Neighborhood Notification
Open House Information
Citizen Comments
Affidavit of Posting
Site Sign
Legal Protest

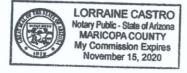


Affidavit of Posting

Office of the City Clerk

STATE OF ARIZONA)) ss COUNTY OF MARICOPA)			
I, <u>WAYLAND BARTON</u> , being first duly sworn, depose and say: That on <u>MAY 10, 2017</u> , I posted notification poster(s) for the properties indicated below.			
Site(s) must be posted on or before: May 10, 2017			
	ate		
	osted 5//0//7		
Date of Development Review Board Public Meeting: May 18, 2017, AT 1:00 P.M. IN THE CITY SCOTTSDALE, ARIZONA. (Signat	>		

My commission expires _________



Planning and Development Services

7447 E. Indian School Road, Suite 105, Scottsdale, AZ 85251 ♦ Phone: 480-312-7000 ♦ Fax: 480-312-7088



REQUEST: Approval a Preliminary Plat for a 6-lot Residential subdivision on a 5.79-acre site.

CASE#: 4-PP-2016

DATE: May 18, 2017

HEARING DATE SUBJECT TO CHANGE PLEASE CHECK OUR WEBSITE FOR LATEST INFORMATION

UNLESS OTHERWISE NOTIFIED, ALL PUBLIC HEARINGS ARE HELD AT:

SCOTTSDALE CITY HALL 3939 N. DRINKWATER BLVD.

YOUR COMMENTS ABOUT THIS REQUEST CAN BE MADE PRIOR TO OR AT THE ABOVE PUBLIC HEARING IF YOU WISH TO SPEAK AT THIS MEETING



480-312-7000

MAY 10, 2017

LOSS VICTS SCOTISGISTON OF A LAND

WRITTEN COMMENTS

This card is used to submit written comments to the Board or Commission.

Written comment cards may be submitted to the Staff at any time. Cards submitted after public testimony has begun will be provided to the Board or Commission at the conclusion of the testimony for that item.

NAME (print) Carole Machen MEETING DATE \$18-17
NAME OF GROUP/ORGANIZATION (if applicable)
ADDRESS 9845 E. Jenan Drive ZIP
HOME PHONE 925. 2(L. 5138 WORK PHONE
E-MAIL ADDRESS(optional)
AGENDA ITEM# SUPPORT
COMMENTS (additional appear in provided on the booth of the second of the booth of the second of the
limits on disturbances that building will capse for
as serty neighbors? In example, NOISE CONSTRUCTOR FOURS
limits on disturbances that building well cause for property neighbors? In example, NDISE, CONSTRUCTION FOURS, DUST.
2) What opportunities will there be for public injut on

This card constitutes a public record under Arizona law.

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Written Comment cards may be submitted to Staff at any time. Cards submitted after public testimony.

REQUEST TO SPEAK: Citizens wishing to address the Board or Commission in person may obtain a blue Request to Speak card from staff located at the Staff table in the Kiva.

REQUEST TO SPEAK



Request to Speak cards must be submitted to City Staff <u>BEFORE</u> public testimony begins.

Public testimony is limited to three (3) minutes per speaker.

Additional time MAY be granted to speakers representing two or more persons.

Cards for designated speakers and the person(s) they represent must be submitted together.

3

NAME (prim) DAWN BROKAW MEETING DATE 5/18/1.	2
NAME OF GROUP/ORGANIZATION (if applicable)	
ADDRESS 9909 F Paradis Pr ZIP 39	-260
HOME PHONE (480) 391-9444 WORK PHONE	
E-MAIL ADDRESS (optional) DDBRokles a Johns com	
$-\mathbb{Z}$ wish to speak on agenda item # $\frac{3}{2}$ \square I wish to donate my time to	
☐ I WISH TO SPEAK DURING "PUBLIC COMMENT"* CONCERNING	
*Citizens may complete one Request to Speak "Public Comment" card per meeting and submit it to City Staff. "Public reserved for citizen comments regarding non-agendized items. The Board and Commission may hear "Public Comme	

This card constitutes a public record under Arizona law.

prohibited by state law from discussing items which are not listed on the agenda.

