

Meeting Notice and Agenda

Board of Adjustment

Wednesday, September 6, 2017	5:30 PM	Council Chambers

1. CALL TO ORDER

2. ROLL CALL

Notice is hereby given that members of the Public Body will attend either in person or by telephone conference call, pursuant to A.R.S. §38-431(4).

3. EXECUTIVE SESSION

The Public Body may convene into an executive session at one or more times during the meeting as needed to confer with the Town Attorney for legal advice regarding any of the items listed on the agenda as authorized by A.R.S. §38-431.03.A.3.

4. STUDY SESSION ITEMS

Work/Study is open to the public however the following items are scheduled for discussion only. The Public Body will be briefed by staff and other Town representatives. There will be no votes and no final action taken on discussion items. The Public Body may give direction to staff and request that items be scheduled for consideration and final action at a later date. The order of discussion items and the estimated time scheduled to hear each item is subject to change.

A. <u>17-280</u> Hart Variance - 5137 N. Tamanar Way (APN: 173-65-001A) Case No. BA-17-01

Staff Contact: George Burton, 480-348-3525

5. PUBLIC HEARINGS

The Public Body may take action on this item.

A. <u>17-279</u> Moak Variance - 5211 E. Cheney Drive (APN: 169-06-099) Case No. BA-16-8

Recommendation: Background

On June 7,2017, the Board reviewed the variance request to exceed the allowable amount of disturbed area. The Board continued the application to the September 6th meeting. However, the applicant is requesting a continuance to a non-specific date in order to assess what changes may be needed to reduce the amount of disturbance.

Recommendation

It is recommended that the Board of Adjustment continue the application.

Attachments

Vicinity Map & Aerial Photo Application August 9, 2017 Request for Continuance Letter

C: Braden Santarcangelo (Applicant) Case File BA-16-8

Staff Contact: George Burton, 480-348-3525

B. <u>17-278</u> Hart Variance - 5137 N. Tamanar Way (APN: 173-65-001A) Case No. BA-17-01

<u>Recommendation:</u> Staff recommends Motion "A", a motion to approve the variance request allow non-conforming portions of the house to remain and be modified.

A. MOTION FOR approval

I move for **[approval]** of Case No. BA-17-01, a request by Bruce and Nadine Hart, property owner of 5137 N. Tamanar Way; for a variance from the Zoning Ordinance, Article XXIII, Nonconformance, to allow nonconforming portions of the house to remain and to be modified.

Reasons for Approval:

I find that there are special circumstances, applicable to only the subject lot, meeting the variance criteria.

B. MOTION FOR DENIAL

I move for **[denial]** of Case No. BA-17-01, a request by Bruce and Nadine Hart, property owner of 5137 N. Tamanar Way; for a variance from the Zoning Ordinance, Article XXIII, Nonconformance, to allow nonconforming portions of the house to remain and to be modified.

Reasons for Denial:

I find that the variance requested does not have any special circumstances.

Staff Contact:

George Burton, 480-348-3574

6. ACTION ITEMS

The Public Body may take action on this item.

7. CONSENT AGENDA

All items on the Consent Agenda are considered by the Public Body to be routine and will be enacted by a single motion. There will be no separate discussion of these items. If a Commissioner or member of the public desires discussion on any item it will be removed from the Consent Agenda and considered separately.

- A. <u>17-281</u> May 5, 2017 Draft Board of Adjustment Meeting Minutes
- B. <u>17-282</u> June 7, 2017 Draft Board of Adjustment Meeting Minutes

8. STAFF REPORTS

9. PUBLIC BODY REPORTS

10. FUTURE AGENDA ITEMS

11. ADJOURNMENT

AGENDA IS SUBJECT TO CHANGE

*Notice is hereby given that pursuant to A.R.S. §1-602.A.9, subject to certain specified statutory exceptions, parents have a right to consent before the State or any of its political subdivisions make a video or audio recording of a minor child. Meetings of the Planning Commission are audio and/or video recorded, and, as a result, proceedings in which children are present may be subject to such recording. Parents in order to exercise their rights may either file written consent with the Town Clerk to such recording, or take personal action to ensure that their child or children are not present when a recording may be made. If a child is present at the time a recording is made, the Town will assume that the rights afforded parents pursuant to A.R.S. §1-602.A.9 have been waived.

The Town of Paradise Valley endeavors to make all public meetings accessible to persons with disabilities. With 72 hours advance notice, special assistance can also be provided for disabled persons at public meetings. Please call 480-948-7411 (voice) or 480-483-1811 (TDD) to request accommodation to participate in the Planning Commission meeting.



Action Report

File #: 17-280

TO: Chair and Board of Adjustment

FROM: Eva Cutro, Community Development Director Paul Michaud, Senior Planner George Burton, Planner

DATE: September 6, 2017

CONTACT: George Burton, 480-348-3525

AGENDA TITLE:

Hart Variance - 5137 N. Tamanar Way (APN: 173-65-001A) Case No. BA-17-01

BACKGROUND

Refer to the Board of Adjustment public hearing action report on Case No. BA-17-01 for the background information regarding the variance request.



Action Report

File #: 17-280

TO: Chair and Board of Adjustment

FROM: Eva Cutro, Community Development Director Paul Michaud, Senior Planner George Burton, Planner

DATE: September 6, 2017

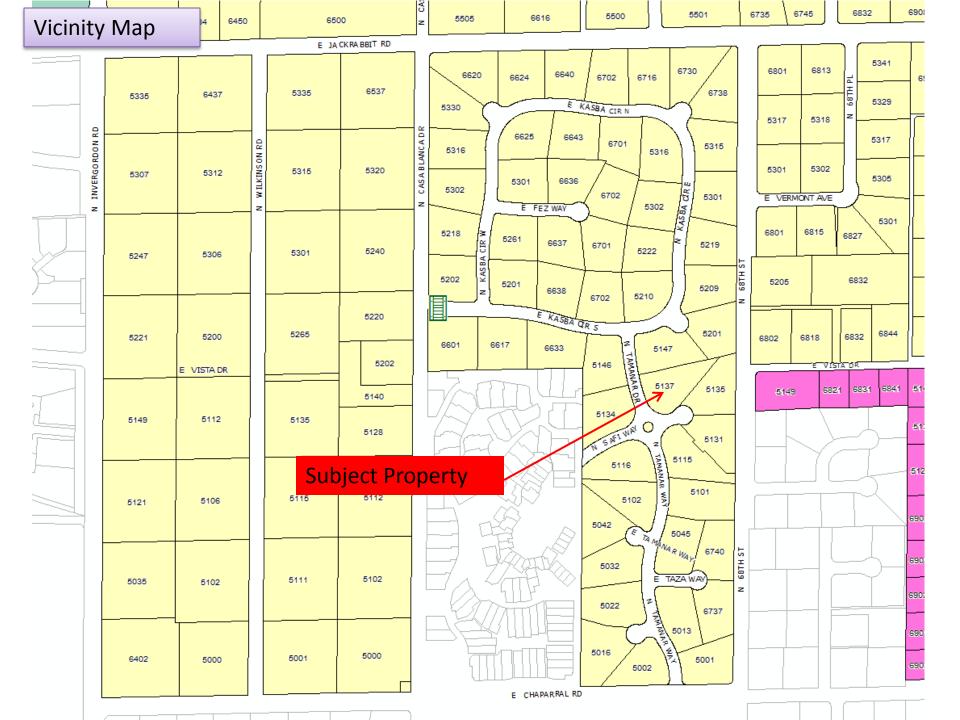
CONTACT: George Burton, 480-348-3525

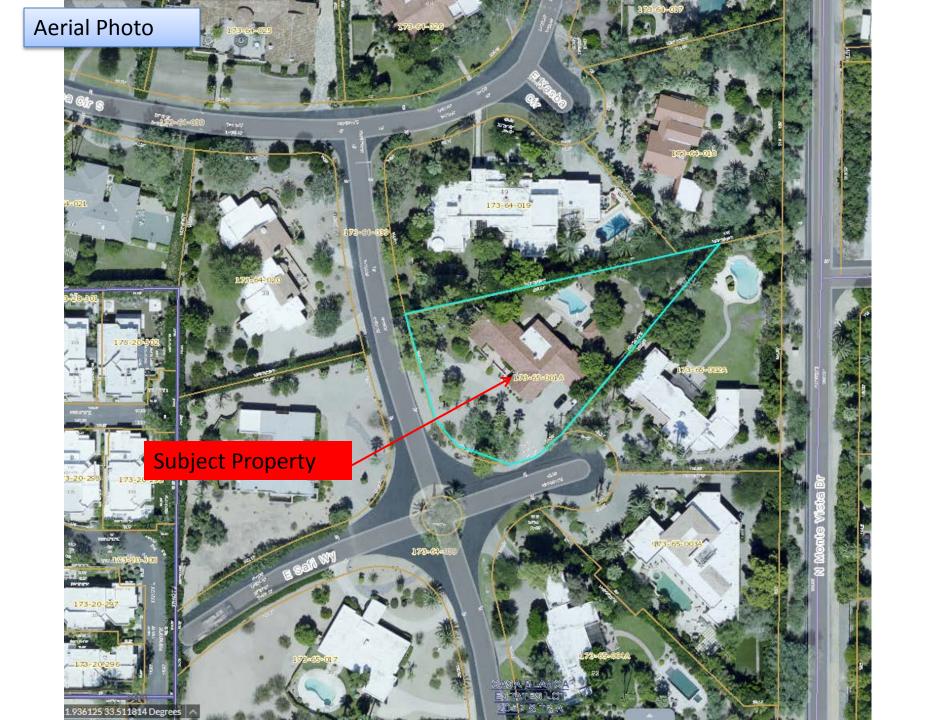
AGENDA TITLE:

Hart Variance - 5137 N. Tamanar Way (APN: 173-65-001A) Case No. BA-17-01

BACKGROUND

Refer to the Board of Adjustment public hearing action report on Case No. BA-17-01 for the background information regarding the variance request.





APPLICATION TO BOARD OF ADJUSTMENT FOR VARIANCE

DATE: August 4, 2017

LOCATION OF PROPERTY: <u>5137</u>	' North Tamanar Wa ADDRESS	y, Paradise Valley	v, AZ 85253
LEGAL DESCRIPTION: See attac	ched warranty deed.		
OWNER: Bruce & Nadine Hart c/o J PRINTED NA johnhayden1@msn.com ADDRESS		X See Authoriza SIGNATUR	
ENGINEER/OTHER: J. Adam Rain PRINTED NA adam@jarainwaterstudio.com / P.O. Box ADDRESS	ME	X	E 30) 518-3949 PHONE #
APPLICANT/ REPRESENTATIVE: Doug Jorden PRINTED NA 5080 North 40th Street, Suite 245, Phoe	ME	XSIGNATUR	E
ADDRESS (480) 505-3909 PHONE #	(480) 50 FAX #	05-3901	
THE ABOVE APPLICANT HEREBY BELOW IN ACCORDANCE WITH T THE CODE OF ORDINANCES OF T	HE ZONING ORDI	NANCE AND SE	CTION 2-5-3 OF
STATE HARDSHIP INVOLVED OR ADJUSTMENT. (Please attach addition See attached narrative.			BOARD OF

\\PVTOWN1\USER\APPL\WINWORD\WINWORD.DOC\PLANDEPT\Applications\Variance\Application.doc

1

FOR OFFICE USE ONLY

BOARD OF ADJUSTMENT VARIANCE APPLICATION INFORMATION

NOTE: AN APPLICATION IS NOT COMPLETE UNTIL ALL REQUIRED INFORMATION IS SUBMITTED IN AN APPROVED FORM. NO APPLICATION WILL BE REVIEWED UNTIL COMPLETE. NO AGENDA DATE WILL BE SET UNTIL THE COMPLETED APPLICATION HAS BEEN REVIEWED AND APPROVED BY STAFF.

APPLICATION FEE, NON-REFUNDABLE: SEE FEE SCHEDULE

INITIAL BELOW

	PRE APPLICATION CONFERENCE	WITH STAFF DATE:	June 15, 2017
	APPLICATION SUBMITTED ON:	August 4, 2017	
	APPLICATION FEE IN THE AMOU	NT OF \$ <u>1,765.00</u>	DATE: <u>8/4/17</u>
	RECEIPT NUMBER	RECEIVED BY:	
	POSTED:	DATE: _	
	PUBLISHED:	DATE: _	
	BOARD OF ADJUSTMENT HEARIN	NG: DATE: _	
	VICINTY MAP	DATE:	

ZONE ____

SUBMITTAL REQUIREMENTS

<u> </u>	Application form with proof of ownership (current title report) ¹
<u>X</u>	Filing Fee ¹ Application for Variance Application for Variance for Non- livable detached structures having less than 10% impact on setback or disturbed area (1) Narrative describing request and addressing all six variance criteria ¹
<u>X</u>	(6) Folded * copies of site plan and all other applicable plans/documents for staff to review for completeness ¹
	(20) Folded* copies of site plan and all other applicable plans/documents for hearing ²
	(20) Current color or black/white aerial photographs of the site for hearing ²
	(1) 8 $\frac{1}{2}$ " x 11" copy of site plan and all other applicable plans ²
	 (1) Set of noticing material a. List of all property owners with respective Maricopa County Tax Parcel Number for all properties within the notice area. Notice area is 600 feet from perimeter of subject property, or as specified by the Town¹ b. Signed Affidavit that the above list is the most current and accurate list from the Maricopa County Tax Assessor's office¹. c. Completed set of envelopes for each property owner within the notice area². Envelopes to include: i. Town return address: Town of Paradise Valley Planning Department 6401 E. Lincoln Drive Paradise Valley, AZ 85253-4399 ii. Property address shall include 'or current resident' <i>Example:</i> Mr. & Mrs. Doe or Current Resident 4500 N Main Street Paradise Valley, AZ 85253 iii. Appropriate postage paid on each envelope iv. Notice material inserted in each envelope. The Town will provide the Applicant this notice prior to the due date for the noticing material. v. All envelopes sealed submitted at least 21 days prior to the scheduled hearing.
	es must be folded to approximately 8 ½ by 11-inch in size

BRUCE & NADINE HART 5137 NORTH TAMANAR WAY PARADISE VALLEY, AZ 85253

June 27, 2017

Doug Jorden Jorden Hiser & Joy, P.L.C. 5080 North 40th Street, Suite 245 Phoenix, AZ 85018

Re: Maricopa County Assessor's Parcel No. 173-65-001A, located at 5137 North Tamanar Way, Paradise Valley, Arizona (the "Property")

Dear Mr. Jorden:

The purpose of this letter is to authorize John B. Hayden, you, and your firm to file and process a variance application for setbacks for the Property with the Town of Paradise Valley.

Brue H. Hart	
Braces 54 80 Hart	
DocuSigned by:	

Nadine	A.	Hart
1 marca	<i>n</i> .	11041

Natifies A2A4Hart

LAWYERS TITLE OF ARIZONA, INC.	Unofficial
RECORDING REQUESTED BY Lawyers Title Insurance Corporation AND WHEN RECORDED MAIL TO:	2cDocument
Mr. Bruce Hart Mrs. Nadine Hart 5219 North Casa Blanca Paradise Valley, Arizona 85253	12 L€
ESCROW NO.: 01298695 - 003 - H64	
/ 3 Wai	SPACE ABOVE THIS LINE FOR RECORDER'S USE

For the consideration of Ten Dollars, and other valuable considerations, I or we, Laura G. Haack and Joseph R. Haack, wife and husband

do/does hereby convey to Bruce H. Hart and Nadine A. Hart, Husband and Wife

the following real property situated in Maricopa County, ARIZONA: See Exhibit A attached hereto and made a part hereof.

SUBJECT TO: Current taxes and other assessments, reservations in patents and all easements, rights of way, encumbrances, liens, covenants, conditions, restrictions, obligations, and liabilities as may appear of record.

And I or we do warrant the title against all persons whomsoever, subject to the matters set forth above.

Dated October , 2003

SELLERS:

Laura & Haack

Laura G. Haack

Joseph R. Haach Joseph R. Haack

20031435330

Escrow No.: 01298695 - 003 - H64

٠

٠

State of Arizona } ss County of Maricopa

gth This instrument was acknowledged before me this day of October

2002

by Laura G. Haack and Joseph G. Haack, wife and husband.

Notary Public

Unofficial Document

My commission will expire <u>11-15-06</u>



20031435330

Exhibit A

That part of Lots 20 and 21, CASA BLANCA ESTATES, a subdivision recorded in Book 81 of Maps, page 48, records of Maricopa County, Arizona, described as follows:

Beginning at the Northwest corner of Lot 20;

د

Thence North 77 degrees 30 minutes 40 seconds East 335.41 feet;

Thence South 41 degrees 7 minutes 50 seconds West, 275.79 feet;

Thence Southwesterly 27.15 feet along a curve having a central angle of 34 degrees 34 minutes 00 seconds and a radius point bearing North 53 degrees 25 minutes 20 seconds West, 45 feet;

Thence Northwesterly 117.81 feet along a curve having a central angle of 90 degrees 00 minutes 00 seconds and a radius point bearing North 18 degrees 51 minutes 20 seconds West 75 feet;

Thence Northwesterly 108.34 feet along a curve having a central angle of 6 degrees 22 minutes 00 seconds and a radius point bearing North 71 degrees 08 minutes 40 seconds East 975 feet to the Point of Beginning.

Unofficial Document

Acceptance of Community Property with Right of Survivorship (DEED)

Bruce H. Hart and Nadine A. Hart, Husband and Wife each being first duly sworn upon oath each for himself or herself and jointly but not one for the other deposes and says,

THAT I am one of the Grantees named in that certain Deed attached hereto and which is dated October 8, 2003, and executed by Laura G. Haack and Joseph R. Haack, wife and husband as Grantors, to Bruce H. Hart and Nadine A. Hart, Husband and Wife as Grantees, and which conveys certain premises described as:

See Exhibit A attached hereto and made a part hereof.

to the Grantees named therein, not as Tenants in Common, not as a Community Property Estate, nor as Joint Tenants with Right of Survivorship, but as Community Property with Right of Survivorship.

THAT each of us individually and jointly as Grantees hereby assert and affirm that it is our intention to accept said conveyance as such Community Property with Right of Survivorship and to acquire any interest we may have in said premises under the terms of said Deed as Community Property with Right of Survivorship.

Dated this 1) day of 0000	, 2003.	
BUYERS:		Unofficial Document Addine a. Hard
Bruce H. Hart		Nadine A. Hart
State of <u>Arizona</u> County of <u>Maricopa</u>	} ss	This instrument was acknowledged before me this <u>10</u> day of <u>0(40)per</u> , 2003 by. Bruce H. Hart and Nadine A. Hart
OFFICIAL SEAL BILLIE JOHNSON NOTARY PUBLIC-ARIZONA MARICOPA COUNTY My Comm. Expires March 20, 2005		Pailud Pailud

20031435330

Exhibit A

That part of Lots 20 and 21, CASA BLANCA ESTATES, a subdivision recorded in Book 81 of Maps, page 48, records of Maricopa County, Arizona, described as follows:

Beginning at the Northwest corner of Lot 20;

• • •

Thence North 77 degrees 30 minutes 40 seconds East 335.41 feet;

Thence South 41 degrees 7 minutes 50 seconds West, 275.79 feet;

Thence Southwesterly 27.15 feet along a curve having a central angle of 34 degrees 34 minutes 00 seconds and a radius point bearing North 53 degrees 25 minutes 20 seconds West, 45 feet;

Thence Northwesterly 117.81 feet along a curve having a central angle of 90 degrees 00 minutes 00 seconds and a radius point bearing North 18 degrees 51 minutes 20 seconds West 75 feet;

Thence Northwesterly 108.34 feet along a curve having a central angle of 6 degrees 22 minutes 00 seconds and a radius point bearing North 71 degrees 08 minutes 40 seconds East 975 feet to the Point of Beginning.

Unofficial Document

PROPOSED ZONING ADJUSTMENT FOR

5137 NORTH TAMANAR WAY PARADISE VALLEY . ARIZONA

DATE: 08.18.17



PROJECT TEAM

PROPOSED OWNER: ATTORNEY: ARCHITECTURE: CIVIL SITE SURVEY: JOHN + JACKIE HAYDEN DOUG JORDEN J. A. RAINWATER STUDIO, INC. SURVEY INNOVATION GROUP, INC.

Page 1 of 10

VICINITY MAP





studio

phoenix . az 85002 ph: 480.518.3949

j

NORTH

PROJECT SITE AERIAL



a . rainwater

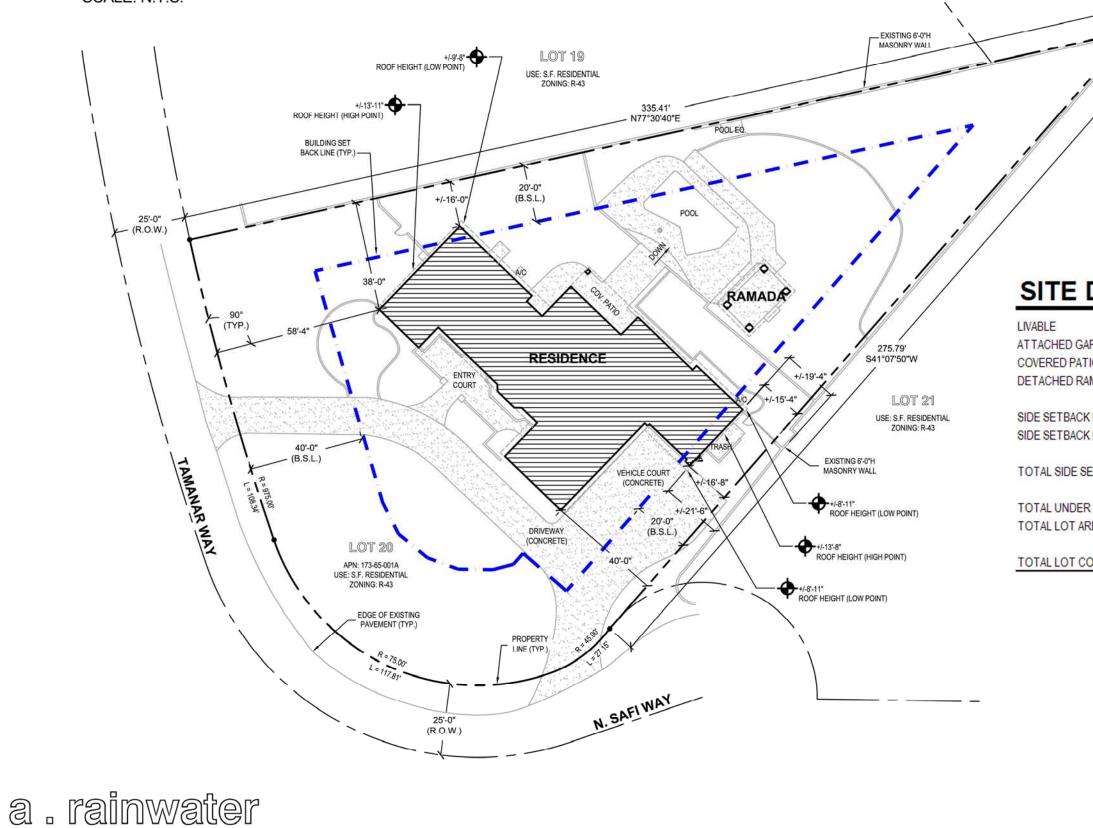
studio

phoenix . az 85002 ph: 480.518.3949



EXISTING ARCHITECTURAL SITE PLAN

SCALE: N.T.S.



studio

p.o. box 2317 phoenix.az 85002 ph: 480.518.3949

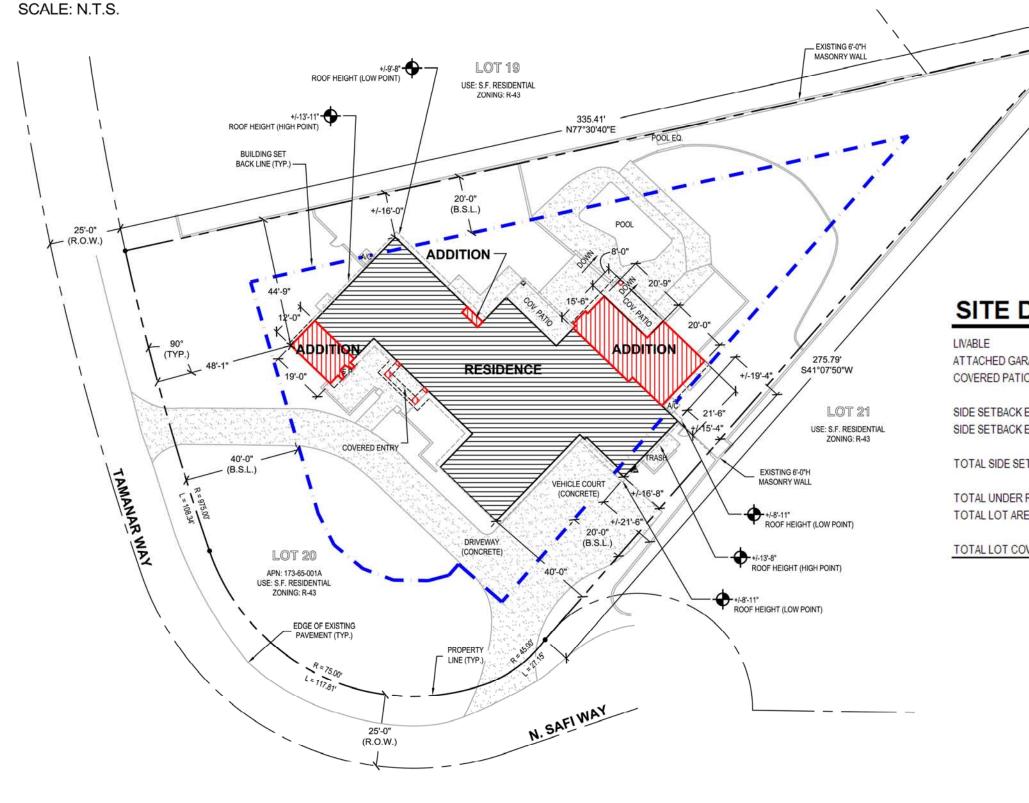
j



SITE DATA - EXISTING

	4,299	SQ. FT. (GROSS)
RAGE + STORAGE	574	SQ. FT. (GROSS)
10	228	SQ. FT. (GROSS)
MADA	351	SQ. FT. (GROSS)
ENCROACHMENT - NORTH	20	SQ. FT. (GROSS)
ENCROACHMENT - SOUTHEAST	112	SQ. FT. (GROSS)
ETBACK ENCROACHMENT	132	SQ. FT. (GROSS)
R ROOF (INCLUDING PATIOS + OVERHANGS)	5,908	SQ. FT. (GROSS)
REA	36,073	SQ. FT. (GROSS)
OVERAGE (25% ALLOWED)	16%	COVERED

