

PLANNING COMMISSION REPORT



Meeting Date: April 13, 2022
General Plan Element: *Land Use*
General Plan Goal: *Coordinate Planning to Balance Infrastructure*

ACTION

6750 E Exeter Blvd - Abandonment 2-AB-2022

Request to consider the following:

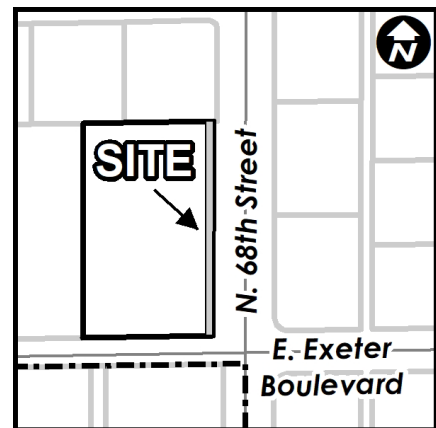
1. A recommendation to City Council regarding a request by owner to abandon the west 10-feet of the existing 85-foot-wide Public Right-of-Way for N. 68th Street, located along the eastern boundary of parcel 173-44-014C, with Single-family Residential district (R1-35) zoning, at 6750 E. Exeter Boulevard.

Goal/Purpose of Request

This request is to abandon a 10-foot-wide strip of right-of-way, for a distance of +/- 301-feet, along the N. 68th Street frontage of the property located at 6750 E. Exeter Boulevard. The applicant's intent is to realign the right-of-way/property boundary so that existing site walls will be located within their property instead of within the public right-of-way.

Key Items for Consideration

- Access is not impacted by this proposed abandonment.
- Conformance with the Transportation Master Plan.
- A total dedicated width of 75-feet of right-of-way would remain for N. 68th Street.
- Existing private site wall and hedges are currently located within the subject right-of-way area.
- Public comments requesting the installation of a sidewalk along N. 68th Street.



OWNER

Augusta Emerita Partners

APPLICANT CONTACT

Omar Abdallah

Rose Law Group
480-240-5641

LOCATION

6750 E. Exeter Boulevard

BACKGROUND

General Plan

The General Plan Land Use Element designates the property as Suburban Neighborhoods. This category includes medium- to small-lot single-family neighborhoods or subdivisions. Densities in Suburban Neighborhoods are usually more than one dwelling unit per acre, but less than eight dwelling units per acre. This category also includes some townhouses and small-lot single-family homes, such as patio homes. Suburban Neighborhoods may be used as transitions among less intense areas, Urban Neighborhoods, and non-residential uses.

Zoning

The site is zoned Single-family Residential (R1-35). The R1-35 zoning district is intended to promote and preserve residential development. The minimum lot size, although less than one (1) acre, still results in a low density of population. The principal land use is single-family dwellings and uses incidental or accessory thereto, together with required recreational, religious and educational facilities. The surrounding properties are zoned Single-family Residential (R1-35, R1-18, and R1-10) districts.

Context

This site is generally located south of E. Camelback Road and west of N. Goldwater Boulevard, at the northwest corner of the intersection of E. Exeter Boulevard and N. 68th Street. Please refer to context graphics attached.

The subject 10-foot public street right-of-way was dedicated in 1992. That dedication added 15-feet to the previously dedicated 30-feet, for the current width of 45-feet of right-of-way dedicated on the west half of N. 68th Street adjacent to the subject property. The half-street right-of-way dedication widths along N. 68th Street to the north and south of the subject property are 40-feet and 30-feet respectively. This property has provided the widest right-of-way dedication along that segment of N. 68th Street. The total width of right-of-way at this section is 85-feet as currently dedicated.

Related Policies, References:

2008 Scottsdale Transportation Master Plan

APPLICANTS PROPOSAL

Development Information

No new development or improvements are proposed associated to this abandonment application. This is an existing developed residential parcel which has identified that their existing site wall and hedges are located within the subject portion of right-of-way to be abandoned.

IMPACT ANALYSIS

Land Use

With or without this abandonment, this property can continue to function as a single-family residential property. If this abandonment is approved, this property would gain 10-feet of width along its east boundary which shifts the property boundary location where building setbacks are measured but does not change the current function or allowable land uses on this property.

Traffic/Trails

Access to this property and the surrounding area is and will continue to be provided by E. Exeter Boulevard and N. 68th Street. Public outreach responses to this application raised questions about the possibility of the City installing sidewalk improvements along this stretch of N. 68th Street, from E. Camelback Road to E. Indian School Road. The requested abandonment width of 10-feet of the existing total 85-foot width of right-of-way, for this portion of N. 68th Street is not anticipated to reduce the total width to a dimension that would prevent future sidewalk improvements within the remaining right-of-way along this alignment. There are currently no planned City improvement projects that would install a sidewalk in this area.

There are existing mature oleander hedges in place along both street frontages of this property. Many of those have existed and will continue to exist within or encroaching into the adjacent public rights-of-way, even after the outcome of the requested abandonment. The property owner has been performing periodic maintenance on that vegetation. The City retains the rights to remove or cut back any encroaching vegetation as needed now and in the future. The City may also request the owner fulfill their right-of-way maintenance obligations, per Ch.47 of the Scottsdale Revised Code, to remove or cut back any encroaching vegetation as needed as identified by City staff now or in the future.

Emergency/Municipal Services and Utilities

All existing emergency and municipal access will continue to be provided to the properties surrounding the abandonment area and maintained through existing remaining dedicated public right-of-way along N. 68th Street. No impacts are anticipated.

Public Utilities

The public utility providers have been notified of the applicant's request. The utility companies have indicated that there are no anticipated conflicts with the proposed abandonment. The remaining right-of-way width is anticipated to be sufficient to contain existing and future utility needs.

Community Involvement

With this application the applicant and the City sent out notification to property owners within 750-feet of the subject site. That outreach resulted in questions and concerns over the scope and nature of the abandonment. Staff has received numerous emails and calls expressing a desire for a sidewalk along N. 68th Street connecting from E. Camelback Road (to the north) to the canal improvements and E. Indian School Road (to the south). The majority of correspondence received has been from residents of the Pavoreal residential community located at the southwest corner of E. Camelback Road and N. 68th Street, generally north of the subject site.

Community Impact

No community impacts are anticipated as a result of the requested +/- 3,010 square feet of right-of-way abandonment area within the scope of this application.

STAFF RECOMMENDATION

Recommended Approach:

Staff recommends that the Planning Commission make a recommendation to City Council for approval to abandon the subject 10-foot-wide strip of right-of-way, finding that the proposal is consistent with and conforms to the adopted General Plan, subject to the following:

1. The property owner pays to the city the combined total amount as determined by city council as compensation to the city for the abandonment of right-of-way.

RESPONSIBLE DEPARTMENT

Planning and Development Services

Current Planning Services

STAFF CONTACT

Jeff Barnes

Senior Planner

480-312-2376

E-mail: jbarnes@ScottsdaleAZ.gov

APPROVED BY

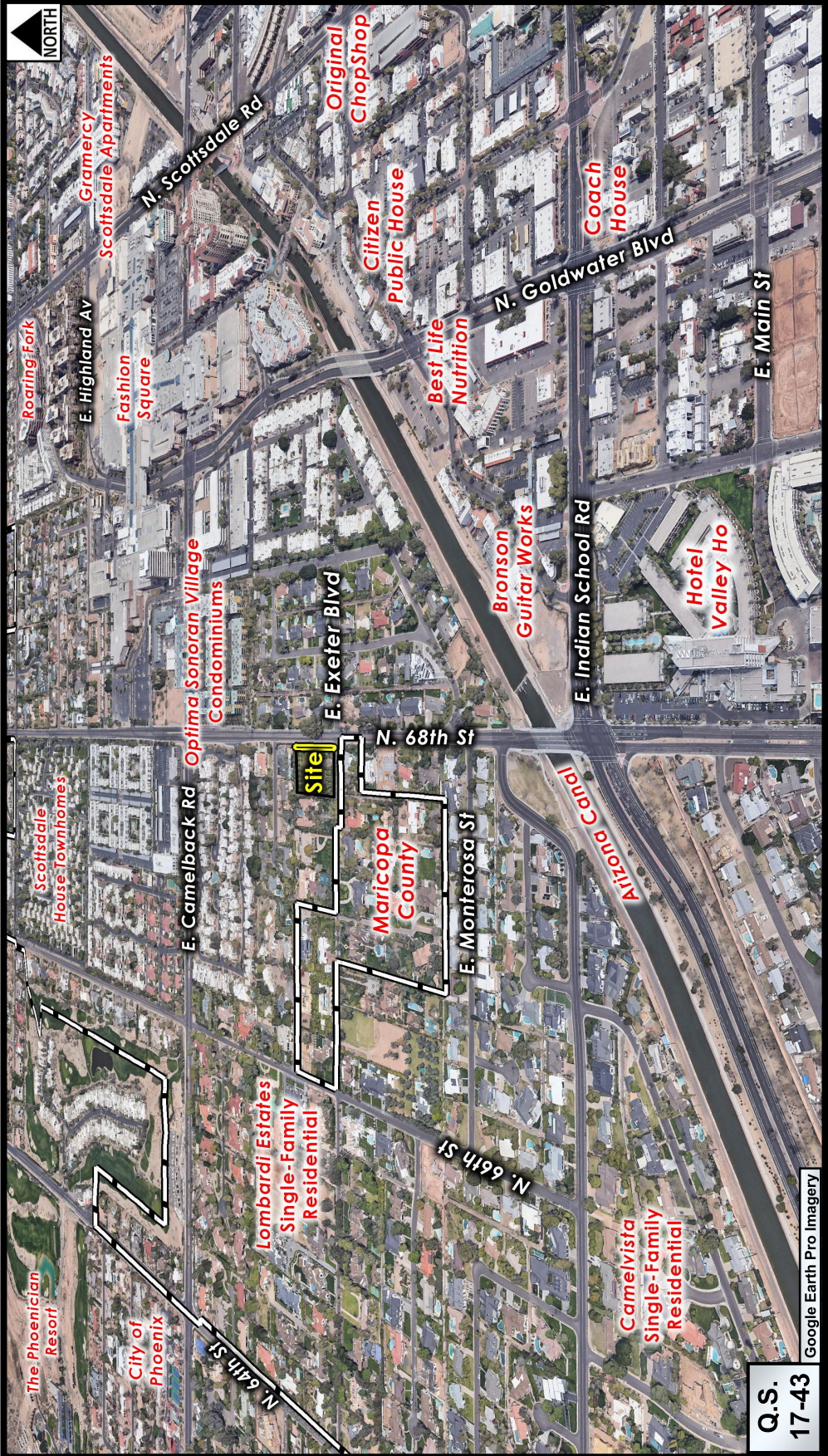
 _____ Jeff Barnes, Report Author	<u>3/17/2022</u> Date
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 _____ Tim Curtis, AICP, Current Planning Director Planning Commission Liaison Phone: 480-312-7713 Email: tcurtis@scottsdaleaz.gov	<u>3/27/2022</u> Date
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 _____ Randy Grant, Executive Director Planning, Economic Development, and Tourism Phone: 480-312-2664 Email: rgrant@scottsdaleaz.gov	<u>3/27/2022</u> Date
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ATTACHMENTS