Request to Speak cards must be submitted to City Staff before public testimony begins on that item.

HOW TO ADDRESS THE BOARD AND COMMISSION:

- The Chair will call your name when it is your turn to speak.
- Approach the podium and state your name and address for the record.
- Groups wishing to speak are encouraged to select a spokesperson to represent the views of the group.
- Public testimony is limited to three minutes per speaker. (At the Chair's discretion, speakers representing two or more persons may be granted additional time.)
- A timer light, located at the podium, will help you to time your comments.
 - A green light indicates the timer has been activated.
 - ° A yellow light indicates there is one minute remaining.
 - A red light indicates the comment period has ended.

WRITTEN COMMENTS: Citizens who do not wish to address the Board and Commission in person may submit written comments by completing a white Written Comment card. Written Comment cards are available throughout the Kiva Forum and at the Staff table.

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Cards for designated speakers and the person(s) they represent must be submitted together.

NAME (print) BARRY WESTHORF MEETI	ING DATE 5/18/12
NAME OF GROUP/ORGANIZATION (if applicable)	
/ 1/7 3	ZIP 85260
HOME PHONE WORK PHONE_	
E-MAIL ADDRESS (optional)	
☐ I WISH TO SPEAK ON AGENDA ITEM # ☐ I WISH TO DONA	ATE MY TIME TO DAWN
☐ I WISH TO SPEAK DURING "PUBLIC COMMENT"* CONCERNING	
☐ I WISH TO SPEAK DURING "PUBLIC COMMENT" CONCERNING	

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3

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NAME (print) Marietle Kort MEETING DATE 5-1	8_2017
NAME OF GROUP/ORGANIZATION (if applicable) (actus ACLES	
	ZIP 85260
HOME PHONE 480 860 2213 WORK PHONE	
E-MAIL ADDRESS (optional)	
\mathbb{Z}_1 Wish to speak on agenda item # 3 \square I wish to donate my time to $_$	
I WISH TO SPEAK DURING "PUBLIC COMMENT"* CONCERNING	

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REQUEST TO SPEAK



stimony begins. 33

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Additional time MAY be granted to speakers representing two or more persons.

Cards for designated speakers and the person(s) they represent must be submitted together.

NAME (print) Suska Wheeler MEETING DATE 5-18-17			
NAME OF GROUP/ORGANIZATION (if applicable) Cacrus Acres			
ADDRESS 9616 F Kaled Dr ZIP 85260			
HOME PHONE 4808604610 WORK PHONE 607 390 5717			
E-MAIL ADDRESS (optional) SUSAN QSUSAN Wheeler com			
X WISH TO SPEAK ON AGENDA ITEM #			
☐ I WISH TO SPEAK DURING "PUBLIC COMMENT"* CONCERNING			

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Cluff, Bryan

Subject:

FW: Bellissima Estates

Attachments:

SnipImage.jpg

From: Craig Pearce [mailto:Craig.Pearce@DunnEdwards.com]

Sent: Monday, November 21, 2016 12:32 PM

To: Cluff, Bryan

Cc: dan@dfcustomhomes.com Subject: RE: Bellissima Estates

Brian, I wanted to follow-up with you regarding Bellissima Estates on 98th Street. I spoke to Dan Francis regarding my concerns about water run-off and how his development and the installation of rolled-curbing will affect the volume of water directed into the drainage easement beside my house. It sounds like his property is, according to City of Scottsdale reports, and according to Dan, sloped toward the West and that he will be required to install water basins on each property to keep water that falls on his property on the property. He also described that water that falls on 98th Street is supposed to run off to the West side of the street and eventually end up in the retention basin on the NW corner of Cortez and 98th Street. However, the most recent tenants in the house/horse property directly across 98th Street built berms along 98th Street to keep water from flowing down the street and into their horse corrals. The result of this is that water now crosses back to the East side of 98th Street and ends up in the drainage easement beside my house. This is also causing new excessive erosion. Now you can see my concern. I strongly believe this needs to be reviewed by the City of Scottsdale and considered in any development along 98th Street. I have no problem with Mr. Francis developing the 6 acres, nor do I believe the issue has arisen from Mr. Francis' property, but I do not want increased water drainage in the easement beside my house as a result of his development or any home-grown remedies built on the West side of 98th Street either.