PROPOSED ARCHITECTURAL SITE PLAN





studio interiors . architecture

p.o. box 2317 phoenix.az 85002 ph: 480.518.3949

j

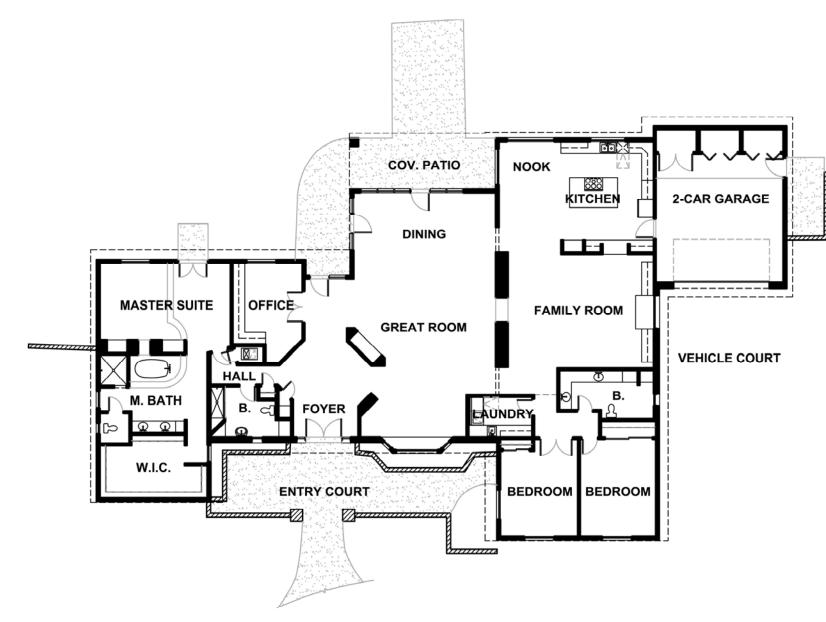


SITE DATA - PROPOSED

	5,100	SQ. FT. (GROSS)
RAGE + STORAGE	717	SQ. FT. (GROSS)
0	541	SQ. FT. (GROSS)
ENCROACHMENT - NORTH	20	SQ. FT. (GROSS)
ENCROACHMENT - SOUTHEAST	112	SQ. FT. (GROSS)
TBACK ENCROACHMENT	132	SQ. FT. (GROSS)
ROOF (INCLUDING PATIOS + OVERHANGS)	6,895	SQ. FT. (GROSS)
EA	36,073	SQ. FT. (GROSS)
WERAGE (25% ALLOWED)	19%	COVERED

EXISTING FLOOR PLAN

SCALE: 1/16" = 1'-0"



a . rainwater

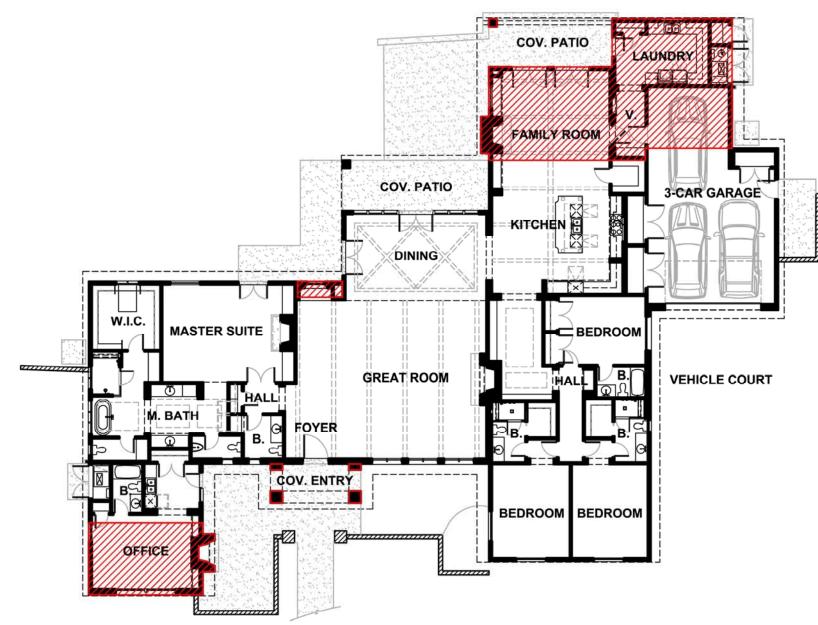
p.o. box 2317 bromk. zz 8502 ht. 480 518.3949

j



PROPOSED FLOOR PLAN

SCALE: 1/16" = 1'-0"



a . rainwater

boom studio interiors . architecture

j



EXISTING EXTERIOR





PHOTO NO. 2 **FRONT ELEVATION - LOOKING NORTHEAST**

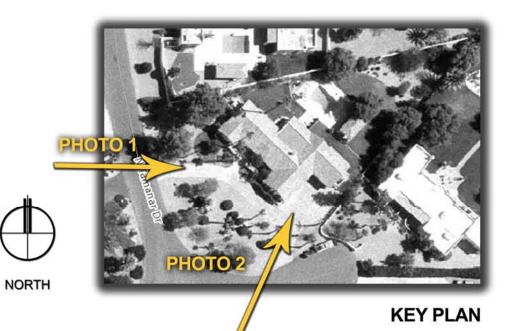


PHOTO NO. 1 **FRONT ELEVATION - LOOKING EAST**



studio

phoenix . az 8 ph: 480.518 .394

ĵ

EXISTING EXTERIOR





PHOTO NO. 4

NORTH

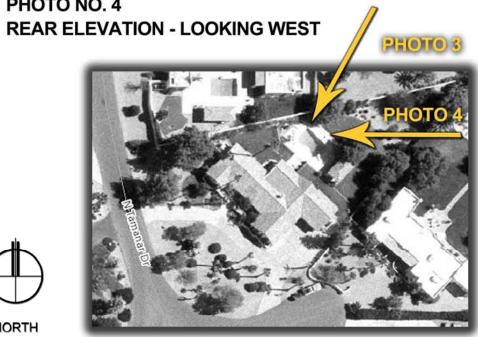


PHOTO NO. 3 **REAR ELEVATION - LOOKING SOUTHWEST**



studio

phoenix . az 85002 ph: 480.518.3949

j

KEY PLAN

BACKGROUND

Town residents John and Jackie Hayden are under contract to purchase a house located at 5137 North Tamanar Way, which will become the Hayden's primary residence. The house was built in 1964 on an irregularly-shaped lot within the Casa Blanca Estates subdivision. The Casa Blanca Estates subdivision received plat approval from Maricopa County in 1959 and was annexed into the Town in 1974. After the purchase, the Haydens plan to make a significant investment in updating and remodeling their new home.

GENERAL OVERVIEW OF THE REQUESTED VARIANCE

The existing house, which was built in 1964 prior to its annexation into the Town in 1974, is triangular in shape, with a front yard and two side yards. There are two minor encroachments into the required side yard setbacks – approximately four feet on the north side (master bedroom area) and four and a half feet on the southeast side (two car garage). These encroachments are recognized by the Town as long-standing legal nonconformities. Due to the scope of the remodeling of the existing house, Section 2307 of the Town's Zoning Ordinance would require the existing legal nonconformities to be removed. Given the footprint of the existing home and the lot's irregular shape, a variance is requested to allow the home to be updated and remodeled without requiring the removal of the two existing encroachments. If forced to remove these two minor encroachments, the existing two-car garage would be reduced to a one-car garage.

Although the proposed remodeling would include small additions to the front and rear of the home, it would not increase any existing nonconformities and no new encroachments into the setbacks are proposed. The livable area of the house would increase approximately 801 square feet (for a total of 5,100 square feet). The variance would not have an impact on nearby homes because the side yard encroachments are existing and are largely screened by landscaping. With the proposed updates, the home would be comparable to other homes located within Casa Blanca Estates and elsewhere within the Town's R-43 zoning district.

VARIANCE CRITERIA

The Town has established six criteria to be used in evaluating variance requests. Following is a discussion of these criteria with respect to the requested variance.

1. "[S]uch variances....will serve not merely as a convenience to the applicant but [is] necessary to alleviate some demonstrable hardship or difficulty so great as to warrant a variance under the circumstances." Town Code § 2-5-3(C)(2)(a).

The lot is an odd shape, having a front yard and two side yards. The minor setback encroachments have been recognized by the Town as long-standing legal conformities. These hardships were not self-created and warrant a variance to allow existing conditions to remain in place after the proposed remodeling. Without a variance, the existing two-car garage would have to be reduced in size to a one-car garage due to the lot's irregular configuration. 2. The "special circumstances, hardship or difficulty [do not]... arise out of misunderstanding or mistake...." Town Code § 2-5-3(C)(4)(b).

The lot's irregular shape predates the lot's annexation into the Town in 1974. The Town recognizes the existing minor encroachments into the side yards as long-standing legal nonconformities. These special circumstances do not arise out of misunderstanding or mistake, but instead arise out of the odd shape of the lot and existing conditions.

3. "[S]uch variances from... the strict application of the terms of [the Zoning Ordinance]... are in harmony with its general purposes and intents...." Town Code § 2-5-3(C)(2)(a).

The proposed updates and additions to the home will comply with the Town's requirements; existing encroachments will remain, but will not increase. The variance, which is necessary due to the lot's irregular shape and existing encroachments, will allow the home to be remodeled and updated in harmony with the general purposes and intents of the Zoning Ordinance.

4. The "special circumstances, hardship or difficulty applicable to the property are [not] self-imposed by the property owner, or predecessor..." Town Code § 2-5-3(C)(4)(b).

The special circumstances, hardships, and difficulties with the lot are not self-imposed but are long-standing and arise from the lot's irregular shape and existing encroachments. The proposed variance will have a minimal impact on nearby property owners, given the minimal size of the additions and side yard landscaping.

5. "[B] ecause of special circumstances applicable to the property, including its size, shape, topography, location, or surroundings, the strict application of the zoning ordinance will deprive the property of privileges enjoyed by other property of the same classification in the same zoning district." A.R.S. § 9-462.06(G)(2).

The lot is within the Town's R-43 residential zoning district. Because of the special circumstances relating to the lot's odd, triangular shape and existing encroachments, the strict application of the Town's Zoning Ordinance would not allow the home to be modernized and remodeled consistent with other homes in Casa Blanca Estates and elsewhere within the R-43 zoning district.

6. The variance would not "constitute a grant of special privileges inconsistent with the limitations upon other properties in the vicinity and zone in which the property is located." A.R.S. § 9-462.06(G)(2).

Other lots in the vicinity are used for single family residences of similar or greater size and have been updated and remodeled from time to time. The grant of a variance to allow the proposed remodeling does not constitute a grant of special privilege. A variance is necessary due to the special circumstances arising from the lot's triangular shape and existing encroachments in order to allow the home to be updated so that it is consistent with homes on other lots in the R-43 zoning district and in Casa Blanca Estates.

Law Offices JORDEN HISER & JOY, P.L.C.

5080 North 40™ Street, Suite 245 Phoenix, Arizona 85018 Telephone: 480-505-3900 Facsimile: 480-505-3901

SANDRA M. CORN

DIRECT LINE: 480-505-3907 E-MAIL: scorn@JHJLawyers.com www.JHJLawyers.com

August 14, 2017

VIA E-MAIL (gburton@paradisevalleyaz.gov) AND REGULAR MAIL

George Burton, Planner Town of Paradise Valley 6401 East Lincoln Drive Paradise Valley, AZ 85253

Re: Notice of Board of Adjustment Public Hearing, September 6, 2017 Variance Application – 5137 North Tamanar Way

Dear George:

Enclosed is the affidavit of mailing, a copy of the meeting notice, and a copy of the affidavit of posting for the above-referenced property. Please call if you have any questions.

Sincerely, Sandra M. Corn

Enclosures

cc (via e-mail w/encl.): John Hayden Doug Jorden

{00078854}

AFFIDAVIT OF MAILING NOTIFICATION

STATE OF ARIZONA)

) ss:

)

County of Maricopa

In accordance with the requirements of the Town of Paradise Valley, the undersigned hereby certifies that the mailing list for the proposed project is a complete list of property owners within <u>1,500</u> feet of the subject property, as obtained from the Maricopa County Assessor's Office on the following date <u>July 31</u>, 2017, and such notification has been mailed on the following date <u>August 14</u>, 2017.

Signature

The foregoing instrument was acknowledged by me this <u>14th</u> day of August ,2017, by <u>Sandra M. Corn</u>.

Name



Jolenemaidn

NOTARY PUBLIC

My commission expires:

5/18/2020

5137 North Tamanar Way 1,500' Mailing List

	Owner Name	In Care Of	Mailing Address1	Mailing Address City	Mailing Address State	Mailing Address Zip Code	Country
1.	SUPERSTEIN SHELDON J		1001 West Broadway P.O. Box 101	Vancouver	BC	V6H 4E4	CANADA
2.	KENSINGTON PROPERTIES CORP	c/o SUPERSTEIN SHELDON	101-1001 West Broadway P.O. Box 156	Vancouver	BC	V6H 4E4	CANADA
3.	KOLIGER GARY MICHAEL		10735 126 Street	Edmonton	AB		CANADA
4.	HAMMERBERG SOREN/ELIZABETH		1187 Fairweather Road	Bowen Island	BC	V0N 1G2	CANADA
 5.	ABRAHAM LYLE J/KATHRYN G		127 Fairway Drive	Edmonton	AB	T6J 2C2	CANADA
6.	NOBLE PHILIP B/DONALDSON LAURA C		301 Rose Park Drive	Toronto	ON	M4T 1R8	CANADA
7.	ALEXANDER SHELLEY L		4554 Duart Road	Victoria	BC	V8N 3K2	CANADA
8.	ECKERT PETER A & MARJORIE T		6616 East Jackrabbit Road	Paradise Valley	AZ	85253	5
9.	KLOCK MARY HECK		1460 North Bel Air Drive	Mesa	AZ	85201	
10.	STAREN EDGAR D		5501 North 67th Place	Paradise Valley	AZ	85253	
11.	DRIMI RICHARD S/SANDRA M		6735 East San Juan Avenue	, Paradise Valley	AZ	85253	5
12.	AJS RESIDENTIAL 12 LLC		4417 North 40th Street, Suite 400B	Phoenix	AZ	85018	
13.	THORNTON MATTHEW J/EMILY A		5203 North Monte Vista Drive	Paradise Valley	AZ	85253	
14.	BARTON JEFFREY E/JULIANNE J TR		6802 East Vista Drive	Paradise Valley	AZ	85253	5
15.	VARGAS CARMEN PEREZ		6818 East Vista Drive	Paradise Valley	AZ	85253	
16.	KRAEMER FAMILY REVOCABLE TRUST I	C/O KRAEMER JOHN M/BETTY J TR	6844 East Vista Drive		AZ	85253	1
17.	SHANKS MICHAEL A/CHRISTINE M		6832 East Vista Drive		AZ	85253	5
18.	KRISH TRUST	c/o RAM KRISHNA/MEERA KRISHNA TR	1376 Hettema Street	Yuma	AZ	85364	
19.	LORI JONAS SEPPI FAMILY LIVING TRUST/ETAL		5478 Old Ranch Road	Park City	AZ	84098	3
20.	SCHACTER ROBERT/KIM/TYLER		333 Locust Avenue	San Rafael	CA	94901	
21.	WILLIAM J NASSIKAS TRUST		5239 North 69th Place	Paradise Valley	AZ	85253	5
22.	MICHAEL CORMIER REVOCABLE LIVING TRUST		5238 North 69th Place	Paradise Valley	AZ	85253	1
23.	PALMER RICHARD		5227 North 69th Place	Paradise Valley	AZ	85253	3
24.	KOSKOVICH TREVOR J		7167 East Rancho Vista Drive, Unit 3008	Scottsdale	AZ	85251	
25.	PACE FAMILY TRUST		5215 North 69th Place	Paradise Valley	AZ	85253	5
26.	JELLISON KENNETH A		5214 North 69th Place		AZ	85253	3
27.	WIETRZNY STEVEN		1810 West Moody Trail	Phoenix	AZ	85041	
28.	CUNNINGHAM MATTHEW B/STEPHANIE ANN		5202 North 69th Place	Paradise Valley	AZ	85253	3
29.	BEHROOZ ANAHITA		4538 North Miller Road	Scottsdale	AZ	85251	
30.	MYLAN TRUST	c/o DOANE CELIA M TR	6468 East Sierra Vista Drive	Paradise Valley	AZ	85253	5
31.	ALBERT AND JANE TOON JOINT REVOCABLE TRUST	c/o TOON ALBERT L JR/JANE E TR	5317 North Monte Vista Drive	Paradise Valley	AZ	85253	1
32.	ROBERT P SHANAHAN JR REVOCABLE TRUST		5318 North 68th Place	Paradise Valley	AZ	85253	5
33.	FREITAS ANDREW T/LYNN M TR		5301 North Monte Vista Drive	Paradise Valley	AZ	85253	
34.	KIRSTEN B OLSON REVOCABLE LIVING TRUST	c/o OLSON KIRSTEN B TR	5302 North 68th Place	Paradise Valley	AZ	85253	5
35.	KENT ALAN S/CATHY L		6801 East Vermont Avenue	Paradise Valley	AZ	85253	;
36.	MARIANI PAUL/LAURIE A		6815 East Vermont Avenue	Paradise Valley	AZ	85253	5
37.	NAHOM HERZEL TR		6827 East Vermont Avenue	Paradise Valley	AZ	85253	;
38.	ROBERTS TERENCE		5301 North 68th Place	Paradise Valley	AZ	85253	5
39.	HILLTEAM3 TRUST	c/o HILL JOHN FRANCIS TR	5305 North 68th Place	Paradise Valley	AZ	85253	;
40.	GOSLING GLENN	c/o FLYING A	169 Spring Street	New York	NY	10012	2

41.	DONAHUE LUCAS J/TRACY	5329 North 68th Place	Paradise Valley	AZ	85253
42.	CHIAPPETTI DONALD L & MARY K TR	5341 North 68th Place	Scottsdale	AZ	85257
43.	KEC ROBERT F/JANET T TR	5000 North Casa Blanca Drive	Paradise Valley	AZ	85253
44.	DAVID AND STEPHANIE SHEFRIN TRUST	5115 North Wilkinson Road	Paradise Valley	AZ	85253
45.	LENTZ SAGE J/WENDY K	5112 North Casa Blanca Drive	Paradise Valley	AZ	85253
46.	REID WILLIAM T TR	5128 North Casa Blanca Drive	Paradise Valley	AZ	85253
47.	SKINNER GREGORY/SARA	5202 North Casa Blanca Drive	Paradise Valley	AZ	85253
48.	BRECKER LAWRENCE J TR	5135 North Wilkinson Road	Paradise Valley	AZ	85253
49.	GRANGER DANNY	7170 North 69th Place	Paradise Valley	AZ	85253
50.	MASSEY MICHAEL J/LORI L	5240 North Casa Blanca Drive	Paradise Valley	AZ	85253
51.	MACKAY RICHARD N/KELLY	5301 North Wilkinson Road	Paradise Valley	AZ	85253
52.	RUSH DANIEL/JANET	2240 South 35th Avenue	Phoenix	AZ	85009
53.	LEWIS DELBERT/ORTH-LEWIS SHARRON	5320 North Casa Blanca Drive	Paradise Valley	AZ	85253
54.	GOLDWATER CC	5101 North Casa Blanca Drive, Unit 1	Scottsdale	AZ	85253
55.	HEERWAGEN JAMES D/SCHNEIDER HILARY A	54 Chestnut Avenue	Los Gatos	CA	95030
56.	SNYDER ANNEMARIE/ETAL	5101 North Casa Blanca Drive, Unit 3	Scottsdale	AZ	85253
57.	COFFIN ANNE K TR	5101 North Casa Blanca Drive, Unit 5	Scottsdale	AZ	85253
58.	DOROTHY MAXINE WOLOSOFF TRUST c/o WOLOSOFF DOROTHY MAXINE TR	5101 North Casa Blanca Drive, Unit 7	Scottsdale	AZ	85253
59.	BURWELL MICHAEL R/LISA B	1121 Hobart Street	Menlo Park	CA	94025
60.	COHN JASON TR	615 Esplanade, Unit 210	Redondo Beach	CA	90277
61.	HOUTZ JODY L	5101 North Casa Blanca Drive, Unit 10	Scottsdale	AZ	85253
62.	PANGRAZZI JANICE A/RICHARD	5101 North Casa Blanca Drive, Unit 11	Paradise Valley	AZ	85253
63.	STUART CHRISTOPHER G/BARNER CONSTANCE LYNE	5101 North Casa Blanca Drive, Unit 20	Paradise Valley	AZ	85253
64.	COSTELLO MICHAEL L/SANDRA J TR	5101 North Casa Blanca Drive, Unit 13	Scottsdale	AZ	85253
65.	PAGE MARY L	5101 North Casa Blanca Drive, Unit 14	Paradise Valley	AZ	85253
66.	BROWN MICHAEL E/ANDRIKA	4376 Independence Court	Sarasota	FL	34234
67.	BEARDSLEY ROBERT	5101 North Casa Blanca Drive, Unit 16	Paradise Valley	AZ	85253
68.	BEARDSLEY ROBERT S	5101 North Casa Blanca Drive, Unit 15	Paradise Valley	AZ	85253
69.	BURKE MARCI	5101 North Casa Blanca Drive, Unit 18	Paradise Valley	AZ	85253
70.	LOPATIN IAN W TR	7531 North Silvercrest Way	Paradise Valley	AZ	85253
71.	STUART CHRISTOPHER/BARNER CONSTANCE LYNE	5101 North Casa Blanca Drive, Unit 20	Scottsdale	AZ	85253
72.	ISMAIL ZAID/SIVER KENSON	18410 Magnolia Avenue	Southfield	MI	48075
73.	NEIRICK HERBERT TR	5101 North Casa Blanca Drive, Unit 22	Paradise Valley	AZ	85253
74.	MCCRUM ELIZABETH H c/o THOMAS, ZOLLARS & LYNCH, LTD	3330 East Indian School Road	Phoenix	AZ	85018
75.	COX SUSAN SAMUELSON TR	5802 North 30th Street	Phoenix	AZ	85016
76.	TSUI ANNE/AMELIA	5101 North Casa Blanca Drive, Unit 25	Paradise Valley	AZ	85253
77.	YARES JULIET	5101 North Casa Blanca Drive, Unit 26	Paradise Valley	AZ	85253
78.	RIEGEL NANCY B	14 Surplus Street	Duxbury	MA	02332
79.	ALMQUIST GRANT	5101 North Casa Blanca Drive, Unit 28	Paradise Valley	AZ	85253
80.	WROTNIAK GINA	5101 North Casa Blanca Drive, Unit 30	Paradise Valley	AZ	85253
81.	BEESEMYER FRITZ T TR	5101 North Casa Blanca Drive, Unit 31	Scottsdale	AZ	85253
82.	MAXIMON LEONARD C/LOUVET MARIE-CECILE TR	5101 North Casa Blanca Drive, Unit 32	Paradise Valley	AZ	85253

