgrounds to succeed	43	43	77	266	274	23	3.97
My organization supports diverse teams to encourage a better understanding of individual differences	30	61	144	240	207	43	3.78
100% 80% 60% 40% 20% 0%							
Org. recognizes staff Org. values different diversity backgrounds Strongly Disagree Disagree Neither Agree no	different to s	courages viewpoint: hare e ∎Agree	s opportur back	grounds	all	supports di teams ot Know/ N	

Employee Experience by Work Demographics

anonymity. The average ratings by each work demographic are compared for each Employee Experience item for both Organizational DEI and Staff Diversity. The highest and lowest ratings within each demographic group are shaded in green and yellow, respectively, Results were further assessed by demographic groups, combining groups as identified under the survey analytics section for to help highlight trends with the top/bottom two in departments indicated due to the number of departments.

			Ro	Role				Tenure	ure									Department	tmen						
S S	Statement	Sr. Leaders	tnəməgeneM	Supervisory	Supervisory Supervisory	years than 2	2 to 5 years	5 to 10 years	10 to 15 years	15 to 20 years	20+ years	Buildings and Facilities/Fleet	City Clerk/ Law	Commun. and Public Affairs	Community Services Cultural	Development Development	Services	Fire Human	Resources	Management Technology	Services Municipal	Court Neighborhood Resources	Office of the City Manager	Police	Public Works
	Respondents:	26	82	141	477	117	144	146	84	107	128	34	37	18 1	110 2	25	50 4	49 22	2 35	47	, 20	34	25	127	93
	Tow	vest R	Lowest Rating within Demographic	ithin D€	smogra	phic											lighest	Highest Rating within Demographic	vithin D	emogr	aphic				
	Clear DEI Vision	3.17	3.17 <mark>3.12</mark>	3.12	3.16	3.36	3.23 3	3.14	2.97	3.03	3.08 3	3.00 3	3.37 3	.29 3	.03 <mark>2.</mark>	.76 3.	.20 3.	07 3.2	29 <mark>2.9</mark>	<mark>97</mark> 3.0	00 3.32	2 3.34	l 3.04	3.39	3.03
al DFI	DEI Factors impact service decisions	3.08	3.08 3.51	3.36	3.44	3.64	3.54 3	3.45 3	3.29	3.27 3	3.30 3	3.26 3	3.26 3	.42	3.76 3.	.90 3.	.27 3.	37 3.4	44 3.1	19 3.2	22 3.44	4 3.48	3.27	3.45	3.23
noitezir	Leaders promote DEI	4.00	4.00 3.42 3.32		3.20	3.50	3.40 3	3.40 3	3.19	3.00	3.13 3	3.07 3.	3.43 3	.53 3	.33 3.	.67 3	24 3.	40 3.5	58 3.0	00 3.1	.18 3.10	0 3.41	. 3.50	3.42	2.90
Urgar	Supervisor responds to DEI issues professionally	4.71	4.22 4.02		3.98	4.28	4.12 4	4.15	3.74 3	3.95	3.94 3	3.41 4.	24	4.42 4.	.00 4.	.27 3.	.81	4.28 4.4	.42 4.09	З.	.87 4.47	7 4.17	4.14	4.20	3.76
	Org. recognizes staff diversity	4.21	4.21 3.74 <mark>3.59</mark>		3.62	3.89	3.69 3	3.71 3	3.54	3.48 3	3.53 3	3.50 3.	8.80 <mark>3.</mark>	.38 3.	.61 3.	.50	3.73 3.	80 3.8	80 3.73	ε	.47 3.95	5 3.64	3.78	3.78	3.39
vtis.	Org. values different backgrounds	4.46	4.17	3.90	3.92	4.32	4.02 3	3.96	3.70 3	3.96 3	3.77 3	3.79 4.	1.06 4.	.06 3.	.95 4.	.08 3.	90 4.	19 4.2	.23 3.9	97 4.0	.07 3.95	5 4.09	9 4.40	4.03	3.49
19viQ 11	Org. encourages different viewpoints to share	4.32	3.81	3.52	3.53	3.97	3.64 3	3.73 3	3.34 3	3.47	3.32 3	3.23 3	.91 3.	.71 3	.52 3	.74 3.	.62 3.	64 3.6	.68 3.8	89 3.4	.42 3.53	3 3.71	. 3.83	3.74	3.25
et2	Org. provides opportunities for all backgrounds	4.54	4.05	4.03	3.91	4.27	4.11 3	3.98	3.70 3	3.86 3	3.83 3	3.85 4.	1.06 3.	.88 4	.03 3.	.92 <mark>3</mark>	.76 4.	35 4.3	36 4.0	.03 3.9	.95 3.95	5 3.97	4.09	4.08	3.60
	se teams	4.29	3.89 3.85		3.71	3.99	3.81 3	3.83	3.63	3.70 3	3.69 <mark>3</mark>	3.58 3.	.92 3.	71	3.73 3.	79	3.76 3.	96 3.	90 3.9	94 3.6	.60 3.80	0 3.94	3.96	3.93	3.47

Table 4: Employee Experience Areas - Work Demographic Averages

Employee Experience by Personal Demographics

The average ratings by each personal demographic are compared for each Organizational DEI item. The highest and lowest ratings within each demographic group are shaded in green and yellow, respectively, to help highlight trends. The averages for Prefer Not To Say are presented in the table but are not included in the high/low indications that drive actionable recommendations. However, it is worth noting that those who do not wish to state demographics often still provide the lowest ratings indicating overall areas for growth.

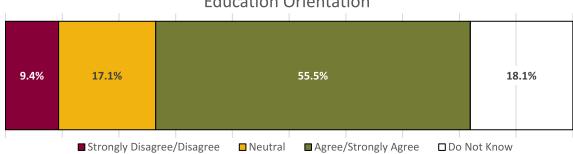
					Ethr	nicity				9	Gender	<u> </u>						Age					
S	Statement	African American or	Amer. Indian, Pac. Islander	nsizA	хиітьЛ	ətidW	Multi-race	Other Race	Prefer not say	əlɛmə٦	əlsM	Von-binary / Prefer not say	24 and under	25 to 29	30 to 34	35 to 39	40 to 44	45 to 49	50 to 54	65 of 25	40 of 09	+59	Prefer not say
	Respondents:	20	18	23	104	368	40	27	105	297	323	85	21	40	99	70	105	101	108	81	45	17	51
		owest	Lowest Rating within Demog	vithin D	emogr	raphic								*	Highe	st Ratin	Highest Rating within Demographic) Demo	graphic				
	Clear DEI Vision	3.17	3.12	3.12	3.16	3.36	3.23	3.14	2.97	3.00	3.31	3.00	3.39	3.26	3.17	2.98	3.16	3.07	3.12	3.14	3.23	3.41	3.15
ITG lb	DEI Factors impact service decisions	3.08	3.51	3.36	3.44	3.64	3.54	3.45	3.29	3.48	3.43	3.13	3.63	3.66	3.39	3.47	3.44	3.49	3.27	3.35	3.58	3.57	3.17
noitezir	Leaders promote DEI Discussion	4.00	3.42	3.32	3.20	3.50	3.40	3.40	3.19	3.24	3.39	3.08	3.25	3.30	3.34	3.20	3.51	3.33	3.22	3.19	3.18	3.20	3.26
near()	Supervisor responds to DEI issues professionally	4.71	4.22	4.02	3.98	4.28	4.12	4.15	3.74	4.06	4.12	3.75	4.43	4.31	4.29	3.72	4.13	4.12	4.02	3.99	3.93	3.88	3.89
	Org. recognizes staff diversity	4.21	3.74	3.59	3.62	3.89	3.69	3.71	3.54	3.48	3.87	3.41	4.11	3.68	3.75	3.46	3.82	3.57	3.53	3.73	3.80	3.47	3.42
۸:	Org. values different backgrounds	4.46	4.17	3.90	3.92	4.32	4.02	3.96	3.70	3.98	4.06	3.65	4.38	4.26	4.06	3.75	4.12	4.07	3.83	3.99	3.84	3.76	3.76
Diversit	Org. encourages different viewpoints to share	4.32	3.81	3.52	3.53	3.97	3.64	3.73	3.34	3.52	3.71	3.38	4.11	3.76	3.71	3.44	3.80	3.62	3.42	3.49	3.48	3.50	3.50
Het2	Org. provides opportunities for all backgrounds	4.54	4.05	4.03	3.91	4.27	4.11	3.98	3.70	3.91	4.13	3.67	4.30	4.21	4.14	3.87	4.16	3.99	3.79	3.97	3.89	4.00	3.76
	Org. supports diverse teams	4.29	3.89	3.85	3.71	3.99	3.81	3.83	3.63	3.71	3.92	3.57	4.10	3.84	3.78	3.64	3.97	3.89	3.69	3.73	3.83	4.00	3.46

Table 5: Employee Experience Areas - Personal Demographic Averages

DEI Programs: Part I – Education Oriented Opportunities

The third area relates to the active efforts to educate the City staff and community on DEI factors - with an emphasis on diversity awareness. This covers four items on promoting events for diversity education, provide DEI training opportunities and the chance to learn by attending DEI events to staff, and utilizing best practices in staffing practices. The following graph shows the portion of respondents indicating a positive response (agree/strongly agree), neutral (neither agree/disagree), or negative response (disagree/strongly disagree) across these four items collectively. The percentage of respondents who were unable to rate each element are shown in gray.