1. Context Aerial
- 1A. Aerial Close-Up
2. Applicant's Narrative
3. Resolution No. 12441
 - Exhibit A: Legal Description
 - Exhibit B: Legal Graphic
 - Exhibit C: Depiction of subject parcel
4. Zoning Aerial
5. Community Outreach
6. City Notification Map
7. Public Comment



Q.S.
17-43

Context Aerial

ATTACHMENT #1

2-AB-2022



2-AB-2022

ATTACHMENT #1A

Close-up Aerial

Q.S.
17-43

Maricopa
Google Earth Pro Imagery

RIGHT-OF-WAY ABANDONMENT

PROJECT NARRATIVE

January 5, 2022

Background

On behalf of Augusta Emerita Partners (“Owner”), Rose Law Group (“Applicant”) is requesting the approval of a right-of-way (“ROW”) abandonment along the eastern border of a residential property located at 6750 East Exeter Boulevard, Scottsdale, Arizona 85251 (APN 173-44-014C) (the “Property”). The Property contains an existing single family residential home at the northwest corner of East Exeter Boulevard and North 68th Street and is in the R1-35 zoning district. The surrounding properties are similarly comprised of single-family residential homes in the R1-35 zoning district. The requested abandonment is for a short length of ROW along North 68th Street.

Request

This request is to abandon 10 feet of ROW for a length of approximately 301.27 feet along North 68th Street adjacent to the Property, resulting in a total abandonment of approximately 2,862 square feet (0.0657 acres) (See **Exhibit A – ROW Abandonment Aerial** and **Exhibit B - Legal Description & Graphic**). The requested abandonment is a portion of ROW dedicated to the City of Scottsdale in 1992 for purposes of widening North 68th St (See **Exhibit C – Deed of ROW Dedication**). The City has since decided not to widen North 68th Street. As such, the 10 feet of ROW is no longer needed, and its abandonment is appropriate.

The existing wall on the east side of the Property currently falls within the ROW. The purpose of the requested abandonment is to allow the eastern wall to fall within the Property’s parcel lines. Additionally, the Owner is remodeling the kitchen of the home on the Property and has been advised by the architect that the abandonment would allow for some increased flexibility for the Property.

Importantly, access to the Property or adjacent parcels is not impacted by the proposed abandonment. Additionally, there will be no impact to traffic circulation or to emergency services. The Applicant has informed each of the Utility Company Contacts provided of this proposal and their written authorization is included with this application.

As discussed with City Staff, the Owner proposes to pay the sum of \$0.50 per square foot, for a total of \$1,431, in consideration for the requested abandonment. Additionally, if necessary, the Owner is willing to remove portions of the vegetation on the Property along East Exeter Boulevard in order to facilitate a shoulder and pedestrian space along the edge of the pavement, and intersection sight distance in the southeast corner of the property and in the northwest corner of the intersection of North 68th Street and Exeter Boulevard. Finally, if this request is approved, any underground utility facilities within the abandonment area will have dedicated public easements in order to maintain the rights of existing utilities.

ATTACHMENT #2

Exhibit A - ROW Abandonment Aerial

Property

821114

822507084

1.2

822510716

10 ft ROW

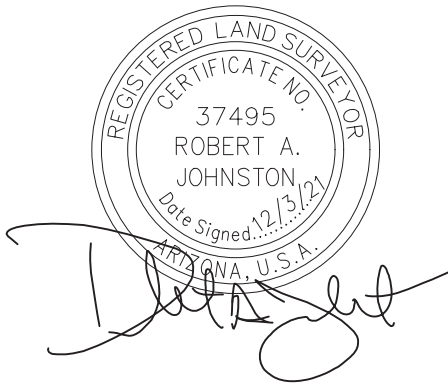
N 68th St

E Exeter Blvd

2-AB-2022

01/24/22

Exhibit B - Legal Description & Graphic



**LEGAL DESCRIPTION
GAROFONO RESIDENCE
RIGHT-OF-WAY ABANDONMENT**

JOB NO. 21-1061

12/03/2021

A 10 FOOT STRIP OF LAND LYING IMMEDIATELY EAST OF THE BELOW DESCRIBED PARCEL OF LAND;

LOTS 13 AND 14, BLOCK 1, OF LOMBARDI ESTATES, ACCORDING TO THE PLAT OF RECORD IN THE OFFICE OF THE COUNTY RECORDER OF MARICOPA COUNTY, ARIZONA, RECORDED IN BOOK 44 OF MAPS, PAGE 18;

EXCEPT THE WEST 420 FEET AND THE EAST 15 FEET THEREOF;

SAID 10 FOOT STRIP BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS;

COMMENCING AT THE NORTHEAST CORNER OF SAID PARCEL OF LAND, FROM WHICH THE NORTHWEST PROPERTY CORNER BEARS NORTH 89 DEGREES 51 MINUTES 00 SECONDS EAST, 180.97' TO THE **POINT OF BEGINNING**;

THENCE NORTH 89 DEGREES 51 MINUTES 00 SECONDS EAST, 10.00 FEET;

THENCE SOUTH 00 DEGREES 58 MINUTES 13 SECONDS WEST, 301.27 FEET;

THENCE SOUTH 89 DEGREES 56 MINUTES 00 SECONDS WEST, 10.00 FEET;

THENCE NORTH 00 DEGREES 58 MINUTES 13 SECONDS EAST, 301.26 FEET;

TO THE **POINT OF BEGINNING**.

SAID PORTION OF LAND CONTAINING 3,012 SQUARE FEET, OR 0.0691 ACRES, MORE OR LESS, AND BEING SUBJECT TO ANY EASEMENTS, RESTRICTIONS, AND/OR RIGHTS-OF-WAYS OF RECORD OR OTHERWISE.

THIS DESCRIPTION SHOWN HEREON IS NOT TO BE USED TO VIOLATE SUBDIVISION REGULATIONS OF THE STATE, COUNTY AND/OR MUNICIPALITY, OR ANY OTHER LAND DIVISION RESTRICTIONS.