83.	RUSSELL AND FRANCESSA BROWN TRUST		5101 North Casa Blanca Drive, Unit 33	Paradise Valley	AZ	85253
84.	CASA BLANCA HOMEOWNERS ASSOCIATION	c/o BROWN COMMUNITY MANAGEMENT	7255 East Hampton Avenue, Suite 101	Mesa	AZ	85209
85.	HAMMOND REED STUART/TOMEK SUSANN		5101 North Casa Blanca Drive, Unit 71	Scottsdale	AZ	85253
86.	NOBLE JEAN E		5101 North Casa Blanca Drive, Unit 80	Scottsdale	AZ	85253
87.	SEVERSON GERARD L/TERESA M TR		5101 North Casa Blanca Drive, Unit 81	Paradise Valley	AZ	85253
88.	SALCITO ANITA S TR		5101 North Casa Blanca Drive, Unit 82	Scottsdale	AZ	85253
89.	BAEDER ROBERT W TR		5101 North Casa Blanca Drive, Unit 201	Scottsdale	NY	85253
90.	JOANN M OLSON TRUST A		3190 North State Route 89A	Sedona	AZ	85253
91.	MATTHEW J SHATTOCK/SHELDON SUSAN M		1124 Lake Road	Lake Forest	IL	60045
92.	HUTT ROBERT M		5101 North Casa Blanca Drive, Unit 204	Scottsdale	AZ	85253
93.	WILSON THOMAS J		5101 North Casa Blanca Drive, Unit 205	Scottsdale	AZ	85253
94.	REIS JOHN		5101 North Casa Blanca Drive, Unit 318	Paradise Valley	AZ	85253
95.	GERALD AND JOAN COLANGELO FAMILY TRUST		70 East Country Club Drive	Phoenix	AZ	85014
96.	ROBERT R SELBY REVOCABLE TRUST		5101 North Case Blanca Drive, Unit 208	Scottsdale	AZ	85253
97.	CALABRESE MARIE J TR		2298 Coventry Road	Cleveland Height	SOH	44106
98.	JUAREZ PATRICIA		5101 North Casa Blanca Drive, Unit 210	Scottsdale	AZ	85253
99.	HECHLER ROBERT L/BEVERLY L TR		3224 West 69th Street	Mission Hills	KS	66208
100.	MARLENE JARVIS LIVING TRUST	c/o JARVIS MARLENE TR	5101 North Casa Blanca Drive, Unit 212	Paradise Valley	AZ	85253
101.	CLEVENGER JULIE JOHNSON		5101 North Casa Blanca Drive, Unit 213	Scottsdale	AZ	85253
102.	NEWSTEAD KARYN M TR		5101 North Casa Blanca Drive, Unit 215	Scottsdale	AZ	85253
103.	TIGNINI ERIC		5101 North Casa Blanca Drive, Unit 216	Paradise Valley	AZ	85253
104.	BEVERLY J BECKER REVOCABLE TRUST	c/o BECKER BEVERLY J/MICHAEL F TR	42338 Russia Road	Elyria	ОН	44035
105.	KRUMHOLZ BARRY M/ LEE RICHARD TR		5101 North Casa Blanca Drive, Unit 218	Scottsdale	AZ	85253
106.	DAPHNE L FALLETTI TRUST		5101 North Casa Blanca Drive, Unit 219	Paradise Valley	AZ	85253
107.	WENNER DAVID A		5101 North Casa Blanca Drive, Unit 220	Scottsdale	AZ	85253
108.	CHICK RUSSELL PAUL/SUZANNE ENTZ		5101 North Casa Blanca Drive, Unit 221	Paradise Valley	AZ	85253
109.	KRAJNIK BARBARA		P.O. Box 637	Scottsdale	AZ	85252
110.	SLIVKA VIRGIL P		5101 North Casa Blanca Drive, Unit 223	Scottsdale	AZ	85253
111.	HUTT ROBERT M		5101 North Casa Blanca Drive, Unit 224	Paradise Valley	AZ	85253
112.	SHERRIE MYERS DECLARATION OF TRUST	c/o MYERS SHERRIE TR	2340 North Lincoln Park West, No. 201	Chicago	IL	60614
113.	OBRIEN KIMBERLY TR		5101 North Casa Blanca Drive, Unit 226	Paradise Valley	AZ	85253
114.	WALSTON MATTHEW J		14 Pheasant Hill Road	Farmington	СТ	06032
115.	LONDON JOANNE C FISHER		5101 North Casa Blanca Drive, Unit 228	Scottsdale	AZ	85253
116.	HECHLER ROBERT L/BEVERLY L TR		6027 Lockton Lane	Fairway	KS	66205
117.	KWA HAROLD/GOH JANE		5101 North Casa Blanca Drive, Unit 231	Paradise Valley	AZ	85253
118.	MARRITT EMANUEL/ELLEN		501 Adams Street	Denver	со	80206
119.	REISSIG RICHARD DOLPH/BETH M		5101 North Casa Blanca Drive, Unit 233	Paradise Valley	AZ	85253
120.	YOULE JESSICA J		5101 North Casa Blanca Drive, Unit 234	Scottsdale	AZ	85253
121.	KATHLEEN E WAINSCOTT TRUST		5101 North Casa Blanca Drive, Unit 235	Paradise Valley	AZ	85253
122.	ROBERT A BRETT AND CATHLEEN BRETT 1989 REV TR		820 North Post Street, Unit 602	Spokane	WA	99201
123.	KWA HWEE LENG/LEONG KWEI CHOO		Block 442 No 07 427 Sin Ming Avenue	Singapore		570442
124.	SPICKER BRIAN F		5101 North Casa Blanca Drive, Unit 238	Paradise Valley	AZ	85253

125.	LASSEN RICHARD L		5101 North Casa Blanca Drive, Unit 301	Scottsdale	AZ	85253
126.	MELISSA DRAE SMID LIVING TRUST		5101 North Casa Blanca Drive, Unit 302	Scottsdale	AZ	85253
127.	JAMES T EMERT JR LIVING TRUST	c/o EMERT JAMES T JR TR	5101 North Casa Blanca Drive, Unit 304	Scottsdale	AZ	85253
128.	HUSE WILLIAM H/ANN M/OLSEN BRADLEY M/MARY E		2203 Skyline Drive	Norfolk	NE	68701
129.	BECKER GARY W/MARI P		4150 Olson Memorial Hwy 55 200	Minneapolis	MN	55422
130.	SANDIG NANCY L TR		5101 North Casa Blanca Drive, Unit 307	Paradise Valley	AZ	85253
131.	SCHALLER FAMILY TRUST/SCHALLER FAMILY TRUST	c/o SCHALLER NANCY D TR/SCHALLER NANCY D TR	5101 North Casa Blanca Drive, Unit 308	Scottsdale	AZ	85253
132.	GOSZ WILLIAM G		65 Bridle Path	Franklin	MA	02038
133.	FOSTER HALLETT P/GWEN MINTON TR		4800 North 68th Street, Unit 380	Scottsdale	AZ	85251
134.	MELTON JENNIFER L		5101 North Casa Blanca Drive, Unit 311	Scottsdale	AZ	85253
135.	CASA BLANCA 312 LLC		1124 Lake Road	Lake Forest	IL	60045
136.	ZEHR RAYMOND W JR/BARBARA C		P.O. Box 231	Wayzata	MN	55391
137.	315 CASA BLANCA TRUST		7310 Island Circle	Boulder	СО	80301
138.	GITLIN GARY M		5101 North Casa Blanca Drive, Unit 316	Paradise Valley	AZ	85253
139.	CASA BLANCA INVESTMENT LLC		P.O. Box 582	Reading	PA	19603
140.	GUNDERSON MICHAEL J/GAIL A		1812 East Shore Drive	Detroit Lakes	MN	56501
141.	H PHILIP HOWE TRUST	c/o SCHALLER NANCY D TR/SCHALLER NANCY D TR	1010 Westloop Place	Manhattan	KS	66502
142.	RANDAL AND JENNIFER WRIGHT FAMILY TRUST	c/o SCHALLER NANCY D TR/SCHALLER NANCY D TR	13136 Rainbow Drive	Bigfork	MT	85253
143.	MARKS EDWARD A		5101 North Casa Blanca Drive, Unit 321	Scottsdale	AZ	85253
144.	SCOTTSDALE PROPER L L C		126 North 3rd Street	Norfolk	NE	68701
145.	BRITT RAND SANCHEZ TRUST	c/o SANCHEZ BRITT RAND TR	5101 North Casa Blanca Drive, Unit 323	Paradise Valley	AZ	85253
146. I	KOEHN MICHAEL F/STACY C TR		2105 Paseo Del Mar	Palos Verdes Esta	A	90274
147.	CRAWFORD JOYCE L TR		5101 North Casa Blanca Drive, Unit 325	Paradise Valley	AZ	85253
148.	BROWN KATHLEEN H TR		5101 North Casa Blanca Drive, Unit 327	Scottsdale	AZ	85253
149.	COLUCCIO MIRA		5101 North Casa Blanca Drive, Unit 328	Paradise Valley	AZ	85253
150.	WESTFALL TIMOTHY C/LOUISE B		5101 North Casa Blanca Drive, Unit 329	Paradise Valley	AZ	85253
151.	ROBERT E BREEN JR AND PAMELA S BREEN REVOCABL	c/o BREEN ROBERT E JR/PAMELA S TR	5101 North Casa Blanca Drive, Unit 330	Paradise Valley	AZ	85253
152.	BIGGLES 1995 LIVING TRUST	c/o BIGGLES RICHARD ORRIE/JUDITH LUCILLE CO TR	P.O. Box 910	Los Altos	CA	94023
153.	JOHNSON RUSSELL L/SHEILA M		5101 North Casa Blanca Drive, Unit 332	Paradise Valley	AZ	85253
154.	CLARKE NORMA JANE TR		8702 North 7th Avenue	Phoenix	AZ	85021
155.	CLOONAN JAMES B/EDYTHE R		5101 North Casa Blanca Drive, Unit 335	Paradise Valley	AZ	85253
156.	LINDSEY DAVID C/KIMBERLY P		5101 North Casa Blanca Drive, Unit 336	Scottsdale	AZ	85253
157.	HEIN SURVIVORS TRUST	c/o HEIN WILLIAM H JR/ANNE BARGER TR	5101 North Casa Blanca Drive, Unit 337	Scottsdale	AZ	85253
158.	MILLING JENS A/ANNE C		927 Fisher Lane	Winnetka	IL	60093
159.	BOOTH RANCHES LLC		5101 North Casa Blanca Drive, Unit 339	Scottsdale	AZ	85253
160.	HELMS FAMILY 1996 REVOCABLE TRUST	c/o L & G HELMS TRUSTEES	5265 North Wilkinson Road	Paradise Valley	AZ	85253
161.	SMITH CRAIG R/MELISSA J TR/ SMITH CRAIG R/MEL		15018 North Tatum Boulevard	Phoenix	AZ	85032
162.	CB88 LLC		1440 East Missouri Avenue, Suite C 200	Phoenix	AZ	85014
163.	CB44 LLC		1440 East Missouri Avenue, Suite C 200	Phoenix	AZ	85014
164.	BPMVVEM LLC		P.O. Box 185	Angel Fire	NM	87710
165.	RYAN W AMATO AND LAURIE D AMATO TRUST		5038 North Chiquita Lane	Paradise Valley	AZ	85253
166.	PHILLIPS CRAIG L/TERRY E		5037 North Monte Vista Drive	Scottsdale	AZ	85253

		1			1 1	1
167.	LEONARD FAMILY REVOCABLE LIVING TRUST	c/o LEONARD PAUL A/SUSAN J TR	6834 East Pasadena Avenue	Paradise Valley	AZ	85253
168.	JENNIFER DREYFUS REVOCABLE TRUST		6850 East Pasadena Avenue	Paradise Valley	AZ	85253
169.	TALLE ARMAN/CHESHANI MILA E		6849 East Pasadena Avenue	Paradise Valley	AZ	85253
170.	BENJUNIE TRUST	c/o MEYERS MARK TR	10623 East Terra Drive	Scottsdale	AZ	85258
171.	JAMES AND KATHRYN HEFFERNAN FAMILY TRUST		5025 North 68th Street	Scottsdale	AZ	85253
172.	JOY DANE		5024 North Chiquita Lane	Paradise Valley	AZ	85253
173.	AKSAMIT THOMAS J		2230 Mesa Circle	Kingman	AZ	86401
174.	LEVANTE 1998 TRUST	c/o LEVANTE JAMES J/CHERYL J TRUSTEES	769 Lakeview Way	Redwood City	CA	94062
175.	FRAM LIVING TRUST	c/o ESPINASSE P/MARYLYS M TR	6802 East Chaparral Road	Paradise Valley	AZ	85253
176.	BASSOLINO JOSEPH/DECINQUE JAMES		205 Raymond Road	Princeton	NY	08540
177.	MICHUNOVICH MARKO/ZLATA		5001 North Chiquita Lane	Scottsdale	AZ	85253
178.	MCKINLEY TOD		5500 NE Windermere Road	Seattle	WA	98105
179.	BIANCHI REVOCABLE TRUST		4715 North 68th Street	Scottsdale	AZ	85251
180.	MICHUNOVICH MARKO/ZLATA/HANLINE JOYCE J		6848 East Chaparral Road	Paradise Valley	AZ	85253
181.	BORSENIK JOEL/JYAMME		5001 North Chiquita Lane	Paradise Valley	AZ	85253
182.	MCFADDEN TATIANA MARIA/BRACHTL MARK CARL		6841 East Vista Drive	Paradise Valley	AZ	85253
183.	ALMOND CAROL A		6831 East Vista Drive	Paradise Valley	AZ	85253
184.	SCHUMACHER FAMILY TRUST	c/o SCHUMACHER ROY S/JUDY TRUSTEES	6821 East Vista Drive	Paradise Valley	AZ	85253
185.	RAUSCHER GLENDA M/LAFFEY EMERSON M R		5149 North Monte Vista Drive	Paradise Valley	AZ	85253
186.	MILLER JANE M		5129 North 68th Street	Scottsdale	AZ	85253
187.	NGUYEN ALLAN TRUNG TRAN		6802 East Bonita Drive	Scottsdale	AZ	85253
188.	SALEM MARCUS J/CYNTHIA SCHWAB		6812 East Bonita Drive	Paradise Valley	AZ	85253
189.	COURY JONATHAN A		5128 North 68th Place	Paradise Valley	AZ	85253
190.	DILLER KIRK W/NICOLE L TR		5136 North 68th Place	Paradise Valley	AZ	85253
191.	VANDEVENTER DIRK & NATALIE BROWN		5146 North 68th Place	Scottsdale	AZ	85253
192.	ROCKWELL LIVING TRUST	c/o ROCKWELL DAVID TODD/CAMILLE VERONICA CHUNG TR	5139 North 68th Place	Paradise Valley	AZ	85253
193.	PETITI MORGAN/PHARO MARSHA		304 Park Boulevard	Millbrae	CA	94030
194.	WORDINGHAM SARA E		6840 East Bonita Drive	Paradise Valley	AZ	85253
195.	CHARLIE M AND VIRGINIA A AGEE LIVING TRUST		6833 East Bonita Drive	Paradise Valley	AZ	85253
196.	OESCH ALISON A/SETH D		6823 East Bonita Drive	Paradise Valley	AZ	85253
197.	CRAIG K AND SUSAN D HARRIS JOINT TRUST		6815 East Bonita Drive	Scottsdale	AZ	85253
198.	MANJI KALEIM/DAVISON ELIZABETH		7121 East Rancho Vista Drive, Unit 4006	Scottsdale	AZ	85251
199.	JAMES R AND LUISANA N IDSARDI REV LIV TRUST		6912 East Chaparral Road	Paradise Valley	AZ	85253
200.	BOBBE HENRY C/DEBRA MARIE		6902 East Coronado Road	Paradise Valley	AZ	85253
201.	LUX THOMAS C/ GAY A		6901 East Pasadena Avenue	Paradise Valley	AZ	85253
202.	SUZANNE PARELMAN TRUST/SAPAKIE ALAN	c/o PARELMAN SUZANNE TR	6915 East Pasadena Avenue	Paradise Valley	AZ	85253
203.	BRONSTEIN JEFF/SCOTT CECILY		6923 East Pasadena Avenue	Paradise Valley	AZ	85253
204.	HARRIS PATRICIA ANN TR		6934 East Pasadena Avenue	Paradise Valley	AZ	85253
205.	GALLAGHER SEAN W/ROXANN S		6924 East Pasadena Avenue	Scottsdale	AZ	85253
206.	FALLON MICHAEL O/SANDRA J TR		6912 East Pasadena Avenue	Scottsdale	AZ	85251
207.	MARTHA E OTONDO TRUST AGREEMENT		6902 East Pasadena Avenue	Scottsdale	AZ	85253
208.	JACKSON CRAIG H TR	c/o BARRETT JACKSON AUTO	7400 East Monte Cristo Avenue	Scottsdale	AZ	85260

		1		1	1	
209.	ALBERT TABAH AND BONNY W TABAH TRUST		6915 East Orange Blossom Drive	Paradise Valley	AZ	85253
210.	WOZENCRAFT FAMILY TRUST		6923 East Orange Blossom Drive	Paradise Valley	AZ	85253
211.	CHINN ROBERT E		6931 East Orange Blossom Drive	Paradise Valley	AZ	85253
212.	SKOWRONEK SCOTT/WILSON ABIGAIL		6934 East Orange Blossom Drive	Paradise Valley	AZ	85253
213.	BOL KEITH DAVIS		6612 North Ironwood Drive	Scottsdale	AZ	85253
214.	MOORE JUSTIN		4341 North 68th Street	Scottsdale	AZ	85251
215.	PIASKOSKI PAUL A/WENDY M		6902 East Orange Blossom Drive	Paradise Valley	AZ	85253
216.	KEITH R AND JENNIFER A MAKI LIVING TRUST		5126 North 69th Place	Paradise Valley	AZ	85253
217.	HART PHILLIP/BRIANA		2556 East Carob Drive	Chandler	AZ	85286
218.	MLL FAMILY TRUST	c/o LIVAK LUKE C/MOLLY D TRUSTEES	6923 East Orange Blossom Lane	Paradise Valley	AZ	85253
219.	SAMSON MARK D/SARA J TR		6931 East Orange Blossom Lane	Paradise Valley	AZ	85253
220.	TISH AND ROBERT STEPHENS FAMILY TRUST		5117 North 69th Place	Paradise Valley	AZ	85253
221.	HUGH J VAN NESS & DONNA K VANNESS 1996 TRUST		4848 North Goldwater Boulevard, Unit 2108	Scottsdale	AZ	85251
222.	DANOFF ROBERT B/EVE K		6940 East Orange Blossom Lane	Scottsdale	AZ	85253
223.	HURD BAROTT G/SHARON M		6928 East Orange Blossom Lane	Scottsdale	AZ	85253
224.	GARDNER CARL		6918 East Orange Blossom Lane	Paradise Valley	AZ	85253
225.	NAUGHTON DENNIS M/KATHLEEN C GREEN		5134 North 69th Place	Paradise Valley	AZ	85253
226.	KANGWANSHIRATHADA CHITTI/NANCY		5144 North 69th Place	Paradise Valley	AZ	85253
227.	TALLY BRENT A/NICOLE E		6919 East Vista Drive	Paradise Valley	AZ	85253
228.	SIMONS DANIEL PAGE.ANN W TR		6929 East Vista Drive	Paradise Valley	AZ	85253
229.	FRANCIS VINCENT M		6935 East Vista Drive	Paradise Valley	AZ	85253
230.	LINDSLEY MICHAEL/SIMPSON MELANIE		6949 East Vista Drive	Paradise Valley	AZ	85253
231.	SCHWIMMER JEFFREY L TR		9425 Riverside Drive, Apt 1317	Sandy	UT	84070
232.	KLEIN LESLIE/CERDA CLARISSA		4833 North 68th Street	Scottsdale	AZ	85251
233.	CARTWRIGHT ERICA K/DUSTIN B		6819 East Chaparral Road	Scottsdale	AZ	85253
234.	MATHES WILLIAM O/DAVID		4830 North 68th Place	Scottsdale	AZ	85251
235.	KIRKPATRICK GERALD L/TANYA C		6901 East Chaparral Road	Scottsdale	AZ	85253
236.	OMERY ARTHUR DENNIS/MICHELE MAYER		6911 East Chaparral Road	Paradise Valley	AZ	85253
237.	SANDRA MC GUIRE LIVING TRUST 2011		4800 North 68th Street, Unit 110	Scottsdale	AZ	85251
238.	PERITZ MICHELLE		6106 Pickford Street, Unit 1	Los Angeles	CA	90035
239.	GOLDMAN FAMILY TRUST	c/o GOLDMAN ANNE TR	4800 North 68th Street, Unit 112	Scottsdale	AZ	85251
240.	DRAKE BRIAN (LEASE)		4800 North 68th Street, Unit 114	Scottsdale	AZ	85251
241.	DUNBAR R KIRK		4800 North 68th Street, Office	Scottsdale	AZ	85251
242.	WASS WALLACE/DOREEN		4800 North 68th Street, Unit 115	Scottsdale	AZ	85251
243.	WAKEFIELD LIVING TRUST		4800 North 68th Street, Unit 118	Scottsdale	AZ	85251
244.	SIMONS JOHN N (LEASE)	c/o SCOTTSDALE HOUSE OFFICE	4800 North 68th Street	Scottsdale	AZ	85251
245.	BETTY E JOY TRUST		6800 North 68th Street, Unit 117	Scottsdale	AZ	85251
246.	FRANCIS J LEAVY LIVING TRUST		4800 North 68th Street, Unit 119	Scottsdale	AZ	85251
247.	GREGORY A FLAKS TRUST/LESLEY C FLAKS TRUST		4800 North 68th Street, Unit 121	Scottsdale	AZ	85251
248.	ZBOJNIEWICZ JANET E		4800 North 68th Street, Unit 120	Scottsdale	AZ	85251
249.	JOHN AND JEANNE OBRIEN FAMILY TRUST(LEASE)	c/o JOHN J OBRIEN/JEANNE M LYONS OBRIEN TR	426 East McLellan Boulevard	Phoenix	AZ	85012
250.	JACKSON CHARLES F/TAMARA TR/ETAL (IMPS ONLY)		11902 South Allegheny Avenue	Tulsa	OK	74137
250.						

251. SHAFA PROPERTIES LLC		5862 North 42nd Street	Phoenix	AZ	85018
252. NICHOLS REVOCABLE TRUST	c/o NICHOLS LESLIE C/ANITA N TR	1539 Begen Avenue	Mountain View	CA	94040
253. NELSON RANDIE L/ALLEN C		4800 North 68th Street, Unit 137	Scottsdale	AZ	85251
254. HIRAM HERBERT CHAMPLIN REV TRUST (LEASE)		P.O. Box 1066	Enid	ОК	73702
255. GELDIEN JAMES M TR/JAMES E TR	c/o SCOTTSDALE HOUSE OFFICE	4800 North 68th Street	Scottsdale	AZ	85251
256. KLEIN JAMES D/BETSY A		4800 North 68th Street, Unit 141	Scottsdale	AZ	85251
257. SWEAT CAROL G/WARREN R		4800 North 68th Street, Unit 144	Scottsdale	AZ	85251
258. TAYLOR FLORENCE B TR		4800 North 68th Street, Unit 111	Scottsdale	AZ	85251
259. JOHNSON JERRY J TR		4800 North 68th Street, Office	Scottsdale	AZ	85251
260. YUSKA SCOTT B/SAMUEL R/LYNDSAY (LEASE)		4800 North 68th Street, Unit 147	Scottsdale	AZ	85251
261. DUNCAN SARA		4800 North 68th Street, Unit 145	Scottsdale	AZ	85251
262. EVERETT GWENN G LEASE		4800 North 68th Street, Unit 367	Scottsdale	AZ	85251
263. LOOKER CHARLOTTE G/EMMERT PATRICIA G		4800 North 68th Street, Unit 364	Scottsdale	AZ	85251
264. ROACH MARY C		4800 North 68th Street, Unit 363	Scottsdale	AZ	85251
265. JOHN AND LUCY COULEUR TRUST	c/o COULEUR URSULA LUCY TR	4800 North 68th Street, Unit 359	Scottsdale	AZ	85251
266. MASSROUR MAZIAR		6601 South Kasba Circle	Paradise Valley	AZ	85253
267. POWELL ARTHUR C/LYNNE M TR		5202 West Kasba Circle	Paradise Valley	AZ	85253
268. HARBOUR DAVID M		5218 West Kasba Circle	Paradise Valley	AZ	85253
269. MATTHEWS REVOCABLE TRUST	c/o MATTHEWS ROBERT L/ELIZABETH A TR	5302 North Kasba Circle	Paradise Valley	AZ	85253
270. KRULL ERNEST		1961 North Coral Bells Drive	Tuscon	AZ	85745
271. MULALLY FAMILY TRUST	c/o MULALLY ALAN ROGER/JANE NICHOLAS TR	P.O. Box 995	Mercer Island	WA	98040
272. RAM11 LLC		6620 East Kasba Circle	Paradise Valley	AZ	85253
273. GRAYSON MARC D/JULIA K		6624 East Kasba Circle	Paradise Valley	AZ	85253
274. MCGINLEY ROBERT P/SHELLEY		11103 East Mission Lane	Scottsdale	AZ	85259
275. CARDINAL SMITH FAMILY TRUST	c/o SMITH ANDREW WESTON/MELISSA FIELDS TR	5219 North Casa Blanca Drive, Unit 10	Paradise Valley	AZ	85253
276. WOLFF FRITZ H/KATHERINE E		5219 North Casa Blanca Drive, Unit 11	Paradise Valley	AZ	85253
277. CHESTER W KWASNIAK SEPARATE PROPERTY TRUST		6730 East Kasba Circle	Paradise Valley	AZ	85253
278. BEGUIRISTAIN ROGER/MICHELE		5219 North Casa Blanca Drive, Unit 13	Paradise Valley	AZ	85253
279. SULLIVAN DANIEL J III/CHRISTA H		1245 Oakview Road	Medina	MN	55356
280. QUEYSSAC JANE S		6415 East Montreal Place	Scottsdale	AZ	85254
281. MCLARAN GREGORY W/CAMI D		5219 North Kasba Circle	Paradise Valley	AZ	85253
282. MERKEL MICHAEL M/MARY E		5219 North Casa Blanca Drive, Unit 17	Paradise Valley	AZ	85253
283. KELLEHER NANCY S TR		47 Crooked Lane	Duxbury	MA	02332
284. BLUE DNA PROJECT LLC		7150 East Camelback Road, Suite 444	Scottsdale	AZ	85252
285. HUDAK THOMAS M/MARY W TR		5219 North Casa Blanca Drive, Unit 38	Paradise Valley	AZ	85253
286. BROWN FAMILY TRUST	c/o BROWN DREW M/LAURIE E TRUSTEES	5219 North Casa Blanca Drive, Unit 39	Paradise Valley	AZ	85253
287. PERLA REVOCABLE TRUST	c/o PERLA VINCENT A/JANE M TRUSTEES	5219 North Casa Blanca Drive, Unit 40	Paradise Valley	AZ	85253
288. DARCHE FRED M		5201 North Kasba Circle	Paradise Valley	AZ	85253
289. KJCABC REVOCABLE LIVING TRUST	c/o CZERWINSKI KEVIN J/ANNE B TR	5219 North Casa Blanca Drive, Unit 42	Paradise Valley	AZ	85253
290. GRAHAM JOHN/KATHLEEN TR		6702 East Kasba Circle	Paradise Valley	AZ	85253
291. HOSELTON LIVING TRUST	c/o HOSELTON JAMES CARL/LEE T TR	5210 North Kasba Circle	Paradise Valley	AZ	85253
292. RHODES J PAUL TR	c/o J PAUL RHODES LIVING TRUST	5219 North Kasba Circle	Paradise Valley	AZ	85253

293.	MICHELAS FAMILY TRUST		5219 North Casa Blanca Drive, Unit 46	Paradise Valley	AZ	85253
294.	THOMAS STACY LEE/PETER G		5219 North Casa Blanca Drive, Unit 47	Paradise Valley	AZ	85253
295.	KELLEHER 6701 NORTH KASBA NOMINEE TRUST	c/o KELLEHER NANCY TR	6701 North Kasba Circle	Paradise Valley	AZ	85253
296.	SABAN TRACEY L		5219 North Casa Blanca Drive, Unit 49	Paradise Valley	AZ	85253
297.	FALKNER ROBERT F/FAITH C TR		6625 North Kasba Circle	Paradise Valley	AZ	85253
298.	WINSSINGER FREDERICK AJ/JENNIFER HJL TR		6630 East Fez Way	Paradise Valley	AZ	85253
299.	JACKSON LIVING TRUST	c/o JACKSON ROBERT S/CATHY A TR	6636 East Fez Way	Paradise Valley	AZ	85253
300.	WILLIAM V TREFETHEN LIVING TRUST		500 Newport Center Drive, Suite 850	Newport Beach	CA	92660
301.	RHODES J PAUL TR		2425 East Camelback Road, Suite 750	Phoenix	AZ	85016
302.	RATLIFF JOHN D TR		1221 McKinney Street, Suite 3800	Houston	ТΧ	77010
303.	CURLEY FAMILY TRUST	c/o CURLEY BRIAN D/ELIZABETH C TR	12734 North 128th Place	Scottsdale	AZ	85259
304.	CASA BLANCA CLUB ASSN		16441 North 91st Street, Suite 104	Scottsdale	AZ	85260
305.	HART BRUCE H/NADINE A		5219 North Casa Blanca Drive, Unit 20	Paradise Valley	AZ	85253
306.	HAUGLAND GORDON/AMY J L		5135 North Tamanar Way	Paradise Valley	AZ	85253
307.	DOUGLAS ELVIN HELTNE REVOCABLE TRUST		5131 West Safi Way	Paradise Valley	AZ	85253
308.	MOORE R C/ELIZABETH A		5115 North Tamanar Way	Paradise Valley	AZ	85253
309.	BALL BARBARA ANNE TR		5101 North Tamanar Way	Paradise Valley	AZ	85253
310.	HART BRUCE H/NADINE A		5045 North Tamanar Way	Paradise Valley	AZ	85253
311.	MADISON DANIEL A/KATHLEEN M		6740 East Taza Way	Paradise Valley	AZ	85253
312.	D K EATON FAMILY TRUST	c/o DOUGLAS M AND KELLY A EATON TRUSTEES	6737 East Taza Way	Paradise Valley	AZ	85253
313.	ROBERT J NOVAK LIVING TRUST	c/o NOVAK ROBERT J TRUSTEE	5013 North Tamanar Way	Paradise Valley	AZ	85253
314.	KLING ROBERT R/KARI S		5219 North Casa Blanca Drive, Unit 29	Paradise Valley	AZ	85253
315.	TROY W SCHUMACHER FAMILY TRUST		5002 North Tamanar Way	Paradise Valley	AZ	85253
316.	KOSS STEIN J/GENA M		5219 North Casa Blanca Drive, Unit 31	Paradise Valley	AZ	85253
317.	DANIELS MICHAEL H/JANET H		1721 Sunnyslope Lane	Manhattan	KS	66502
318.	CAT FAMILY TRUST		5032 North Tamanar Way	Paradise Valley	AZ	85253
319.	FTK 2015 TRUST	c/o HOPLON LLC TR	5219 North Casa Blanca Drive, Unit 34	Paradise Valley	AZ	85253
320.	LARCHER DAVID/LORI		5850 North Cameldale Way	Paradise Valley	AZ	85253
321.	SCHMID ERICH A/CHERYL C TR		5219 North Casa Blanca Drive, Unit 36	Paradise Valley	AZ	85253
322.	WASSMERMAN MARTHA N		5219 North Casa Blanca Drive, Unit 37	Paradise Valley	AZ	85253
	·					· · · · · · · · · · · · · · · · · · ·

NOTICE

Notice is hereby given that the Town of Paradise Valley Board of Adjustment will hold a hearing on the following proposed project. If you have questions about this application, please call the Planning Department at (480) 348-3692.