I have included pictures from a rain storm in August 2016. You can see how much eroded soil is in the water and how much eroded soil was left behind afterwards. I have lived in this house since 2004 and there has never been high quantities of soil in the runoff water. Obviously, the berms and redirection of water is causing a problem that needs to be reviewed and rectified. Please consider this notice of my concern.

Thank you! Craig Pearce

CC: Dan Francis

From: Craig Pearce

Sent: Monday, July 18, 2016 7:08 PM

To: 'bcluff@scottsdaleaz.gov' < bcluff@scottsdaleaz.gov>

Cc: 'lpearce3@cox.net' <lpearce3@cox.net>; 'craigapearce@cox.net' <craigapearce@cox.net>

Subject: Bellissima Estates

Brian, I just received notice about the development of Bellissima Estates at 9830 E. Jenan Drive. I live at 9817 E. Cortez St. and I have concerns about water drainage and diversion with the construction of rolled curbing along 98th Street. Where will water now be directed that falls on 98th Street? I am concerned about potential severe increased water volume being directed into the small drainage easement beside my house.

Sincerely, Craig Pearce

Cluff, Bryan

From:

MarietteAZ <marietteaz@AOL.COM>

Sent:

Tuesday, August 09, 2016 3:07 PM

To:

Cluff, Bryan

Subject:

9830 E Jenan Drive, Scottsdale

Follow Up Flag:

Follow up

Flag Status:

Flagged

Mr Cluff,

It was a pleasure meeting you yesterday.

My concerns for the above property are as follows:

DeAcetis-Francis Custom Homes recently purchased 5.793 acres as a minor land division of what was formerly known as Bellissima Farms, a horse breeding, training and sales property.

All horse barns were removed and six lots will be available as their sign announces on site. The surrounding properties are all 1.16 acres or bigger and these lots will be 35.000 square feet.

The area this property is in is called "Cactus Acres" and is designated Rural and Equestrian.

Knowing that we can not keep new owners from putting in restrictions I would like the City of Scottsdale to protect the equestrian community and communicate the fact that we would like the new owners to have the choice to own horses as well!

The second issue I would like to bring to your attention is the fact that Jenan Drive and 98th Street both have a provision for horses safely to travel on a dirt surface. We use this on a daily basis and gives us access to the trail on Cactus Road. It is a must that this access remains.

Thanks so much and for further questions please contact me at 602-399-5099.

Thanks,

Mariette Kort 9940 E Jenan Drive

Scottsdale AZ 85260

Sent from my iPad

Cluff, Bryan

From:

Craig Pearce < Craig.Pearce@DunnEdwards.com>

Sent:

Monday, July 18, 2016 7:08 PM

To:

Cluff, Bryan

Cc:

lpearce3@cox.net; craigapearce@cox.net

Subject:

Bellissima Estates

Follow Up Flag:

Follow up

Flag Status:

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Sincerely, Craig Pearce

This email message and any accompanying attachment(s) is intended for only the use of the intended recipient(s) and may contain confidential and privileged information. If any receiver of this communication is not the intended recipient(s), any unauthorized review, use, disclosure, copying, or distribution is prohibited, and may be unlawful. If you are not the intended recipient(s), please immediately notify the sender by reply or return email, and destroy all copies of the original message and attachments, and delete the original message, attachments, and all copies from your systems. Thank you.

To Brian cluft

For file & board

members on case

Appp 2016

date 5/18/2017

f.g



Office of the Mayor (602) 994-2433 FAX (602) 994-2738

September 27, 1995

Dawn Brokaw, M.D. 9909 East Paradise Drive Scottsdale, Arizona 85260

Dear Dawn:

Thanks for a well-written letter. As a fellow horseman, I am incensed that the individual that you mentioned would do something as uncaring and as dangerous as this. It is my belief that he is setting himself up for a tremendous legal liability if one of those horses ever spooks and hurts someone.

You know, Dawn, I have lived here since 1943 and I've had horses almost every one of those years. I have seen the same problem over and over again -- the nonhorse people obviously outnumber the horse people. When they move in and crowd around us, they decide they don't like the flies, the smell, or the noise. I try to be tolerate but I have a difficult time with actions such as you describe in your letter.

