



**TIFFANY
& BOSCO**
P.A.

February 26, 2021

Planning and Development Services
City of Scottsdale
7447 E. Indian School Rd., Ste. 105
Scottsdale, Arizona 85251

**RE: Public Participation Report
28247 N. 78th Street, Scottsdale, Arizona 85266**

Planning and Development Services Staff:

All property owners, interested parties, and homeowner associations within 750 feet of the property located at 28247 N. 78th Street, Scottsdale, Arizona 85266 (the "Property") have been notified according to the Special Exemption and Hardship Exemption checklists provided by the City of Scottsdale Planning and Development Services staff.

Please allow this letter to serve as our confirmation that the City of Scottsdale's notification procedures have been followed. Attached for your records is mailing list and the notification letter, which was sent out on February 23, 2020. If you have any questions or would like to discuss this letter further, do not hesitate to contact me at (602) 452-2733 or joliver@tblaw.com.

Respectfully,

John T. Oliver



**TIFFANY
& BOSCO**
P.A.

February 23, 2021

To: Property Owner within 750'
Interested Parties and
Registered Homeowners Associations

**Re: Special Exemption & Hardship Exemption
28247 N. 78th Street, Scottsdale, Arizona 85266**

Dear Property Owner, Interested Party, or Homeowner Association:

Tiffany & Bosco, P.A. has been retained by Daniel Harbut (the "Applicant") to obtain a special exemption and a hardship exemption for his property located at 28247 N. 78th Street, Scottsdale, Arizona 85266 (the "Property"). The Property is located on the northeast corner of Dynamite Blvd. and 78th St. and is less than two acres in size.

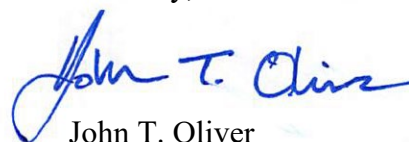
The special exemption is to deviate from the development standards of the Foothills-Overlay District delineated by the City of Scottsdale Zoning Ordinance. Section 6.1004(B) of the Zoning Ordinance does not permit "walls, fences, or hedges" to exceed 6' in height unless a special exemption is obtained. An 8' high wall is located on the Property. Accordingly, a special exemption is requested to allow an already constructed wall to exceed 6' in height.

The hardship exemption is to deviate from the development standards of the Environmentally Sensitive Lands Overlay District delineated by the City of Scottsdale Zoning Ordinance. Section 6.1004.B.2 of the Zoning Ordinance requires walls over 3' to be setback 60 feet from the Dynamite Blvd. right-of-way. However, here, the wall on the Property is setback 48.5 from the Dynamite Blvd right-of-way. Accordingly, a hardship exemption is requested to allow an already constructed wall to encroach upon the required setback.

As stated above, the wall in question is already constructed and has harmoniously existed on the Property since it's construction. Neither the special exemption nor the hardship exemption will alter any structure or wall on the Property as it currently stands today. Approval of these exemptions **will not** permit new construction. An aerial depicting the wall is included.

If you have any questions or would like to discuss our exemption requests further, please do not hesitate to contact me at (602) 452-2733 or joliver@tblaw.com. Although a neighborhood meeting is not required, if enough interest arises, I am happy to conduct one to ensure each person understands the scope of the exemptions. If you contact the City of Scottsdale seeking information, please refer to project number 956-PA-2020.

Sincerely,



John T. Oliver



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& BOSCO**
P.A.