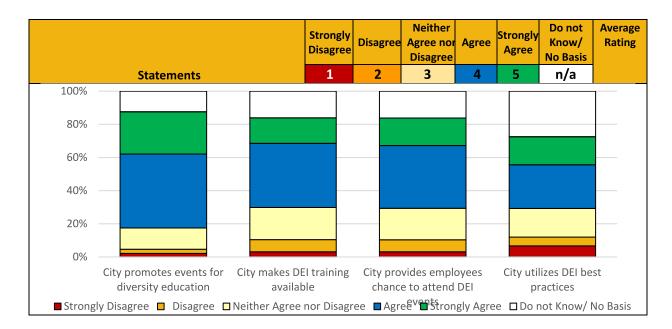
Figure 3: Education Oriented Opportunities Response Trends



Education Orientation

Table 6: Organizational DEI Responses and Averages

	Strongly Disagree	Disagree	Neither Agree nor Disagree	Agree	Strongly Agree	Do not Know/ No Basis	Average Rating
Statements	1	2	3	4	5	n/a	
Overall Education Opportunities Ratings:	106	159	485	1045	526	512	3.74
The City of Chandler promotes, coordinates, and assists in DEI community events and programs that educate on the City's Diversity, promoting enrichment and understanding among Chandler residents	15	18	91	316	181	88	4.01
The City of Chandler makes DEI resources and training available for employees	22	52	137	274	109	114	3.67
The City of Chandler provides employees with opportunities to connect, attend, and participate in DEI events and programs	22	51	135	268	117	115	3.69
The City of Chandler utilizes DEI best practices in employee recruitment, hiring, and retention	47	38	122	187	119	195	3.57



DEI Programs: Part II – Community Communication/Liaison

The fourth area relates to the efforts to communicate and/or bring community members and resources together. This covers four items related to being a liaison to groups supporting and representing DEI populations, connecting organizations and employees on DEI community events, and providing effective communication and outreach to both internal City groups and external community populations. The following graph shows the portion of respondents indicating a positive response (agree/strongly agree), neutral (neither agree/disagree), or negative response (disagree/strongly disagree) across these four items collectively. The percentage of respondents who were unable to rate each element are shown in gray.

Figure 4: Community Communications/Liaison Response Trends



	Strongly Disagree	Disagree	Neither Agree nor Disagree	Agree	Strongly Agree	Do not Know/ No Basis	Average Rating
Statements	1	2	3	4	5	n/a	
Overall Communication/Liaison Ratings:	89	141	515	1124	584	381	3.80
The City of Chandler promotes, coordinates, and assists the DEI community by working as a liaison to groups supporting and representing DEI populations.	18	22	125	255	148	141	3.87
The City of Chandler effectively connects organizations and employees on DEI community events.	22	31	119	280	150	106	3.84
The City of Chandler provides effective communication and outreach to all internal City groups, identifying all populations and the best ways to reach them.	24	48	116	312	155	53	3.80
The City of Chandler provides effective communication and outreach resources for staff to connect with the external community at-large, identifying all populations and the best ways to reach them.	25	40	155	277	131	81	3.71
100% 80% 60%							
40% 20% 0%		_					
City acts as liaison to DEI City connects org populations on DEI even Strongly Disagree Disagree Neither Agree r	ents	to	City group	S	to ex	xternal grou	qu

Table 7: Community Communication/Liaison Responses and Averages

Employee Experience by Work Demographics

anonymity. The average ratings by each work demographic are compared for each Programmatic item for both Education Opportunities and Communication/Liaison. The highest and lowest ratings within each demographic group are shaded in green and Results were further assessed by demographic groups, combining groups as identified under the survey analytics section for yellow, respectively, to help highlight trends with the top/bottom two in departments indicated due to the number of departments.

verages	
k Demographic A	
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grammatic DEI Areas	
ble 8: Progran	
Ta	

			Role	e				Tenure	re									Department	rtmei	nt					
Stat	Statement	Sr. Leaders	Management	Supervisory	Supervisory Supervisory	years years	2 to 5 years	5 to 10 years	12 fo 50	years	S16+ years	Buildings and Facilities/Fleet	City Clerk/ Law Commun. and	Public Affairs	Community Services	Cultural Development	Services	Fire Human	Resources	Management Management	seoivreS Municipal	Court Neighborhood	Resources	City Manager Police	Public Works
	Respondents:	26	82 1	141 4	477 1	117 1	144 1	146 8	84 1	107 1	128	34	37 :	18 1	110	25	50 4	49 2	22 3	35 4	47 2	20 34	t 25	5 127	7 93
	Fow	'est Ra	Lowest Rating within Demographic	hin Den	nograpi	hic										* *	Highest Rating within Demographic	Rating	within	Demog	graphic				
1	City promotes events for diversity education	4.50	4.50 4.20 4.04 <mark>3.94</mark> 4.09	04 3	.94 4		4.10 4.	.17 3.	.93 <mark>3</mark>	.85 3	.86 3	3.85 3	85 4.	.33	4.08 4.	.17 4.	.05 3.	.95 4.	21 4.	.23 3.	93 4.	.20 4.24	4.	.29 4.07	7 3.58
	City makes DEI training available	4.13 <mark>3.51</mark>		3.71 3	3.66 3.	3.77 3.	3.73 3.	.70 3.	.57 3.	.61 3	.58 3.	.63	3.71 3.	.92 3.	.62 3	.35 3.	.69 3.	.60 3.	.83 4.	08 3.	39 3.	.92 3.77	7 3.74	13.78	8 3.49
tional O	City provides employees chance to attend DEI events	4.08 3.72		3.66 3	3.66 3.	3.79 3.	.69 3.	71	3.65 3.	.61 3.	.65	3.65 3.	64	4.07 3.	.65 3.	.35 3.	88 3.	.56 3.	67 4.0	4.04 3.1	59 3.	3.75 3.76	ά.	.83 3.74	4 3.51
-	City utilizes DEI best practices	3.89	3.68	3.66 <mark>3</mark>	3.50 3.	3.69 3.	.58 3.	.62 <mark>3</mark>	.42 3.	.57 3	.50	3.72 3	3.50 <mark>2</mark> .	90 3	.49 3	.17 3.	.55 3.	.87 3.	80 3.	82 3.	69 3.	40 3.6	.60 3.6	60 3.80	0 3.17
	City acts as liaison to DEI	4.48 3.93		3.91 <mark>3</mark>	3.80 3.	3.90 3.	96	4.02 <mark>3.</mark>	.68 3.	.83	3.73 <mark>3</mark>	3.70 3	3.77 4.	.31 3.	.85 3.	.91 3.	85 3.	70 4.	12 3.	.93 3.	88 4.	.18 4.00	00 4.22	2 4.01	1 3.49
	City connects organizations on DEI events	4.42	3.80	3.80 3	3.82 3.	3.91 3.	93 3.	96 3	73	3.72 3	3.72 3	3.78 3	3.77 4.	36	3.79 <mark>3</mark> ,	.50 3,	83	3.73 4.	11 4.	.10 3.	3.73 4.	4.00 4.0	.00 4.21	1 3.94	4 3.56
epinum C C	City has effective outreach to city groups	4.04 3.73		3.80 3	3.80 3.	3.93 3.	93	3.78 3.	.77 3.	.67	3.71 3	3.79 3	3.77 4.	4.06 3.	3.72 3.	.50 3	.91 3.	88 3.	60 4.	.03 3.	3.76 3.	.94 3.75	4.	.08 3.86	6 3.67
	City has effective outreach to	3.83 <mark>3.69</mark>	3.69 3	3.72 3.71	.71 3	3.90 3.	80	3.76 3.	3.58 3.	.63 <mark>3</mark> .	.57	3.48 3.	.56	3.88 3.	3.68 3	3.43 3.	.82	3.63 3.	63 4	.15 3.	.59 3.	3.74 3.94	З.	91 3.85	5 3.56

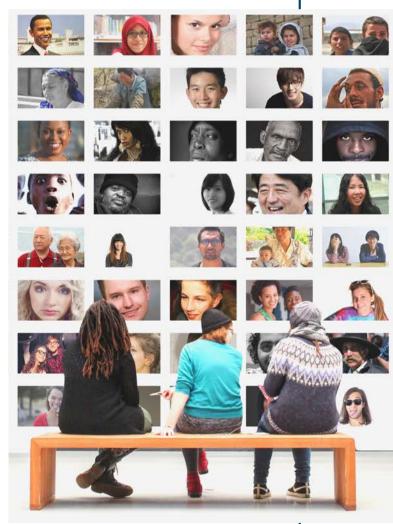
Employee Experience by Personal Demographics

The average ratings by each personal demographic are compared for each DEI Programmatic effort. The highest and lowest ratings within each demographic group are shaded in green and yellow, respectively, to help highlight trends. The averages for Prefer not to say are presented in the table but are not included in the high/low indications that drive actionable recommendations. However, it is worth noting that those who do not wish to state demographics often still provide the lowest ratings indicating overall areas for growth.