I will follow up to the best of my ability. Dawn, if you want to sit down and share ideas and suggestions, I am willing to make time to listen. The last time we discussed concerns, there was some improvement because of your input.

Best regards,

Herbert R. Drinkwater

Mayor

HRD:rmz

To: Major H. Drinkwater City Council Members

Re: THE INDIANS, AND LOOK WHAT HAPPENED TO THEM

A week ago Tuesday, one of our new neighbors in the new development, La Cienega, called one of our old neighbors, who has been a resident of Cactus Acres for many years to complain about the noise generated by the commercial garbage truck that arrives at her house very early on Tuesdays to haul away her manure. She is very fastidious about keeping her property clean and free of old manure. During the course of their conversation, he informed her that he had "put up with the dust, lights, etc" but that removing her manure was noise pollution and violated his rights. When she rightly pointed out that spreading the manure was an alternative that we would like less, he questioned whether or not she was threatening him. When asked why he bought and built a house that was surrounded by horse property he passed on a story line that I have heard many other times, some of these from builders in La Cienega....YOU HORSE PEOPLE ARE GOING TO BE OUT OF HERE, IT'S ALL GOING TO BE DEVELOPED! She was so astounished that all she could mutter was," but I was here first." You guessed it! His response was, "SO WERE THE INDIANS, AND LOOK WHAT HAPPENED TO THEM"

Now, I told you so. We spent over a year of our time, your time and the tax payers money to develop a plan for the Cactus Corridor. I strongly disagreed with the compromise you made after all that work in allowing La Cienega to be built the way it was. High density, walled and minus horses. You created false expectations to abound by allowing this type of development into a neighborhood that had been designated Rural / Equestrian. This creates bad, unhappy neighbors and now we have one that is sounding litigiousness.

What about the old neighbors rights to enjoy her property, She was been thrown from her horse by these neighbor kids jumping on their trampoline, but didn't complain. She has to adjust which horse she rides according to what's going on next door. And now she's threatened because she disposes of her manure in a manner that is too noisy.

Do we have an entire development in our mists that truly believes that we are going to go the way of the Indians. Are we to be banished to reservations? NO

I hope you will not abandon us and will exercise leadership and do what is correct, not politically expedient. We deserve you support

Am Bol

Sincerely;

E.q qS1:S071 df ysM

To; Mayor Drinkwater City Council

From: Dawn Brokaw November 16,1995

I have had numerous correspondences and conversations with you considering the continued harassment of Clyde Marquis Stables by Mr. and Mrs. Rosso and now their attorney, Ms. Lagarde, concerning the alleged failure of the stable to conform to city ordinances, but I have yet to hear from any of you concerning Section 2.208-D.-l-b. and the Rosso's and Rancho Mirado's failure to comply with such. Under Commercial Stables, it states that it shall not be adjacent to single-family residential properties of less than two gross acres in size unless that residential property contains an equestrian trail easement along the contiguous boundary.

I continue to hear from you concerning your desire to bring Clyde Marquis into compliance and make them a better neighbor but I hear no such commitment on your part to protect the stable from frivolous harassment and possibly even a law suit or a commitment to enforce city codes as they apply to development...

I maintain my position that this is not a case of Mr. and Mrs. Rosso and Rancho Mirado innocently requesting compliance but instead malicious plotting against an alternative life style that does not fit with their cloistered, manicured, expansive, ostentatious homes and their desire to have us gone. As a case in point, there is not P.A. System but merely a hand held microphone. There was no need for a permit to put up fencing to enlarge the riding arena and yet the Rosso's complained and the City sited the barn

I reference my letter of February, 1995 regarding the resident of La Cienega who complained because the commercial truck that picked up the manure of a neighboring horse property woke him. Obviously, this had nothing to do with maintaining the property but was rooted in his distaste for the equestrian lifestyle that bordered red his property

We are being forced to consider other options to protect our endangered lifestyle if the City of Scottsdale continues to ignore or understand the danger that the horse community is put in by their continued poor planning practices.