Applicant Name / Contact: Doug Jorden
Applicant's Company Name: Jorden Hiser & Joy, P.L.C.
Phone Number: (480) 505-3909 Fax Number: (480) 505-3901
Project Name: Hart Residence
Project Location: 5137 North Tamanar Way, Paradise Valley, AZ 85253
Acreage: +/- 1.0 acre
Existing Zoning: <u>R-43</u>
Brief Narrative of Project Proposal: A variance from the Zoning Ordinance, Article XXIII,
Nonconformance, is being requested to allow nonconforming portions of the house to remain and
to be remodeled. The original home was built on the triangular lot in 1964, prior to the annexation
of the property into the Town in 1974. There are two existing minor encroachments into the
required side yard setbacks – approximately 4' on the north side and 4 1/2 on the southeast side.
These encroachments are recognized by the Town as long-standing legal nonconformities. Given
the footprint of the existing home and the lot's irregular shape, a variance is requested to allow the
home to be updated and remodeled without requiring the removal of the two existing
encroachments.

Meeting Date/ Time/Place				
Meeting Date:	Wednesday, September 6, 2017			
Meeting Time:	5:30 p.m.			
Meeting Place:_	Town Hall, 6401 East Lincoln Drive			
	Paradise Valley, AZ 85253			
Town of Paradise Valley, Arizona Planning Department: 480-348-3692				

AFFIDAVIT OF POSTING

STATE OF ARIZONA)

) ss:

)

County of Maricopa

, depose and state that the I, Sandra M. Corn attached notice, of proposed application _____ for setback variance _____ located at ______5137 North Tamanar Way for the (Planning Commission/Town Council/Board of Adjustment/Hillside Committee) meeting date of September 6 _____, 2017 is a true and correct copy of a notice which I cause to be posted by the following day of the week Monday , and on the following date <u>August 14</u>, 2017 in the following location(s):

All in the Town of Paradise Valley, Arizona and County and State aforesaid, the same being public places in said County and in the following locations:

All to the Town of Paradise Valley, Arizona and County and State aforesaid.

DA	ΓED this _	14	_ day o	of Aug	gust		_, 20 <u>17</u>	
				\bigcirc	kul	, Ty	Con	~
				Sig	nature	/.	/	/
t was	SUBSCE	RIBED	AND	SWORN to	before	me this	14	day

This affidavit was SUBSCRIBED AND SWORN to before me this <u>14</u> , 2017. August

TOLENE Maiden DTARY PUBLIC

NOTARY PUBLIC

My commission expires:

18/202

Notary Public State of Arizona Maricopa County Jolene Maiden

My Commission Expires 05/18/2020

AAAAAA

NOTICE O HEARING TOWN OF PARADISE VALLEY Board of Adjustment and Appeals 6401 E. Lincoln Drive, Paradise Valley, Arizona 5:30 pm. O'CLOCK 6th DAY OF Sept., +2017

Notice is hereby given that the Town of Paradise Valley Board of Adjustment will hold a public hearing at 5:30 p.m. on Wednesday, September 6, 2017, at Town Hall, 6401 East Lincoln Drive, Paradise Valley, Arizona, 85253 for:

PUBLIC HEARING: Consideration of a variance from the Zoning Ordinance, Article XXIII, Nonconformance, to allow nonconforming portions of the house to remain and to be modified. The property is located at 5137 N. Tamar Way (Assessor's Parcel Number 173-65-001A).

If you have questions about this application, please call the Planning Department at (480) 348-3692.

PENALTY FOR DEFACING POSTER PRIOR TO DATE OF HEARING

CASE NO. POSTING DATE

By 8.21.17

LAW OFFICES JORDEN HISER & JOY, P.L.C.

5080 North 40™ Street, Suite 245 Phoenix, Arizona 85018 Telephone: 480-505-3900 Facsimile: 480-505-3901

DOUGLAS A. JORDEN

DIRECT LINE: 480-505-3909 E-MAIL: djorden@JHJLawyers.com www.JHJLawyers.com

August 30, 2017

VIA E-MAIL (gburton@paradisevalleyaz.gov)

George Burton Town of Paradise Valley 6401 East Lincoln Drive Paradise Valley, AZ 85253

Re: Variance Application Support Letters - 5137 North Tamanar Way ("Property")

Dear George:

Please see the attached letters of support for the Tamanar property variance hearing, including letters from the owners of Lots 19 and 21 which are immediately adjacent to the Property. Please let me know if you have any questions.

Thank you,

Douglas A. Jorden

DAJ/smc

Enclosures

cc (w/encl.): Eva Cutro John Hayden R. Patrick McGinley 5219 N. Casa Blanca Dr. Paradise Valley, AZ 85253

August 9, 2017

Doug Jorden Jorden Hiser & Joy, P.L.C 5080 N. 40th Street, Suite 245 Phoenix, AZ 85018

Re: Variance Request for a home at 5137 North Tamanar Way, (aka 5219 N. Casa Blanca Dr. Lot 20) Paradise Valley, AZ 85253 (the "Property").

Dear Mr. Jorden:

The purpose of this letter is to give our support to the above referenced variance request related to the Property.

Sincerely,



Jason Hope 5219 N. Casa Blanca Dr. Lot 19 Paradise Valley, AZ 85253

August 28, 2017

Doug Jorden Jorden Hiser & Joy, P.L.C 5080 N. 40th Street, Suite 245 Phoenix, AZ 85018

> Re: Variance Request for a home at 5137 North Tamanar Way, (aka 5219 N. Casa Blanca Dr. Lot 20) Paradise Valley, AZ 85253 (the "Property").

Dear Mr. Jorden:

The purpose of this letter is to give our support to the above referenced variance request related to the Property.

Sincerely,

JASON HOPE

Amy and Gordon Haugland 5219 N. Casa Blanca Dr. Lot 21 Paradise Valley, AZ 85253

August 29, 2017

Doug Jorden Jorden Hiser & Joy, P.L.C 5080 N. 40th Street, Suite 245 Phoenix, AZ 85018

Re: Variance Request for a home at 5137 North Tamanar Way, (aka 5219 N. Casa Blanca Dr. Lot 20) Paradise Valley, AZ 85253 (the "Property").

Dear Mr. Jorden:

The purpose of this letter is to give our support to the above referenced variance request related to the Property.

Sincerely,

Amy and Gordon Haugland

Doug and Kelly Eaton 5219 N. Casa Blanca Dr. Lot 27 Paradise Valley, AZ 85253

August 9, 2017

Doug Jorden Jorden Hiser & Joy, P.L.C 5080 N. 40th Street, Suite 245 Phoenix, AZ 85018

> Re: Variance Request for a home at 5137 North Tamanar Way, (aka 5219 N. Casa Blanca Dr. Lot 20) Paradise Valley, AZ 85253 (the "Property").

Dear Mr. Jorden:

The purpose of this letter is to give our support to the above referenced variance request related to the Property.

Si erely. Dod evand KeN

Casa Blanca Estates Homeowners

Kari and Robert Kling 5219 N. Casa Blanca Dr. Lot 29 Paradise Valley, AZ 85253

August 9, 2017

Doug Jordan Jorden Hiser & Joy, P.L.C 5080 N. 40th Street, Suite 245 Phoenix, AZ 85018

> Re: Variance Request for a home at 5137 North Tamanar Way, (aka 5219 N. Casa Blanca Dr. Lot 20) Paradise Valley, AZ 85253 (the "Property").

Dear Mr. Jorden:

The purpose of this letter is to give our support to the above referenced variance request related to the Property.

Sincerely,

Kari Kling Rocizyont

Kari and Robert Kling

Drew Brown 5219 N. Casa Blanca Dr. Lot 39 Paradise Valley, AZ 85253

August 24, 2017

Doug Jorden Jorden Hiser & Joy, P.L.C 5080 N. 40th Street, Suite 245 Phoenix, AZ 85018

> Re: Variance Request for a home at 5137 North Tamanar Way, (aka 5219 N. Casa Blanca Dr. Lot 20) Paradise Valley, AZ 85253 (the "Property").



The purpose of this letter is to give our support to the above referenced variance request related to the Property.

Sincere

Drew M. Brown

Anne & Kevin Czerwinski 5219 N. Casa Blanca Dr. Lot #42 Paradise Valley, AZ 85253

August 9, 2017

Mr. Doug Jorden Jorden Hiser & Joy, P.L.C 5080 N. 40th Street, Suite 245 Phoenix, AZ 85018

> Re: Variance Request for a home at 5137 North Tamanar Way, (aka 5219 N. Casa Blanca Dr. Lot 20) Paradise Valley, AZ 85253 (the "Property").

Dear Mr. Jorden:

The purpose of this letter is to give our support to the above referenced variance request related to the Property.

Should you have any questions, please do not hesitate to contact me.

Sincerely, Kevin Czerwinski

602-228-3942 kevin@mpiaz.com

Jim & Lee Hoselton 5219 N. Casa Blanca Dr. Lot 44 Paradise Valley, AZ 85253

August 22, 2017

Doug Jorden Jorden Hiser & Joy, P.L.C 5080 N. 40th Street, Suite 245 Phoenix, AZ 85018

> Re: Variance Request for a home at 5137 North Tamanar Way, (aka 5219 N. Casa Blanca Dr. Lot 20) Paradise Valley, AZ 85253 (the "Property").

Dear Mr. Jorden:

The purpose of this letter is to give our support to the above referenced variance request related to the Property.

erely,

J. Paul Rhodes 5219 N. Casa Blanca Drive, Lot 45 Paradise Valley, AZ 85253

August 24, 2017

Doug Jorden Jorden Hiser & Joy, PLC 5080 N. 40th Street, Suite 245 Phoenix, AZ 85018

> Re: Variance Request for a home at 5137 North Tamanar Way (aka 5219 N. Casa Blanca Drive, Lot 20) Paradise Valley, AZ 85253 (the "Property")

Dear Mr. Jorden:

The purpose of this letter is to give our support to the above-referenced variance request related to the Property.

Sincerely,

hopen taul & J. Paul Rhodes



Action Report

File #: 17-279

TO: Chair and Board of Adjustment

FROM: Eva Cutro, Community Development Director Paul Michaud, Senior Planner George Burton, Planner

DATE: September 6, 2017

CONTACT: George Burton, 480-348-3525

AGENDA TITLE:

Moak Variance - 5211 E. Cheney Drive (APN: 169-06-099) Case No. BA-16-8

RECOMMENDATION:

BACKGROUND

On June 7,2017, the Board reviewed the variance request to exceed the allowable amount of disturbed area. The Board continued the application to the September 6th meeting. However, the applicant is requesting a continuance to a non-specific date in order to assess what changes may be needed to reduce the amount of disturbance.

RECOMMENDATION

It is recommended that the Board of Adjustment continue the application.

ATTACHMENTS

Vicinity Map & Aerial Photo Application August 9, 2017 Request for Continuance Letter

C: Braden Santarcangelo (Applicant) Case File BA-16-8



Action Report

File #: 17-279

TO: Chair and Board of Adjustment

FROM: Eva Cutro, Community Development Director Paul Michaud, Senior Planner George Burton, Planner

DATE: September 6, 2017

CONTACT: George Burton, 480-348-3525

AGENDA TITLE:

Moak Variance - 5211 E. Cheney Drive (APN: 169-06-099) Case No. BA-16-8

RECOMMENDATION:

BACKGROUND

On June 7,2017, the Board reviewed the variance request to exceed the allowable amount of disturbed area. The Board continued the application to the September 6th meeting. However, the applicant is requesting a continuance to a non-specific date in order to assess what changes may be needed to reduce the amount of disturbance.

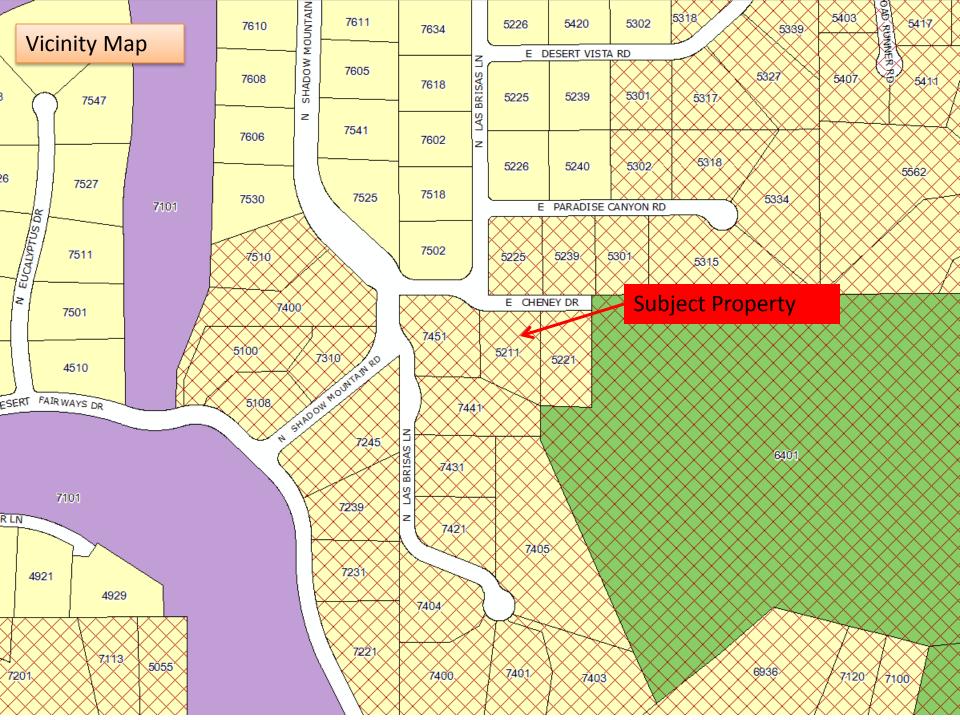
RECOMMENDATION

It is recommended that the Board of Adjustment continue the application.

ATTACHMENTS

Vicinity Map & Aerial Photo Application August 9, 2017 Request for Continuance Letter

C: Braden Santarcangelo (Applicant) Case File BA-16-8





RECEIVED APPLICA	BA - 1 ATION TO BOARD O		FOR VARIAN	CE
MAY 1 1 2017			DATE: 5/10	117
	OPERTY: <u>5211</u> SE VALLEY	ADDRESS		
PARAD	y vance 1	FC DO		
LEGAL DESCRIPT	ION: LOT 11 S CASAS-B	OF PEPL K221 pg 11	AT OF 1 S' BK2	VONTANA 66 pg25
	VE MOAK PRINTED NAME			
ADDRESS	FINAVO P	1 0 5 6 5 5		PHONE #
ENGINEER/OTHE	R: PRINTED NAME	X	SIGNATURE	
ADDRESS				PHONE #
APPLICANT/ REPRESENTATIVI 7144 E. S ADDRESS	E: Drewett W PRINTED NAME	ars x 4, Scottse	SIGNATURE	35251
855.37	3.9388			
PHONE #	51000	FAX #		
THE ABOVE APPL BELOW IN ACCOR	CANT HEREBY APP DANCE WITH THE Z	LIES FOR A VAR CONING ORDINA	IANCE AS IND	ICATED FION 2-5-3 OF

THE CODE OF ORDINANCES OF THE TOWN OF PARADISE VALLEY.

STATE HARDSHIP INVOLVED OR GROUNDS FOR APPEAL TO THE BOARD OF ADJUSTMENT. (Please attach additional sheets as necessary).

· Variance h disturbed area

George Burton

From:	Braden Santarcangelo
Sent:	Wednesday, August 09, 2017 6:02 PM
То:	George Burton
Cc:	Paul Michaud; CP Drewett
Subject:	Re: 5211 E Cheney Dr Variance

George-

We wish to request a continuance such that we can assess what changes need to be made to get us to the 10% number. We will approach the Town once we feel we have a viable proposal based upon the advisement of Town officials. Thank you.

Best Regards-

Braden Santarcangelo DrewettWorks // Architecture 7144 E Stetson Street, Suite 204 Scottsdale, AZ 85251 <u>www.drewettworks.com</u> 855-373-9388



Action Report

File #: 17-278

TO: Chair and Board of Adjustment

FROM: Eva Cutro, Community Development Director Paul Michaud, Senior Planner George Burton, Planner

DATE: September 6, 2017

CONTACT: George Burton, 480-348-3574

AGENDA TITLE:

Hart Variance - 5137 N. Tamanar Way (APN: 173-65-001A) Case No. BA-17-01

RECOMMENDATION

Staff recommends Motion "A", a motion to approve the variance request allow non-conforming portions of the house to remain and be modified.

A. MOTION FOR APPROVAL

I move for **[approval]** of Case No. BA-17-01, a request by Bruce and Nadine Hart, property owner of 5137 N. Tamanar Way; for a variance from the Zoning Ordinance, Article XXIII, Nonconformance, to allow nonconforming portions of the house to remain and to be modified.

Reasons for Approval:

I find that there are special circumstances, applicable to only the subject lot, meeting the variance criteria.

B. MOTION FOR DENIAL

I move for **[denial]** of Case No. BA-17-01, a request by Bruce and Nadine Hart, property owner of 5137 N. Tamanar Way; for a variance from the Zoning Ordinance, Article XXIII, Nonconformance, to allow nonconforming portions of the house to remain and to be modified.

Reasons for Denial:

I find that the variance requested does not have any special circumstances.

File #: 17-278

BACKGROUND

Lot History

The subject property is Lot 20 of the Casa Blanca Estates subdivision. The subdivision was platted in 1959 and annexed into the Town in 1974. The following is a chronological history of the property:

- 1964. House constructed under Maricopa County jurisdiction.
- March 20, 1979. Building permit issued for a remodel/addition.
- June 12, 1984. Building permit issued to for a Ramada.
- February 6, 1987. Building permit issued for a fence.
- November 9, 1997. Building permit issued for a remodel/addition.

<u>Request</u>

The applicant is proposing a remodel and addition to the existing house and two portions of the home encroach into the side yard setback. The existing master bedroom encroaches 4' into the north side setback (at a setback of 16' from the north property line) and is 14' tall. The existing garage encroaches 8" into the south side setback (at a setback of 19'4" from the south property line) and is 16' tall. The footprint and height of theses encroaching parts of the house will remain the same.

Section 2307 of the Zoning Ordinance states that:

- All nonconforming portions of a structure shall be made to conform to current regulations when more than 50% of the existing footprint undergoes a structural remodel, alteration or repair.
- Remodels and alternations to non-conforming structures shall not result in an increase in any existing encroachment over current setbacks, result in an increase in the height of the affected structure, or result in an increase in any other nonconforming aspect.

Since the remodel/addition exceeds the 50% limit, the applicant requests a variance from Article XXIII of the Zoning Ordinance to allow the non-conforming portions of the house to be remodeled and to remain at their existing setback and height.

Lot Conditions

The property is zoned R-43 and is 36,073 square feet in size (0.83 acres). The lot is triangular in shape with a curvilinear frontage. Staff believes the shape and size of the lot create a hardship and is supportive of allowing the non-conforming portions of the house to remain.

DISCUSSION/ FACTS:

Variance criteria:

Town Code and Arizona Revised Statutes set criteria an applicant must meet before a Board of Adjustment may grant a variance request. If the Board finds an applicant meets **all** of these criteria, the Board may grant the variance. However, if the Board finds the applicant does not meet all of the criteria, the Board may not grant the variance. The following are staff's findings with regard to such variance criteria.

1. "Such variance... will serve not merely as a convenience to the applicant, but [is] necessary to alleviate some demonstrable hardship or difficulty so great as to warrant a variance under the circumstances." (Town Code Section 2-5-3(C)2).

Findings in Favor (FIFs):

The property is undersized and burdened with an odd shape. The property is approximately 7,487 square feet (or 17%) smaller than a standard R-43 zoned lot and is oddly shaped, which creates a small and unusual building envelope. The triangular shape results in a property with no rear yard, just a front yard and two side yards. A standard R-43 zoned property is 43,560 square feet in size and is rectilinear in shape.

Findings Opposed (FOPs):

Arizona Revised Statues and the Town Zoning Ordinance do not require the most optimal or profitable use of a property. The size, shape, and topography of the lot do not prevent the house from meeting the 20' side yard setbacks.

2. The "special circumstances, hardship, or difficulty [do not] arise out of misunderstanding or mistake..." (Town Code Section 2-5-3(C)4(b)).

FIFs:

The hardship is not out of mistake or misunderstanding. The shape and size of the property is the result of how it was platted and is considered existing non-conforming.

FOPs:

The applicant should be aware of all special circumstances on the property and plan any designs accordingly.

3. "Such variance from ... the strict application of the terms of [the Zoning Ordinance] ... are in harmony with its general purposes and intents..." (Town Code Section 2-5-3(C)2).

FIFs:

The intent of the ordinance is to provide visual openness and maintain view corridors. The request meets the intent of the Zoning Ordinance since the footprint and height of the non-conforming portions of the house will remain the same, the encroachments are low in height (at 14' and 16' tall), and since only a limited amount of the house encroaches into the setback (with 20 square feet of encroachment into the north setback and 132 square feet of encroachment into the south setback).

FOPs:

The intent of the nonconforming ordinance is to encourage compliance with the current code. Although not ideal, the existing non-conforming portions of the house can be removed and reconfigured to meet setbacks.

4. "The special circumstances, hardship or difficulty applicable to the property are [not] selfimposed by the property owner, or predecessor..." (Town Code Section 2-5-3(C)4).

FIFs:

The request is not self-imposed. The applicant has a difficult lot to build on and is trying to

File #: 17-278

improve the house while utilizing the existing conditions. The improvements do not change the size, height, or setback of the existing encroachments and will maintain visual openness by preserving the single story design of the house.

FOPs:

The request is self-imposed since the applicant can remove the non-conforming portions of the house to meet setbacks.

5. Because of special circumstances applicable to the property, including its size, shape, topography, location, or surroundings, the strict application of the Zoning Ordinance will deprive such property of privileges enjoyed by other property of the same classification in the same zoning district." (Arizona Revised Statutes 9-462.06(G)(2)).

FIFs:

The size and shape of the property are non-conforming. The small size, triangular shape, and curvilinear frontage of the lot are the result of its creation in Maricopa County, which creates an unusual and restrictive building envelope.

Current code requires lots to be a minimum size of 43,560 square feet and rectilinear in shape. The subject lot is 36,073 square feet in size and is triangular in shape. Also, the remodeled home is smaller than the average sized Paradise Valley home. The remodeled house is 5,908 square feet in size while the average size home in Paradise Valley is approximately 8,000 square feet.

FOPs:

Arizona Revised Statues and the Town Zoning Ordinance do not require the most optimal or profitable use of a property. The size and shape of the lot do not prevent the existing encroachments from being removed to meet setback requirements.