					Ethni	icity				២	Gender							Age					
N.	Statement	African American or	Amer. Indian, Pac. Islander	nsizA	kniteJ	91idW	Multi-race	Other Race	Prefer not say	əlemə ^ə	eleM	Non-binary / Prefer not say	24 and under	25 to 29	30 to 34	35 to 39	40 to 44	45 to 49	42 of 02	55 to 59	46 of 09	+59	Prefer not say
	Respondents:	20	18	23	104	368	40	27	105	297	323	85	21	40	6 6	70	105	101	108	81	45	17	51
		owest	Lowest Rating within Demogra	vithin D	emograp	phic								* *	Highes	st Rating	Highest Rating within Demographic	Demog	raphic				
	City promotes events for diversity education	4.50	4.50 4.20	4.04	3.94 4	4.09 4	4.10 4	4.17 3	3.93	4.07	4.03	3.78	4.21 4	4.00 4	4.07 <mark>3</mark>	3.84 4	4.15 4	4.11 3	3.86	4.04	4.02	3.81	4.00
saitinu		4.13	3.51	3.71	3.66 3	3.77	3.73 3	3.70 3	3.57	3.56	3.82	3.47	4.00	3.47 3	3.57 3.	.65	3.83 3	3.57 3	3.71	3.70	3.60	3.86	3.59
tionaO .:	es	4.08	4.08 3.72	3.66	3.66	3.79 3	3.69 3	3.71 3	3.65	3.57	3.84	3.54	3.95	3.46 3	3.67 3	3.50 3	3.83 3	3.69 3	3.68	3.65	3.79	3.67	3.70
Educ	ឝ្ម City utilizes DEI best ំំំំំំ practices	3.89	3.68	3.66	3.50 3	3.69 3	3.58 3	3.62	3.42	3.51	3.70	3.27	3.72 3	3.43 3	3.59 3	.54	3.84 3	3.49 3	3.48	3.60	3.46	3.58	3.58
uos		4.48	3.93	3.91	3.80	3.90	3.96	4.02	3.68	3.92	3.88	3.63	4.06	3.88	3.81	3.72	3.99	3.99	3.80	3.86	3.84	3.85	3.82
visil\noit		4.42	3.80	3.80	3.82	3.91	3.93	3.96	3.73	3.87	3.89	3.56	4.17	3.77	3.82	3.71	3.95	3.80	3.84	3.89	3.76	3.88	3.80
ควาทมา	_	4.04	3.73	3.80	3.80	3.93	3.93	3.78	3.77	3.78	3.86	3.68	4.10	3.84	3.65 3	3.59	4.00 3	3.70	3.80	3.87	3.89	4.00	3.71
սաօշ		3.83	3.69	3.72	3.71	3.90	3.80	3.76	3.58	3.65	3.82	3.57	4.14	3.74	3.66	3.48	3.86	3.58	3.76	3.71	3.79	3.81	3.72

Table 9: Community DEI effort Areas - Personal Demographic Averages

2020 Diversity and Inclusion Survey Results



City of Chandler Human Relations Commisison

Executive Summary

In June 2020, the high-profile killings of George Floyd, Breonna Taylor and Ahmaud Arbery precipitated national attention on systemic racism in the United States -- impacting culture, government, and industry. In response to these events, several surrounding cities in the East Valley began cultural dialogues with residents in the form of "Listening Sessions" and internal review of current and future Diversity and Inclusion efforts.

At a Chandler City Council Meeting on June 8, Mayor Kevin Hartke and the City Council issued a Unity proclamation, which tasked the Chandler Human Relations Commission (HRC) to engage with the community and make recommendations to the City Council to benefit the quality of life, economic opportunity and relationships within Chandler.

The Human Relations Commission approved the creation of a subcommittee consisting of HRC Chair Jacob Bello, Shannon Begay and Tyler Conaway at their July 8th meeting. The purpose of this subcommittee was to oversee all steps related to the survey, including survey question development and a review of all responses.

Jacob Bello, chairman of the HRC shared, "This survey will give Chandler residents the chance to express their thoughts and opinions on this topic. We hope to provide our leaders with a clear view of how the community-at-large hopes to progress towards innovative efforts in diversity and inclusion."

It is the belief of the HRC subcommittee that no single recommendation will "solve" all the perceived issues. The best results will be obtained by initiating these recommendations in collaboration with community groups, cultural leaders, Chandler schools and City of Chandler departments such as Human Resources, Communications and Public Affairs, Neighborhood Resources and Chandler Police.

The City of Chandler is a world-class City that provides an exceptional quality of life for all residents. Initiating these recommendations will take critical steps towards the building of trust and value among residents who work, live and play here.

The following recommendations were developed by the Human Relations Commission subcommittee and approved by the full Human Relations Commission at their October 21, 2020 regular meeting.



Recommendations to City of Chandler

We recommend employing a Diversity and Inclusion consultant to work with City departments in the following areas:

- Identify best practices to improve diversity statistics within the City's administration.
- Evaluate recruiting pipelines which ensure hiring opportunities for city roles reach diverse audiences.
- Revamp and maintain regular training and education for city staff.
- Collaborate with relevant stakeholders for creating media regarding existing community building events and efforts.
- Enrich educational forums, townhalls and cultural events for residents.
- Enhance the network of communication with Chandler schools on Diversity education.
- Evaluate necessary staffing, such as Diversity and Inclusion Officer, and resources to accomplish consultant recommendations.

Human Relations Commission and Mission

The members of the Chandler Human Relations Commission include:

Jacob Bello, Chair Ozetta Kirby Shahzad Amjad Trini Decker Shen-Yi Michelle Chang Sharyn Younger, Vice Chair Victor Hardy John Anguiano Joseph Curbelo Tyler Conaway Shannon Begay

The mission of the Chandler Human Relations Commission is:

"Elevating and celebrating the diverse population of Chandler through ongoing engagement in multicultural, educational and inclusive efforts so that everyone is valued and has the opportunity to thrive.

The 11 members broadly represent the diverse demographics of the community. The Commission makes recommendations to discourage all manner and the manifestation of discriminatory practices and assist the City Council and City departments on ways in which people from different racial, cultural or religious backgrounds can be made to feel at home within the Chandler Community.

Survey Process and Questions

The Chandler Human Relations Commission subcommittee worked with Diversity staff to create a survey with the goal of capturing accurate and insightful information on the future of Diversity and Inclusion initiatives in Chandler.

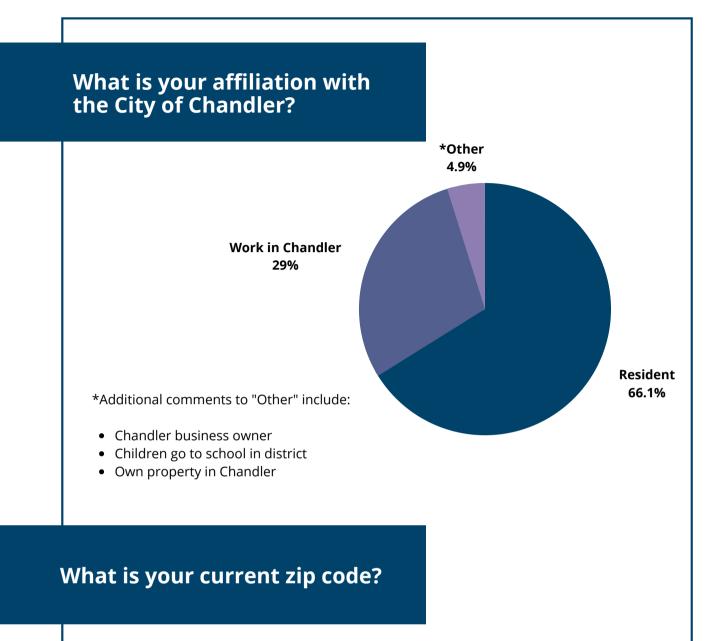
Diversity staff worked with the Communications and Public Affairs Department to provide an online survey (in English and Spanish) that was open to Chandler residents and those who work or spend time in Chandler. The survey was open online from September 9 – 30, 2020. In total, 665 responses were received.