Dec 03, 2021 6:08am S:\Projects\2021\21-1061\Land Survey\Legals\21-1061 row legal.dwg

MONTECITO AVE

S89°51'00"W 480.34'

POINT OF BEGINNING

68TH STREET

N89°51'00"E 180.97'

N0°58'13"E 301.00'

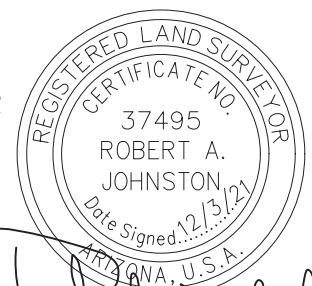
APN 173-44-014C

S89°56'00"W 180.97'

EXETER BLVD

LINE TABLE		
LINE	BEARING	LENGTH
L1	N89°51'00"E	10.00'
L2	S00°58'13"W	301.27'
L3	S89°56'00"W	10.00'
L4	N00°58'13"E	301.26'

RIGHT-OF-WAY
3,012 SQUARE FEET OR
0.0691 ACRES



50 0 100
scale feet

21-1061

GAROFONO RESIDENCE
RIGHT-OF-WAY ABANDONMENT

EXHIBIT



1130 N. Alma School Rd.
Ste. 120 Mesa, AZ 85201
T:480.503.2250 | F:480.503.2258
www.epsgroupinc.com

2-AB-2022
01/24/22

Exhibit C - Deed of ROW Dedication

return to hawkins & campbell

via 24hr turnaround
WHEN RECORDED MAIL TO:
CITY OF SCOTTSDALE
PLANNING & ZONING
RECORDS DEPARTMENT
3939 CIVIC CENTER BOULEVARD
SCOTTSDALE, ARIZONA 85251



DEED OF
RIGHT OF WAY
DEDICATION



Unofficial
Document

3 of 4 FRANK

PROJECT: 43-LS-91

QUARTER SECTION NO.: 17-43

CALVIN D. & JUDITH ANN WOLFSWINKEL (owners) Grantor(s),

for a valuable consideration, hereby grant(s) to the CITY OF SCOTTSDALE, ARIZONA, a municipal corporation, its successors and assigns, a perpetual right-of-way for the following purpose, namely: The right to enter upon the hereinafter described land and grade, level, fill, drain, pave, construct, operate, maintain, repair, and rebuild a road or highway, together with such bridges, culverts, drainageways, ramps, sidewalks, curbs, gutters, and cuts as may be necessary to construct, operate and maintain any public utility lines, pipes or poles, on, over, under, and across the ground embraced within the right-of-way situated in the City of Scottsdale, State of Arizona and described as follows:

The East 15.00 feet of Lots 13 and 14, Block 1, Lombardi Estates,
Recorded in Book 44 of Maps, Page 18, M.C.R.

The said right-of-way to include the right to cut back and trim such portions of branches and tops of trees now growing or may hereafter grow or extend over said right-of-way, so as to prevent the same from interfering with the efficient maintenance and operation of said public highways and public utilities.

And the Grantors hereby covenant that they are lawfully seized and possessed on this aforementioned tract or parcel of land; that they have a good and lawful right to sell and convey it; and that they will warrant the title and quiet possession thereto against the lawful claim of all persons.

DATED this 31 day of March, 1992

STATE OF Arizona)

County of Maricopa)

This instrument was acknowledged before me this 31 day of March 19 92 by

Calvin D. & Judith Ann
Wolfswinkel

My commission will expire 3/25/95



OFFICIAL SEAL
ALIX J. GRAHAM
NOTARY PUBLIC - STATE OF ARIZONA
MARICOPA COUNTY
My Comm. Expires March 29, 1995

[Signature]
Notary Public

7447 E. INDIAN SCHOOL RD., SCOTTSDALE, ARIZONA 85251 (602) 994-7080

Notary Public
DSO404(3/91)

2-AB-2022
01/24/22

Resolution 12441 (placeholder)

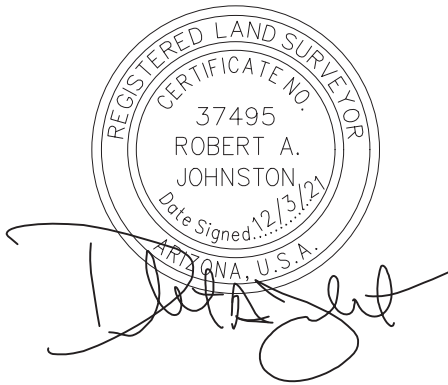


EXHIBIT A

LEGAL DESCRIPTION

RIGHT-OF-WAY ABANDONMENT

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EXHIBIT A

Resolution 12441

Page 1 of 1

EXHIBIT B

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POINT OF BEGINNING

68TH STREET

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N0°58'13"E 301.00'

APN 173-44-014C

S89°56'00"W 180.97'

EXETER BLVD

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RIGHT-OF-WAY
3,012 SQUARE FEET OR
0.0691 ACRES

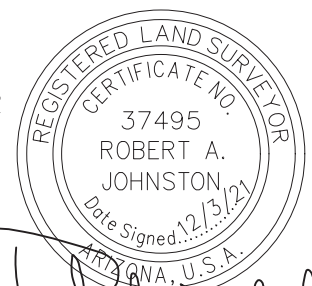


EXHIBIT B

Resolution 12441

Page 1 of 1

21-1061

RIGHT-OF-WAY ABANDONMENT

EXHIBIT B



1130 N. Alma School Rd.
Ste. 120 Mesa, AZ 85201
T:480.503.2250 | F:480.503.2258
www.epsgroupinc.com

EXHIBIT C

MONTECITO AVE

S89°51'00"W 480.34'

POINT OF BEGINNING

68TH STREET

N89°51'00"E 180.97'

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APN 173-44-014C

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EXETER BLVD

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EXHIBIT C
Resolution 12441
Page 1 of 1



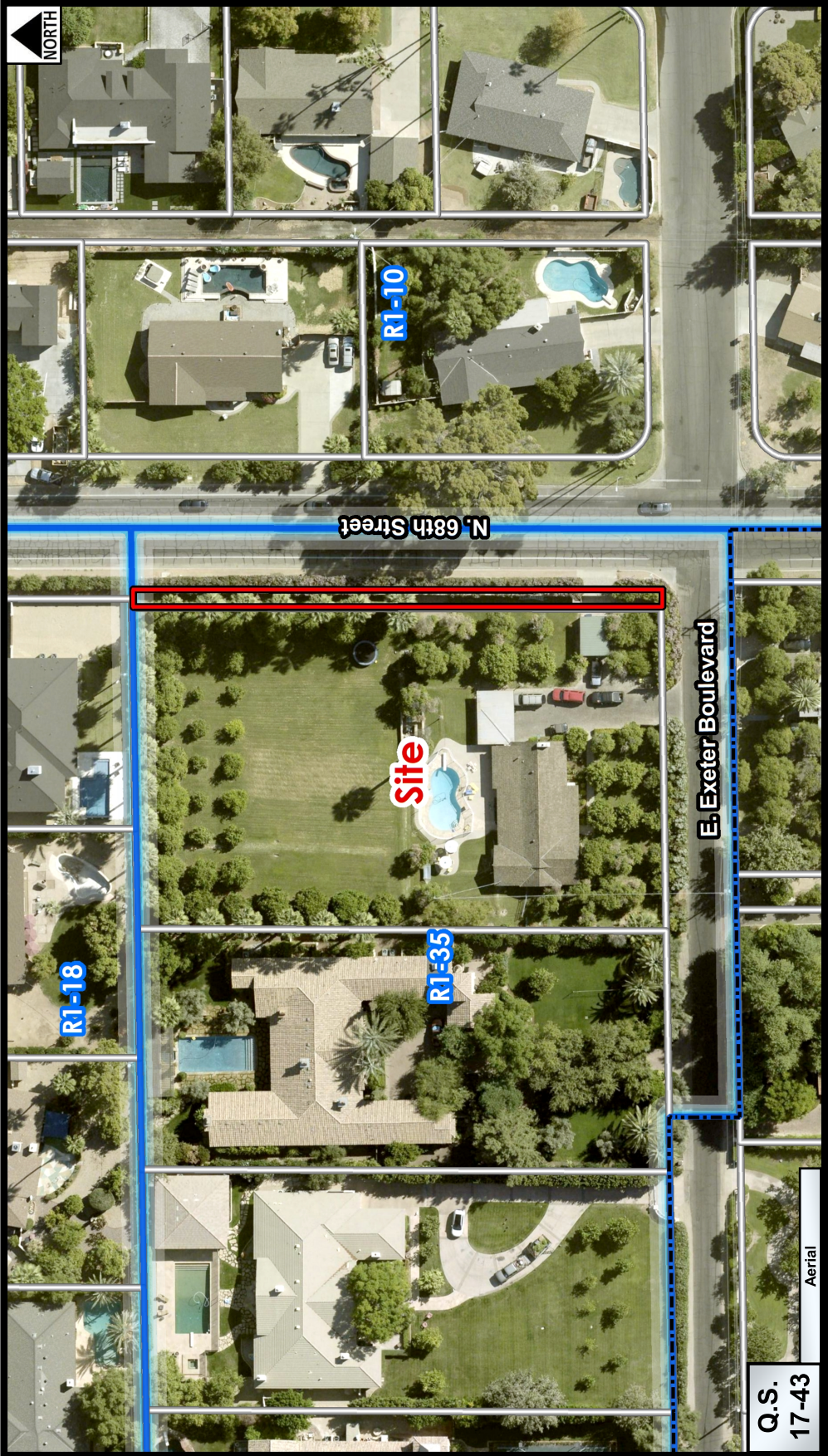
ABANDONMENT PARCEL

EXHIBIT C



EPS
GROUP

1130 N. Alma School Rd.
Ste. 120 Mesa, AZ 85201
T:480.503.2250 | F:480.503.2258
www.epsgroupinc.com



Q.S.
17-43

Aerial

Zoning Aerial

2-AB-2022

ATTACHMENT #4

Community Outreach Summary
Application No. 799-PA-2021 – 6750 E. Exeter Blvd.
Abandonment
January 18, 2022

Background

August Emerita Partners (the “Owner”) intends to make certain improvements to the residential property at 6750 East Exeter Boulevard, Scottsdale, Arizona 85251 (APN 173-44-014C) (the “Property”). To satisfy City setback requirements, the Owner was advised by his architect to abandon some of the extra right-of-way (“ROW”) along the east side of the Property at 68th Street that was dedicated to the City previously. For context, the Owner’s family dedicated 15 feet of ROW to the city for ROW purposes in 1992. The City has since determined that the 15 feet of ROW is no longer necessary. As such, Rose Law Group (the “Applicant”), on behalf of the Owner, is requesting the approval of the abandonment of 10 feet of ROW along 68th Street, adjacent to the eastern side of the Property.