Dawn Brokaw Novemeber 16, 1995

cc. Don Hadder Jayna Shewak Liz Hildenbrand

4.q dS1:20 T1 31 ysM

October 25,1995

Donald Prior Councilman

Dear Sir.

I received your letter today. First of all, Mr. and Mrs. Rosso did not apologize for the speaker incident, they apologized for the four letter words in the music they chose to disrupt the lessons of all the people who enjoy their horses. There was no mention of the danger they put all of us in by blasting music in an arena full of people on horseback. Those horses, and the lessons we pay to take to make us better horseman were disrupted by childish behavior. Apologizing for their choice of music is similar to the woman who poisoned all the animals in Tempe apologizing for her choice of poison, it is not sufficient!

Secondly, there have been numerous complaints by Mr. and Mrs. Rosso, the latest was against an extension of the riding ring, which amounted to nothing more than erecting some fencing to extend the length of the arena. It is my understanding, from speaking to staff, that they did not need a permit for this since it did not constitute a change or expansion of current use. This alleged violation was not a violation at all but a premeditated act of harassment, which Mr. Rosso seems to do very well.

Third, the lights and speaker used have been used for years, well before Mr. and Mrs. Rosso built their house. The lights are far less intense or irritating than the many lights all over the city that are used to illuminate parks and ball fields so that these activities can be enjoyed at night. Clyde Marquis Ranch is a commercial facility that has been in existence for many years. There is currently no ordinance for people generated noise and I would oppose any such ordinance since it would only give credence to people like the Rosso's and relieve them of the financial burden of pursuing their vendettas by placing that burden on the tax payer. By the way, since Harry Sexton obtained a restraining order against his neighbors, the flooding problem he experienced on his property has mysteriously stopped.

Fourth, I have spoken before you in the past about CC&R restricted communities. Mr. and Mrs. Rosso's CC&R restricted development is surrounded by horse property. I will be writing to Grant Woods concerning the ill-advised concept of placing communities with totally different values and life styles in the midst of established neighborhoods. At a time when so much attention is directed at personal property rights, I find it puzzling that we allow restrictions to be placed on developments that negate those very rights. I realize that the City of Scottsdale doesn't regulate CC&R's but they should at least be consistent with the surrounding neighborhood. Those of us who are encroached upon have a right to expect tolerant neighbors at least, if we can't have neighbors who share a common interest. I have had horses boarded at Clyde Marquis for years and I can assure you that it is clean, cared for and while not perfect, certainly not a blight on the neighborhood. It possesses the inherent problems of horses and a commercial facility. It

May 15 17 02:12p

is not compatible with half million dollar houses on manicured lawns and to attempt to make it "fit in" would be folly. I suspect Mr. and Mrs. Rosso will not be happy until we are gone. More unreal expectations have been fostered by another restricted development! Equestrian facilities can only live in harmony with different types of neighborhoods if it is clearly understood, from the beginning, with no ambiguity and no politic playing on your parts that the equestrian lifestyle is a valued part of Scottsdale. After all, the Chambers own publicity campaign for Scottsdale pictures a cowboy and a horse!

10/26/9,-

Sincerely,

Dawn Brokaw

cc. Mayor and City Council Members

. . . .

Dear Mayor Drinkwater and City Council:

As you know, we have had many conversations about building non-horse property next to horse property. Even with buffer zones and so called performance zoning, this frequently doesn't work. The City of Scottsdale and the Developer have taken the stance that this is a livable city and that there is something here for everyone. Yet we see more and more golf courses and high density clustered housing destroying our desert and substituting landscaped pathways for a natural experience. There have been numerous examples of harassment when CC&R restricted, gated communities prohibiting horses have built next to equestrian facilities. I have come before you in the past asking for investigation of the powers of CC&R's and the wisdom of placing restrictions on communities that are incompatible with the existing neighborhood. Now it has come to my attention that they are even being used to discriminate based on race and religion.