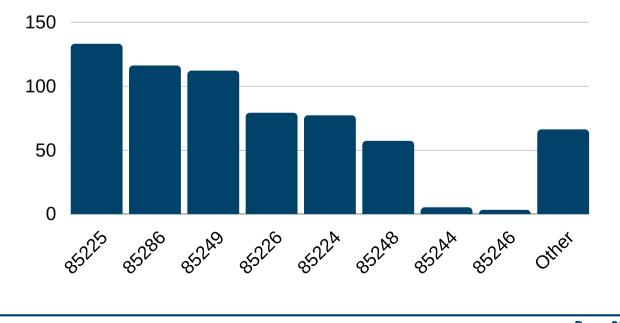
The questions asked in this survey were:

- 1. What is your affiliation with the City of Chandler? Select all that apply.
- 2. What is your current zip code?
- 3. How long have you lived there?
- 4. What are some of the reasons you chose to live or work Chandler?
- 5. The Chandler Human Relations Commission's mission is to elevate and celebrate the diverse population of Chandler, so that everyone is valued and has the opportunity to thrive. Do you feel your voice is represented in Chandler's city government (through the City's policies/programs/events)?
- 6. Are you aware of the City's Diversity programs and events?
- 7. When was the last time you attended a City event?
- 8. What can the City of Chandler do to improve diversity and inclusion for all its residents?
- 9. Please provide your contact information if you would like to get involved with the City's Diversity Office. A member of our staff will contact you directly.
- 10. Do you know who your elected officials are?
- 11. Do you know how to connect with Chandler elected officials?
- 12. How do you receive news and information about the City of Chandler? Select all that apply.
- 13. What is your income level?
- 14. What is your age?
- 15. How do you identify yourself? Select all that apply.
- 16. Do you have anything else to share?

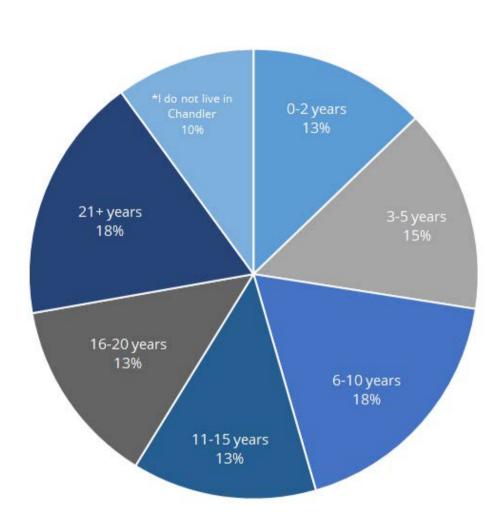
Disclaimer

Statements captured in this report are based on the opinions, concerns and feelings of the individuals taking the survey. The Chandler Human Relations Commission has not been able to corroborate the views expressed in this survey. We strongly urge you to not make any generalizations from the information presented in the following report.





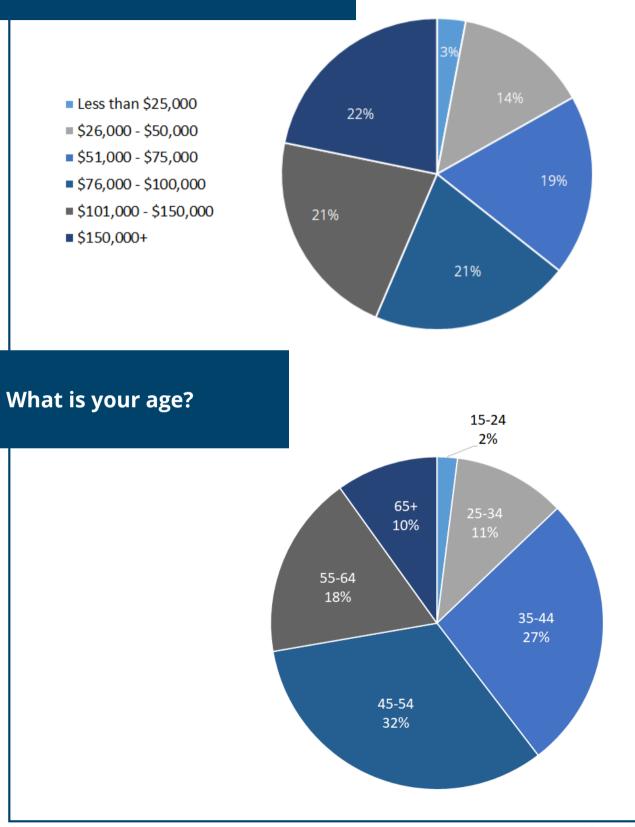
How long have you lived here?



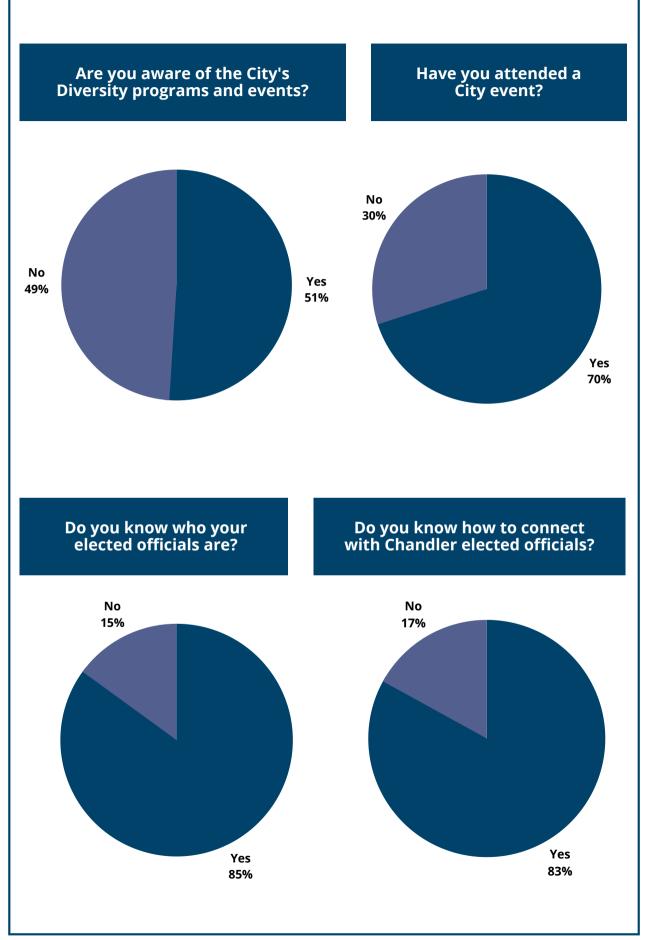
*Additional comments to "I do not live in Chandler" include:

- Chandler business owner
- Children go to school in district
- Own property in Chandler





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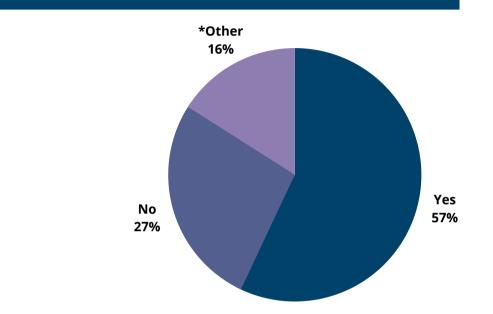
How do you receive news and information about the City of Chandler?

City Website	59%
Facebook	49%
Friends/Family Neighbors	44%
Local Newspaper and Magazines	39%
Publications	36%
CityScope	33%
Nextdoor	25%
TV or radio stations	23%
Instagram	20%
Email: eNewsletters	19%
Twitter	17%
YouTube	7%
LinkedIn	6%
*Other, please specify	6%

*Additional comments to "Other" include:

- Chandler Library newsletters
- Visitor guide
- Chandler Chamber of Commerce
- Legislative meetings
- Mailed City of Chandler newspaper/magazine
- CUSD
- City's internal communications (Quicklook, Chanweb)
- Go chandler
- Chandler officials, city council
- San Tan Sun News/Community Impact Newspaper/Local news reports online

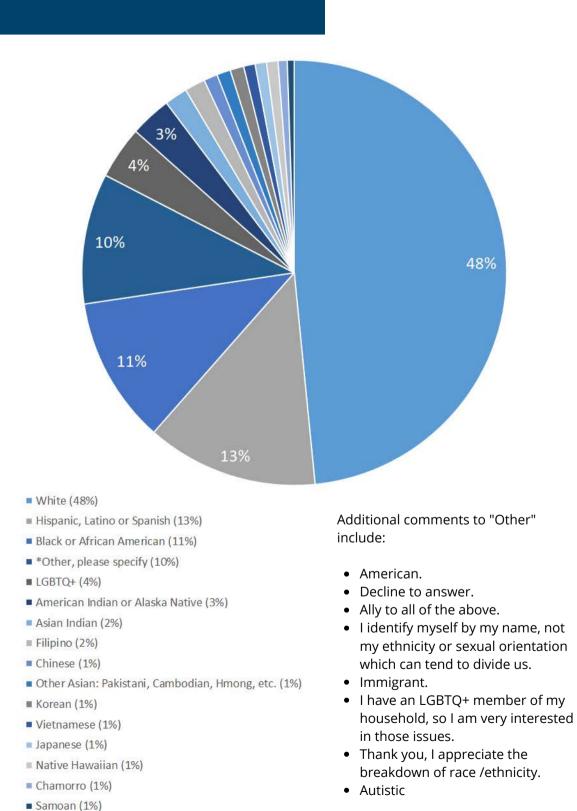
Do you feel your voice is represented in Chandler's city government (through the City's policies/programs/events)?