Owner	MAIL_ADDR1	MAIL_CITY	MAIL_STATE	MAIL_ZIP
WETZEL JEANNIE L	7639 E DYNAMITE BLVD	SCOTTSDALE	AZ	85266
MARRERO HANS/SONIA	27972 N 78TH ST	SCOTTSDALE	AZ	85266
GILES JENESSA	28151 N 77TH ST	SCOTTSDALE	AZ	85266
PENSIERO SUSAN P	28039 N 77TH ST	SCOTTSDALE	AZ	85262
BULGER KYRAN/ROSE	23623 N SCOTTSDALE RD STE D-3510	SCOTTSDALE	AZ	85255
THUDE NICOLETTE/THUDE MARGARET	7102 E RANCH RD	SCOTTSDALE	AZ	85262
FARIAS RUBY A	7817 E DYNAMITE BLVD	SCOTTSDALE	AZ	85266
DECUYPER ROBERT M/SUSAN ANN	9538 SUNBEAM CT	BRENTWOOD	TN	37027
VEHLING LALANI LOUISE TR	7850 E ANTIOCH WY	SCOTTSDALE	AZ	85266
MARCHAND-GIBSON FAMILY TRUST	28011 N 78TH ST	SCOTTSDALE	AZ	85266
TUCCINO GERALD/VELAUNDA M	27847 N 78 ST	SCOTTSDALE	AZ	85255
LONGWORTH FAMILY TRUST	28150 N ALMA SCHOOL RD UNIT 103-301	SCOTTSDALE	AZ	85262
MCCAFFREY KEVIN P/KRISTINE L	28182 N HAYDEN RD	SCOTTSDALE	AZ	85266
BIRD PHILIP M/DOTTIE CARTWRIGHT	7928 E ANTIOCH WAY	SCOTTSDALE	AZ	85266
POOLE FAMILY TRUST	28467 N 79TH ST	SCOTTSDALE	AZ	85266
KRIZ MICHAEL/WAREING CHRISTINE	28451 N 78TH ST	SCOTTSDALE	AZ	85266
STEPHANIE S PICKARD REVOCABLE TRUST	2192 N FREMONT BLVD	FLAGSTAFF	AZ	86001
BRUSNIGHAN CHRISTOPHER	7670 E DYNAMITE BLVD	SCOTTSDALE	AZ	85266
PRICE FAMILY TRUST	2358 DESERT COVE	PHOENIX	AZ	85028
LEWIS JOHN H/NANCY L TR	28380 N 77TH ST	SCOTTSDALE	AZ	85262
VILLA SOLARE LLC	709 25TH ST	MANHATTAN BEACH	CA	90266
TEMPLAR KNIGHT LLC	1801 BAYVIEW AVED PENT 805	TORONTO	ON	M4G4K2
BAARDSEN CARL M/KATHRYN M TR	28441 N 77TH ST	SCOTTSDALE	AZ	85262
MAYNES DOMINGO L III/MELISSA R	7747 E DALE LN	SCOTTSDALE	AZ	85266
CAPANO FRANK X JR/BILLIE	P O BOX 295	WESTVILLE	NJ	8093
114 TRUST	28484 NORTH HAYDEN RD	SCOTTSDALE	AZ	85266
BLAKE BRUCE	28364 N HAYDEN RD	SCOTTSDALE	AZ	85262
CORMANY TROVILLION FAMILY TRUST	28383 N 79TH ST	SCOTTSDALE	AZ	85262
HOPKINS TRAVIS W/KIPLYN	7932 E DYNAMITE BLVD	SCOTTSDALE	AZ	85266
KRIZ MICHAEL JAMES/WAREING CHRISTINE	28451 N 78TH ST	SCOTTSDALE	AZ	85266
DAVIS JOADY S	16042 N 32ND ST D-17	PHOENIX	AZ	85032
HARBUT DANIEL J/HARMONY A	28247 N 78TH ST	SCOTTSDALE	AZ	85266
HOLMASON TRUST	28255 N 79TH ST	SCOTTSDALE	AZ	85266
ROSE SCOTT C/TIFFANY R	28250 N 78TH ST	SCOTTSDALE	AZ	85266

HAMMER JANET L/MARK F	28434 N 78TH ST	SCOTTSDALE	AZ	85266
WATKINS FAMILY TRUST/WATKINS DUANE/CINDY	7801 E DALE LN	SCOTTSDALE	AZ	85266
Commissioner, Paul Alessio - Chair	7527 E. Tailspin Lane	Scottsdale	AZ	85255
Commissioner, Prescott Smith - Vice Chair	5111 N. Scottsdale Road, Suite 260	Scottsdale	AZ	85260
Commissioner, Renee J. Higgs	15192 N. 104th Way	Scottsdale	AZ	85255
Commissioner, William Scarbrough	5639 E. Edgemont Ave.	Scottsdale	AZ	85257
Commissioner Joe Young	7234 E. Shoeman Lane, Suite #8	Scottsdale	AZ	85251
Commissioner, George Ertel	11725 N. 129th Way	Scottsdale	AZ	85259
Commissioner, Graham, Barry	7842 E. Monterosa St.	Scottsdale	AZ	85251
Annette Petrillo	1169 E. Clovefield Street	Gilbert	AZ	85298
Audry Villaverde	2525 E. Arizona Biltmore Circle; Suite A-212	Phoenix	AZ	85016
Bob Griffith	7127 E. Rancho Vista Dr. #4002	Scottsdale	AZ	85251
Carla	3420 N. 78th Street	Scottsdale	AZ	85251
Chris Schaffner	7346 E. Sunnyside Dr.	Scottsdale	AZ	85260
Community Development Director	6401 E Lincoln Drive	Paradise Valley	AZ	85253
Constance Laub	10105 E. Via Linda Suite 345	Scottsdale	AZ	85258
Dan Sommer	12005 N 84th Street	Scottsdale	AZ	85260
David G. Gulino	5235 N. Woodmere Fairway	Scottsdale	AZ	85250
Dr. Sonnie Kirtley	8507 East Highland Avenue	Scottsdale	AZ	85251-1822
Ed Toschik, President	7657 E Mariposa Grande Dr	Scottsdale	AZ	85255
Edwin Bull	1850 N, Central Ave. ste 1700	Phoenix	AZ	85004
Eric Gold	25499 N. 104th Way	Scottsdale	AZ	85255
Guy Phillips	7131 E. Cholla St.	Scottsdale	AZ	85254
Betty Janik	3939 N. Drinkwater Blvd.	Scottsdale	AZ	85251
Howard Myers	6631 E Horned Owl Trail	Scottsdale	AZ	85266
Jim Funk	7720 Gainey Ranch Road	Scottsdale	AZ	85258
Jim Haxby	7336 E. Sunnyside Dr.	Scottsdale	AZ	85260
John Berry/Michele Hammond	6750 E Camelback Rd, Ste 100	Scottsdale	AZ	85251
John Washington	3518 N. Chambers Court	Scottsdale	AZ	85251
Kathy Littlefield	3939 N. Drinkwater Blvd.	Scottsdale	AZ	85251
Kirste Kowalsky	2525 E. Arizona Biltmore Circle, Suite A-212	Phoenix	AZ	85016
Leon Spiro	7814 E Oberlin Way	Scottsdale	AZ	85266
Linda Milhaven	3939 N. Drinkwater Blvd.	Scottsdale	AZ	85251
Linda Whitehead	9681 E Chuckwagon Lane	Scottsdale	AZ	85262
Lori Haye	P.O. Box 426	Cave Creek	AZ	85327