6. The variance would not "constitute a grant of special privilege inconsistent with the limitations upon other properties in the vicinity and zone in which such property is located." (Arizona Revised Statutes 9-462.06(G)(2)).

FIFs:

The request is in character with the Zoning Ordinance. The small size and triangular shape of the property creates an unusual and restrictive building envelope. The property is 17% smaller than a standard R-43 zoned lot and is triangular in shape, which results in an oddly shaped and narrow building envelope. The existing encroachments will also have a limited impact since the applicant is not altering the height or footprint of the non-conforming portions of the house (with a total of 132 square feet encroaching into the setback and the low and existing height of 16' tall).

FOPs:

All other properties in the area must maintain their non-conforming structures in accordance with the Zoning Ordinance.

<u>COMMENTS</u>: Staff received two inquiries regarding this application. Neither was opposed to the request.

COMMUNITY IMPACT: None.

FISCAL IMPACT None.

CODE VIOLATIONS: None.

ATTACHMENTS

Vicinity Map & Aerial Photo Application Applicant Narrative and Plan Set Noticing Materials

C: Doug Jorden (Applicant) Case File BA-17-01



Action Report

File #: 17-278

TO: Chair and Board of Adjustment

FROM: Eva Cutro, Community Development Director Paul Michaud, Senior Planner George Burton, Planner

DATE: September 6, 2017

CONTACT: George Burton, 480-348-3574

AGENDA TITLE:

Hart Variance - 5137 N. Tamanar Way (APN: 173-65-001A) Case No. BA-17-01

RECOMMENDATION

Staff recommends Motion "A", a motion to approve the variance request allow non-conforming portions of the house to remain and be modified.

A. MOTION FOR APPROVAL

I move for **[approval]** of Case No. BA-17-01, a request by Bruce and Nadine Hart, property owner of 5137 N. Tamanar Way; for a variance from the Zoning Ordinance, Article XXIII, Nonconformance, to allow nonconforming portions of the house to remain and to be modified.

Reasons for Approval:

I find that there are special circumstances, applicable to only the subject lot, meeting the variance criteria.

B. MOTION FOR DENIAL

I move for **[denial]** of Case No. BA-17-01, a request by Bruce and Nadine Hart, property owner of 5137 N. Tamanar Way; for a variance from the Zoning Ordinance, Article XXIII, Nonconformance, to allow nonconforming portions of the house to remain and to be modified.

Reasons for Denial:

I find that the variance requested does not have any special circumstances.

File #: 17-278

BACKGROUND

Lot History

The subject property is Lot 20 of the Casa Blanca Estates subdivision. The subdivision was platted in 1959 and annexed into the Town in 1974. The following is a chronological history of the property:

- 1964. House constructed under Maricopa County jurisdiction.
- March 20, 1979. Building permit issued for a remodel/addition.
- June 12, 1984. Building permit issued to for a Ramada.
- February 6, 1987. Building permit issued for a fence.
- November 9, 1997. Building permit issued for a remodel/addition.

<u>Request</u>

The applicant is proposing a remodel and addition to the existing house and two portions of the home encroach into the side yard setback. The existing master bedroom encroaches 4' into the north side setback (at a setback of 16' from the north property line) and is 14' tall. The existing garage encroaches 8" into the south side setback (at a setback of 19'4" from the south property line) and is 16' tall. The footprint and height of theses encroaching parts of the house will remain the same.

Section 2307 of the Zoning Ordinance states that:

- All nonconforming portions of a structure shall be made to conform to current regulations when more than 50% of the existing footprint undergoes a structural remodel, alteration or repair.
- Remodels and alternations to non-conforming structures shall not result in an increase in any existing encroachment over current setbacks, result in an increase in the height of the affected structure, or result in an increase in any other nonconforming aspect.

Since the remodel/addition exceeds the 50% limit, the applicant requests a variance from Article XXIII of the Zoning Ordinance to allow the non-conforming portions of the house to be remodeled and to remain at their existing setback and height.

Lot Conditions

The property is zoned R-43 and is 36,073 square feet in size (0.83 acres). The lot is triangular in shape with a curvilinear frontage. Staff believes the shape and size of the lot create a hardship and is supportive of allowing the non-conforming portions of the house to remain.

DISCUSSION/ FACTS:

Variance criteria:

Town Code and Arizona Revised Statutes set criteria an applicant must meet before a Board of Adjustment may grant a variance request. If the Board finds an applicant meets **all** of these criteria, the Board may grant the variance. However, if the Board finds the applicant does not meet all of the criteria, the Board may not grant the variance. The following are staff's findings with regard to such variance criteria.

1. "Such variance... will serve not merely as a convenience to the applicant, but [is] necessary to alleviate some demonstrable hardship or difficulty so great as to warrant a variance under the circumstances." (Town Code Section 2-5-3(C)2).

Findings in Favor (FIFs):

The property is undersized and burdened with an odd shape. The property is approximately 7,487 square feet (or 17%) smaller than a standard R-43 zoned lot and is oddly shaped, which creates a small and unusual building envelope. The triangular shape results in a property with no rear yard, just a front yard and two side yards. A standard R-43 zoned property is 43,560 square feet in size and is rectilinear in shape.

Findings Opposed (FOPs):

Arizona Revised Statues and the Town Zoning Ordinance do not require the most optimal or profitable use of a property. The size, shape, and topography of the lot do not prevent the house from meeting the 20' side yard setbacks.

2. The "special circumstances, hardship, or difficulty [do not] arise out of misunderstanding or mistake..." (Town Code Section 2-5-3(C)4(b)).

FIFs:

The hardship is not out of mistake or misunderstanding. The shape and size of the property is the result of how it was platted and is considered existing non-conforming.

FOPs:

The applicant should be aware of all special circumstances on the property and plan any designs accordingly.

3. "Such variance from ... the strict application of the terms of [the Zoning Ordinance] ... are in harmony with its general purposes and intents..." (Town Code Section 2-5-3(C)2).

FIFs:

The intent of the ordinance is to provide visual openness and maintain view corridors. The request meets the intent of the Zoning Ordinance since the footprint and height of the non-conforming portions of the house will remain the same, the encroachments are low in height (at 14' and 16' tall), and since only a limited amount of the house encroaches into the setback (with 20 square feet of encroachment into the north setback and 132 square feet of encroachment into the south setback).

FOPs:

The intent of the nonconforming ordinance is to encourage compliance with the current code. Although not ideal, the existing non-conforming portions of the house can be removed and reconfigured to meet setbacks.

4. "The special circumstances, hardship or difficulty applicable to the property are [not] selfimposed by the property owner, or predecessor..." (Town Code Section 2-5-3(C)4).

FIFs:

The request is not self-imposed. The applicant has a difficult lot to build on and is trying to

File #: 17-278

improve the house while utilizing the existing conditions. The improvements do not change the size, height, or setback of the existing encroachments and will maintain visual openness by preserving the single story design of the house.

FOPs:

The request is self-imposed since the applicant can remove the non-conforming portions of the house to meet setbacks.

5. Because of special circumstances applicable to the property, including its size, shape, topography, location, or surroundings, the strict application of the Zoning Ordinance will deprive such property of privileges enjoyed by other property of the same classification in the same zoning district." (Arizona Revised Statutes 9-462.06(G)(2)).

FIFs:

The size and shape of the property are non-conforming. The small size, triangular shape, and curvilinear frontage of the lot are the result of its creation in Maricopa County, which creates an unusual and restrictive building envelope.

Current code requires lots to be a minimum size of 43,560 square feet and rectilinear in shape. The subject lot is 36,073 square feet in size and is triangular in shape. Also, the remodeled home is smaller than the average sized Paradise Valley home. The remodeled house is 5,908 square feet in size while the average size home in Paradise Valley is approximately 8,000 square feet.

FOPs:

Arizona Revised Statues and the Town Zoning Ordinance do not require the most optimal or profitable use of a property. The size and shape of the lot do not prevent the existing encroachments from being removed to meet setback requirements.

6. The variance would not "constitute a grant of special privilege inconsistent with the limitations upon other properties in the vicinity and zone in which such property is located." (Arizona Revised Statutes 9-462.06(G)(2)).

FIFs:

The request is in character with the Zoning Ordinance. The small size and triangular shape of the property creates an unusual and restrictive building envelope. The property is 17% smaller than a standard R-43 zoned lot and is triangular in shape, which results in an oddly shaped and narrow building envelope. The existing encroachments will also have a limited impact since the applicant is not altering the height or footprint of the non-conforming portions of the house (with a total of 132 square feet encroaching into the setback and the low and existing height of 16' tall).

FOPs:

All other properties in the area must maintain their non-conforming structures in accordance with the Zoning Ordinance.

<u>COMMENTS</u>: Staff received two inquiries regarding this application. Neither was opposed to the request.

COMMUNITY IMPACT: None.

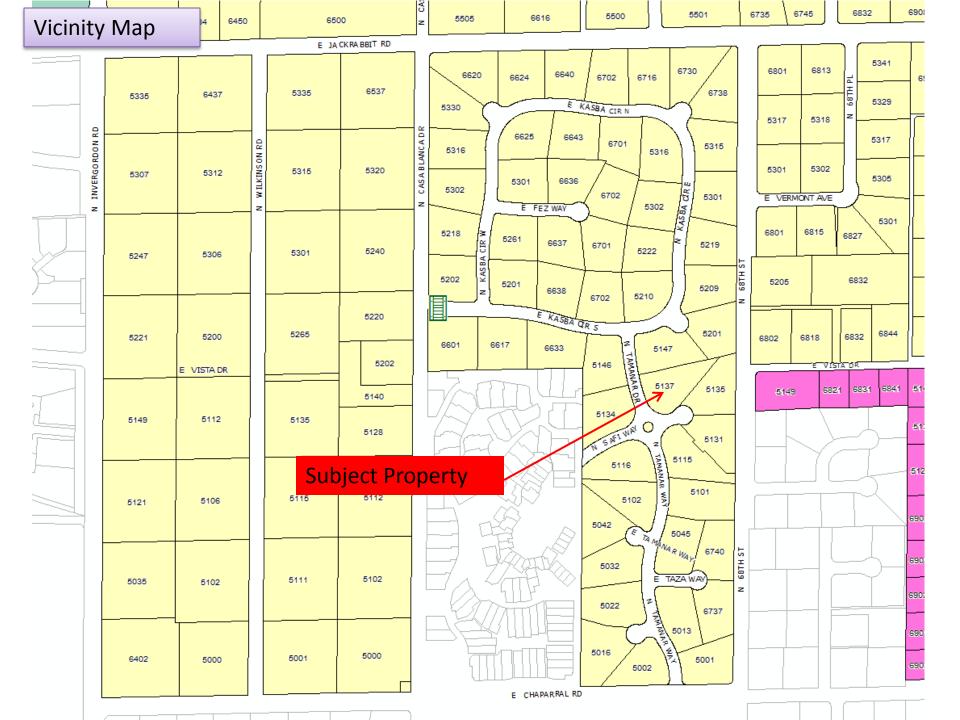
FISCAL IMPACT None.

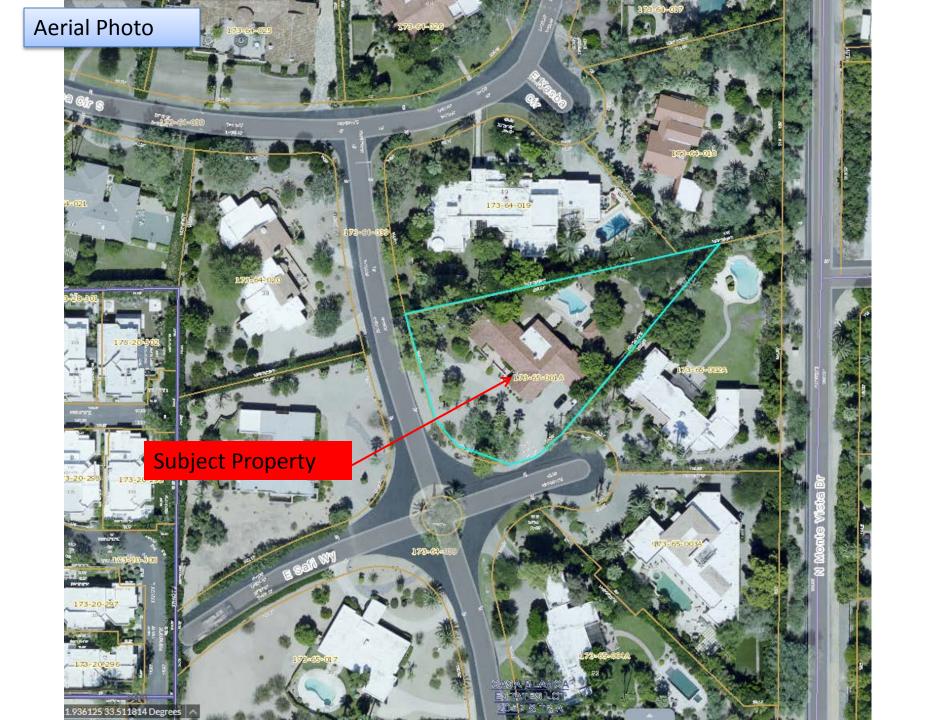
CODE VIOLATIONS: None.

ATTACHMENTS

Vicinity Map & Aerial Photo Application Applicant Narrative and Plan Set Noticing Materials

C: Doug Jorden (Applicant) Case File BA-17-01





APPLICATION TO BOARD OF ADJUSTMENT FOR VARIANCE

DATE: August 4, 2017

LOCATION OF PROPERTY: <u>5137</u>	' North Tamanar Wa ADDRESS	y, Paradise Valley	v, AZ 85253
LEGAL DESCRIPTION: See attac	ched warranty deed.		
OWNER: Bruce & Nadine Hart c/o J PRINTED NA johnhayden1@msn.com ADDRESS		X See Authoriza SIGNATUR	
ENGINEER/OTHER: J. Adam Rain PRINTED NA adam@jarainwaterstudio.com / P.O. Box ADDRESS	ME	X	E 30) 518-3949 PHONE #
APPLICANT/ REPRESENTATIVE: Doug Jorden PRINTED NA 5080 North 40th Street, Suite 245, Phoe	ME	XSIGNATUR	E
ADDRESS (480) 505-3909 PHONE #	(480) 50 FAX #	05-3901	
THE ABOVE APPLICANT HEREBY BELOW IN ACCORDANCE WITH T THE CODE OF ORDINANCES OF T	HE ZONING ORDI	NANCE AND SE	CTION 2-5-3 OF
STATE HARDSHIP INVOLVED OR ADJUSTMENT. (Please attach addition See attached narrative.			BOARD OF

\\PVTOWN1\USER\APPL\WINWORD\WINWORD.DOC\PLANDEPT\Applications\Variance\Application.doc

1

FOR OFFICE USE ONLY

BOARD OF ADJUSTMENT VARIANCE APPLICATION INFORMATION

NOTE: AN APPLICATION IS NOT COMPLETE UNTIL ALL REQUIRED INFORMATION IS SUBMITTED IN AN APPROVED FORM. NO APPLICATION WILL BE REVIEWED UNTIL COMPLETE. NO AGENDA DATE WILL BE SET UNTIL THE COMPLETED APPLICATION HAS BEEN REVIEWED AND APPROVED BY STAFF.

APPLICATION FEE, NON-REFUNDABLE: SEE FEE SCHEDULE

INITIAL BELOW

 PRE APPLICATION CONFERENCE	E WITH STAFF DATE:	June 15, 2017
 APPLICATION SUBMITTED ON:	August 4, 2017	
 APPLICATION FEE IN THE AMOU	JNT OF \$ <u>1,765.00</u>	DATE: <u>8/4/17</u>
 RECEIPT NUMBER	_ RECEIVED BY:	
 POSTED:	DATE: _	
 PUBLISHED:	DATE: _	
 BOARD OF ADJUSTMENT HEARI	NG: DATE: _	
 VICINTY MAP	DATE:	

ZONE ____

SUBMITTAL REQUIREMENTS

<u> </u>	Application form with proof of ownership (current title report) ¹				
<u> X </u>	Filing Fee ¹ Application for Variance Application for Variance for Non- livable detached structures having less than 10% impact on setback or disturbed area (1) Narrative describing request and addressing all six variance criteria ¹				
<u>X</u>	(6) Folded ^{$*$} copies of site plan and all other applicable plans/documents for staff to review for completeness ¹				
	(20) Folded* copies of site plan and all other applicable plans/documents for hearing ²				
	(20) Current color or black/white aerial photographs of the site for hearing ²				
	(1) 8 $\frac{1}{2}$ " x 11" copy of site plan and all other applicable plans ²				
	 (1) Set of noticing material a. List of all property owners with respective Maricopa County Tax Parcel Number for all properties within the notice area. Notice area is 600 feet from perimeter of subject property, or as specified by the Town¹ b. Signed Affidavit that the above list is the most current and accurate list from the Maricopa County Tax Assessor's office¹. c. Completed set of envelopes for each property owner within the notice area². Envelopes to include: i. Town return address: Town of Paradise Valley Planning Department 6401 E. Lincoln Drive Paradise Valley, AZ 85253-4399 ii. Property address shall include 'or current resident' <i>Example:</i> Mr. & Mrs. Doe or Current Resident 4500 N Main Street Paradise Valley, AZ 85253 iii. Appropriate postage paid on each envelope iv. Notice material inserted in each envelope. The Town will provide the Applicant this notice prior to the due date for the noticing material. v. All envelopes sealed submitted at least 21 days prior to the scheduled hearing. 				
	es must be folded to approximately 8 ½ by 11-inch in size				

BRUCE & NADINE HART 5137 NORTH TAMANAR WAY PARADISE VALLEY, AZ 85253

June 27, 2017

Doug Jorden Jorden Hiser & Joy, P.L.C. 5080 North 40th Street, Suite 245 Phoenix, AZ 85018

Re: Maricopa County Assessor's Parcel No. 173-65-001A, located at 5137 North Tamanar Way, Paradise Valley, Arizona (the "Property")

Dear Mr. Jorden:

The purpose of this letter is to authorize John B. Hayden, you, and your firm to file and process a variance application for setbacks for the Property with the Town of Paradise Valley.

Brue H. Hart	
Braces 54 80 Hart	
DocuSigned by:	

Nadine	A.	Hart
1 marca	<i>n</i> .	11041

Natifies A2A4Hart

LAWYERS TITLE OF ARIZONA, INC.	Unofficial
RECORDING REQUESTED BY Lawyers Title Insurance Corporation AND WHEN RECORDED MAIL TO:	2cDocument
Mr. Bruce Hart Mrs. Nadine Hart 5219 North Casa Blanca Paradise Valley, Arizona 85253	12 L€
ESCROW NO.: 01298695 - 003 - H64	
/ 3 Wai	SPACE ABOVE THIS LINE FOR RECORDER'S USE

For the consideration of Ten Dollars, and other valuable considerations, I or we, Laura G. Haack and Joseph R. Haack, wife and husband

do/does hereby convey to Bruce H. Hart and Nadine A. Hart, Husband and Wife

the following real property situated in Maricopa County, ARIZONA: See Exhibit A attached hereto and made a part hereof.

SUBJECT TO: Current taxes and other assessments, reservations in patents and all easements, rights of way, encumbrances, liens, covenants, conditions, restrictions, obligations, and liabilities as may appear of record.

And I or we do warrant the title against all persons whomsoever, subject to the matters set forth above.

Dated October , 2003

SELLERS:

Laura & Haack

Laura G. Haack

Joseph R. Haach Joseph R. Haack

20031435330

Escrow No.: 01298695 - 003 - H64

٠

٠

State of Arizona } ss County of Maricopa

gth This instrument was acknowledged before me this day of October

2002

by Laura G. Haack and Joseph G. Haack, wife and husband.

Notary Public

Unofficial Document

My commission will expire <u>11-15-06</u>



20031435330

Exhibit A

That part of Lots 20 and 21, CASA BLANCA ESTATES, a subdivision recorded in Book 81 of Maps, page 48, records of Maricopa County, Arizona, described as follows:

Beginning at the Northwest corner of Lot 20;

د

Thence North 77 degrees 30 minutes 40 seconds East 335.41 feet;

Thence South 41 degrees 7 minutes 50 seconds West, 275.79 feet;

Thence Southwesterly 27.15 feet along a curve having a central angle of 34 degrees 34 minutes 00 seconds and a radius point bearing North 53 degrees 25 minutes 20 seconds West, 45 feet;

Thence Northwesterly 117.81 feet along a curve having a central angle of 90 degrees 00 minutes 00 seconds and a radius point bearing North 18 degrees 51 minutes 20 seconds West 75 feet;

Thence Northwesterly 108.34 feet along a curve having a central angle of 6 degrees 22 minutes 00 seconds and a radius point bearing North 71 degrees 08 minutes 40 seconds East 975 feet to the Point of Beginning.

Unofficial Document

Acceptance of Community Property with Right of Survivorship (DEED)

Bruce H. Hart and Nadine A. Hart, Husband and Wife each being first duly sworn upon oath each for himself or herself and jointly but not one for the other deposes and says,

THAT I am one of the Grantees named in that certain Deed attached hereto and which is dated October 8, 2003, and executed by Laura G. Haack and Joseph R. Haack, wife and husband as Grantors, to Bruce H. Hart and Nadine A. Hart, Husband and Wife as Grantees, and which conveys certain premises described as:

See Exhibit A attached hereto and made a part hereof.

to the Grantees named therein, not as Tenants in Common, not as a Community Property Estate, nor as Joint Tenants with Right of Survivorship, but as Community Property with Right of Survivorship.

THAT each of us individually and jointly as Grantees hereby assert and affirm that it is our intention to accept said conveyance as such Community Property with Right of Survivorship and to acquire any interest we may have in said premises under the terms of said Deed as Community Property with Right of Survivorship.

Dated this 1) day of 0000	, 2003.	
BUYERS:		Unofficial Document Addine a. Hard
Bruce H. Hart		Nadine A. Hart
State of <u>Arizona</u> County of <u>Maricopa</u>	} ss	This instrument was acknowledged before me this <u>10</u> day of <u>0(40)per</u> , 2003 by. Bruce H. Hart and Nadine A. Hart
OFFICIAL SEAL BILLIE JOHNSON NOTARY PUBLIC-ARIZONA MARICOPA COUNTY My Comm. Expires March 20, 2005		Pailud Pailud

20031435330

Exhibit A

That part of Lots 20 and 21, CASA BLANCA ESTATES, a subdivision recorded in Book 81 of Maps, page 48, records of Maricopa County, Arizona, described as follows:

Beginning at the Northwest corner of Lot 20;

• • •

Thence North 77 degrees 30 minutes 40 seconds East 335.41 feet;

Thence South 41 degrees 7 minutes 50 seconds West, 275.79 feet;

Thence Southwesterly 27.15 feet along a curve having a central angle of 34 degrees 34 minutes 00 seconds and a radius point bearing North 53 degrees 25 minutes 20 seconds West, 45 feet;

Thence Northwesterly 117.81 feet along a curve having a central angle of 90 degrees 00 minutes 00 seconds and a radius point bearing North 18 degrees 51 minutes 20 seconds West 75 feet;

Thence Northwesterly 108.34 feet along a curve having a central angle of 6 degrees 22 minutes 00 seconds and a radius point bearing North 71 degrees 08 minutes 40 seconds East 975 feet to the Point of Beginning.

Unofficial Document

PROPOSED ZONING ADJUSTMENT FOR

5137 NORTH TAMANAR WAY PARADISE VALLEY . ARIZONA

DATE: 08.18.17



PROJECT TEAM

PROPOSED OWNER: ATTORNEY: ARCHITECTURE: CIVIL SITE SURVEY: JOHN + JACKIE HAYDEN DOUG JORDEN J. A. RAINWATER STUDIO, INC. SURVEY INNOVATION GROUP, INC.