Additional comments to "Other" include:

- I haven't been as involved on that level to test out if limitations exist or opportunities are there. I'm a pretty resourceful person but I do wonder what the experience is for those who don't know how to locate information.
- Generally, yes, but city leaders need to hit the streets more versus just seeing the city from the lens of their neighborhoods and city hall.
- Policies no but as far as events there is a wide range which is great. As an African American, I do not think that enough people know the black history chandler has to offer. As far as policy with council I do not think the underprivileged communities are being heard of their needs.
- I think the city puts too much emphasis on diversity as a value. Merit should be the only value.
- Limited diversity represented in city government.
- It's not up to a city to do this. If someone wants their voice heard, they can make contact with the area of city government that they need to reach.
- I've never seen any problems with CHANDLER.
- We need more Councilmembers who represent the community around us. We need more funding to help communities who need it. There are many neighborhoods and groups that are overlooked and in my opinion, not valued or celebrated.
- Have not been as active in following so unable to answer, but plan to improve on that
- I see things that are good for mostly able-bodied folks, but less so for those with invisible disabilities.

Check all that apply:



What can the City of Chandler do to improve Diversity and Inclusion for all its residents?

The following themes were consistently reflected in survey responses to this question.

- 1. Con/General
- 2. Pro/General
- **3. Education Opportunities**
- 4. LGBTQ+ Inclusion
- 5. Staffing/Leadership Representation
- 6. Community Policing
- 7. Expand Events and Locations
- 8. Expand Communication and Marketing
- 9. Other











Con/General

- Stop talking about it. You are deliberately trying to create division and racism where it doesn't exist.
- Nothing. Stay the **** out of everyone's lives. Stop pandering to the outrage of the month club. The role of government is infrastructure and public safety. Anything else is excessive and wastes tax payer money.
- The "diversity and inclusion" that is being practiced is along lines of race and other social identity issues such as gender or sexual orientation and needs to be shut own. This is not true diversity, but leftist political ideology disguised as social justice. People should be hired on their merits, not their gender or skin color. For example, it is racist to hire someone just because they are black, because you are saying that blacks somehow cannot compete and function in society at the same level as others. I believe the same way about diversity and inclusion programs, as they are inevitably used as tools for discrimination where the claim is that it is okay since it the discrimination (usually against white, male and straight sexual orientation) provides some perceived equity in the community.

Pro/General

- Make sure all people feel valued and that all voices are heard.
- I think Chandler does a good job of offering events and opportunities for lots of different cultures and backgrounds.
- Speak for those who don't have a strong voice.
- Value ALL citizens, not just the ones with the loudest voices at any given time.
- Include all always.
- Make sure that all race, gender feel comfortable and apart of the city.

Education Opportunities

- Provide education to all city employees, law enforcement, school faculty etc. to defeat racism. Make it known that Chandler does not tolerate discrimination of any kind and that our community is welcoming to all regardless of race, religion or sexual orientation.
- Diversity and implicit bias training for all city employees and the PD. Celebrations of non- traditional holidays such as Juneteenth and Dawali... but done by reaching out to the communities that celebrate and centering them.
- More partnerships with local company employee resource groups to generate best practice sharing, listening sessions and promote training and awareness opportunities within the community.
- Increase resources for City's Diversity strategic planning to assure residents are included and represented. Develop diversity initiatives as part of the general plan. Consider equity and inclusion versus 'diversity'. Expand definition of anti-discrimination policy to represent ALL citizens.
- It would be great for the city to partner more with its school district. We appreciate the support we get from the diversity department and opportunities for grants. We look forward to continuing to work with the city.
- More storytelling on social platforms showcasing diversity among residents and business owners. Celebrate other cultures publicly and stand up against injustice. Be direct with messaging- don't dance around issues because they are uncomfortable.
- It is my experience that we lack the fundamental vocabulary to engage in meaningful dialogs. When we talk race relations, I do not know what are acceptable terms. Is getting that conversation started as simple as an ongoing article in the local publications, or a short public message on TV stations?

LGBTQ+ Inclusion

- Address the needs of the LGBTQ population by amending the ordinance to prevent discrimination in housing and employment. Also, when we can meet in public, showcase the LGBTQ community in an event.
- Please start participating openly in the LGBTQ pride event.
- I think you do a pretty good job, and work to be proactive with events and activities. I would like to see better public LGBTQ support, however. It seems to be a hidden issue. Our Council especially needs to get on board.
- We are often compared to Gilbert or Tempe and I find it strange that they tend to acknowledge certain events that go unnoticed in Chandler. During pride week. Gilbert lit their water tower and I don't recall any mention from our city government.
- I would like the city council to more thoughtfully assess the benefits of supporting nondiscrimination policies, particularly in the area of LGBTQ inclusion, and to invest more heavily in events that encourage diversity and inclusion among all residents.

Staffing/Leadership Representation

- We need better representation in leadership roles within our city government. We need to encourage and support individuals who are not reflected to RUN for office. This is essential. These efforts must be intentional, in that we understand what barriers may exist to marginalized individuals who end up not running for office. Innovation exists when we embrace a diversity of thought, race, gender in all levels of our government.
- Promote diversity louder at every chance you get. Make sure there is equal representation at every level of government. Just be intentional and consistent.
- The City of Chandler should demonstrate its commitment to diversity through its actions. It is good to have a statement about embracing diversity however the words should be reflected in the actions of the city including its financial support of diversity and inclusion programs.
- Hire more diverse staff in City/Police/Fire to reflect the diversity of the community.
- Hire more diverse staff, provide more resources to under-served populations (those experiencing homelessness, mentally ill, elderly, disabled people). Improve accessibility of services .
- Hold consistent town halls where those in the community have the opportunity to learn, discuss, or contribute to the conversation. I was happy to see that a more diverse group was elected to our city council. I hope those that serve, or hope to serve in the future, recognize that with their election comes an obligation to listen to all citizens, not only those that share their political views or also see life through their personal lens.
- Ensure all committees have diverse representation, provide programs and funding for people from underrepresented communities, ensure diverse hiring practices.
- Hire more diverse people into leadership positions. Promote inclusion programs. Chandler has historical been ran by white folks while the minorities percentages continue to grow.

Community Policing

- Show a more diverse police force and have community engagement events that represent the entire City of Chandler.
- Maybe just have PD have outreach events. Given the current climate and views of PD on the national level. (Not chandler that I have seen thankfully) it is always good to build trust within your community regardless if you have had issues or not.
- Continue to improve access to basic life necessities. Continue to improve police relationships with diverse populations and interactions with schools.
- Police with the tensions on a rise in the country, feature the diversity of the department more.
- Hire diverse police officers and teacher etc, ensure any social media posts or marketing efforts display diversity. Celebrate diversity often.

Expand Events and Locations

- Once public health permits create more public events in other parts of Chandler (not just downtown and Tumbleweed). For example, smaller events in places like Navarrete Park, Gazelle.
- Meadows Park or Apache Park. Expand opportunities through The Vision Gallery for rotating art displays within neighborhoods that reflects the history of the neighborhood. Create more social media spotlights that demonstrate community members of all backgrounds. Utilize Chamber of Commerce to create pathways to employment for those who may not currently have equal access. Ensure that Diversity Office is engaged with zoning regarding the pending historic preservation ordinance.
- A lot of the events happen in either downtown or Tumbleweed. West Chandler would benefit from events to bring the community together without having to travel far or be stuck in traffic- such as Downtown. There are quite a few parks in our vicinity that would benefit from engagements such as music under the stars, children's activities, etc.
- Continue to host cultural events and possibly host the more well-known cultural events that are typically recognized to be held in Phoenix, Tempe, etc. Continue to work with schools to increase diversity in not only the student population but highly encourage schools to hire diverse teachers and staff.
- More community events....expand multicultural events, international music, food festivals, international clothing fashion show, share traditions and beliefs. Highlight a culture every month to learn about similarities Improving Diversity comes with acknowledging others maybe though cultural events beyond Hispanic cultures but Asian, African, Greecean, Indian and Pakistani.
- Host Town Hall events- Cultural Fairs- Highlight minority business owners in the city! Provide Information on companies in Chandler that have a D&I initiative or ethnic ERG
- Provide more diverse event options within the community with more communication presented to all. More online presence of virtual events during this time. Awareness and diversity/inclusion.
- Training and seminars. Open forum discussions with the city council and various other businesses and organizations.
- Make all events accessible. I use a wheelchair, and accessibility is poor at most of the city's events. We are a new city. We should be a leader.

