

**TOWN OF PARADISE VALLEY**  
**BOARD OF ADJUSTMENT**

IN RE: Appeal of Zoning  
Administrator's Enforcement Decision  
dated November 29, 2016 by TERESA  
C. ZACHARIAH and JOE  
ZACHARIAH, wife and husband;  
ROSANNE T. APPEL, a married  
woman as her sole and separate  
property; INGRID LENZ HARRISON  
and ALFRED HARRISON, or their  
successors, as Trustees of the Ingrid  
Lenz Harrison Revocable Trust Under  
Agreement Dated November 19, 1999,  
as amended; SAVE CAMELBACK  
MOUNTAIN, an Arizona non-profit  
corporation;

No.

**ORDER**

On April 12, 2017, this matter came before the Board of Adjustment on an appeal of the Zoning Administrator's November 29, 2016 decision regarding enforcement of the Town of Paradise Valley Zoning Ordinance allowing the TMS Ventures, LLC Hillside Building Committee application (Case No. 16-280) ("TMS Application") for the Property assigned Maricopa County Assessor's Parcel No. 172-47-078D (the "TMS Property") to be processed "at risk," with the issuance of a building permit or other construction permits contingent on the outcome of pending litigation regarding legal access to the TMS Property (hereinafter the "ZA Decision").

The Board of Adjustment heard and considered the evidence and testimony presented at a lengthy public hearing held on April 12, 2017 regarding whether to uphold, reverse or modify the ZA Decision.

Pursuant to a motion duly made and passed, the Board ordered that the appeal be granted. The ZA Decision is reversed.

Dated this 17th day of April, 2017.



Richard Chambliss, Chairman  
Town of Paradise Valley Board of Adjustment