The most recent abomination comes from John and Judy (Loker) Rosso of Rancho Mirado on 110th Street south of Shea Blvd. Mr. Rosso is the secretary/treasurer of Sun Belt Reality and Wiszona Inc., a real-estate investment corporation. Judy Loker/Rosso is the president. Ranch Mirado is a housing development that was built next to a commercial equestrian facility. As Mr. and Mrs. Rosso have built more houses they have continuously complained about everything associated with the facilities, from the lights to the buildings, dust and now the noise, all of which were present before they arrived on the scene. Since they have built their most recent house, which they currently occupy, they have launched a malicious, childish vendetta. They object to a microphone that is occasionally used to teach lessons and has been used for many years. Whenever it is used, they have placed a speaker on their property line and blasted obscene music into the riding ring. At one point, this music contained profanities such as G-- D--- M----- F---er. This was blasted at children, taking lessons on their horses and ponies and witnessed by more than one adult as they watched their children ride. Today, I had the displeasure of riding to Mr. and Mrs Rosso's music and became aware of something just as serious as their loud-speakered profanities. The music was so loud that I could not communicate with my horse verbally, an aid which is very valuable when a horse is high strung or agitated. I could not hear the instructor and my concentration was severely compromised. One of the young teens who was also riding had her lesson disrupted when her horse became agitated. It became apparent that this could lead to dangerous situations for the children when they are riding. Not only did the horse become agitated but when faced with such a situation, the young rider could not even hear the instructor talk her through the situation. Panic could ensue, and someone could be injured.

I believe that the equestrian community as been neglected and endangered by the current building philosophies. I believe that the message that the horse community is not being valued is being spread to the developer who is spreading it to the public. I believe that it is far better for a child to be riding their ponies than to be hanging out at Cracker Jax or

the local regional mall. However, Mr. and Mrs. Rosso are turning a healthy, wholesome activity into an obscene excursion into danger. Their despicable vendetta casts an ugly shadow on all development and is a source of embarrassment to all of Scottsdale.

Dawn Brokaw Scottsdale, Arizona

CC. Gov. Fife Symington
Attorney General Grant Woods
City Shape 2020 Martha West
Steering Committee Chairman Diane Cusack
Scottsdale Association of Realtors
Arizona Department of Real Estate

Inclosures: Audio tape: Offspring transcsript lyrics

 CASE NO. 4-PP-2016

Stipulations for Case:

Bellissimä Estates

Case: 4-PP-2016

These stipulations are intended to protect the public health, safety, welfare, and the City of Scottsdale.

APPLICABLE DOCUMENTS AND PLANS:

- Except as required by the Scottsdale Revised Code, the Design Standards and Policies Manual (DSPM), and the other stipulations herein, the improvement plans and plat shall substantially conform to the following documents:
 - a. The Preliminary Plat submitted by Rosendahl Engineering, with a city staff date of 3/20/17.
 - b. The Future Walls Exhibit submitted by Rosendahl Engineering, with a city staff date of 3/20/17.
 - c. Case Drainage Report for Bellisima Estates; submitted by DeAcetis Francis Custom Homes, Inc., accepted on 4/4/17.
 - d. Case Grading and Drainage Plan for Bellisima Estates; submitted by DeAcetis Francis Custom Homes, Inc., accepted on 4/4/17.
 - e. Water System Basis of Design Report for Bellissima Estates; submitted by Rosendahl Engineering, PLLC, accepted on 9/20/2016.
 - f. Wastewater System Basis of Design Report for Bellissima Estates; submitted by Rosendahl Engineering PLLC, accepted on 9/20/2016.

SUBDIVISION PLAT REQUIREMENTS

EASEMENTS DEDICATIONS:

DRB Stipulations

- 2. The owner shall dedicate to the City on the final plat a Traffic Safety Triangle over the sight distance triangle(s) in conformance Section 5.3 of the DSPM.
- 3. With the final plat or prior to approval of the final plat the owner shall provide Assurances and Covenant to Construct in conformance with DSPM Section 3.
- 4. The owner shall dedicate to the City on the final plat a Drainage Easement over all retention basins, including the proposed drainage swales along the east and west property boundaries.
- 5. THE OWNER SHALL PROVIDE A NOTE ON THE FINAL PLAT, TO THE SATISFACTION OF CITY STAFF, WHICH PROVIDES DISCLOSURE TO PROSPECTIVE BUYERS WITHIN THE SUBDIVISION OF THE EQUESTRIAN CHARACTER OF THE SURROUNDING AREA, INCLUDING BUT NOT LIMITED TO, SUCH USES ON PARCELS DIRECTLY ADJACENT TO

CERTAIN LOTS WITHIN THE SUBDIVISION AND ON PUBLIC TRAILS ADJACENT TO AND SURROUNDING THE SUBDIVISION.