Expand Communication and Marketing

- I think the city does a good job hosting events, but as someone who works in Chandler...I rarely see the advertisements for them. Maybe the marketing can be improved. I'm lucky to see these items as part of my work, but otherwise I wouldn't know about them.
- Continue to hire with diversity in mind. Continue to show case diverse populations in city print and advertising, help diverse populations thrive through needed public social services and city supports when needed.
- More articles in the San Tan Sun would be a start. Have some about important (non christian) holidays, and events.
- Public art, lighting city hall different colors, murals, investing in art for every public and government facility, public opinion polls, weekly or monthly surveys, mayor interviewing different kinds of people (even if just for a minute), a program to put new photographs of actual chandler residents in all chandler media, not buying photographs of people not actually from chandler for marketing materials, reaching out to regional organizations (for women, religions, minorities, different ages, different orientations, etc) to ask how Chandler can participate in a larger regional way to become known as the diversity center (more than Phoenix by default, and more than Tempe by reputation).
- I think the City does a good job with diversity and inclusion for the residents. Maybe more outreach to underserved areas of the City.

Other

- Be inclusive of residents with disabilities, especially in programs offered to the community (i.e., caption video addresses, provide multiple contact options phone, text, live chat). More representation of BIPOC, disabled individuals, etc. on staff, boards, and committees. Allow more multi-family housing to be built for affordable housing for all.
- It's time to move on from events to more quantitative action. The city should study the latest strategies to provide assistance to marginalized community members. Whether that means developing more homeownership opportunities for black and Latinax residents or reaching out to Chandlers LGBTQ community members to determine their comfort in living in our community. Events are great. But the world is hurting. Take real actions to set goals and implement programs that provide justice for all.
- Please don't forget the contribution our churches make to this community. I realize that in decades past churches were part of the cultural mainstream and that the Diversity Office is probably focused on those groups who have been traditionally overlooked. In doing so, please remember the contributions that churches (and other religions) make to our community (IHELP, etc) and that they, too, are part of the diversity in our city.

Other (Continued)

- Defining what diversity and inclusion means for Chandler and how it looks like in the day to day. People need to feel this is about them, and for them and how it is experienced in different ways for different people. We need more spaces to share stories so we can all connect in a human level. Finally, provide training related to unconscious bias for example. We don't know what we don't know until we make a conscious effort to identify how our biases impact our decisions, our behavior and the way we treat others.
- Affordable housing for people who want to own. I know chandler is limited on space, but our residents can't better their financial future by remaining tenants.
- Could I suggest an Autism-friendly event(s) for -Autistic Adults-? Not everyone is diagnosed as a child or has Autistic children, and even then, I'm sure they might appreciate a chance for their Autistic late teen and young adults to have some programming. Before COVID, I went to quite a few events down town, but I always packed my firing range rated earplugs to help block out some of the extremely loud music and other noises over the PA etc.
- I think the primary obstacle is helping diverse communities understand the processes that ALREADY exist for them to pursue accountability and have their voices included in community discussion. I'm saddened as I interact with individuals who believe 'the system' doesn't represent them yet also never engage WITH 'the system.' So helping individuals/communities better understand the paths that ALREADY exist to represent them, seems key. Thank you; we appreciate those who serve our community.
- Recognize that residents are all colors and ages, and don't automatically assume that current programs address are sufficient.
- Continue to invite all residents, especially those from underrepresented backgrounds, to the table to make decisions and lead events, make it a safe space for all to participate and be treated with respect. Visibility and representation is incredibly meaningful. While I was growing up, having more of that would have meant the world to me. I think supporting and having diverse writers/speakers/creators of publications, social media (which I feel the IG page is doing well), and other communication is important to help elevate underrepresented voices. I am hopeful for the younger generation this will be the case.
- Support and promote women and minority owned businesses and initiatives.



ORDINANCE NO. 5039

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CHANDLER, ARIZONA, AMENDING THE CODE OF THE CITY OF CHANDLER, BY ADDING CHAPTER 63 NON-DISCRIMINATION, ADOPTING PROVISIONS CODIFYING DIVERSITY, EQUITY, AND INCLUSION IN THE PROVISION OF PUBLIC ACCOMMODATIONS, EMPLOYMENT, AND HOUSING IN THE CITY OF CHANDLER; DECLARING IT TO BE A PUBLIC RECORD; PROVIDING FOR THE REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR PENALTIES.

WHEREAS, the City of Chandler is a diverse, equitable and inclusive community, including diversity among its residents in race, color, ethnicity, national origin, sex, religion, age, sexual orientation, gender identity, veteran status, disability, marital status, and familial status; and

WHEREAS, all members of the community have the right to be treated fairly and live their lives with dignity, free from discrimination or disparate treatment; and

WHEREAS, the City of Chandler is committed to practicing equality in its practices and governance through its actions, processes, and decisions; and

WHEREAS, the City of Chandler is committed to serve all members of the community, protect their basic human rights, and ensure the safety and well-being of its residents; and

WHEREAS, the inclusion and integration of all residents of the City is a vital concern for the general welfare of the City.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Chandler, Arizona, as follows:

- <u>Section 1</u>. That certain document known as "Chandler Embracing Diversity, Equity, and Inclusion Ordinance," one paper copy and one electronic copy of which shall remain on file in the office of the City Clerk, is hereby declared to be a public record.
- <u>Section 2</u>. That the Chandler City Code is hereby amended by addition of Chapter 63 Nondiscrimination as set forth in "Chandler Embracing Diversity, Equity, and Inclusion Ordinance," said document having been declared a public record.
- <u>Section 3.</u> <u>Providing for Repeal of Conflicting Ordinances</u>. All ordinances or parts of ordinances in conflict with the provisions of this ordinance, or any parts hereof, are hereby repealed.
- <u>Section 4</u>. <u>Providing for Severability</u>. If any section, subsection, sentence, clause, phrase, or portion of this ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions thereof.

<u>Section 5.</u> <u>Providing for Penalties</u>. A violation of this ordinance by any business shall render it ineligible for a contract or grant from the City of Chandler.

INTRODUCED AND TENTATIVELY APPROVED by the City Council of the City of Chandler, Arizona this _____ day of ______, 2022.

ATTEST:

City Clerk

Mayor Kevin Hartke

PASSED AND ADOPTED by the City Council of the City of Chandler, Arizona this _____ day of _____, 2022.

ATTEST:

City Clerk

Mayor Kevin Hartke

CERTIFICATION

I HEREBY CERTIFY that the above and foregoing Ordinance No. 5039 was duly passed and adopted by the City Council of the City of Chandler, Arizona, at a regular meeting held on the _____ day of ______, 2022, and that a quorum was present thereat.

CITY CLERK

APPROVE AS TO FORM:

CITY ATTORNEY

Published:

Chandler Embracing Diversity, Equity, and Inclusion Ordinance Chandler City Code Amendments – Chapter 63 Non-Discrimination Public Record for Ordinance No. 5039

The Chandler City Code is hereby amended by adding **Chapter 63 NON-DISCRIMINATION** to the Chandler City Code as follows:

ARTICLE I. - DIVERSITY, EQUITY, AND INCLUSION IN CITY SERVICES, PROGRAMS, ACTIVITIES, AND CONTRACTING

63-1. - Establishment of Diversity, Equity, And Inclusion Policy.

It is the policy of the City to provide equal opportunity to all persons regardless of actual or perceived race, color, religion, sex, ethnicity, national origin, age, sexual orientation, gender identity, veteran status, disability, marital status, or familial status in the access, provision, and treatment of city services, programs, activities, and contracting. It is the policy of the City that all persons be treated with respect and dignity. Each person has the right to receive services from the City in a manner that promotes equality under the law and prohibits unlawful discrimination, including harassment and retaliation.

63-2. - Prohibited Practices.

The following shall constitute a violation of this article:

- A. For any elected or appointed official, employee, volunteer, contractor, vendor, or consultant to discriminate against any person in the access, provision, and treatment of city services, programs, activities, and contracting, including to restrict or refuse access because of actual or perceived race, color, religion, sex, age, disability, ethnicity, national origin, sexual orientation, gender identity, veteran status, marital status, or familial status.
- B. For any elected or appointed official, employee, volunteer, contractor, vendor, or consultant because of actual or perceived race, color, religion, sex, age, disability, ethnicity, national origin, sexual orientation, gender identity, veteran status, marital status, or familial status to refuse to hire, or employ, or bar, or discharge from employment any person, or to discriminate against such person in compensation, conditions, or privileges of employment.
- C. For any elected or appointed official, employee, volunteer, contractor, vendor, or consultant to coerce, intimidate, threaten, or interfere with any person in the exercise and enjoyment of, or on account of, any aid or encouragement of any right granted or protected under this article.
- D. For any elected or appointed official, employee, volunteer, contractor, vendor, or consultant to discriminate against, harass, threaten, harm, damage, or otherwise penalize another person for opposing an unlawful practice, for filing a complaint, for assisting or participating in any manner in the investigation or in mediation of disputes.