Notification Letter

On December 27, 2021, the Applicant mailed 253 letters to surrounding property owners and HOAs located within 750 feet, along with the City’s standard interested parties list, informing them of the application and providing the Applicant’s and City’s contact information should they have any questions. The letter is included with this application.

Neighbor Correspondence

As stated in the notification letter, the Applicant welcomed neighbor questions or comments. As of January 18, 2022, the Applicant was contacted by five nearby neighbors, all of whom were generally curious and did not oppose the proposal.

City staff, however, received twelve letters of opposition, all of which appear to be from residents of the Village of Pavoreal community at the southwest corner of Camelback Road and 68th Street. The neighbor’s primary concerns pertain to their desire for the installation of a sidewalk along the remainder of 68th Street. The neighbors would like to have a sidewalk to improve safety and walkability of the area. Many of the neighbors believe that the proposed ROW abandonment will prohibit the installation of a sidewalk along 68th Street. The Applicant confirmed with City transportation staff that the proposed ROW abandonment would not impact the feasibility of a future sidewalk here, should the City choose to construct one.

Even though the Applicant wasn’t contacted by any individuals opposed to the proposal, the Applicant reached out to all of the neighbors that contacted the City with concerns to inform them that the proposal would not impact the feasibility of a future sidewalk. Neighbors that provided e-

mails were contacted by e-mail, while neighbors that provided phone numbers were given a call. The Applicant was able to discuss the proposal with three individuals that opposed the proposal, two of which are no longer opposed now that they understand the proposal is irrelevant to their desire for a sidewalk. While the third individual now understands that the proposal will not prohibit a future sidewalk, he maintains his opposition because he wants the Owner to make certain improvements to 68th Street in favor of a future sidewalk, and to put pressure on the City to install one. The remaining neighbors did not respond.

DATE	NAME	ADDRESS	INITIALLY CONTACTED	NOTES
1/3/22	Mary Benoist	Village of Pavoreal	City of Scottsdale	Opposed - Would like sidewalk and believes proposal will prevent it.
1/3/22	Harold Back	Village of Pavoreal	City of Scottsdale	Opposed - Would like sidewalk (safety, walkability) and proposal will prevent it.
1/3/22	Michael and Rose Hawman	Village of Pavoreal	City of Scottsdale	Opposed – Would like sidewalk (safety and walkability) and proposal will prevent it.
1/4/22	Christine Sheppard	6746 E. Montecito Ave.	Applicant	Wanted to know what the application was for. Not opposed.
1/4/22	Doreen and Don Myles	Village of Pavoreal	City of Scottsdale	Opposed - Would like sidewalk and speed limits enforced.
1/4/22	Jim Berson	Village of Pavoreal	City of Scottsdale	Opposed – Would like sidewalk and proposal will prevent it.
1/4/22	Michael P. Prescott and Earline Jones	Village of Pavoreal	City of Scottsdale	Originally opposed due to sidewalk. No longer opposed after speaking with applicant.
1/4/22	Bonnie Lang and Gary Breshears	Village of Pavoreal	City of Scottsdale	Opposed – City made a promise to make the area more pedestrian and bicycle friendly.
1/4/22	Marsha and John French	Village of Pavoreal	City of Scottsdale	Opposed – Would like a sidewalk.

1/5/22	Teresa Roberts	Freeport McMoran	Applicant	Wanted to know what the application was for – likely received notice by mistake. Not opposed.
1/6/22	Wally Powell	Whitwood Neighborhood	Applicant	Wanted to know what the application was for. Not opposed. Feels this is good for the neighborhood.
1/7/22	Robert Carey	Unknown	City of Scottsdale	Opposed – Would like sidewalk and proposal will prevent it.
1/7/22	John and Debbie Mulholland	Village of Pavoreal	City of Scottsdale	Opposed – Would like sidewalk and proposal will prevent it.
1/9/22	Ruth Strauss	Village of Pavoreal	City of Scottsdale	Opposed – Would like sidewalk and proposal will prevent it.
1/9/22	Patrick J. O’Leary and Karen M. Yamasaki	Village of Pavoreal	City of Scottsdale	Originally opposed – Would like sidewalk and proposal will prevent it. No longer opposed after speaking with applicant.
1/10/22	Cheryl Ellegard	Unknown	Applicant	Wanted to know what the application was for. Not opposed.
1/14/22	Caniglia Development LLC	6737 E. Exeter Blvd.	Applicant	Wanted to know what the application was for. Not opposed.

Conclusion

The Applicant and Owner are committed to continued open communication with the surrounding community and informing them of all details for the proposal. The Applicant believes it has reasonably addressed all opposition against the proposal by informing them that the request would not prevent a future sidewalk, which was the root of their concern. The Applicant will continue to address all questions and concerns from neighbors.

From: [Harold Back](#)
To: [City Council](#); [Projectinput](#); [Barnes, Jeff](#); [Kercher, Phillip](#); [Meinhart, David](#)
Subject: 68th Street Sidewalk Association/ 2AB 2022
Date: Wednesday, February 02, 2022 3:50:24 PM
Attachments: [68th Street Association Template.pdf](#)

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

Dear Mayor and City Council members,

We are deeply concerned about the advancing of the proposal to vacate a portion of the Right of Way referenced as 2 AB 2022, 6750 Exeter Blvd. Most importantly our concerns are driven by the fact that there is a desperate need for a sidewalk on 68th Street between Camelback Road and Indian School.

We request that any decision to vacate ROW is not in the public interest since it may impede any future development of the much needed sidewalk in the area. Accordingly, we are asking that any changes be deferred until such time that there is a fully developed plan for the sidewalk which would be consistent with the City Master Plan and the safety of all pedestrians who traverse this area.

Our concerns are more fully expressed in the attached memorandum, we would appreciate your attention to our concerns.

The 68th Street Sidewalk Association
H.S.Back

Sent from my iPad

The 68th Street Sidewalk **Association**

% H.S.Back
6711 East Camelback Road, #29
Scottsdale AZX 85251
480 490 5742

February 1, 2022

The Honorable Mayor David D Ortega
City Councilor Tammy Caputi
City Councilor Tom Durham
City Councilor Betty Janik
City Councilor Kathy Littlefield
City Councilor Linda Millhaven
City Councilor Solange Whitehead

City of Scottsdale
Scottsdale Az

Dear Ladies and Gentlemen,

2AB 2022 6750 East Exeter

We need your help !

We need a sidewalk to be completed between 68Th Street and Camelback Road and 68th Street and Indian School. Most importantly we need the City Council and its members to defer any decision on the application to vacate a portion of the right of way referenced as **2 AB 2022**.

To walk either north or south on the stretch of road referenced above, is to take ones life in ones hand. As density at the northern mo–st point has increased the corresponding traffic velocity has as well. To access the

amenity of the canal trail at Indian School or to walk to Old Town is dangerous and we need this matter to be addressed with some urgency.

Our primary concern is that staff and the City Council might approve the vacation of the ROW(right of way) requested in the above application without regard for the impact in impeding sidewalk development along 68th Street.

Given the extent of encroachment in the Right of Way along the full extent of the area in question, we need the City to clear the area of any impediments so as to enable relatively safe movement while we wait for this sidewalk to be installed.

It would provide us with significant comfort as to the City's intent were we to see a fully developed plan together with a calendar for implementation. Until such time, we respectfully request that the City deny any requested changes too the status quo, most significantly by denying the above referenced request, **2 AB 2022**.

Thank you in advance for your attention to this matter.

Yours sincerely,
The 68th Street Sidewalk Association

H. S. Back

From: [Wendy Weinberg](#)
To: [Projectinput](#)
Subject: Case #2-AB-2022
Date: Monday, January 31, 2022 3:59:43 PM

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

My understanding so far is that the city currently owns the right of way to the 10 ft. in question. If that is true, I would like the city to exercise that right and make improvements that benefit residents in the area who would benefit from improved pedestrian/bike access from Camelback to Indian School. If the city is not currently prepared to make such improvements, then *preserve that right until such time* as there are viable plans for improvements to our city.

Hope my comments are well received.

Wendy Weinberg
6711 E. Camelback Rd.
Scottsdale, AZ 85251

From: sallen215@cox.net
To: [Barnes, Jeff](#)
Cc: corefinancial@me.com
Subject: 2-AB-2022
Date: Saturday, January 29, 2022 12:00:36 PM

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

Dear Sirs/Madame,

I am writing to you concerning the application to vacate a portion of the right of way along 68th Street referenced by the above number and street address.

