

From: [Harold Back](#)
To: [Projectinput](#)
Cc: [Barnes, Jeff](#); [Kercher, Phillip](#); [Meinhart, David](#); [Conklu, Susan](#); [Curtis, Tim](#); oabdallah@roselawgroup.com
Subject: 2-AB-2022 Application to abandon 6750 Exeter
Date: Tuesday, April 12, 2022 7:10:44 PM
Attachments: [Planning Commission objection Letter.pdf](#)

External Email: Please use caution if opening links or attachments!

To Whom it may concern,

Attached below please find a letter of objection to the application to be presented on Weds 4/13/22 at 5pm.

Should you have any questions, please contact the undersigned,

Thank you for your consideration
The 68th Street Sidewalk Association
Harold Back. 480 490 5742
Laura Schwartz

Sent from my iPad

The 68th Street Sidewalk Association

April 13th 2022

To the City of Scottsdale Planning Commission

Dear Sir/Madame, **RE: Case # 2-AB-2022**
Abandonment of Public Right of Way
6750 East Exeter

The property owner of 6750 East Exeter has requested an abandonment of a portion of the Public Right of Way located on the east side of this property. We strongly object to any consideration by the City to do so, based on the following reasons:

- 1) When a property owner encroaches upon a public right of way, and then applies to have that Right of Way vacated and abandoned by the city, any granting of such a request by the Planning Commission or the City Council would be compromising the public interest. The result would be to adversely impact any possible future development of a sidewalk that would connect Camelback Road with Indian School Road along the very right of way being considered in this application today.
- 2) On March 29th, the Scottsdale City Council unanimously passed a resolution directing the City Manager to agendize this matter as expressed in a petition presented by the **68th Street Sidewalk Association**, requesting that no consideration of abandoning any Public Right Of Way (along 68th Street) be entertained until a complete plan for a future sidewalk in this area is completed. Any conceding of the Public Right Of Way in this application will have the affect of compromising any such future design.
- 3) On April 26th, The Scottsdale City Council is scheduled to consider approval of the Transportation Action Plan (TAP), Included in that plan is the development of sidewalk along 68th Street.
- 4) Any granting of this abandonment of Right of Way will reduce options for the design team working on implementation of sidewalk to be developed under the future TAP.

We respectfully ask that any consideration of the abandonment of Right of Way by the property owner at 6750 East Exeter be either denied or continued until such time that an actionable plan is approved and then to the extent this portion of the Right of Way is not needed, then and only then should it be abandoned.

In the alternative, we would be willing to support the abandonment if in consideration for the City of Scottsdale abandoning the western portion of this right of way (with the property's block wall as its new boundary), provided however that the property owner will within ninety days (90), remove all metal fencing and plant material between the road and the block wall plus level the ground so that it can be safely traversed by pedestrians pending the actual construction of the contemplated sidewalk. We also require that the city remove an intersection sign that requires pedestrians to walk into the street. With these conditions met by the property owner and the city we would be prepared to support this abandonment application.

Thank you in advance for your consideration,
The 68th Street Sidewalk Association