63-3. - Reporting an Incident of Harassment, Discrimination, or Retaliation; Investigation. The City encourages reporting of all perceived incidents of discrimination, harassment, or retaliation, regardless of the offender's identity or position. The City encourages individuals who believe they are being subjected to such conduct to promptly advise the offender that his or her behavior is unwelcome and to request that it be discontinued. The City recognizes, however, that an individual may prefer to pursue the matter through complaint procedures. Complaints that state a violation of this article will be investigated promptly. A complaint that an elected or appointed official has violated this article may be made to the City Attorney or designee. A complaint that a contractor, vendor, or consultant has violated this article may be made to the Purchasing Manager or if the complaint is against a Chandler-based contractor, vendor or consultant, it may be filed under section 3-17 of this Code. Complaints shall be made by the person whose rights under this article were allegedly violated. The investigation may include individual interviews with the parties involved and, where necessary, with individuals who may have observed the alleged conduct or may have other relevant knowledge. The City will maintain confidentiality throughout the investigatory process to the extent consistent with adequate investigation and appropriate corrective action, and to the extent allowed by law.

63-4. - Disciplinary Action.

Misconduct constituting discrimination, harassment, or retaliation will be dealt with appropriately. For elected and appointed officials, a finding that a violation of this policy has occurred will be considered in the same manner as a violation of the Anti-Harassment and Anti-Bullying Policy. Any disciplinary action taken against a contractor, vendor, or consultant may result in rendering that contractor, vendor, or consultant ineligible to do business with the City.

63-5. - Policy Education and Training.

The City will make every reasonable effort to ensure that all concerned are familiar with these policies and are aware that any complaint in violation of such policies will be investigated and resolved appropriately. Any person who has questions or concerns about these policies should contact the applicable person identified in section 63-3.

63-6. - Exclusions.

Notwithstanding any other provision herein, nothing in this article is intended to alter or abridge other rights, protections, or privileges secured under state or federal law. This article shall be construed and applied in a manner consistent with First Amendment jurisprudence regarding freedom of speech, freedom of association and exercise of religion.

63-7. - No Separate Cause of Action.

Nothing in this article creates a separate cause of action or imposes legal liability against the City or any other individual or business entity in regard to violation of this article.

ARTICLE II. DIVERSITY, EQUITY, AND INCLUSION IN EMPLOYMENT, PUBLIC ACCOMMODATIONS, AND HOUSING

63-8. - Policy Declaration.

It is the policy of the City to prohibit discrimination due to actual or perceived race, color, religion, sex, age, disability, ethnicity, national origin, sexual orientation, gender identity, veteran status, marital status, and familial status in employment, places of public accommodation, and housing.

63-9. - Definitions Applicable to the Chapter.

In this chapter, unless the context otherwise requires:

- A. *Age* means at least forty (40) years of age.
- B. *Contractor* means any person who has a contract with the City of Chandler.
- C. *Disability* means:
 - 1. A physical or mental impairment that substantially limits one or more major life activities;
 - 2. A record of such an impairment; or
 - 3. Being regarded as having such an impairment.

Disability does not include the current illegal use of or addiction to a controlled substance or the current use of alcohol that prevents an individual from performing the duties of the job in question or whose employment, by reason of such current alcohol use, would constitute a direct threat to the property or the safety of others.

Discrimination on the basis of disability shall be interpreted in a manner consistent with the Americans with Disabilities Act, 42 U.S.C. § 12101 *et seq*.

D. *Discriminate or discrimination* means to engage in or make, directly or indirectly, any act, policy or practice that unfavorably subjects any person to different or separate treatment on the basis of actual or perceived race, color, religion, sex, age, disability, ethnicity, national origin, sexual orientation, gender identity, veteran status, marital status, or familial status. Discriminate or discrimination also includes unfavorable different or separate treatment of a person based on the person's association with someone of a certain race, color, religion, sex, age, disability, ethnicity, national origin, sexual orientation, gender identity, veteran status, marital status, or familial status.

E. *Discriminate because of sex* includes discrimination based on actual or perceived gender, pregnancy, childbirth, or related medical conditions.

F. *Discrimination complaint administrator* means the person designated by the City Manager to investigate a complaint under this article.

G. *Dwelling* means:

1. Any building, structure or part of a building or structure that is occupied as, or designed or intended for occupancy as, a residence by one or more families;

2. Any vacant land that is offered for sale or lease for the construction or location of a building, structure or part of building or structure described by subsection (1) of this definition.

H. *Employee* means an individual employed for pay to perform services for an employer and whose job-related activities are controlled and directed by the employer for whom services are being performed.

I. *Employer* means any person employing six (6) or more employees in the City of Chandler in each of twenty (20) or more calendar weeks in the current or preceding calendar year, and includes any agent of such person.

J. *Employment* agency means any person regularly undertaking, with or without compensation, to procure, recruit, refer or place employees with an employer.

K. *Familial status* means a person is:

1. Pregnant;

2. A parent or other person having legal custody or who is in the process of securing legal custody of one or more individuals who are younger than 18 years and who are domiciled with such person;

3. The designee of such parent or other person having legal custody as described in subsection (2) with the written permission of the parent or other person.

L. *Gender identity* means an individual's actual or perceived gender-related identity, regardless of whether the identity is or is perceived to be different than the identity traditionally associated with the sex assigned to the individual at birth.

M. *Marital status* means the status of a person being unmarried, married, separated, widowed, or divorced.

N. *Person* means one or more individuals, partnerships, associations or corporations, legal representatives, trustees, receivers, or other organized groups of persons.

O. *Place of public accommodation* means facilities, establishments, accommodations, services or commodities offered to or enjoyed by the general public, including but not limited to public places where food or beverages are sold, public places operated for temporary lodging or for the benefit, use or accommodation of those seeking health or recreation and all establishments offering services, facilities, or goods to members of the general public or supported by government funds. Any dwelling, private club, or place which is in its nature distinctly private is not a place of public accommodation.

P. *Religion* means all aspects of religious observance and practice, as well as belief. Discrimination on the basis of religion does not include a situation where an employer demonstrates that the employer is unable to reasonably accommodate an employee's or

prospective employee's religious observance or practice without undue hardship on the conduct of the employer's business.

Q. *Religious organization* means a religious corporation, association or society or a school, college, university, or other educational institution or institution of learning if the institution is in whole or substantial part controlled, managed, owned, or supported by a religious corporation, association or society, or the curriculum of the institution is directed toward the propagation of a religion.

R. *Sexual orientation* means an individual's actual or perceived heterosexuality, homosexuality, or bisexuality.

S. *Small business* means a business with five (5) or fewer employees.

63-10. - Prohibited Acts.

It is a violation of this article:

A. For any owner, operator, lessee, manager, agent, or employee of any place of public accommodation to discriminate against any person, or directly or indirectly display, circulate, publicize or mail any advertisement, notice or communication which states or implies that any facility or service will be refused or restricted because of actual or perceived race, color, religion, sex, age, disability, ethnicity, national origin, sexual orientation, gender identity, veteran status, marital status, or familial status or that any person, because of actual or perceived race, color, religion, sex, age, disability, ethnicity, national origin, sexual orientation, gender identity, veteran status, marital status, or familial status would be unwelcome, objectionable, unacceptable or undesirable.

B. For an employer, because of actual or perceived race, color, religion, sex, age, disability, ethnicity, national origin, sexual orientation, gender identity, veteran status, marital status, or familial status to refuse to hire or employ any person or to bar or discharge from employment such person, or to discriminate against such person in compensation or in terms, conditions, or privileges of employment. Nothing in this subsection shall be interpreted to require that a less qualified person be preferred over a better qualified person because of actual or perceived race, color, religion, sex, age, disability, ethnicity, national origin, sexual orientation, gender identity, veteran status, marital status, or familial status.

C. For any employer or employment agency to print or circulate, or cause to be printed or circulated, any publication, or to use any form of application for employment, or to make any inquiry in connection with prospective employment, which expresses, directly or indirectly, any limitation, specification or discrimination as to race, color, religion, sex, age, disability, ethnicity, national origin, sexual orientation, gender identity, veteran status, marital status, or familial status, or expresses any intent to make any such limitation, specification.

D. For any employer, labor organization, or employment agency to discharge, expel, or otherwise discriminate against any person because such person has opposed in a lawful manner

any practices prohibited under this article, or because he or she has filed a complaint, testified or assisted in any proceeding under this article.

E. For any person to cause or attempt to cause an employer to discriminate against an individual in violation of this article.

F. For any person to aid, abet, incite, compel, or coerce the doing of any of the acts prohibited under this article or to attempt to do so.

G. For any person to discriminate in places of public accommodation or employment against any person, because that person has made a complaint, testified, assisted, or participated in any manner in an investigation, proceeding or hearing under this article.

H. For any owner or lessor to discriminate against any person in the terms, conditions, or privileges of sale or rental of a dwelling, or in the provision of services or facilities therewith, or to refuse to negotiate for the sale or rental because of race, color, religion, sex, age, disability, ethnicity, national origin, sexual orientation, gender identity, veteran status, marital status, or familial status.

1. This subsection shall not exclude or deny housing designated for senior living or for individuals with disabilities, or as otherwise designated or directed by the United States Department of Housing and Urban Development or the State of Arizona.

2. This subsection shall not apply to the rental of rooms within a single residential dwelling or single residential lot (such as accessory dwelling units or duplexes) if the owner or lessor resides therein or thereon.