I am concerned and deeply troubled that staff may recommend ceding a part of the right of way without a clear understanding by the community impacted by doing so and the long term impact on the development of sidewalks along the east and west side of 68th street between Camelback and Indian School. Furthermore giving up any area without adequate consideration does not respect the public interest.

The urgent need to focus on the pedestrian right of way has only increased as the density of development of housing at the corner of 68th street and Camelback Road. has occurred. Increased vehicular traffic has dramatically exposed pedestrians to heightened danger and ignoring the sidewalk need will ensure that it is only a matter of time before there will be injuries or fatalities resulting from the lack of a safe way for pedestrians to traverse the area safely.

The amenity provided by the canal path and Old Town are not easily reached and neighborhood walkability is adversely affected. The public interest of our community at 6711 east Camelback and the neighboring Optima and The Mall, not considering the pending development of a hotel is a concern to all of us.

I strongly object to any conceding of any of the PUBLIC Right Of Way without a complete plan for the area that demonstrates any concession would not adversely affect the future sidewalk development and also give me an understanding of a calendar under which that development would be undertaken and completed.

I need your help to protect our collective interest and advance the ideas expressed above. Thank you for your consideration.

Catherine Allen
The Village of Pavoreal #26
602-525-6811

From: [Harold Back](#)
To: [Meinhart, David](#)
Cc: [Barnes, Jeff](#); [Kercher, Phillip](#)
Subject: 799-PA-2021
Date: Tuesday, January 4, 2022 3:18:21 PM

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

Dear Mr. Meinhart,

we received notice of an impending application to vacate the Right of Way on the west side of 68th Street (6750 East Exeter), and have communicated with both Jeff Barnes and Phil Kercher at the city concerning our strong objection to any approval for such a vacation.

As a separate email, I will send you a copy of our letter objecting which was sent to Jeff Barnes and I understand is in the appropriate file. It is important that there be no consideration of vacating the ROW which will compromise future development of sidewalk and streetscape in the area under review. No consideration to vacating should be entertained until such time as a fully developed sidewalk development plan is completed and adopted by the city so as not to impede or add unneeded costs to completing the sidewalk.

It is crucial that appropriate effort be made to completing a sidewalk along the west side of 68th Street for both safety and pedestrian access to old Town and also to the mall as well as providing the walkability expressed in the City master plan.

I have been led to understand that your department is responsible for side walk development and would like to speak with you as a matter of urgency.

My phone number is 4780 490 5742.

I look forward to discussing this further at your earliest convenience.

Thank you in advance,
Harold Back
Village of Pavoreal

Sent from my iPad

From: [Harold Back](#)
To: [Kercher, Phillip](#)
Cc: [Barnes, Jeff](#)
Subject: Thank you
Date: Tuesday, January 4, 2022 2:51:57 PM

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

Dear Phil,

Thank you for discussing the pending request to vacate the ROW located at 6750 East Exeter. It is important to the whole community and the viability of the neighborhood safety and walkability that it not be approved, certainly it should not be given consideration without a simultaneous undertaking to complete the sidewalk in that area.

We would appreciate any assistance you can provide to advancing the more important element, the sidewalk.

Again thank you for your time.

Sincerely,
Harold Back
Village of Pavoreal

Sent from my iPad

From: [Harold Back](#)
To: [Barnes, Jeff](#); [Kercher, Phillip](#); [Conklu, Susan](#); [Meinhart, David](#); oabdallah@roselawgroup.com
Cc: [Marsha French](#); [Barbara Gower](#); [Bonnie Lang](#); [Mike Hawman](#); [Rose Hawman](#); [David Grossman](#); marilyn.bresnahan@gmail.com; [ruth.strauss](#); [Trudy Serlin](#); [Doreen Myles](#); [DON MYLES](#); [Judy Ackerman](#); [Joel Levitz](#); [Jim Berson](#); [Tony Dennis](#); [Michael Black](#); [Patrick O'Leary](#); [Karen And Patrick](#); [Randy Schoch](#); [anne Madigan](#); [Cathie Allen](#); [Mike & Earlene Prescott](#); [John Mulholland](#); [Rhonda McCormack](#); [Connie Dahlgren](#)
Subject: Public Interest Pre Application 799-PA-2021
Date: Wednesday, January 12, 2022 10:18:48 AM

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

Dear Mr. Barnes,

Given the contrary nature of the application to concede an area of the right of way designated for either the widening of 68th street and/or the placing of sidewalks along 68th Street between Camelback and Indian School, we are collectively concerned that the public interest may be ignored affecting the pace with which sidewalks are put in place and also the costs being increased to eventually do so. It is not in the Public Interest to approve this change without a full understanding of its implications.

Regardless, we are not trying to be obstructive and would be able to support a plan which in consideration of the City conceding a portion of the right of way, not further east than the block wall, the property owner agrees to remove the hedge and metal fence, clearing the area east of the block wall, while grading the area to then be level. This compromise would achieve the interests of all concerned, and serve the Public Interest of not impeding future changes along 68th street, while making the sidewalk area accessible today.

We would like to make sure that staff do not agree to or recommend the contemplated change without considering our collective interest, and would like to be notified of the pending date that this may come before the City Commission.

Thanking you in advance for your consideration.

Yours sincerely,
Harold Back

Sent from my iPad

From: [Harold Back](#)
To: [City Council](#); [Projectinput](#); [Barnes, Jeff](#); [Kercher, Phillip](#); [Meinhart, David](#)
Subject: 68th Street Sidewalk Association/ 2AB 2022
Date: Wednesday, February 2, 2022 3:50:23 PM
Attachments: [68th Street Association Template.pdf](#)

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

Dear Mayor and City Council members,

We are deeply concerned about the advancing of the proposal to vacate a portion of the Right of Way referenced as 2 AB 2022, 6750 Exeter Blvd. Most importantly our concerns are driven by the fact that there is a desperate need for a sidewalk on 68th Street between Camelback Road and Indian School.

We request that any decision to vacate ROW is not in the public interest since it may impede any future development of the much needed sidewalk in the area. Accordingly, we are asking that any changes be deferred until such time that there is a fully developed plan for the sidewalk which would be consistent with the City Master Plan and the safety of all pedestrians who traverse this area.

Our concerns are more fully expressed in the attached memorandum, we would appreciate your attention to our concerns.

The 68th Street Sidewalk Association
H.S.Back

Sent from my iPad

The 68th Street Sidewalk **Association**

% H.S.Back
6711 East Camelback Road, #29
Scottsdale AZX 85251
480 490 5742

February 1, 2022

The Honorable Mayor David D Ortega
City Councilor Tammy Caputi
City Councilor Tom Durham
City Councilor Betty Janik
City Councilor Kathy Littlefield
City Councilor Linda Millhaven
City Councilor Solange Whitehead

City of Scottsdale
Scottsdale Az

Dear Ladies and Gentlemen,

2AB 2022 6750 East Exeter

We need your help !

We need a sidewalk to be completed between 68Th Street and Camelback Road and 68th Street and Indian School. Most importantly we need the City Council and its members to defer any decision on the application to vacate a portion of the right of way referenced as **2 AB 2022**.

To walk either north or south on the stretch of road referenced above, is to take ones life in ones hand. As density at the northern mo–st point has increased the corresponding traffic velocity has as well. To access the

amenity of the canal trail at Indian School or to walk to Old Town is dangerous and we need this matter to be addressed with some urgency.

Our primary concern is that staff and the City Council might approve the vacation of the ROW(right of way) requested in the above application without regard for the impact in impeding sidewalk development along 68th Street.

Given the extent of encroachment in the Right of Way along the full extent of the area in question, we need the City to clear the area of any impediments so as to enable relatively safe movement while we wait for this sidewalk to be installed.

It would provide us with significant comfort as to the City's intent were we to see a fully developed plan together with a calendar for implementation. Until such time, we respectfully request that the City deny any requested changes too the status quo, most significantly by denying the above referenced request, **2 AB 2022**.

Thank you in advance for your attention to this matter.

Yours sincerely,
The 68th Street Sidewalk Association

H. S. Back

From: [Harold Back](#)
To: [City Council](#); [Kercher, Phillip](#); [Meinhart, David](#); [Conklu, Susan](#); [Schilling, Bethany](#); [Janik, Betty](#); [Barnes, Jeff](#); [Projectinput](#)
Subject: Maricopa County Superior Court Judge Rosa Mroz dies after being hit by car in Phoenix
Date: Saturday, February 5, 2022 4:55:49 PM

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

2 AB 2022

The 68th Street Sidewalk Association

Dear Mayor and City Councillors
The City of Scottsdale

Today Judge Rosa Mroz, a retired Maricopa Judge died from injuries sustained when struck by a vehicle along Camelback Road at 56th Street. There is no way to overstate the terrible loss suffered by her family and Maricopa County citizens then the loss caused by this avoidable tragedy.

As profound as this loss is, our city has an opportunity to celebrate her memory and her contribution to civiv life in Maricopa County by dedicating the future sidewalk to be built on 68th Street between Camelback and Indian School Road. In doing so, not only will her memory be preserved, but future generations will be able to safely traverse the dangerous area between these two intersections.