Maricopa County Superintendent of Schools	4041 N. Central Avenue Suite 1200	Phoenix	AZ	85012
Michael Leary	10278 East Hillery Drive	Scottsdale	AZ	85255
Mike McNeal, Supervisor	1231 W. University Drive	Mesa	AZ	85201
Mike Ratzken	8725 E. Palo Verde Dr	Scottsdale	AZ	85250
Patti Badenoch	5027 N. 71st Pl	Scottsdale	AZ	85253
Planning & Development Department	501 N. 44th Street, Suite 200	Phoenix	AZ	85008
Planning & Development Director	200 West Washington Street, 2nd Floor	Phoenix	AZ	85003
Planning & Engineering Section Manager	1616 W. Adams Street	Phoenix	AZ	85007
Planning and Zoning	8 Sundial Circle P.O. Box 740	Carefree	AZ	85377
Planning Department	37622 N Cave Creek Road	Cave Creek	AZ	85331
Planning Department	10005 E Osborn Road	Scottsdale	AZ	85256
Project Management	205 S. 17th Avenue MD 6012E	Phoenix	AZ	85007
Randall P. Brown	7144 E. Stetson Dr. #425	Scottsdale	AZ	85251
Planning & Zoning Division	16705 E. Avenue of the Fountains	Fountain Hills	AZ	85268
Sherry Wagner/Right-of-Way Technician, SR.	P.O. Box 52025	Phoenix	AZ	85072-2025
Steve Tyrrell	7753 E. Catalina Drive	Scottsdale	AZ	85251
Superintendent	P.O. Box 426	Cave Creek	AZ	85327
Superintendent	8500 E. Jackrabbit Rd	Scottsdale	AZ	85250
Susan McGarry	8074 E. Theresa Drive	Scottsdale	AZ	85255
Tom Durham	3939 N. Drinkwater Blvd.	Scottsdale	AZ	85251
Vickie Falen	10520 N 117th Pl	Scottsdale	AZ	85259
Tammy Caputi	3939 N. Drinkwater Blvd.	Scottsdale	AZ	85251
Dave Ortega - Mayor	3939 N. Drinkwater Blvd.	Scottsdale	AZ	85251
Wade Tinant	4614 E. Running Deer Trail	Cave Creek	AZ	85331
	1700 N Granite Reef Road	Scottsdale	AZ	85257
	2 N. Central Avenue, 15th Floor	Phoenix	AZ	85004
	2200 N. Central Avenue Ste 101	Phoenix	AZ	85004
	2525 E. Arizona Biltmore Circle; Suite A-212	Phoenix	AZ	85016
	15002 N. 32nd Street	Phoenix	AZ	85032
	333 N. Central Avenue, Suite 1900	Phoenix	AZ	85004
Maggie Keasler	7127 E. 6th Ave.	Scottsdale	AZ	85251
Steve Perone	7474 E. Earll Dr. #108	Scottsdale	AZ	85251
Edmond Richard	2119 N 69th Place	Scottsdale	AZ	85257
Nancy Cantor	3408 N Paiute Way #5	Scottsdale	AZ	85251
Jessica Wrubel	2901 E Camelback Rd Suite 200	Phoenix	AZ	85016