63-11. - Exemptions.

A. This article shall not apply to any establishment operated by a bona fide private membership club that is exempt from taxation under sections 501(c)(3) and 501(c)(7) of the Internal Revenue Code not conducted for the purpose of evading this article, when the accommodations, advantages, facilities, and services are restricted to members of such club and their guests.

B. This article shall not apply to the United States government, any of its departments or agencies, or any corporation wholly owned by it; a federally recognized American Indian tribe; or the State of Arizona or any of its departments, agencies, or political subdivisions.

C. This chapter shall not apply to small businesses.

D. This article shall not apply to any person who violates any policy or regulation of any place of public accommodation that applies to all persons, regardless of race, color, religion, sex, age, disability, ethnicity, national origin, sexual orientation, gender identity, veteran status, marital status, or familial status. Any such person may be excluded without penalty under this article from any such place of public accommodation, and nothing in this article shall be considered to limit such right of exclusion.

E. Notwithstanding any other provision of this article, the prohibitions concerning marital status, sexual orientation, or gender identity shall not apply to bona fide religious organizations or persons who hold bona fide religious views. The provisions of this section prohibiting discrimination on the basis of marital status, sexual orientation, or gender identity shall not be construed to prohibit or prevent any religious or denominational institution or organization, or any organization operated for charitable or educational purposes, which is operated, supervised, or controlled by or in connection with a religious organization, from taking any action which is calculated by the organization to promote the religious principles for which it is established or maintained.

F. Notwithstanding any other provisions of this article, the prohibitions concerning disability shall not require modifications:

1. That would create an undue burden or are otherwise not easily accomplished and able to be carried out without significant difficulty or expense;

2. That would fundamentally alter the nature of the goods or services provided by the public accommodation; or

3. That would pose a direct threat to the health or safety of others that cannot be mitigated by the appropriate modifications in the public accommodation's policies or procedures.

G. This article does not apply to employment by the City of Chandler. Discrimination against city employees is prohibited by City of Chandler Personnel Rules and Administrative Regulations.

H. Notwithstanding any other provision in this article, it shall not be a violation of this article:

1. For an employer, or employment agency to prohibit the illegal use of drugs and the use of alcohol at the workplace by all employees;

2. For an employer, or employment agency to require that employees not be under the influence of alcohol or engage in the use of potentially impairing drugs while at work;

3. For an employer, or employment agency to require that employees comply with the requirements established under the Drug-Free Workplace Act of 1988 (41 U.S.C. § 701 *et seq.*) or the drug testing provisions of state law (A.R.S. § 23-493 *et seq.*);

4. For an employer, or employment agency to hold an employee who engages in the use of potentially impairing drugs or who is an alcoholic to the same standards for employment, job performance, and behavior to which such entity holds other employees;

5. For a place of public accommodation to afford beneficial pricing or policies to senior citizens, students, veterans, or individuals with disabilities;

6. For an employer to establish a legitimate dress code that is applied uniformly to all employees within certain job categories and is reasonably related to the employer's business needs.

63-12. - Violation; Procedure; Penalties.

Enforcement against violators of this article shall consist of education and any business found to violate this article shall not be eligible for contracts or grants from the City.

63-13. - Complaint Procedures.

A. Any person claiming to be aggrieved by an alleged violation of this article or article III (hereinafter the "complainant") may file with the City Clerk a verified charge, in writing, within ninety (90) calendar days after the alleged violation occurred. The charge shall set forth the facts upon which it is based, shall identify the person charged (hereinafter the "respondent"), and shall be signed by the complainant.

B. Within forty-five (45) days following receipt of the charge from the complainant, the discrimination complaint administrator, in consultation with the City Attorney or designee, shall conduct an initial screening of the charge to determine whether the City has jurisdiction over the charge, whether the charge was timely filed, and whether the allegations, if true, would constitute a violation.

C. If the charge is within the jurisdiction of a federal or state agency, the discrimination complaint administrator shall refer the complainant to the appropriate public agency. The complainant shall be responsible for filing the charge within the time frames set out in federal or state law and the City shall take no further action regarding the charge.

D. If the criteria in subsection (B) are met, the discrimination complaint administrator shall furnish the respondent with a copy of the charge via certified first class, or registered United States mail. The respondent shall file, not later than twenty (20) days following the date the charge is mailed to the respondent, a written verified answer to the charge.

E. If the discrimination complaint administrator determines that the City does not have jurisdiction, the charge is untimely, or the allegations would be insufficient to show a violation, the discrimination complaint administrator shall dismiss the charge as not warranting further action or investigation by the City. The decision to dismiss a charge is final. The discrimination complaint administrator shall provide the complainant, the respondent, and the City Attorney with written findings concerning the determination to dismiss the charge.

F. If the discrimination complaint administrator makes an initial determination that the City has jurisdiction over the charge, the charge was timely filed and the allegations, if true, would constitute a violation, the discrimination complaint administrator may offer mediation services to the complainant and respondent in an attempt to resolve the matter.

G. Any failure by the charging party to timely respond or take action as requested by the City may be considered withdrawal of the complaint.

H. If mediation is not successful in resolving the charge or if mediation does not occur, the discrimination complaint administrator shall determine whether the facts support a finding that a violation has occurred. If the discrimination complaint administrator determines that a violation did not occur, the discrimination complaint administrator shall issue a determination that the charge is unfounded and the matter will be considered closed. If the discrimination complaint administrator determines that there is cause to believe that a violation did occur, the discrimination

complaint administrator shall refer the matter to the City Attorney or designee for a determination as to whether to proceed with enforcement.

63-14. - No Private Right of Action; Effect of Federal and State Laws.

This article does not create a private cause of action, nor does it create any right or remedy that is the same or substantially equivalent to the remedies provided under federal or state law. Nothing in this article shall supersede federal or state law.



City Council Memorandum City Clerk's Office Memo No. N/A

- Date: December 5, 2022
- To: Mayor and Council
- From: Dana DeLong, City Clerk
- Subject: Resolution No. 5656 Opposing the Rezoning and Multifamily Land Use Proposed in the Landings at Ocotillo

Proposed Motion:

Move City Council adopt Resolution No. 5656 opposing the rezoning and multifamily land use proposed in the Landings at Ocotillo application submitted to the Maricopa County Planning & Development Department, Case No. Z2021175.

Attachments

Resolution No. 5656

RESOLUTION NO. 5656

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHANDLER, ARIZONA, OPPOSING THE REZONING AND MULTIFAMILY LAND USE PROPOSED IN THE LANDINGS AT OCOTILLO APPLICATION SUBMITTED TO THE MARICOPA COUNTY PLANNING & DEVELOPMENT DEPARTMENT, CASE NO. Z2021175.

Whereas, the subject parcel of the rezoning request for the proposed Landings at Ocotillo development has been designated for employment uses in three consecutive General Plans adopted by the Chandler City Council and ratified by Chandler voters dating back to 2001; and

Whereas, in accordance with the Arizona Revised Statutes, the subject parcel is identified for employment uses in the Chandler General Plan as adopted by City Council Resolution No. 4948 on April 14, 2016, and ratified by Chandler voters on August 30, 2016, with an 85.8 percent approval; and

Whereas, the subject parcel has been designated for employment uses in the Chandler Airpark Area Plan since at least 1998 and, most recently, April 2021 to support job creation in the Chandler Airpark employment corridor; and

Whereas, the 2018 Chandler Water Master Plan follows the voter-approved General Plan in allocating sufficient water resources to support employment uses at the proposed location, rather than the higher water demands associated with multifamily development; and

Whereas, the high density and urbanization proposed on the subject parcel will be reliant upon municipal infrastructure and services to serve and support such a development; and

Whereas, the long standing and consistent direction of Chandler voters and the Chandler City Council should have significant influence as the rezoning application request is considered by Maricopa County; and

Whereas, Vision 2030, the Maricopa County Comprehensive Plan adopted by the Maricopa County Board of Supervisors, on January 13, 2016, contains land use policies to coordinate land use with municipalities and supports annexation of urban development and county islands by municipalities.

Now, therefore, be it resolved by the City Council of the City of Chandler, Arizona, that:

<u>Section 1.</u> As Mayor and Council of the City of Chandler, we oppose the proposed rezoning application for the Landings at Ocotillo, Case No. Z2021175, due to its incompatibility with the voter-approved General Plan, theChandler Airpark Area Plan, and the Chandler Water Master Plan.

<u>Section 2.</u> The Mayor is hereby authorized to execute this resolution and act as necessary to represent the Mayor and City Council's opposition to the rezoning application on behalf of the Chandler City Council.

Passed and Adopted by the City Council of the City of Chandler, Arizona, this 8th day of December, 2022.

Attest:

CITY CLERK

MAYOR

Certification

I hereby certify that the above and foregoing Resolution No. 5656 was duly passed and adopted by the City Council of the City of Chandler, Arizona, at a regular meeting held on the 8th day of December, 2022, and that a quorum was present thereat.

CITY CLERK

Approved as to form:

CITY ATTORNEY