It will be better for our community if our political leadership is cutting a ribbon to unveil the “Judge Rosa Mroz Memorial sidewalk” then making a condolence call to a family whose life would be shattered by a terrible avoidable tragedy, all because there was not a sidewalk on 68th Street.

We join in extending our condolences to the Mroz family, may her memory be a blessing.

Yours sincerely,
The 68th Street Sidewalk Association

H.S.Back

<https://www.azcentral.com/story/news/local/phoenix-breaking/2022/02/05/maricopa-county-judge-rosa-mroz-dies-after-hit-car/6676555001/>

Sent from my iPad

From: [Harold Back](#)
To: [Barnes, Jeff](#)
Subject: Pre-application #799-PA-2021. North 68th Street
Date: Monday, January 3, 2022 10:29:28 AM

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

Dear Mr Barnes,

We are in receipt of the application to abandon the West side of 68th street on the east perimeter of 6750 East Exeter referenced by the number above.

We object to the abandonment of the Right of Way for the following reasons:

The density at the intersection of Camelback and 68th Street has increased significantly and will increase further with the contemplated opening of a hotel property on the north east corner of that same intersection. Furthermore traffic has dramatically increased both north and south bound, and will continue to do so as the urban character of the area changes.

The City completed a major renovation of the bridge and access to the walk path at the canal at the 68th and Indian School intersection. However it is neither easy or safe to access those amenities as a pedestrian from the dense concentration of homes at Camelback Road.

All of this has occurred during a period when increased walkability is a crucial component of urban life. Our community, The Village of Pavoreal and also our adjacent neighbor at Sonora Village are the northwest boundry of Old Town Scottsdale. And yet, walking southbound on 68th Street is to take ones life in one's hand, there is no sidewalk. The lines painted on the side of the road to provide a faux sidewalk are inadequate to provide safety for a pedestrian.

In addition there are bus stops at both the Camelback and Indian School intersections with 68th Street and a major draw at the mall for workers who use the public transport options, all take their life in their hand when traversing 68th Street in either direction.

For the City to consider abandoning a Right of Way that should be being developed as a sidewalk would undermine the future ability to complete an integrated sidewalk along the western side of 68th street between Camelback and Indian School severely impacting negatively all the residents of the area.

We strongly urge the City to fully develop the ROW and enhance the neighborhood for all who live or visit the area.

We restate our objection to any consideration of abandonment of the Right Of Way referenced as 299-PA-2021.

Harold S Back & Family
6711 East Camelback Rd
Scottsdale AZ 85251
480-490-5742

Yours sincerely,
Harold Back

Sent from my iPad

From: mkbenoist@gmail.com
To: [Barnes, Jeff](#)
Subject: Pre-Application #799-PA—2021
Date: Monday, January 3, 2022 3:55:12 PM

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

I am writing to request that the ROW located on the East side of 6750 East Exeter Blvd not be abandoned as presented by the Rose Law Group. I would like to see a sidewalk built on this property to connect the Pavoreal side walk to the new bridge & canal walkways. It is currently extremely dangerous to walk or ride a bicycle along 68th street, and this makes the 'walkable Scottsdale' a complete sham. The sidewalk should have been done long ago & the abandonment of this ROW will dash all hopes of one. Please do not approve this proposal. Sincerely, Mary Benoist, Pavoreal.

Sent from my iPhone

From: [Jim Berson](#)
To: [Barnes, Jeff](#)
Subject: File reference # 799-PA-2021
Date: Tuesday, January 4, 2022 6:27:09 AM

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

Dear Mr. Barnes,

I received notification to abandon the right of way along North 68th street at the property address of 6750 East Exeter Blvd. I am requesting that the City of Scottsdale reject the abandonment of the right of way application because it would prevent the city from providing a desperately needed sidewalk for pedestrian safety.

The area in question, which runs along 68th street from Indian School Rd. to East Camelback, is a major pedestrian walking route to Old Town, but it has become congested with traffic and it is only a matter of time before a pedestrian fatality occurs due to the lack of a sidewalk.

Abandoning this right of way is also a direct contradiction to the Scottsdale master plan that prioritizes making Old Town a walkable community; therefore, I request that the city not only reject this application for abandoning the right of way, but that it also begins the process of constructing a sidewalk along this corridor.

Sincerely,
Jim Berson
6711 E. Camelback Rd. #52
Scottsdale, AZ 85251
M: 602 421 6065

From: [Kristine Buckles](#)
To: [Barnes, Jeff](#)
Subject: Re: 2-AB-2022
Date: Tuesday, February 22, 2022 9:35:42 AM

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

Thank you very much. Were you aware of what happened at Camelback and 68th this weekend? Traffic is such a concern here. I can't believe we are considering giving up an INCH of a right of way. Seriously, I feel safer walking in Chicago.

From: Barnes, Jeff <JBarnes@Scottsdaleaz.gov>
Date: Tuesday, February 22, 2022 at 8:33 AM
To: baysideagency@outlook.com <baysideagency@outlook.com>
Cc: Kercher, Phillip <pker@scottsdaleaz.gov>
Subject: RE: 2-AB-2022

Kris,

I understand you have been in contact with our Transportation staff as layout in the email chain below. I believe the last update provided indicated we had not yet determined a hearing scheduling, but I wanted to let you know we are now anticipating this will go to our Planning Commission at their 4/13 meeting. Updated information as it is available will be listed on the case information page: <https://eservices.scottsdaleaz.gov/bldgresources/Cases/Details/53079>, and closer to the date the meeting agenda will be posted on the Planning Commission page: <https://www.scottsdaleaz.gov/boards/planning-commission>

Jeff Barnes
Senior Planner
City of Scottsdale
Planning & Development Services
jbarnes@scottsdaleaz.gov
(480) 312-2376

Checkout Our Online Services:

<https://eservices.scottsdaleaz.gov/bldgresources>

- Avoid long waits at the One Stop Shop Service Counters by checking real-time wait times: <https://eservices.scottsdaleaz.gov/bldgresources/WaitTimes>
- Explore our Planning and Development Services page: <https://www.scottsdaleaz.gov/planning-development>

From: Kristine Buckles <baysideagency@outlook.com>
Sent: Friday, February 11, 2022 9:34 AM
To: Meinhart, David <DMeinhart@Scottsdaleaz.gov>; Kercher, Phillip <pker@scottsdaleaz.gov>
Subject: Re: 2-AB-2022

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

Morning, Phil. Any word on a hearing date?

From: Kristine Buckles <baysideagency@outlook.com>

Date: Wednesday, February 9, 2022 at 11:38 AM

To: dmeinhardt@scottsdaleaz.gov <dmeinhardt@scottsdaleaz.gov>, pkercher@scottsdaleaz.gov <pkercher@scottsdaleaz.gov>

Subject: 2-AB-2022

Gentlemen:

My name is Kris Dickson, and my husband and I purchased a unit in Pavoreal over a year ago. We've made almost a two million dollar investment here on a location selected largely for its proximity to Old Town.

Given that, imagine how dismayed I was to realize the walking path to Old Town consisted of a very narrow path, if any at all, separated from speeding vehicles literally by inches and a white line? I was nervous enough about this, but then I heard about Judge Mroz, simultaneous with this abandonment request.

Please tell me you are not going to consider the financial gain of one owner or developer over the public health, safety and general welfare of the many communities whose pedestrians rely on this path.

Instead perhaps you should consider taking a hard look at that CURRENT right of way and devising a means of keeping the pedestrians who rely on it safe. As it is, people have put mailboxes and plantings that almost force pedestrians into traffic to avoid.

I appreciate your attention to this. I fully intend on appealing this with the Transportation Director should the abandonment win staff approval, in addition to seeking media attention on the matter.

Regards,

Kris Dickson
6711 E Camelback Rd, Lot 41
Scottsdale, AZ 85251
8475870282

From: [Ruenger, Jeffrey](#)
To: [Barnes, Jeff](#)
Subject: FW: Case No. 2-AB-2022
Date: Friday, February 4, 2022 5:45:06 PM

From: Kristine Buckles <baysideagency@outlook.com>
Sent: Friday, February 4, 2022 5:28 PM
To: Projectinput <Projectinput@Scottsdaleaz.gov>
Subject: Case No. 2-AB-2022

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

I am writing to ask that you not allow the abandonment of this right-of-way and that you instead put a sidewalk along 68th from Camelback to Indian School.

My husband and I purchased our home a little over a year ago for its proximity to Old Town and the amenities there. I was extremely disappointed to realize the lack of sidewalk on 68th and the peril that that creates trying to walk down the road to get to Old Town or the canal path. Someone is going to get killed.

Please don't forsake our community's safety for the benefit of one developer.

Thanks for allowing my input.