Page 1 of 10

VICINITY MAP





studio

phoenix . az 85002 ph: 480.518.3949

j

NORTH

PROJECT SITE AERIAL



a . rainwater

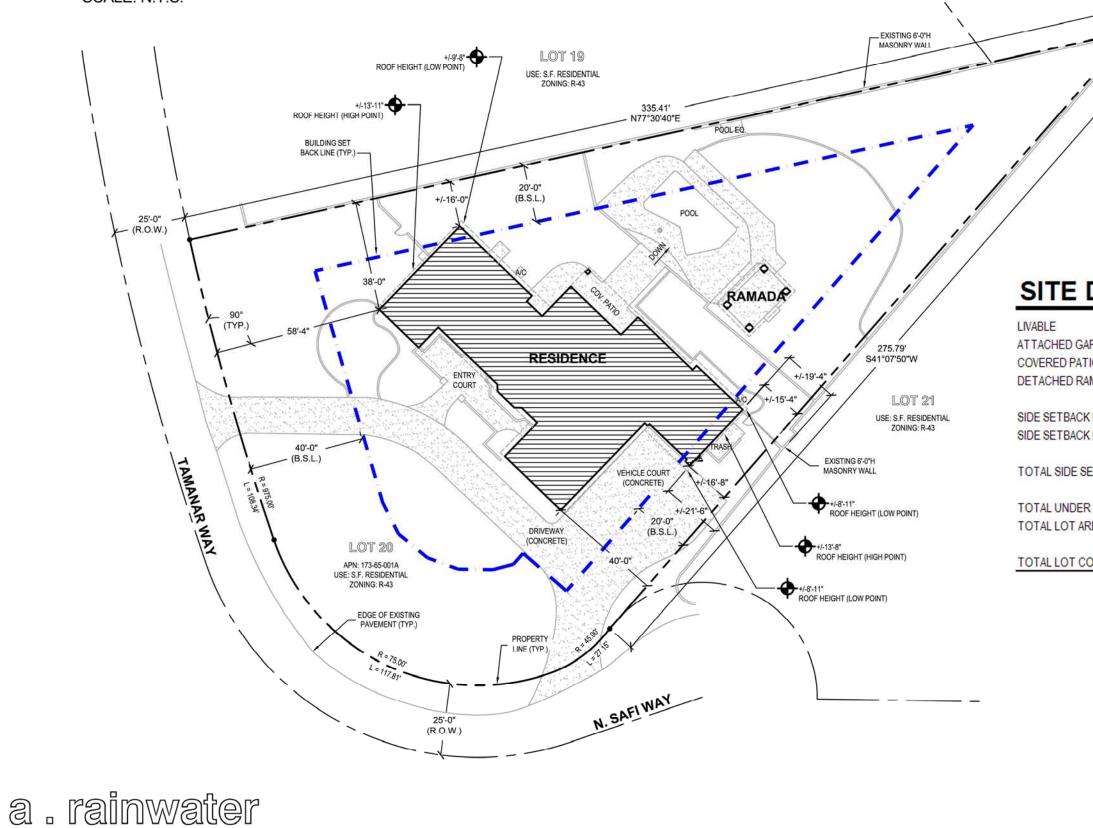
studio

phoenix . az 85002 ph: 480.518.3949



EXISTING ARCHITECTURAL SITE PLAN

SCALE: N.T.S.



studio

p.o. box 2317 phoenix.az 85002 ph: 480.518.3949

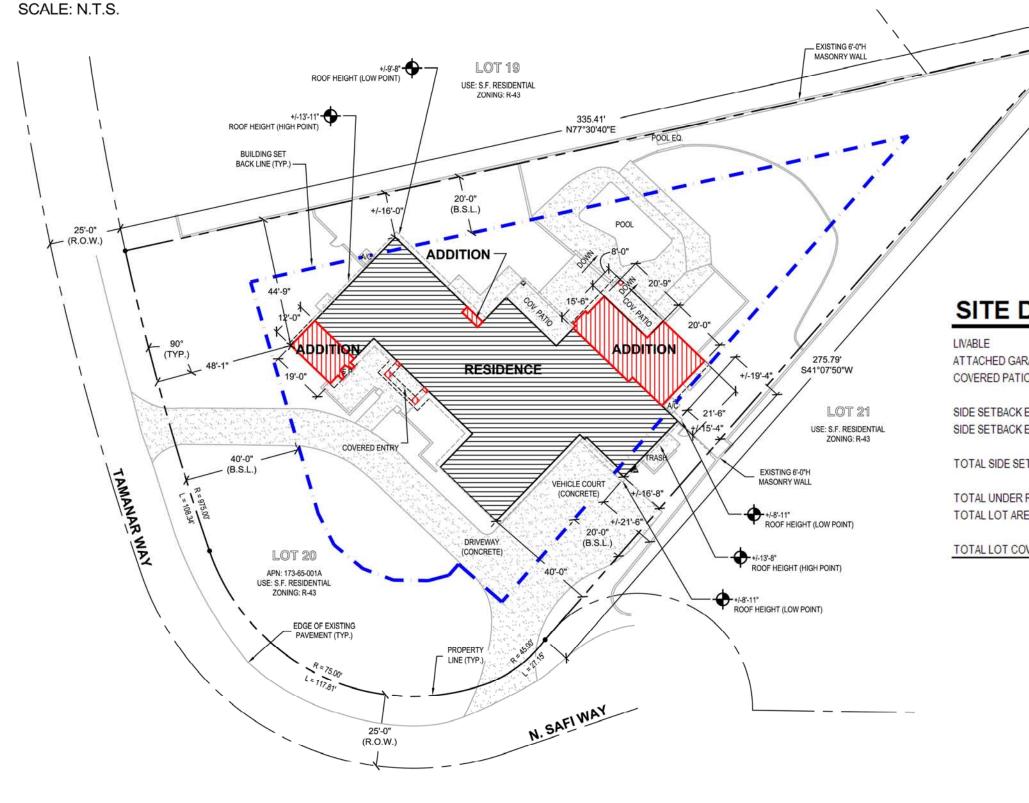
j



SITE DATA - EXISTING

	4,299	SQ. FT. (GROSS)
RAGE + STORAGE	574	SQ. FT. (GROSS)
10	228	SQ. FT. (GROSS)
MADA	351	SQ. FT. (GROSS)
ENCROACHMENT - NORTH	20	SQ. FT. (GROSS)
ENCROACHMENT - SOUTHEAST	112	SQ. FT. (GROSS)
ETBACK ENCROACHMENT	132	SQ. FT. (GROSS)
R ROOF (INCLUDING PATIOS + OVERHANGS)	5,908	SQ. FT. (GROSS)
REA	36,073	SQ. FT. (GROSS)
OVERAGE (25% ALLOWED)	16%	COVERED

PROPOSED ARCHITECTURAL SITE PLAN





studio interiors . architecture

p.o. box 2317 phoenix.az 85002 ph: 480.518.3949

j

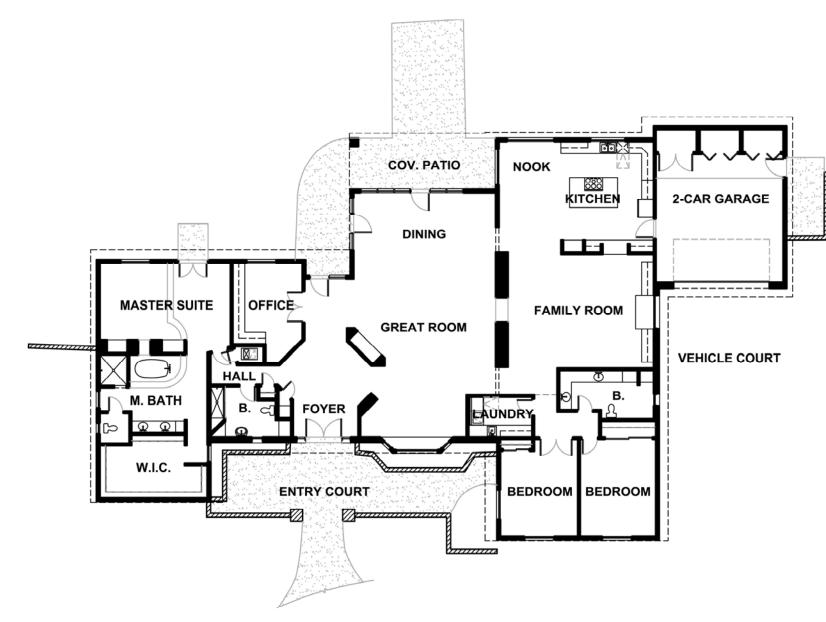


SITE DATA - PROPOSED

	5,100	SQ. FT. (GROSS)
RAGE + STORAGE	717	SQ. FT. (GROSS)
0	541	SQ. FT. (GROSS)
ENCROACHMENT - NORTH	20	SQ. FT. (GROSS)
ENCROACHMENT - SOUTHEAST	112	SQ. FT. (GROSS)
TBACK ENCROACHMENT	132	SQ. FT. (GROSS)
ROOF (INCLUDING PATIOS + OVERHANGS)	6,895	SQ. FT. (GROSS)
EA	36,073	SQ. FT. (GROSS)
WERAGE (25% ALLOWED)	19%	COVERED

EXISTING FLOOR PLAN

SCALE: 1/16" = 1'-0"



a . rainwater

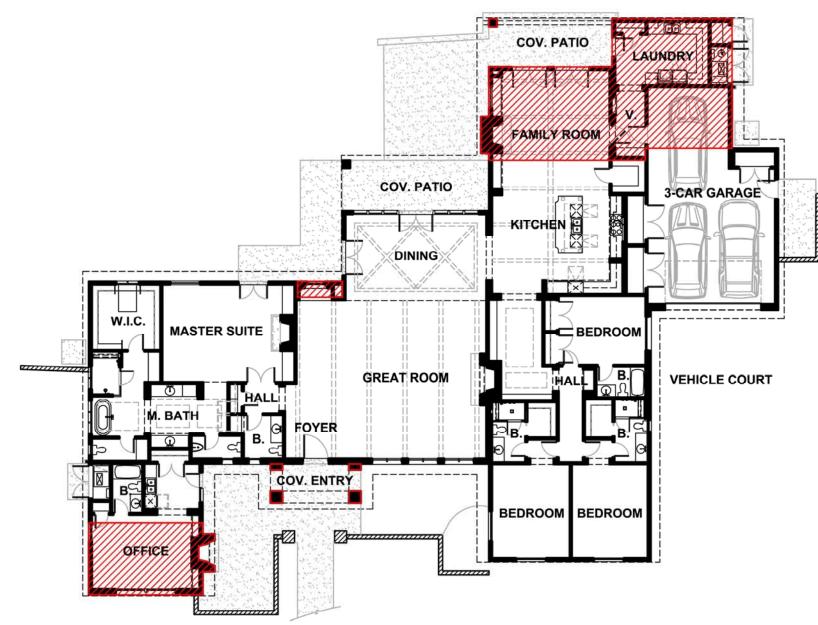
p.o. box 2317 bromk. zz 8502 ht. 480 518.3949

j



PROPOSED FLOOR PLAN

SCALE: 1/16" = 1'-0"



a . rainwater

boom studio interiors . architecture

j



EXISTING EXTERIOR





PHOTO NO. 2 **FRONT ELEVATION - LOOKING NORTHEAST**

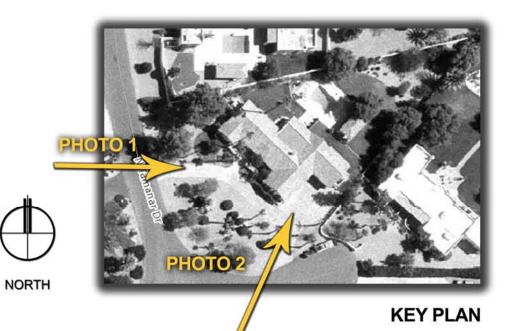


PHOTO NO. 1 **FRONT ELEVATION - LOOKING EAST**



studio

phoenix . az 8 ph: 480.518 .394

ĵ

EXISTING EXTERIOR





PHOTO NO. 4

NORTH

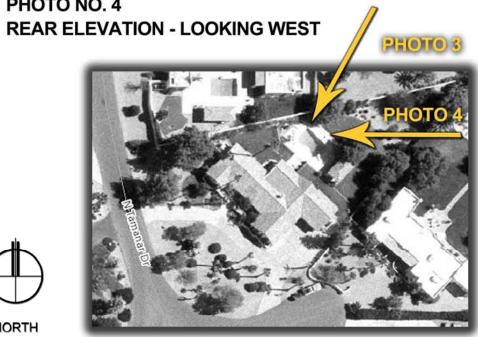


PHOTO NO. 3 **REAR ELEVATION - LOOKING SOUTHWEST**



studio

phoenix . az 85002 ph: 480.518.3949

j

KEY PLAN

BACKGROUND

Town residents John and Jackie Hayden are under contract to purchase a house located at 5137 North Tamanar Way, which will become the Hayden's primary residence. The house was built in 1964 on an irregularly-shaped lot within the Casa Blanca Estates subdivision. The Casa Blanca Estates subdivision received plat approval from Maricopa County in 1959 and was annexed into the Town in 1974. After the purchase, the Haydens plan to make a significant investment in updating and remodeling their new home.

GENERAL OVERVIEW OF THE REQUESTED VARIANCE

The existing house, which was built in 1964 prior to its annexation into the Town in 1974, is triangular in shape, with a front yard and two side yards. There are two minor encroachments into the required side yard setbacks – approximately four feet on the north side (master bedroom area) and four and a half feet on the southeast side (two car garage). These encroachments are recognized by the Town as long-standing legal nonconformities. Due to the scope of the remodeling of the existing house, Section 2307 of the Town's Zoning Ordinance would require the existing legal nonconformities to be removed. Given the footprint of the existing home and the lot's irregular shape, a variance is requested to allow the home to be updated and remodeled without requiring the removal of the two existing encroachments. If forced to remove these two minor encroachments, the existing two-car garage would be reduced to a one-car garage.

Although the proposed remodeling would include small additions to the front and rear of the home, it would not increase any existing nonconformities and no new encroachments into the setbacks are proposed. The livable area of the house would increase approximately 801 square feet (for a total of 5,100 square feet). The variance would not have an impact on nearby homes because the side yard encroachments are existing and are largely screened by landscaping. With the proposed updates, the home would be comparable to other homes located within Casa Blanca Estates and elsewhere within the Town's R-43 zoning district.

VARIANCE CRITERIA

The Town has established six criteria to be used in evaluating variance requests. Following is a discussion of these criteria with respect to the requested variance.

1. "[S]uch variances....will serve not merely as a convenience to the applicant but [is] necessary to alleviate some demonstrable hardship or difficulty so great as to warrant a variance under the circumstances." Town Code § 2-5-3(C)(2)(a).

The lot is an odd shape, having a front yard and two side yards. The minor setback encroachments have been recognized by the Town as long-standing legal conformities. These hardships were not self-created and warrant a variance to allow existing conditions to remain in place after the proposed remodeling. Without a variance, the existing two-car garage would have to be reduced in size to a one-car garage due to the lot's irregular configuration. 2. The "special circumstances, hardship or difficulty [do not]... arise out of misunderstanding or mistake...." Town Code § 2-5-3(C)(4)(b).

The lot's irregular shape predates the lot's annexation into the Town in 1974. The Town recognizes the existing minor encroachments into the side yards as long-standing legal nonconformities. These special circumstances do not arise out of misunderstanding or mistake, but instead arise out of the odd shape of the lot and existing conditions.

3. "[S]uch variances from... the strict application of the terms of [the Zoning Ordinance]... are in harmony with its general purposes and intents...." Town Code § 2-5-3(C)(2)(a).

The proposed updates and additions to the home will comply with the Town's requirements; existing encroachments will remain, but will not increase. The variance, which is necessary due to the lot's irregular shape and existing encroachments, will allow the home to be remodeled and updated in harmony with the general purposes and intents of the Zoning Ordinance.

4. The "special circumstances, hardship or difficulty applicable to the property are [not] self-imposed by the property owner, or predecessor..." Town Code § 2-5-3(C)(4)(b).

The special circumstances, hardships, and difficulties with the lot are not self-imposed but are long-standing and arise from the lot's irregular shape and existing encroachments. The proposed variance will have a minimal impact on nearby property owners, given the minimal size of the additions and side yard landscaping.

5. "[B] ecause of special circumstances applicable to the property, including its size, shape, topography, location, or surroundings, the strict application of the zoning ordinance will deprive the property of privileges enjoyed by other property of the same classification in the same zoning district." A.R.S. § 9-462.06(G)(2).

The lot is within the Town's R-43 residential zoning district. Because of the special circumstances relating to the lot's odd, triangular shape and existing encroachments, the strict application of the Town's Zoning Ordinance would not allow the home to be modernized and remodeled consistent with other homes in Casa Blanca Estates and elsewhere within the R-43 zoning district.

6. The variance would not "constitute a grant of special privileges inconsistent with the limitations upon other properties in the vicinity and zone in which the property is located." A.R.S. § 9-462.06(G)(2).

Other lots in the vicinity are used for single family residences of similar or greater size and have been updated and remodeled from time to time. The grant of a variance to allow the proposed remodeling does not constitute a grant of special privilege. A variance is necessary due to the special circumstances arising from the lot's triangular shape and existing encroachments in order to allow the home to be updated so that it is consistent with homes on other lots in the R-43 zoning district and in Casa Blanca Estates.

Law Offices JORDEN HISER & JOY, P.L.C.

5080 North 40™ Street, Suite 245 Phoenix, Arizona 85018 Telephone: 480-505-3900 Facsimile: 480-505-3901

SANDRA M. CORN

DIRECT LINE: 480-505-3907 E-MAIL: scorn@JHJLawyers.com www.JHJLawyers.com

August 14, 2017

VIA E-MAIL (gburton@paradisevalleyaz.gov) AND REGULAR MAIL

George Burton, Planner Town of Paradise Valley 6401 East Lincoln Drive Paradise Valley, AZ 85253

Re: Notice of Board of Adjustment Public Hearing, September 6, 2017 Variance Application – 5137 North Tamanar Way

Dear George:

Enclosed is the affidavit of mailing, a copy of the meeting notice, and a copy of the affidavit of posting for the above-referenced property. Please call if you have any questions.

Sincerely, Sandra M. Corn

Enclosures

cc (via e-mail w/encl.): John Hayden Doug Jorden

{00078854}

AFFIDAVIT OF MAILING NOTIFICATION

STATE OF ARIZONA)

) ss:

)

County of Maricopa

In accordance with the requirements of the Town of Paradise Valley, the undersigned hereby certifies that the mailing list for the proposed project is a complete list of property owners within <u>1,500</u> feet of the subject property, as obtained from the Maricopa County Assessor's Office on the following date <u>July 31</u>, 2017, and such notification has been mailed on the following date <u>August 14</u>, 2017.

Signature

The foregoing instrument was acknowledged by me this <u>14th</u> day of August ,2017, by <u>Sandra M. Corn</u>.

Name



Jolenemaidn

NOTARY PUBLIC

My commission expires:

5/18/2020

5137 North Tamanar Way 1,500' Mailing List

	Owner Name	In Care Of	Mailing Address1	Mailing Address City	Mailing Address State	Mailing Address Zip Code	Country
1.	SUPERSTEIN SHELDON J		1001 West Broadway P.O. Box 101	Vancouver	BC	V6H 4E4	CANADA
2.	KENSINGTON PROPERTIES CORP	c/o SUPERSTEIN SHELDON	101-1001 West Broadway P.O. Box 156	Vancouver	BC	V6H 4E4	CANADA
3.	KOLIGER GARY MICHAEL		10735 126 Street	Edmonton	AB		CANADA
4.	HAMMERBERG SOREN/ELIZABETH		1187 Fairweather Road	Bowen Island	BC	V0N 1G2	CANADA
 5.	ABRAHAM LYLE J/KATHRYN G		127 Fairway Drive	Edmonton	AB	T6J 2C2	CANADA
6.	NOBLE PHILIP B/DONALDSON LAURA C		301 Rose Park Drive	Toronto	ON	M4T 1R8	CANADA
7.	ALEXANDER SHELLEY L		4554 Duart Road	Victoria	BC	V8N 3K2	CANADA
8.	ECKERT PETER A & MARJORIE T		6616 East Jackrabbit Road	Paradise Valley	AZ	85253	5
9.	KLOCK MARY HECK		1460 North Bel Air Drive	Mesa	AZ	85201	
10.	STAREN EDGAR D		5501 North 67th Place	Paradise Valley	AZ	85253	
11.	DRIMI RICHARD S/SANDRA M		6735 East San Juan Avenue	, Paradise Valley	AZ	85253	5
12.	AJS RESIDENTIAL 12 LLC		4417 North 40th Street, Suite 400B	Phoenix	AZ	85018	
13.	THORNTON MATTHEW J/EMILY A		5203 North Monte Vista Drive	Paradise Valley	AZ	85253	
14.	BARTON JEFFREY E/JULIANNE J TR		6802 East Vista Drive	Paradise Valley	AZ	85253	5
15.	VARGAS CARMEN PEREZ		6818 East Vista Drive	Paradise Valley	AZ	85253	
16.	KRAEMER FAMILY REVOCABLE TRUST I	C/O KRAEMER JOHN M/BETTY J TR	6844 East Vista Drive		AZ	85253	1
17.	SHANKS MICHAEL A/CHRISTINE M		6832 East Vista Drive		AZ	85253	5
18.	KRISH TRUST	c/o RAM KRISHNA/MEERA KRISHNA TR	1376 Hettema Street	Yuma	AZ	85364	
19.	LORI JONAS SEPPI FAMILY LIVING TRUST/ETAL		5478 Old Ranch Road	Park City	AZ	84098	3
20.	SCHACTER ROBERT/KIM/TYLER		333 Locust Avenue	San Rafael	CA	94901	
21.	WILLIAM J NASSIKAS TRUST		5239 North 69th Place	Paradise Valley	AZ	85253	5
22.	MICHAEL CORMIER REVOCABLE LIVING TRUST		5238 North 69th Place	Paradise Valley	AZ	85253	1
23.	PALMER RICHARD		5227 North 69th Place	Paradise Valley	AZ	85253	3
24.	KOSKOVICH TREVOR J		7167 East Rancho Vista Drive, Unit 3008	Scottsdale	AZ	85251	
25.	PACE FAMILY TRUST		5215 North 69th Place	Paradise Valley	AZ	85253	5
26.	JELLISON KENNETH A		5214 North 69th Place		AZ	85253	3
27.	WIETRZNY STEVEN		1810 West Moody Trail	Phoenix	AZ	85041	
28.	CUNNINGHAM MATTHEW B/STEPHANIE ANN		5202 North 69th Place	Paradise Valley	AZ	85253	3
29.	BEHROOZ ANAHITA		4538 North Miller Road	Scottsdale	AZ	85251	
30.	MYLAN TRUST	c/o DOANE CELIA M TR	6468 East Sierra Vista Drive	Paradise Valley	AZ	85253	5
31.	ALBERT AND JANE TOON JOINT REVOCABLE TRUST	c/o TOON ALBERT L JR/JANE E TR	5317 North Monte Vista Drive	Paradise Valley	AZ	85253	1
32.	ROBERT P SHANAHAN JR REVOCABLE TRUST		5318 North 68th Place	Paradise Valley	AZ	85253	5
33.	FREITAS ANDREW T/LYNN M TR		5301 North Monte Vista Drive	Paradise Valley	AZ	85253	
34.	KIRSTEN B OLSON REVOCABLE LIVING TRUST	c/o OLSON KIRSTEN B TR	5302 North 68th Place	Paradise Valley	AZ	85253	5
35.	KENT ALAN S/CATHY L		6801 East Vermont Avenue	Paradise Valley	AZ	85253	;
36.	MARIANI PAUL/LAURIE A		6815 East Vermont Avenue	Paradise Valley	AZ	85253	5
37.	NAHOM HERZEL TR		6827 East Vermont Avenue	Paradise Valley	AZ	85253	;
38.	ROBERTS TERENCE		5301 North 68th Place	Paradise Valley	AZ	85253	5
39.	HILLTEAM3 TRUST	c/o HILL JOHN FRANCIS TR	5305 North 68th Place	Paradise Valley	AZ	85253	;
40.	GOSLING GLENN	c/o FLYING A	169 Spring Street	New York	NY	10012	2

41.	DONAHUE LUCAS J/TRACY		5329 North 68th Place	Paradise Valley	AZ	85253
42.	CHIAPPETTI DONALD L & MARY K TR		5341 North 68th Place	Scottsdale	AZ	85257
43.	KEC ROBERT F/JANET T TR		5000 North Casa Blanca Drive	Paradise Valley	AZ	85253
44.	DAVID AND STEPHANIE SHEFRIN TRUST		5115 North Wilkinson Road	Paradise Valley	AZ	85253
45.	LENTZ SAGE J/WENDY K		5112 North Casa Blanca Drive	Paradise Valley	AZ	85253
46.	REID WILLIAM T TR		5128 North Casa Blanca Drive	Paradise Valley	AZ	85253
47.	SKINNER GREGORY/SARA		5202 North Casa Blanca Drive	Paradise Valley	AZ	85253
48.	BRECKER LAWRENCE J TR		5135 North Wilkinson Road	Paradise Valley	AZ	85253
49.	GRANGER DANNY		7170 North 69th Place	Paradise Valley	AZ	85253
50.	MASSEY MICHAEL J/LORI L		5240 North Casa Blanca Drive	Paradise Valley	AZ	85253
51.	MACKAY RICHARD N/KELLY		5301 North Wilkinson Road	Paradise Valley	AZ	85253
52.	RUSH DANIEL/JANET		2240 South 35th Avenue	Phoenix	AZ	85009
53.	LEWIS DELBERT/ORTH-LEWIS SHARRON		5320 North Casa Blanca Drive	Paradise Valley	AZ	85253
54.	GOLDWATER CC		5101 North Casa Blanca Drive, Unit 1	Scottsdale	AZ	85253
55.	HEERWAGEN JAMES D/SCHNEIDER HILARY A		54 Chestnut Avenue	Los Gatos	CA	95030
56.	SNYDER ANNEMARIE/ETAL		5101 North Casa Blanca Drive, Unit 3	Scottsdale	AZ	85253
57.	COFFIN ANNE K TR		5101 North Casa Blanca Drive, Unit 5	Scottsdale	AZ	85253
58.	DOROTHY MAXINE WOLOSOFF TRUST	c/o WOLOSOFF DOROTHY MAXINE TR	5101 North Casa Blanca Drive, Unit 7	Scottsdale	AZ	85253
59.	BURWELL MICHAEL R/LISA B		1121 Hobart Street	Menlo Park	CA	94025
60.	COHN JASON TR		615 Esplanade, Unit 210	Redondo Beach	CA	90277
61.	HOUTZ JODY L		5101 North Casa Blanca Drive, Unit 10	Scottsdale	AZ	85253
62.	PANGRAZZI JANICE A/RICHARD		5101 North Casa Blanca Drive, Unit 11	Paradise Valley	AZ	85253
63.	STUART CHRISTOPHER G/BARNER CONSTANCE LYNE		5101 North Casa Blanca Drive, Unit 20	Paradise Valley	AZ	85253
64.	COSTELLO MICHAEL L/SANDRA J TR		5101 North Casa Blanca Drive, Unit 13	Scottsdale	AZ	85253
65.	PAGE MARY L		5101 North Casa Blanca Drive, Unit 14	Paradise Valley	AZ	85253
66.	BROWN MICHAEL E/ANDRIKA		4376 Independence Court	Sarasota	FL	34234
67.	BEARDSLEY ROBERT		5101 North Casa Blanca Drive, Unit 16	Paradise Valley	AZ	85253
68.	BEARDSLEY ROBERT S		5101 North Casa Blanca Drive, Unit 15	Paradise Valley	AZ	85253
69.	BURKE MARCI		5101 North Casa Blanca Drive, Unit 18	Paradise Valley	AZ	85253
70.	LOPATIN IAN W TR		7531 North Silvercrest Way	Paradise Valley	AZ	85253
71.	STUART CHRISTOPHER/BARNER CONSTANCE LYNE		5101 North Casa Blanca Drive, Unit 20	Scottsdale	AZ	85253
72.	ISMAIL ZAID/SIVER KENSON		18410 Magnolia Avenue	Southfield	MI	48075
73.	NEIRICK HERBERT TR		5101 North Casa Blanca Drive, Unit 22	Paradise Valley	AZ	85253
74.	MCCRUM ELIZABETH H	c/o THOMAS, ZOLLARS & LYNCH, LTD	3330 East Indian School Road	Phoenix	AZ	85018
75.	COX SUSAN SAMUELSON TR		5802 North 30th Street	Phoenix	AZ	85016
76.	TSUI ANNE/AMELIA		5101 North Casa Blanca Drive, Unit 25	Paradise Valley	AZ	85253
77.	YARES JULIET		5101 North Casa Blanca Drive, Unit 26	Paradise Valley	AZ	85253
78.	RIEGEL NANCY B		14 Surplus Street	Duxbury	MA	02332
79.	ALMQUIST GRANT		5101 North Casa Blanca Drive, Unit 28	Paradise Valley	AZ	85253
80.	WROTNIAK GINA		5101 North Casa Blanca Drive, Unit 30	Paradise Valley	AZ	85253
81.	BEESEMYER FRITZ T TR		5101 North Casa Blanca Drive, Unit 31	Scottsdale	AZ	85253
82.	MAXIMON LEONARD C/LOUVET MARIE-CECILE TR		5101 North Casa Blanca Drive, Unit 32	Paradise Valley	AZ	85253