Kristine Buckles Dickson
6711 E. Camelback Road, Unit 41
Scottsdale, AZ 85251

From: [Robert Carey](#)
To: [Barnes, Jeff](#)
Subject: 6750 E Exeter
Date: Friday, January 7, 2022 8:02:16 PM

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

I was advised you are the city contact for the request for abandonment of a right of way associated with 6750 E Exeter Blvd. The right of way is on the east side, abutting 68th Street it seems. Why is the city not keeping the right of way? There is nothing to be gained by abandonment, and it seems that in future there might be a need for a sidewalk, which could be more easily accomplished with a ROW. 68th Street, with all of the foot traffic going to the canal and arts and entertainment district from high-density residential on Camelback, should have a sidewalk or some more appropriate pedestrian friendly approach. Moreover, that particular property has large bushes that impede a view of the oncoming (southbound 68th Street) traffic, making it dangerous to turn either way. Please advise why the City is simply acceding to the request and the logic behind that.

RB carey

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From: [Michael Culbert](#)
To: [Barnes, Jeff](#)
Subject: Pre-application #799-PA-2021 North 68th Street
Date: Saturday, January 15, 2022 9:08:20 AM

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

Dear Mr. Barnes,

It has come to my attention that an application to abandon the City's right-of-way easement on the west side of 68th Street adjacent to the property at 6750 E. Exeter has been filed with the City of Scottsdale.

As a homeowner I oppose the City abandoning the existing right of way.

As a homeowner in the surrounding community (Unit 81 in Pavoreal), 68th Street is an important pedestrian connector that currently lacks proper sidewalks making it a dangerous undertaking for residents to traverse. As the community becomes more urban and walking and bike riding become the choice for residents and visitors the city will need to respond with appropriate infrastructure to meet the needs. To abandon an important public right away for private purposes seems to be counter productive and totally irresponsible to the public. The city should be planning how to develop bike / pedestrian friendly infrastructure instead of abandoning a much valued right away for everyone,

Please feel free to contact me at your convenience regarding this issue.

Regards

Michael Culbert

6711 E. Camelback Rd
Unit 81
Scottsdale, AZ 85251
michaelculbert@gmail.com
4803817474

From: [Marsha & John French](#)
To: [Barnes, Jeff](#)
Subject: 68th St. and Exeter ROW abandonment; Pre-application #799-PA-2021 North 68th Street
Date: Tuesday, January 4, 2022 11:55:01 AM

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

We have received notice of this application and oppose it.

As a homeowner in the surrounding community, we used to walk 68th Street south to access the canal path and the Old Town area. I significantly limited walking this stretch several years ago because of the lack of a sidewalk on this section of 68th Street. Ease of access to these amenities was a major benefit to us. I have always hoped that the City of Scottsdale would put in a sidewalk to make walking easier with the addition of the Optima apartments, which have increased traffic and congestion. Now I see that an individual homeowner is asking for ROW abandonment and yet there is no published plan of which I am aware that improves safety for a larger population of taxpayers to enjoy Scottsdale's amenities.

The volume and speed of traffic has increased substantially over the years on the stretch of 68th street between Camelback and Indian School. I walk the Camelback/68th St. sidewalk twice/week from Optima to my back gate. In addition to speeding, I frequently see drivers looking down at cell phones as they drive, not to mention making right turns on red without an apparent glance for pedestrians. I could support a ROW abandonment if the City would install a sidewalk to create a safer environment for everyone.

Thank you for your consideration.

Please feel free to contact us regarding this issue.

Marsha and John French

#83 Pavoreal

From: [Michael Hawman](#)
To: [Barnes, Jeff](#)
Cc: [Hawman Rose](#)
Subject: File reference # 799-PA-2021
Date: Monday, January 3, 2022 7:31:27 PM

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

I received notification of the subject application to abandon the right of way along North 68th street at the property address of 6750 East Exeter Blvd.

I am requesting that the City of Scottsdale reject the right of way abandonment application.

The Scottsdale master plan continually prioritizes making Old Town a walkable community. However, 68th street from Indian School Rd. to East Camelback is in desperate need of a sidewalk for pedestrian safety. This is a major pedestrian walking corridor to Old Town and it is quite dangerous due to the lack of a sidewalk.

Abandoning the right of way would prevent the city from providing a sidewalk for pedestrian safety.

Therefore, I request that the city not only reject this application for abandoning the right of way, but also to prioritize the installation of sidewalks along this corridor.

Sincerely,

Michael and Rose Hawman
6711 East Camelback Rd, Unit 80
Scottsdale, AZ 85251
mhawman@gmail.com

From: [Bonnie Lang](#)
To: [Barnes, Jeff](#)
Subject: Right of Way Abandonment Notification
Date: Tuesday, January 4, 2022 10:54:43 AM

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

Dear Mr. Barnes,

We are writing to you today in regards to the resent notification - file reference #799-PA-2021. Why would the City of Scottsdale give up any land let alone a stretch along 68th street between Camelback and Indian School Roads? It was only a few years ago the City of Scottsdale made a promise to the community to make this exact stretch of road more pedestrian and bicycle friendly. What happened to that commitment?

My husband and I, residents at Camelback and 68th Street, object to the abandonment of the right of way referenced above.

Sincerely,

Bonnie Lang and Gary Breshears
6711 East Camelback Road, #82
Scottsdale, AZ 85251

From: [Janis Lassner](#)
To: [Barnes, Jeff](#)
Subject: Application 799-PA-2021
Date: Wednesday, January 12, 2022 1:37:08 PM

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

From: Janis Lassner
Sent: Wednesday, January 12, 2022 12:29 PM
To: jbarnes@scottsdalaz.gov <jbarnes@scottsdalaz.gov>
Subject: Application 799-PA-2021

Greetings Mr. Barnes: We understand that many of our neighbors within the Village of Pavoreal, located at 6711 E. Camelback Rd. in Scottsdale, have written you about the above referenced application for a right of way concession along 68th Street, between Camelback Rd. and Indian School Rd. We would like to add our voices of concern over this issue, particularly if said concession interferes with possible sidewalk construction along this increasingly busy surface street. We desperately need a sidewalk along 68th Street, both to facilitate foot traffic into the various commercial establishments in the Old Town area and to provide a safer corridor for pedestrian use in general. Please advise us on Scottsdale's plans for the much-needed sidewalk along this busy corridor.

Best Regards,

Dale & Janis Lassner
6711 E. Camelback Rd. Unit 9
Scottsdale, AZ 85251

From: [john mulholland](#)
To: [Barnes, Jeff](#)
Cc: [Meinhart, David](#); [Kercher, Phillip](#)
Subject: Pre-application #799-PA-2021. North 68th St
Date: Friday, January 7, 2022 1:23:05 PM

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

Dr Mr. Barnes,

Our household is in receipt of the subject application to abandon the West side of 68th St on the east perimeter of 6750 East Exeter referenced by the number above.

My wife and I object to the abandonment of the Right of Way as described in the subject application.

68th St has become a major north/south thoroughfare between Camelback and Indian School Roads and the traffic has become horrific. We are in desperate need of a sidewalk on the west side of 68th St from the Village of Pavoreal to the newly renovated Canal and bridge. We believe that the Right of Way should not be vacated because it will compromise future development of the sidewalk and streetscape already under review. We feel that this application will either impede or add unneeded costs to the desperately needed sidewalk.

The lack of a sidewalk on this section of the highly traveled 68th St is abominable! We thought increased walkability was a crucial part of urban life here on the outskirts of Old Town Scottsdale.

Once again, we object strongly to the subject application.

Yours sincerely,
John and Debbie Mulholland
6711 E Camelback Rd #35
Scottsdale, AZ 85251
Sent from [Mail](#) for Windows

From: Doreen@diqi-law.com
To: [Barnes, Jeff](#)
Subject: Pre-application #799-PA-2021 North 68th Street
Date: Tuesday, January 4, 2022 9:47:14 AM
Attachments: [image001.jpg](#)
[image002.png](#)
[image003.png](#)
[image004.png](#)

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

Dear Mr. Barnes –

It has come to our attention that an application to abandon the City's right of way easement on the west side of 68th Street adjacent to the property at 6750 E. Exeter has been filed with the City of Scottsdale. We oppose the City abandoning the existing right of way for several reasons.

As a homeowner in the surrounding community, we often walk 68th Street south to access the canal path and the Old Town area. Even in its current state, walking on 68th Street can be a dangerous endeavor for pedestrians not to mention motorists and cyclists due to the lack of a proper sidewalk. One of the primary reasons we purchased a home in this area is the ease of access to these amenities. Further limiting safe options for pedestrians by eliminating the dirt shoulder area to walk on would create a greater hazard for everyone. It's clear that 68th Street has become a major artery in the Old Town, despite being primarily a neighborhood street in the area between Indian School and Camelback Road. The volume of traffic has increased exponentially over the years and speeding motorists present a real danger. Instead of further restricting pedestrian options on this stretch of 68th Street, we request the City install a sidewalk and more strictly enforce the speed limit through better signage and police monitoring to create a safer environment for everyone.

Please feel free to contact us regarding this issue.

Best –
Doreen and Don Myles

6711 E. Camelback Rd
Unit 64
Scottsdale, AZ 85251
P: 602.743.3700





January 9, 2022

Mr. Jeff Barnes
City of Scottsdale

Dear Mr. Barnes:

By E-Mail

Ref: Pre-Application Number 799-PA-2021

We have received notice of this application with a request to comment.

We own 4 properties in The Village of Pavo Real at the southwest corner of Camelback Road and 68th Street – Units 11,12,13, and 46.

We are writing to petition the City to **decline** the request to approve the abandonment of a 10ft right of way on 68th street.

Our comments are as follows:

1. The Old Town Scottsdale Urban Design & Architectural Guidelines adopted in 2019 commit to enhance the pedestrian environment by creating an interconnected, walkable downtown. 68th Street is right on the perimeter of Old Town.
2. Granting a release of the right of way directly contradicts the approved walking access strategy of the City.
3. The applicant does not elaborate on a reason for the request or indicate whether the application is a precursor to additional development plans nor deny any such development intentions.

4. We do not believe the City should transfer economic benefit to individual property owners at the expense of multiple neighboring property owners.
5. From the GIS there appears to be 2 fences and some building structures already in and adjacent to the right of way. It is unclear whether the request has been made to correct non-compliant development.
6. The residential density and traffic on 68th Street have increased in the last few years. The expansion of Sonoran Village and the renovation of the Scottsdale Fashion Square have of course contributed to this. The City has benefited from these improvements and should be willing to invest in sidewalks to support the additional foot traffic accordingly. We believe that this is the appropriate use of the City's right of way on 68th Street and it should be retained for such.
7. The average age of the residents in The Village of Pavo Real is well above the average age of the City. Safe sidewalk access to Old Scottsdale should be a priority for elderly City residents.
8. 68th Street is crying out for sidewalks! The danger to pedestrians, dog-walkers and cyclists is increasing each year. **Please** consider 68th street sidewalks in your paving budget plans. The City's Right of Way on 68th Street should be preserved.

We urge you to decline the request of Pre-Application 799-PA-2021.

Thank you so much for the opportunity to comment and for your consideration.

We can be contacted by phone at **704-756-1276** or by e-mail at pjkoleary@gmail.com

Sincerely,



Patrick J. O'Leary



Karen M. Yamasaki

January 4, 2022

Mr. Jeff Barnes
Planning & Development
City of Scottsdale
jbarnes@scottsdaleaz.gov

Re: File Reference #709-PA-2021
Address: 6750 East Exeter Blvd. 85251

Mr. Barnes,

We oppose the abandonment of 10 feet of ROW.

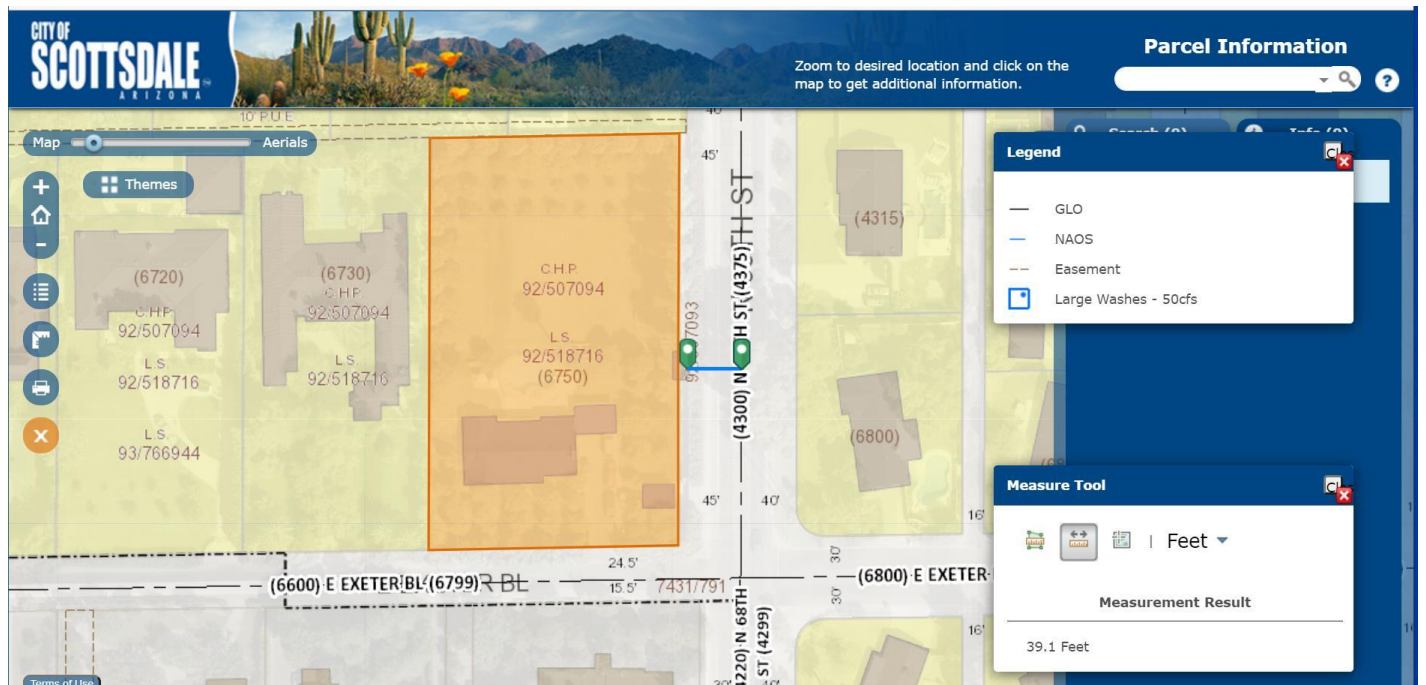
The primary reason is the need for a safe sidewalk linking the communities of The Village of Pavoreal and Optima Sonoran Village to the Arizona Canal Walkways.

Heavy traffic on 68th Street between Camelback Rd. and the 68th Street bridge is dangerous for pedestrians walking. Access to the Arizona Canal Walkway is not safe.

An apparent existing encroachment of over 5-feet into the 45-foot half street easement along 68th Street is supported by City of Scottsdale Parcel Maps as well as Google Earth Pro imagery.

Please consider the “Easement Land Use” such as a contiguous sidewalk as a greater good for the community.

Michael P. Prescott and Earline Jones
6711 E. Camelback Rd. Unit 30
Scottsdale, AZ 85251
(713 703-3689



From: [Ruth Strauss](#)
To: [Barnes, Jeff](#)
Cc: [Conklu, Susan](#); Pkerchner@scottsdaleaz.gov; [Harold Back](#)
Subject: Pre-Application-799-PA-2021
Date: Sunday, January 9, 2022 2:21:54 PM

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It is my belief this proposal should be rejected. I am sure most, if not all, of the people owning property in the Village of Pavoreal would agree.

For a long time we have struggled with the lack of a sidewalk along the West side of North 68th Street. Adding more buildings and bike paths have made this a much busier street and far more hazardous. It is also my understanding that further building has been approved in this area.

Since the city is promoting the surrounding area as a tourist attraction, we feel there is a definite need for a sidewalk on the West side of North 68th Street between Indian School and Camelback Road to accommodate the increase in automobiles, bikes and Pedestrians.

It does not seem the desires of one homeowner should outweigh the needs of an entire community. Hopefully, you will look at the large picture, deny Pre-Application-799-PA-2021 and give consideration to the recommended sidewalk on North 68th Street.

Ruth Strauss
6711 East Camelback Rd, #75
Scottsdale, Az 85251

From: [Castro, Lorraine](#)
To: [Barnes, Jeff](#)
Subject: FW: Case #2-AB-2022
Date: Tuesday, February 1, 2022 2:01:59 PM

From: Wendy Weinberg <wwein3@gmail.com>
Sent: Monday, January 31, 2022 4:00 PM
To: Projectinput <Projectinput@Scottsdaleaz.gov>
Subject: Case #2-AB-2022

My understanding so far is that the city currently owns the right of way to the 10 ft. in question. If that is true, I would like the city to exercise that right and make improvements that benefit residents in the area who would benefit from improved pedestrian/bike access from Camelback to Indian School. If the city is not currently prepared to make such improvements, then *preserve that right until such time* as there are viable plans for improvements to our city.

Hope my comments are well received.

Wendy Weinberg
6711 E. Camelback Rd.
Scottsdale, AZ 85251

From: [Dale Zeitlin](#)
To: [Barnes, Jeff](#)
Subject: Pre-Application 799-PA-2021
Date: Monday, January 10, 2022 2:06:13 PM

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

Dear Mr. Barnes:

We live at 6629 E. Exeter and received in the mail a request to abandon 10 feet of ROW along North 68th street.

We oppose the abandonment.

68th Street is used as a high speed connector between Camelback and Indian School Road. 68th street in its current condition is unsafe for pedestrians and bicycles even though it has a bike lane.

Your letter dated December 27, 2021 misidentifies the location of the parcel. APN 173-44-014C is located on the north side of Exeter and the west side of 68th Street.

The subject home has tall oleanders that block visibility from the right turn movement on 68th into Exeter, and also block visibility for the left turn movement from Exeter onto 68th Street.

The current situation is very unsafe.

The proposed abandonment would make an unsafe situation substantially worse. The ROW is necessary for safety and health reasons.

Regards,

Dale Zeitlin

Dale S. Zeitlin
Zeitlin & Zeitlin, P.C.
5050 North 40th Street, Suite 330
Phoenix, AZ 85018
(602) 648-5222
dale@zeitlinlaw.com

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2-AB-2022
01/24/22