						1
83.	RUSSELL AND FRANCESSA BROWN TRUST		5101 North Casa Blanca Drive, Unit 33	Paradise Valley	AZ	85253
84.	CASA BLANCA HOMEOWNERS ASSOCIATION	c/o BROWN COMMUNITY MANAGEMENT	7255 East Hampton Avenue, Suite 101	Mesa	AZ	85209
85.	HAMMOND REED STUART/TOMEK SUSANN		5101 North Casa Blanca Drive, Unit 71	Scottsdale	AZ	85253
86.	NOBLE JEAN E		5101 North Casa Blanca Drive, Unit 80	Scottsdale	AZ	85253
87.	SEVERSON GERARD L/TERESA M TR		5101 North Casa Blanca Drive, Unit 81	Paradise Valley	AZ	85253
88.	SALCITO ANITA S TR		5101 North Casa Blanca Drive, Unit 82	Scottsdale	AZ	85253
89.	BAEDER ROBERT W TR		5101 North Casa Blanca Drive, Unit 201	Scottsdale	NY	85253
90.	JOANN M OLSON TRUST A		3190 North State Route 89A	Sedona	AZ	85253
91.	MATTHEW J SHATTOCK/SHELDON SUSAN M		1124 Lake Road	Lake Forest	IL	60045
92.	HUTT ROBERT M		5101 North Casa Blanca Drive, Unit 204	Scottsdale	AZ	85253
93.	WILSON THOMAS J		5101 North Casa Blanca Drive, Unit 205	Scottsdale	AZ	85253
94.	REIS JOHN		5101 North Casa Blanca Drive, Unit 318	Paradise Valley	AZ	85253
95.	GERALD AND JOAN COLANGELO FAMILY TRUST		70 East Country Club Drive	Phoenix	AZ	85014
96.	ROBERT R SELBY REVOCABLE TRUST		5101 North Case Blanca Drive, Unit 208	Scottsdale	AZ	85253
97.	CALABRESE MARIE J TR		2298 Coventry Road	Cleveland Height	tsOH	44106
98.	JUAREZ PATRICIA		5101 North Casa Blanca Drive, Unit 210	Scottsdale	AZ	85253
99.	HECHLER ROBERT L/BEVERLY L TR		3224 West 69th Street	Mission Hills	KS	66208
100.	MARLENE JARVIS LIVING TRUST	c/o JARVIS MARLENE TR	5101 North Casa Blanca Drive, Unit 212	Paradise Valley	AZ	85253
101.	CLEVENGER JULIE JOHNSON		5101 North Casa Blanca Drive, Unit 213	Scottsdale	AZ	85253
102.	NEWSTEAD KARYN M TR		5101 North Casa Blanca Drive, Unit 215	Scottsdale	AZ	85253
103.	TIGNINI ERIC		5101 North Casa Blanca Drive, Unit 216	Paradise Valley	AZ	85253
104.	BEVERLY J BECKER REVOCABLE TRUST	c/o BECKER BEVERLY J/MICHAEL F TR	42338 Russia Road	Elyria	ОН	44035
105.	KRUMHOLZ BARRY M/ LEE RICHARD TR		5101 North Casa Blanca Drive, Unit 218	Scottsdale	AZ	85253
106.	DAPHNE L FALLETTI TRUST		5101 North Casa Blanca Drive, Unit 219	Paradise Valley	AZ	85253
107.	WENNER DAVID A		5101 North Casa Blanca Drive, Unit 220	Scottsdale	AZ	85253
108.	CHICK RUSSELL PAUL/SUZANNE ENTZ		5101 North Casa Blanca Drive, Unit 221	Paradise Valley	AZ	85253
109.	KRAJNIK BARBARA		P.O. Box 637	Scottsdale	AZ	85252
110.	SLIVKA VIRGIL P		5101 North Casa Blanca Drive, Unit 223	Scottsdale	AZ	85253
111.	HUTT ROBERT M		5101 North Casa Blanca Drive, Unit 224	Paradise Valley	AZ	85253
112.	SHERRIE MYERS DECLARATION OF TRUST	c/o MYERS SHERRIE TR	2340 North Lincoln Park West, No. 201	Chicago	IL	60614
113.	OBRIEN KIMBERLY TR		5101 North Casa Blanca Drive, Unit 226	Paradise Valley	AZ	85253
114.	WALSTON MATTHEW J		14 Pheasant Hill Road	Farmington	СТ	06032
115.	LONDON JOANNE C FISHER		5101 North Casa Blanca Drive, Unit 228	Scottsdale	AZ	85253
116.	HECHLER ROBERT L/BEVERLY L TR		6027 Lockton Lane	Fairway	КS	66205
117.	KWA HAROLD/GOH JANE		5101 North Casa Blanca Drive, Unit 231	Paradise Valley	AZ	85253
118.	MARRITT EMANUEL/ELLEN		501 Adams Street	Denver	со	80206
119.	REISSIG RICHARD DOLPH/BETH M		5101 North Casa Blanca Drive, Unit 233	Paradise Valley	AZ	85253
120.	YOULE JESSICA J		5101 North Casa Blanca Drive, Unit 234	Scottsdale	AZ	85253
121.	KATHLEEN E WAINSCOTT TRUST		5101 North Casa Blanca Drive, Unit 235	Paradise Valley	AZ	85253
122.	ROBERT A BRETT AND CATHLEEN BRETT 1989 REV TR		820 North Post Street, Unit 602	Spokane	WA	99201
123.	KWA HWEE LENG/LEONG KWEI CHOO		Block 442 No 07 427 Sin Ming Avenue	Singapore		570442
124.	SPICKER BRIAN F		5101 North Casa Blanca Drive, Unit 238	Paradise Valley	AZ	85253

125. l	LASSEN RICHARD L		5101 North Casa Blanca Drive, Unit 301	Scottsdale	AZ	85253
126. I	MELISSA DRAE SMID LIVING TRUST		5101 North Casa Blanca Drive, Unit 302	Scottsdale	AZ	85253
127. J	JAMES T EMERT JR LIVING TRUST	c/o EMERT JAMES T JR TR	5101 North Casa Blanca Drive, Unit 304	Scottsdale	AZ	85253
128. I	HUSE WILLIAM H/ANN M/OLSEN BRADLEY M/MARY E		2203 Skyline Drive	Norfolk	NE	68701
129. I	BECKER GARY W/MARI P		4150 Olson Memorial Hwy 55 200	Minneapolis	MN	55422
130.	SANDIG NANCY L TR		5101 North Casa Blanca Drive, Unit 307	Paradise Valley	AZ	85253
131. 9	SCHALLER FAMILY TRUST/SCHALLER FAMILY TRUST	c/o SCHALLER NANCY D TR/SCHALLER NANCY D TR	5101 North Casa Blanca Drive, Unit 308	Scottsdale	AZ	85253
132. (GOSZ WILLIAM G		65 Bridle Path	Franklin	MA	02038
133. I	FOSTER HALLETT P/GWEN MINTON TR		4800 North 68th Street, Unit 380	Scottsdale	AZ	85251
134. I	MELTON JENNIFER L		5101 North Casa Blanca Drive, Unit 311	Scottsdale	AZ	85253
135. (CASA BLANCA 312 LLC		1124 Lake Road	Lake Forest	IL	60045
136. 2	ZEHR RAYMOND W JR/BARBARA C		P.O. Box 231	Wayzata	MN	55391
137. 3	315 CASA BLANCA TRUST		7310 Island Circle	Boulder	СО	80301
138. 0	GITLIN GARY M		5101 North Casa Blanca Drive, Unit 316	Paradise Valley	AZ	85253
139. 0	CASA BLANCA INVESTMENT LLC		P.O. Box 582	Reading	PA	19603
140. 0	GUNDERSON MICHAEL J/GAIL A		1812 East Shore Drive	Detroit Lakes	MN	56501
141. I	H PHILIP HOWE TRUST	c/o SCHALLER NANCY D TR/SCHALLER NANCY D TR	1010 Westloop Place	Manhattan	KS	66502
142. I	RANDAL AND JENNIFER WRIGHT FAMILY TRUST	c/o SCHALLER NANCY D TR/SCHALLER NANCY D TR	13136 Rainbow Drive	Bigfork	MT	85253
143. I	MARKS EDWARD A		5101 North Casa Blanca Drive, Unit 321	Scottsdale	AZ	85253
144. 9	SCOTTSDALE PROPER L L C		126 North 3rd Street	Norfolk	NE	68701
145. I	BRITT RAND SANCHEZ TRUST	c/o SANCHEZ BRITT RAND TR	5101 North Casa Blanca Drive, Unit 323	Paradise Valley	AZ	85253
146. I	KOEHN MICHAEL F/STACY C TR		2105 Paseo Del Mar	Palos Verdes Esta	ACA	90274
147. (CRAWFORD JOYCE L TR		5101 North Casa Blanca Drive, Unit 325	Paradise Valley	AZ	85253
148. I	BROWN KATHLEEN H TR		5101 North Casa Blanca Drive, Unit 327	Scottsdale	AZ	85253
149. 0	COLUCCIO MIRA		5101 North Casa Blanca Drive, Unit 328	Paradise Valley	AZ	85253
150.	WESTFALL TIMOTHY C/LOUISE B		5101 North Casa Blanca Drive, Unit 329	Paradise Valley	AZ	85253
151. I	ROBERT E BREEN JR AND PAMELA S BREEN REVOCABL	c/o BREEN ROBERT E JR/PAMELA S TR	5101 North Casa Blanca Drive, Unit 330	Paradise Valley	AZ	85253
152. I	BIGGLES 1995 LIVING TRUST	c/o BIGGLES RICHARD ORRIE/JUDITH LUCILLE CO TR	P.O. Box 910	Los Altos	CA	94023
153. J	JOHNSON RUSSELL L/SHEILA M		5101 North Casa Blanca Drive, Unit 332	Paradise Valley	AZ	85253
154. (CLARKE NORMA JANE TR		8702 North 7th Avenue	Phoenix	AZ	85021
155. (CLOONAN JAMES B/EDYTHE R		5101 North Casa Blanca Drive, Unit 335	Paradise Valley	AZ	85253
156. l	LINDSEY DAVID C/KIMBERLY P		5101 North Casa Blanca Drive, Unit 336	Scottsdale	AZ	85253
157. I	HEIN SURVIVORS TRUST	c/o HEIN WILLIAM H JR/ANNE BARGER TR	5101 North Casa Blanca Drive, Unit 337	Scottsdale	AZ	85253
158. I	MILLING JENS A/ANNE C		927 Fisher Lane	Winnetka	IL	60093
159. I	BOOTH RANCHES LLC		5101 North Casa Blanca Drive, Unit 339	Scottsdale	AZ	85253
160. I	HELMS FAMILY 1996 REVOCABLE TRUST	c/o L & G HELMS TRUSTEES	5265 North Wilkinson Road	Paradise Valley	AZ	85253
161. 9	SMITH CRAIG R/MELISSA J TR/ SMITH CRAIG R/MEL		15018 North Tatum Boulevard	Phoenix	AZ	85032
-	CB88 LLC		1440 East Missouri Avenue, Suite C 200	Phoenix	AZ	85014
163. 0	CB44 LLC		1440 East Missouri Avenue, Suite C 200	Phoenix	AZ	85014
164. I	BPMVVEM LLC		P.O. Box 185	Angel Fire	NM	87710
	RYAN W AMATO AND LAURIE D AMATO TRUST		5038 North Chiquita Lane	Paradise Valley	AZ	85253
166. I	PHILLIPS CRAIG L/TERRY E		5037 North Monte Vista Drive	Scottsdale	AZ	85253

H					1 1	1
167.	LEONARD FAMILY REVOCABLE LIVING TRUST	c/o LEONARD PAUL A/SUSAN J TR	6834 East Pasadena Avenue	Paradise Valley	AZ	85253
168.	JENNIFER DREYFUS REVOCABLE TRUST		6850 East Pasadena Avenue	Paradise Valley	AZ	85253
169.	TALLE ARMAN/CHESHANI MILA E		6849 East Pasadena Avenue	Paradise Valley	AZ	85253
170.	BENJUNIE TRUST	c/o MEYERS MARK TR	10623 East Terra Drive	Scottsdale	AZ	85258
171.	JAMES AND KATHRYN HEFFERNAN FAMILY TRUST		5025 North 68th Street	Scottsdale	AZ	85253
172.	JOY DANE		5024 North Chiquita Lane	Paradise Valley	AZ	85253
173.	AKSAMIT THOMAS J		2230 Mesa Circle	Kingman	AZ	86401
174.	LEVANTE 1998 TRUST	c/o LEVANTE JAMES J/CHERYL J TRUSTEES	769 Lakeview Way	Redwood City	CA	94062
175.	FRAM LIVING TRUST	c/o ESPINASSE P/MARYLYS M TR	6802 East Chaparral Road	Paradise Valley	AZ	85253
176.	BASSOLINO JOSEPH/DECINQUE JAMES		205 Raymond Road	Princeton	NY	08540
177.	MICHUNOVICH MARKO/ZLATA		5001 North Chiquita Lane	Scottsdale	AZ	85253
178.	MCKINLEY TOD		5500 NE Windermere Road	Seattle	WA	98105
179.	BIANCHI REVOCABLE TRUST		4715 North 68th Street	Scottsdale	AZ	85251
180.	MICHUNOVICH MARKO/ZLATA/HANLINE JOYCE J		6848 East Chaparral Road	Paradise Valley	AZ	85253
181.	BORSENIK JOEL/JYAMME		5001 North Chiquita Lane	Paradise Valley	AZ	85253
182.	MCFADDEN TATIANA MARIA/BRACHTL MARK CARL		6841 East Vista Drive	Paradise Valley	AZ	85253
183.	ALMOND CAROL A		6831 East Vista Drive	Paradise Valley	AZ	85253
184.	SCHUMACHER FAMILY TRUST	c/o SCHUMACHER ROY S/JUDY TRUSTEES	6821 East Vista Drive	Paradise Valley	AZ	85253
185.	RAUSCHER GLENDA M/LAFFEY EMERSON M R		5149 North Monte Vista Drive	Paradise Valley	AZ	85253
186.	MILLER JANE M		5129 North 68th Street	Scottsdale	AZ	85253
187.	NGUYEN ALLAN TRUNG TRAN		6802 East Bonita Drive	Scottsdale	AZ	85253
188.	SALEM MARCUS J/CYNTHIA SCHWAB		6812 East Bonita Drive	Paradise Valley	AZ	85253
189.	COURY JONATHAN A		5128 North 68th Place	Paradise Valley	AZ	85253
190.	DILLER KIRK W/NICOLE L TR		5136 North 68th Place	Paradise Valley	AZ	85253
191.	VANDEVENTER DIRK & NATALIE BROWN		5146 North 68th Place	Scottsdale	AZ	85253
192.	ROCKWELL LIVING TRUST	c/o ROCKWELL DAVID TODD/CAMILLE VERONICA CHUNG TR	5139 North 68th Place	Paradise Valley	AZ	85253
193.	PETITI MORGAN/PHARO MARSHA		304 Park Boulevard	Millbrae	CA	94030
194.	WORDINGHAM SARA E		6840 East Bonita Drive	Paradise Valley	AZ	85253
195.	CHARLIE M AND VIRGINIA A AGEE LIVING TRUST		6833 East Bonita Drive	Paradise Valley	AZ	85253
196.	OESCH ALISON A/SETH D		6823 East Bonita Drive	Paradise Valley	AZ	85253
197.	CRAIG K AND SUSAN D HARRIS JOINT TRUST		6815 East Bonita Drive	Scottsdale	AZ	85253
198.	MANJI KALEIM/DAVISON ELIZABETH		7121 East Rancho Vista Drive, Unit 4006	Scottsdale	AZ	85251
199.	JAMES R AND LUISANA N IDSARDI REV LIV TRUST		6912 East Chaparral Road	Paradise Valley	AZ	85253
200.	BOBBE HENRY C/DEBRA MARIE		6902 East Coronado Road	Paradise Valley	AZ	85253
201.	LUX THOMAS C/ GAY A		6901 East Pasadena Avenue	Paradise Valley	AZ	85253
202.	SUZANNE PARELMAN TRUST/SAPAKIE ALAN	c/o PARELMAN SUZANNE TR	6915 East Pasadena Avenue	Paradise Valley	AZ	85253
203.	BRONSTEIN JEFF/SCOTT CECILY		6923 East Pasadena Avenue	Paradise Valley	AZ	85253
204.	HARRIS PATRICIA ANN TR		6934 East Pasadena Avenue	Paradise Valley	AZ	85253
205.	GALLAGHER SEAN W/ROXANN S		6924 East Pasadena Avenue	Scottsdale	AZ	85253
206.	FALLON MICHAEL O/SANDRA J TR		6912 East Pasadena Avenue	Scottsdale	AZ	85251
207.	MARTHA E OTONDO TRUST AGREEMENT		6902 East Pasadena Avenue	Scottsdale	AZ	85253
208.	JACKSON CRAIG H TR	c/o BARRETT JACKSON AUTO	7400 East Monte Cristo Avenue	Scottsdale	AZ	85260

		1		1	1	i
209.	ALBERT TABAH AND BONNY W TABAH TRUST		6915 East Orange Blossom Drive	Paradise Valley	AZ	85253
210.	WOZENCRAFT FAMILY TRUST		6923 East Orange Blossom Drive	Paradise Valley	AZ	85253
211.	CHINN ROBERT E		6931 East Orange Blossom Drive	Paradise Valley	AZ	85253
212.	SKOWRONEK SCOTT/WILSON ABIGAIL		6934 East Orange Blossom Drive	Paradise Valley	AZ	85253
213.	BOL KEITH DAVIS		6612 North Ironwood Drive	Scottsdale	AZ	85253
214.	MOORE JUSTIN		4341 North 68th Street	Scottsdale	AZ	85251
215.	PIASKOSKI PAUL A/WENDY M		6902 East Orange Blossom Drive	Paradise Valley	AZ	85253
216.	KEITH R AND JENNIFER A MAKI LIVING TRUST		5126 North 69th Place	Paradise Valley	AZ	85253
217.	HART PHILLIP/BRIANA		2556 East Carob Drive	Chandler	AZ	85286
218.	MLL FAMILY TRUST	c/o LIVAK LUKE C/MOLLY D TRUSTEES	6923 East Orange Blossom Lane	Paradise Valley	AZ	85253
219.	SAMSON MARK D/SARA J TR		6931 East Orange Blossom Lane	Paradise Valley	AZ	85253
220.	TISH AND ROBERT STEPHENS FAMILY TRUST		5117 North 69th Place	Paradise Valley	AZ	85253
221.	HUGH J VAN NESS & DONNA K VANNESS 1996 TRUST		4848 North Goldwater Boulevard, Unit 2108	Scottsdale	AZ	85251
222.	DANOFF ROBERT B/EVE K		6940 East Orange Blossom Lane	Scottsdale	AZ	85253
223.	HURD BAROTT G/SHARON M		6928 East Orange Blossom Lane	Scottsdale	AZ	85253
224.	GARDNER CARL		6918 East Orange Blossom Lane	Paradise Valley	AZ	85253
225.	NAUGHTON DENNIS M/KATHLEEN C GREEN		5134 North 69th Place	Paradise Valley	AZ	85253
226.	KANGWANSHIRATHADA CHITTI/NANCY		5144 North 69th Place	Paradise Valley	AZ	85253
227.	TALLY BRENT A/NICOLE E		6919 East Vista Drive	, Paradise Valley	AZ	85253
228.	SIMONS DANIEL PAGE.ANN W TR		6929 East Vista Drive	Paradise Valley	AZ	85253
229.	FRANCIS VINCENT M		6935 East Vista Drive	, Paradise Valley	AZ	85253
230.	LINDSLEY MICHAEL/SIMPSON MELANIE		6949 East Vista Drive	Paradise Valley	AZ	85253
231.	SCHWIMMER JEFFREY L TR		9425 Riverside Drive, Apt 1317	Sandy	UT	84070
232.	KLEIN LESLIE/CERDA CLARISSA		4833 North 68th Street	Scottsdale	AZ	85251
233.	CARTWRIGHT ERICA K/DUSTIN B		6819 East Chaparral Road	Scottsdale	AZ	85253
234.	MATHES WILLIAM O/DAVID		4830 North 68th Place	Scottsdale	AZ	85251
235.	KIRKPATRICK GERALD L/TANYA C		6901 East Chaparral Road	Scottsdale	AZ	85253
236.	OMERY ARTHUR DENNIS/MICHELE MAYER		6911 East Chaparral Road	Paradise Valley	AZ	85253
237.	SANDRA MC GUIRE LIVING TRUST 2011		4800 North 68th Street, Unit 110	Scottsdale	AZ	85251
238.	PERITZ MICHELLE		6106 Pickford Street, Unit 1	Los Angeles	CA	90035
239.	GOLDMAN FAMILY TRUST	c/o GOLDMAN ANNE TR	4800 North 68th Street, Unit 112	Scottsdale	AZ	85251
240.	DRAKE BRIAN (LEASE)		4800 North 68th Street, Unit 114	Scottsdale	AZ	85251
241.	DUNBAR R KIRK		4800 North 68th Street, Office	Scottsdale	AZ	85251
242.	WASS WALLACE/DOREEN		4800 North 68th Street, Unit 115	Scottsdale	AZ	85251
243.	WAKEFIELD LIVING TRUST		4800 North 68th Street, Unit 118	Scottsdale	AZ	85251
244.	SIMONS JOHN N (LEASE)	c/o SCOTTSDALE HOUSE OFFICE	4800 North 68th Street	Scottsdale	AZ	85251
245.	BETTY E JOY TRUST	-,	6800 North 68th Street, Unit 117	Scottsdale	AZ	85251
246.	FRANCIS J LEAVY LIVING TRUST		4800 North 68th Street, Unit 119	Scottsdale	AZ	85251
240.	GREGORY A FLAKS TRUST/LESLEY C FLAKS TRUST		4800 North 68th Street, Unit 121	Scottsdale	AZ	85251
247.	ZBOJNIEWICZ JANET E		4800 North 68th Street, Unit 121	Scottsdale	AZ	85251
248.	JOHN AND JEANNE OBRIEN FAMILY TRUST(LEASE)	c/o JOHN J OBRIEN/JEANNE M LYONS OBRIEN TR	426 East McLellan Boulevard	Phoenix	AZ	85012
249. 250.	JACKSON CHARLES F/TAMARA TR/ETAL (IMPS ONLY)		11902 South Allegheny Avenue	Tulsa	OK	74137
230.	SACKSON CHARLES I / TAWARA TR/ETAL (IIVIPS UNLT)		11902 South Anegheny Avenue	i uisa	UK	/413/

251. SHAFA PROPERTIES LLC		5862 North 42nd Street	Phoenix	AZ	85018
252. NICHOLS REVOCABLE TRUST	c/o NICHOLS LESLIE C/ANITA N TR	1539 Begen Avenue	Mountain View	CA	94040
253. NELSON RANDIE L/ALLEN C		4800 North 68th Street, Unit 137	Scottsdale	AZ	85251
254. HIRAM HERBERT CHAMPLIN REV TRUST (LEASE)		P.O. Box 1066	Enid	ОК	73702
255. GELDIEN JAMES M TR/JAMES E TR	c/o SCOTTSDALE HOUSE OFFICE	4800 North 68th Street	Scottsdale	AZ	85251
256. KLEIN JAMES D/BETSY A		4800 North 68th Street, Unit 141	Scottsdale	AZ	85251
257. SWEAT CAROL G/WARREN R		4800 North 68th Street, Unit 144	Scottsdale	AZ	85251
258. TAYLOR FLORENCE B TR		4800 North 68th Street, Unit 111	Scottsdale	AZ	85251
259. JOHNSON JERRY J TR		4800 North 68th Street, Office	Scottsdale	AZ	85251
260. YUSKA SCOTT B/SAMUEL R/LYNDSAY (LEASE)		4800 North 68th Street, Unit 147	Scottsdale	AZ	85251
261. DUNCAN SARA		4800 North 68th Street, Unit 145	Scottsdale	AZ	85251
262. EVERETT GWENN G LEASE		4800 North 68th Street, Unit 367	Scottsdale	AZ	85251
263. LOOKER CHARLOTTE G/EMMERT PATRICIA G		4800 North 68th Street, Unit 364	Scottsdale	AZ	85251
264. ROACH MARY C		4800 North 68th Street, Unit 363	Scottsdale	AZ	85251
265. JOHN AND LUCY COULEUR TRUST	c/o COULEUR URSULA LUCY TR	4800 North 68th Street, Unit 359	Scottsdale	AZ	85251
266. MASSROUR MAZIAR		6601 South Kasba Circle	Paradise Valley	AZ	85253
267. POWELL ARTHUR C/LYNNE M TR		5202 West Kasba Circle	Paradise Valley	AZ	85253
268. HARBOUR DAVID M		5218 West Kasba Circle	Paradise Valley	AZ	85253
269. MATTHEWS REVOCABLE TRUST	c/o MATTHEWS ROBERT L/ELIZABETH A TR	5302 North Kasba Circle	Paradise Valley	AZ	85253
270. KRULL ERNEST		1961 North Coral Bells Drive	Tuscon	AZ	85745
271. MULALLY FAMILY TRUST	c/o MULALLY ALAN ROGER/JANE NICHOLAS TR	P.O. Box 995	Mercer Island	WA	98040
272. RAM11 LLC		6620 East Kasba Circle	Paradise Valley	AZ	85253
273. GRAYSON MARC D/JULIA K		6624 East Kasba Circle	Paradise Valley	AZ	85253
274. MCGINLEY ROBERT P/SHELLEY		11103 East Mission Lane	Scottsdale	AZ	85259
275. CARDINAL SMITH FAMILY TRUST	c/o SMITH ANDREW WESTON/MELISSA FIELDS TR	5219 North Casa Blanca Drive, Unit 10	Paradise Valley	AZ	85253
276. WOLFF FRITZ H/KATHERINE E		5219 North Casa Blanca Drive, Unit 11	Paradise Valley	AZ	85253
277. CHESTER W KWASNIAK SEPARATE PROPERTY TRUST		6730 East Kasba Circle	Paradise Valley	AZ	85253
278. BEGUIRISTAIN ROGER/MICHELE		5219 North Casa Blanca Drive, Unit 13	Paradise Valley	AZ	85253
279. SULLIVAN DANIEL J III/CHRISTA H		1245 Oakview Road	Medina	MN	55356
280. QUEYSSAC JANE S		6415 East Montreal Place	Scottsdale	AZ	85254
281. MCLARAN GREGORY W/CAMI D		5219 North Kasba Circle	Paradise Valley	AZ	85253
282. MERKEL MICHAEL M/MARY E		5219 North Casa Blanca Drive, Unit 17	Paradise Valley	AZ	85253
283. KELLEHER NANCY S TR		47 Crooked Lane	Duxbury	MA	02332
284. BLUE DNA PROJECT LLC		7150 East Camelback Road, Suite 444	Scottsdale	AZ	85252
285. HUDAK THOMAS M/MARY W TR		5219 North Casa Blanca Drive, Unit 38	Paradise Valley	AZ	85253
286. BROWN FAMILY TRUST	c/o BROWN DREW M/LAURIE E TRUSTEES	5219 North Casa Blanca Drive, Unit 39	Paradise Valley	AZ	85253
287. PERLA REVOCABLE TRUST	c/o PERLA VINCENT A/JANE M TRUSTEES	5219 North Casa Blanca Drive, Unit 40	Paradise Valley	AZ	85253
288. DARCHE FRED M		5201 North Kasba Circle	Paradise Valley	AZ	85253
289. KJCABC REVOCABLE LIVING TRUST	c/o CZERWINSKI KEVIN J/ANNE B TR	5219 North Casa Blanca Drive, Unit 42	Paradise Valley	AZ	85253
290. GRAHAM JOHN/KATHLEEN TR		6702 East Kasba Circle	Paradise Valley	AZ	85253
291. HOSELTON LIVING TRUST	c/o HOSELTON JAMES CARL/LEE T TR	5210 North Kasba Circle	Paradise Valley	AZ	85253
292. RHODES J PAUL TR	c/o J PAUL RHODES LIVING TRUST	5219 North Kasba Circle	Paradise Valley	AZ	85253

293.	MICHELAS FAMILY TRUST		5219 North Casa Blanca Drive, Unit 46	Paradise Valley	AZ	85253
294.	THOMAS STACY LEE/PETER G		5219 North Casa Blanca Drive, Unit 47	Paradise Valley	AZ	85253
295.	KELLEHER 6701 NORTH KASBA NOMINEE TRUST	c/o KELLEHER NANCY TR	6701 North Kasba Circle	Paradise Valley	AZ	85253
296.	SABAN TRACEY L		5219 North Casa Blanca Drive, Unit 49	Paradise Valley	AZ	85253
297.	FALKNER ROBERT F/FAITH C TR		6625 North Kasba Circle	Paradise Valley	AZ	85253
298.	WINSSINGER FREDERICK AJ/JENNIFER HJL TR		6630 East Fez Way	Paradise Valley	AZ	85253
299.	JACKSON LIVING TRUST	c/o JACKSON ROBERT S/CATHY A TR	6636 East Fez Way	Paradise Valley	AZ	85253
300.	WILLIAM V TREFETHEN LIVING TRUST		500 Newport Center Drive, Suite 850	Newport Beach	CA	92660
301.	RHODES J PAUL TR		2425 East Camelback Road, Suite 750	Phoenix	AZ	85016
302.	RATLIFF JOHN D TR		1221 McKinney Street, Suite 3800	Houston	ТΧ	77010
303.	CURLEY FAMILY TRUST	c/o CURLEY BRIAN D/ELIZABETH C TR	12734 North 128th Place	Scottsdale	AZ	85259
304.	CASA BLANCA CLUB ASSN		16441 North 91st Street, Suite 104	Scottsdale	AZ	85260
305.	HART BRUCE H/NADINE A		5219 North Casa Blanca Drive, Unit 20	Paradise Valley	AZ	85253
306.	HAUGLAND GORDON/AMY J L		5135 North Tamanar Way	Paradise Valley	AZ	85253
307.	DOUGLAS ELVIN HELTNE REVOCABLE TRUST		5131 West Safi Way	Paradise Valley	AZ	85253
308.	MOORE R C/ELIZABETH A		5115 North Tamanar Way	Paradise Valley	AZ	85253
309.	BALL BARBARA ANNE TR		5101 North Tamanar Way	Paradise Valley	AZ	85253
310.	HART BRUCE H/NADINE A		5045 North Tamanar Way	Paradise Valley	AZ	85253
311.	MADISON DANIEL A/KATHLEEN M		6740 East Taza Way	Paradise Valley	AZ	85253
312.	D K EATON FAMILY TRUST	c/o DOUGLAS M AND KELLY A EATON TRUSTEES	6737 East Taza Way	Paradise Valley	AZ	85253
313.	ROBERT J NOVAK LIVING TRUST	c/o NOVAK ROBERT J TRUSTEE	5013 North Tamanar Way	Paradise Valley	AZ	85253
314.	KLING ROBERT R/KARI S		5219 North Casa Blanca Drive, Unit 29	Paradise Valley	AZ	85253
315.	TROY W SCHUMACHER FAMILY TRUST		5002 North Tamanar Way	Paradise Valley	AZ	85253
316.	KOSS STEIN J/GENA M		5219 North Casa Blanca Drive, Unit 31	Paradise Valley	AZ	85253
317.	DANIELS MICHAEL H/JANET H		1721 Sunnyslope Lane	Manhattan	KS	66502
318.	CAT FAMILY TRUST		5032 North Tamanar Way	Paradise Valley	AZ	85253
319.	FTK 2015 TRUST	c/o HOPLON LLC TR	5219 North Casa Blanca Drive, Unit 34	Paradise Valley	AZ	85253
320.	LARCHER DAVID/LORI		5850 North Cameldale Way	Paradise Valley	AZ	85253
321.	SCHMID ERICH A/CHERYL C TR		5219 North Casa Blanca Drive, Unit 36	Paradise Valley	AZ	85253
322.	WASSMERMAN MARTHA N		5219 North Casa Blanca Drive, Unit 37	Paradise Valley	AZ	85253

NOTICE

Notice is hereby given that the Town of Paradise Valley Board of Adjustment will hold a hearing on the following proposed project. If you have questions about this application, please call the Planning Department at (480) 348-3692.

Applicant Name / Contact: Doug Jorden				
Applicant's Company Name: Jorden Hiser & Joy, P.L.C.				
Phone Number: (480) 505-3909 Fax Number: (480) 505-3901				
Project Name: Hart Residence				
Project Location: 5137 North Tamanar Way, Paradise Valley, AZ 85253				
Acreage: +/- 1.0 acre				
Existing Zoning: <u>R-43</u>				
Brief Narrative of Project Proposal: A variance from the Zoning Ordinance, Article XXIII,				
Nonconformance, is being requested to allow nonconforming portions of the house to remain and				
to be remodeled. The original home was built on the triangular lot in 1964, prior to the annexation				
of the property into the Town in 1974. There are two existing minor encroachments into the				
required side yard setbacks – approximately 4' on the north side and 4 1/2 on the southeast side.				
These encroachments are recognized by the Town as long-standing legal nonconformities. Given				
the footprint of the existing home and the lot's irregular shape, a variance is requested to allow the				
home to be updated and remodeled without requiring the removal of the two existing				
encroachments.				

Meeting Date/ Time/Place					
Meeting Date:	Wednesday, September 6, 2017				
Meeting Time:	5:30 p.m.				
Meeting Place:_	Town Hall, 6401 East Lincoln Drive				
	Paradise Valley, AZ 85253				
Town of Paradise Valley, Arizona Planning Department: 480-348-3692					

AFFIDAVIT OF POSTING

STATE OF ARIZONA)

) ss:

)

County of Maricopa

, depose and state that the I, Sandra M. Corn attached notice, of proposed application _____ for setback variance _____ located at ______5137 North Tamanar Way for the (Planning Commission/Town Council/Board of Adjustment/Hillside Committee) meeting date of September 6 _____, 2017 is a true and correct copy of a notice which I cause to be posted by the following day of the week Monday , and on the following date <u>August 14</u>, 2017 in the following location(s):

All in the Town of Paradise Valley, Arizona and County and State aforesaid, the same being public places in said County and in the following locations:

All to the Town of Paradise Valley, Arizona and County and State aforesaid.

DA	ΓED this _	14	_ day o	of Aug	gust		_, 20 <u>17</u>	
				\bigcirc	kul	, Ty	Con	~
				Sig	nature	/.	/	
t was	SUBSCE	RIBED	AND	SWORN to	before	me this	14	day

This affidavit was SUBSCRIBED AND SWORN to before me this <u>14</u> , 2017. August

TOLENE Maiden DTARY PUBLIC

NOTARY PUBLIC

My commission expires:

18/202

Notary Public State of Arizona Maricopa County Jolene Maiden

My Commission Expires 05/18/2020

AAAAAA

NOTICE O HEARING TOWN OF PARADISE VALLEY Board of Adjustment and Appeals 6401 E. Lincoln Drive, Paradise Valley, Arizona 5:30 pm. O'CLOCK 6th DAY OF Sept., +2017

Notice is hereby given that the Town of Paradise Valley Board of Adjustment will hold a public hearing at 5:30 p.m. on Wednesday, September 6, 2017, at Town Hall, 6401 East Lincoln Drive, Paradise Valley, Arizona, 85253 for:

PUBLIC HEARING: Consideration of a variance from the Zoning Ordinance, Article XXIII, Nonconformance, to allow nonconforming portions of the house to remain and to be modified. The property is located at 5137 N. Tamar Way (Assessor's Parcel Number 173-65-001A).

If you have questions about this application, please call the Planning Department at (480) 348-3692.

PENALTY FOR DEFACING POSTER PRIOR TO DATE OF HEARING

CASE NO. POSTING DATE

By 8.21.17

LAW OFFICES JORDEN HISER & JOY, P.L.C.

5080 North 40™ Street, Suite 245 Phoenix, Arizona 85018 Telephone: 480-505-3900 Facsimile: 480-505-3901

DOUGLAS A. JORDEN

DIRECT LINE: 480-505-3909 E-MAIL: djorden@JHJLawyers.com www.JHJLawyers.com

August 30, 2017

VIA E-MAIL (gburton@paradisevalleyaz.gov)

George Burton Town of Paradise Valley 6401 East Lincoln Drive Paradise Valley, AZ 85253

Re: Variance Application Support Letters - 5137 North Tamanar Way ("Property")

Dear George:

Please see the attached letters of support for the Tamanar property variance hearing, including letters from the owners of Lots 19 and 21 which are immediately adjacent to the Property. Please let me know if you have any questions.

Thank you,

Douglas A. Jorden

DAJ/smc

Enclosures

cc (w/encl.): Eva Cutro John Hayden R. Patrick McGinley 5219 N. Casa Blanca Dr. Paradise Valley, AZ 85253

August 9, 2017

Doug Jorden Jorden Hiser & Joy, P.L.C 5080 N. 40th Street, Suite 245 Phoenix, AZ 85018

Re: Variance Request for a home at 5137 North Tamanar Way, (aka 5219 N. Casa Blanca Dr. Lot 20) Paradise Valley, AZ 85253 (the "Property").

Dear Mr. Jorden:

The purpose of this letter is to give our support to the above referenced variance request related to the Property.

Sincerely,



Jason Hope 5219 N. Casa Blanca Dr. Lot 19 Paradise Valley, AZ 85253

August 28, 2017

Doug Jorden Jorden Hiser & Joy, P.L.C 5080 N. 40th Street, Suite 245 Phoenix, AZ 85018

> Re: Variance Request for a home at 5137 North Tamanar Way, (aka 5219 N. Casa Blanca Dr. Lot 20) Paradise Valley, AZ 85253 (the "Property").

Dear Mr. Jorden:

The purpose of this letter is to give our support to the above referenced variance request related to the Property.

Sincerely,

JASON HOPE

Amy and Gordon Haugland 5219 N. Casa Blanca Dr. Lot 21 Paradise Valley, AZ 85253

August 29, 2017

Doug Jorden Jorden Hiser & Joy, P.L.C 5080 N. 40th Street, Suite 245 Phoenix, AZ 85018

Re: Variance Request for a home at 5137 North Tamanar Way, (aka 5219 N. Casa Blanca Dr. Lot 20) Paradise Valley, AZ 85253 (the "Property").

Dear Mr. Jorden:

The purpose of this letter is to give our support to the above referenced variance request related to the Property.

Sincerely,

Amy and Gordon Haugland

Doug and Kelly Eaton 5219 N. Casa Blanca Dr. Lot 27 Paradise Valley, AZ 85253

August 9, 2017

Doug Jorden Jorden Hiser & Joy, P.L.C 5080 N. 40th Street, Suite 245 Phoenix, AZ 85018

> Re: Variance Request for a home at 5137 North Tamanar Way, (aka 5219 N. Casa Blanca Dr. Lot 20) Paradise Valley, AZ 85253 (the "Property").

Dear Mr. Jorden:

The purpose of this letter is to give our support to the above referenced variance request related to the Property.

Si erely. Dod evand KeN

Casa Blanca Estates Homeowners

Kari and Robert Kling 5219 N. Casa Blanca Dr. Lot 29 Paradise Valley, AZ 85253

August 9, 2017

Doug Jordan Jorden Hiser & Joy, P.L.C 5080 N. 40th Street, Suite 245 Phoenix, AZ 85018

> Re: Variance Request for a home at 5137 North Tamanar Way, (aka 5219 N. Casa Blanca Dr. Lot 20) Paradise Valley, AZ 85253 (the "Property").

Dear Mr. Jorden:

The purpose of this letter is to give our support to the above referenced variance request related to the Property.

Sincerely,

Kari Kling Rocizyont

Kari and Robert Kling

Drew Brown 5219 N. Casa Blanca Dr. Lot 39 Paradise Valley, AZ 85253

August 24, 2017

Doug Jorden Jorden Hiser & Joy, P.L.C 5080 N. 40th Street, Suite 245 Phoenix, AZ 85018

> Re: Variance Request for a home at 5137 North Tamanar Way, (aka 5219 N. Casa Blanca Dr. Lot 20) Paradise Valley, AZ 85253 (the "Property").



The purpose of this letter is to give our support to the above referenced variance request related to the Property.

Sincere

Drew M. Brown

Anne & Kevin Czerwinski 5219 N. Casa Blanca Dr. Lot #42 Paradise Valley, AZ 85253

August 9, 2017

Mr. Doug Jorden Jorden Hiser & Joy, P.L.C 5080 N. 40th Street, Suite 245 Phoenix, AZ 85018

> Re: Variance Request for a home at 5137 North Tamanar Way, (aka 5219 N. Casa Blanca Dr. Lot 20) Paradise Valley, AZ 85253 (the "Property").

Dear Mr. Jorden:

The purpose of this letter is to give our support to the above referenced variance request related to the Property.

Should you have any questions, please do not hesitate to contact me.

Sincerely, Kevin Czerwinski

602-228-3942 kevin@mpiaz.com

Jim & Lee Hoselton 5219 N. Casa Blanca Dr. Lot 44 Paradise Valley, AZ 85253

August 22, 2017

Doug Jorden Jorden Hiser & Joy, P.L.C 5080 N. 40th Street, Suite 245 Phoenix, AZ 85018

> Re: Variance Request for a home at 5137 North Tamanar Way, (aka 5219 N. Casa Blanca Dr. Lot 20) Paradise Valley, AZ 85253 (the "Property").

Dear Mr. Jorden:

The purpose of this letter is to give our support to the above referenced variance request related to the Property.

erely,

J. Paul Rhodes 5219 N. Casa Blanca Drive, Lot 45 Paradise Valley, AZ 85253

August 24, 2017

Doug Jorden Jorden Hiser & Joy, PLC 5080 N. 40th Street, Suite 245 Phoenix, AZ 85018

> Re: Variance Request for a home at 5137 North Tamanar Way (aka 5219 N. Casa Blanca Drive, Lot 20) Paradise Valley, AZ 85253 (the "Property")

Dear Mr. Jorden:

The purpose of this letter is to give our support to the above-referenced variance request related to the Property.

Sincerely,

hopen taul & J. Paul Rhodes



Action Report

File #: 17-281



Minutes - Draft

Board of Adjustment

Wedn	esday, May 3, 2017	5:30 PM	Council Chambers			
1.	CALL TO ORDER	The meeting was called to order at	5:30 p.m.			
		<u>Staff Members Present</u> Town Attorney Andrew Miller Community Development Director B Planner George Burton	Eva Cutro			
2.	ROLL CALL					
	Present 5	 Acting Chairperson Rick Chambliss Board Member Eric Leibsohn Board Member Quinn Williams Board Member Jon Newman Board Member Hop Ozer 				
	Absent 2	 Board Member Catherine Kauffma Board Member Emily Kile 	n			
3.	EXECUTIVE SESS	ON				
		None				
4.	4. STUDY SESSION ITEMS					
	A. 17-153	Bukes Variance – 5712 E. Glen D Case No. BA-16-6	rive (APN: 169-55-026A)			
		2	idance, Board Member Chambliss was . Motioned by Board Member Leibsohn ewman. All were in favor.			
		allow a new single family home to e	nce request for 5712 E. Glen Drive to encroach into the rear yard setback. sed on the hardships that pertain to the			
		There was discussion regarding the tank is on a separate parcel of land	e water tank and it was noted that the			

5. PUBLIC HEARINGS

A. 17-152 Bukes Variance – 5712 E. Glen Drive (APN: 169-55-026A) Case No. BA-16-6

With no further work session items, the public hearing began at 5:42 p.m.

Doug Jorden, representative for the applicant, gave preliminary comments. Ron Burke, owner, Fred Fleet, engineer, and Eric Peterson, architect were also in attendance.

It was noted that Mr. Burke is a trustee of the trust that owns the property.

There was a question regarding disturbance. Eric Peterson stated they are trying to minimize the disturbance by using the existing pad.

It was noted that if the variance is granted this application still needs to go before the Hillside Committee.

At 5:51 p.m., the meeting was opened public comment. Mr. Snyder spoke in favor of this application.

With no further comments, the public comment portion of the meeting was closed at 5:52 p.m.

A motion was made by Board Member Leibsohn, seconded by Board Member Ozer, to approve the variance request to allow a single family residence to encroach into the rear yard setback. The motion carried by the following vote:

Aye 5 - Chairperson Rick Chambliss, Board Member Eric Leibsohn, Board Member Quinn Williams, Board Member Jon Newman, and Board Member Hop Ozer

6. ACTION ITEMS

None

7. CONSENT AGENDA

- A. 17-126 Approval of the November 2, 2016 Board of Adjustment Minutes It was noted that Chairperson Ozer needed to be updated to Board Member Ozer.
- B. 17-124 Approval of the April 5, 2017 Board of Adjustment Minutes It was noted that Chairperson Kile needed to be updated to Board Member Kile.

A motion was made by Board Member Newman to approve the November 2, 2016 minutes and April 5, 2017 minutes as amended. Seconded by Board Member Willams. The motion carried by the following vote:

Aye 5 - Chairperson Rick Chambliss, Board Member Eric Leibsohn, Board Member

Quinn Williams, Board Member Jon Newman, and Board Member Hop Ozer

8. STAFF REPORT

Andrew Miller stated that the Rules for the Board of Adjustment will be considered by Town Council. A point of discussion will be whether applications should go to the Hillside Committee or Board of Adjustment first.

9. PUBLIC BODY REPORTS

None

10. FUTURE AGENDA ITEMS

11. ADJOURNMENT

A motion was made at 6:00 p.m. by Board Member Williams to adjourn the meeting. Seconded by Board Member Ozer. The motion carried by the following vote:

Aye 5 - Chairperson Rick Chambliss, Board Member Eric Leibsohn, Board Member Quinn Williams, Board Member Jon Newman, and Board Member Hop Ozer

Paradise Valley Board of Adjustment

Ву: ____

Eva Cutro, Secretary

Action Report

File #: 17-282



Minutes - Draft

Board of Adjustment

Wednesday, June 7, 2017				5:30 PM	Council Chambers		
1.	1. CALL TO ORDER		ĒR	The meeting was called to order at 5:30 p. Staff Members Present	m.		
				Town Attorney Andrew Miller Community Development Director Eva Cut Planner George Burton	tro		
2.	ROLL	CALL					
		Present	5 -	Chairperson Emily Kile Board Member Rick Chambliss Board Member Eric Leibsohn Board Member Jon Newman Board Member Hop Ozer			
		Absent	2 -	Board Member Catherine Kauffman Board Member Quinn Williams			
3.	EXECUTIVE SESSION						
				None			
4.	STUD	Y SESSIO	N IT	EMS			
	A. 17-211			Moak Variance – 5211 E. Cheney Drive (Case No. BA-16-8	(APN: 169-06-099)		
				George Burton, Planner, presented per the explained this is a variance request for an residence that would exceed the allowable recommending denial of the request. Whil slope of the lot, other alternatives exist. The with less proposed disturbance.	R-43 hillside, new single family disturbed area. Staff is e a hardship exists due to the		
				There was discussion regarding: if this hor neighborhood; if the home could be locate less disturbance; and clarification that the Hillside Committee process if granted a va	d elsewhere on the lot creating home would need to go through		
				The work study session was closed at 5:44 started.	1 p.m. and the public hearing		

5. PUBLIC HEARINGS

A. 17-210 Moak Variance – 5211 E. Cheney Drive (APN: 169-06-099) Case No. BA-16-8

CP Drewitt, architect, spoke on behalf of the applicant. Mr. Drewitt reviewed the Town's Hillside Code regulations focusing on lot disturbance. He showed renderings of the proposed home and the magnitude and scale of other similar hillside homes.

There was discussion of the design being beautiful, but the disturbance still being a concern. There was discussion whether this is a speculative home. There was concern about the amount of glass on this structure. It was explained that the home will have solar glass with overhang on the west side. There was a question as to whether this would be an unbuildable lot without a variance. Mr. Drewitt could not be certain.

Could the disturbance be reduced and still meet Paradise Valley standards? Mr. Drewitt did not think so. This lot would not be platted today because it is too small for the slope. There was discussion of the owner also owning the adjoining lot. There was discussion of combining the two lots. Mr. Drewitt could not speak for the owner on this matter. It was questioned why the applicant did not have alternatives available with less disturbance. The applicant stated he did not have time to prepare additional plans since he was told tonight's meeting would be the last meeting before September.

Chair asked if the applicant would accept a motion for continuance to allow more time to prepare plans that reduce the amount of disturbance. The applicant said he would accept that motion.

Call to Public 6:38 p.m.

Connie Dragovich had concern with setting precedent. She noted that the applicant needs a bigger lot if he wants more disturbance and that it appears that the applicant wants to maximize the development instead of building within Code.

Jill Brenenstuhl agrees with Connie. She has concern with this lot and the owner's other lot.

John McCauley said it's a beautiful home, but too much disturbance.

Heidi McCauley noted that the property is listed for sale as 2.2 acre lot; which sounds like both lots are for sale together.

Peter Lenstrohm stated that the lot has slope of 140 feet and the ridgeline also has to be addressed.

Michael Bidwell believes this case is about money and maximizing property values. He believes the Hillside Ordinance should be respected. The Resident Guide calls for diligent preservation of the Town's Special character by adhering to the Town Code.

Paul Casey is opposed to the project.

Pollyanna Woodward is opposed to the project.

Call to the public was closed at 6:55 pm.

Board Member Ozer made a motion for continuance, Board Member Chambliss seconded the motion.

Board Member Leibsohn is strongly opposed to this variance and would not be supportive of a continuance. Board Member Chambliss believes that this application was rushed and would like to give the applicant a chance to work with staff to minimize the request or look at combining the two lots. Chair Kile would like more information on what else can be built on this lot and if the lot is buildable without a variance.

The next available meeting date is September 6th. Board Member Ozer is not available that evening but assuming we have a quorum should that be the date. Board Member Chambliss seconded the revised motion to continue to the application to the September 6, 2017 meeting.

A motion was made by Board Member Ozer, seconded by Board Member Chambliss, to continue the variance request to September 6, 2017. The motion carried by the following vote:

- Aye 4 Board Member Rick Chambliss, Board Member Jon Newman, Board Member Hop Ozer, and Chair Kile.
- Nay 1 Board Member Eric Leibsohn,

6. ACTION ITEMS

None

7. CONSENT AGENDA

A. 17-195 Approval of the April 12, 2017 Board of Adjustment Minutes

A motion was made by Board Member Leibsohn to approve the April 12, 2017 minutes and April 5, 2017 minutes as amended. Seconded by Board Member Newman. The motion carried by the following vote:

Aye 5 - Board Member Rick Chambliss, Board Member Jon Newman, Board Member Hop Ozer, Board Member Leibsohn, and Chair Kile.

8. STAFF REPORT

Staff noted that there will be no meetings in July and August.

9. PUBLIC BODY REPORTS

None

11. ADJOURNMENT

A motion was made at 7:03 p.m. by Board Member Chambliss to adjourn the meeting. Seconded by Board Member Ozer. The motion carried by the following vote:

Aye 5 - Board Member Rick Chambliss, Board Member Eric Leibsohn, Board Member Jon Newman, Board Member Hop Ozer, and Chair Kile.

Paradise Valley Board of Adjustment

By: _____ Eva Cutro, Secretary