IMPROVEMENT PLANS REQUIREMENTS

WALLS AND FENCES:

Ordinance

B. With the improvement plan submittal, the owner shall submit plans for permit to reduce the height of the existing fence along N. 98th Street and E. Jenan Drive to not exceed three (3) feet.

DRB Stipulations

6. Walls within an Intersection & Driveway Sight Distance Triangle and/or a Traffic Safety Triangle shall conform with Section 5.3 of the DSPM.

DRAINAGE AND FLOOD CONTROL:

DRB Stipulations

- 7. Submit a final drainage report that demonstrates consistency with the DSPM and the case drainage report accepted in concept by the Stormwater Manager, or designee.
- 8. With or prior to the improvement plans submittal the owner shall provide a soils percolation test and drain time analysis. The percolation test shall comply with the City DS&PM Chapter 4 requirements.

STREETS AND RELATED IMPROVEMENTS:

DRB Stipulations

9. Prior to the issuance of an encroachment permit, the owner shall submit plans to construct the following street improvements:

Street Name	Street Type	Improvements	Notes
98th Street	Local Collector Rural/ESL Character	Pavement, curb/gutter, shoulders, trail	a., b., c., d., e.
Jenan Drive	Local Residential Rural/ESL Character	Pavement, curb/gutter, shoulders, transition	b., c., d., f., g

- a. Pavement width to be 28-feet total to back of curb.
- b. 4-inch roll curb along project frontage.
- c. Geotechnical Report required to determine if existing pavement will need replacement.
- d. Construct 6-foot-wide compacted shoulders

- e. Construct 8-foot-wide unpaved trail along the east frontage of 98th Street within the right-of-way per DSPM Section 8-3.200, Trail Classifications, 8-3.203 (Neighborhood Trails; Scottsdale Trails Master Plan (Trail Network), dated February 2004. Planned trail segment (#75) per Ad Hoc Citizens Trails Task Force Final Report 2009.
- f. Pavement width on Jenan Drive to match the improvement south of the proposed project, 14-feet from the centerline to the back of curb.
- g. Pave transition to the existing street cross section to the east.

PATH, TRAILS AND RELATED IMPROVEMENTS:

DRB Stipulations

10. Prior to the issuance of an encroachment permit, the owner shall submit improvement plans to construct a minimum 8-foot-wide multi-use trail along 98th Street with in the right of way. The multi-use trail shall be designed in conformance with the Design Standards and Policies Manual (details as referenced in stipulation #20). The owner shall provide signage for all paths per the DSPM. The location and design of the signs and markers shall be shown on the improvement plans.

WATER AND WASTEWATER STIPULATIONS

DRB Stipulations

- 11. Existing water and sewer service lines to this site shall be utilized, or shall be disconnected at the main and removed pursuant to the Water Resources Services Department requirements.
- 12. Before the submittal of the improvement plans the owner shall obtain approval from Water Resources on the Basis of Design Reports for the water and sewer design per DSPM Sections 6-1.204, 6-1.205, 7-1.204 and 7-1.205.



Preliminary Plat Notification Affidavit

prelimin	Muyne Rosindahl Acetis - Francis Custom Hemes, Inc., here ary plat of <u>Bellissima Estates</u> on has been delivered to the following agencies for their review.	, actin by affirm tha	g on behalf at a copy of t	of the
	AGENCY	DATE NO	TIFIED	
	SALT RIVER PROJECT(2)	B-Z6 11 16 11 11 11 11 11 11		
Signature 7 8 Address	Rosendahl Engineering, PULC 197 N. Burkley Mesu, AZ 85203 (9-1-16 Date (480) 59	99-1243	

4-PP-2016 9/26/2016

Planning, Neighborhood & Transportation Division

7447 E Indian School Road, Suite 105, Scottsdale, AZ 85251 * Phone: 480-312-7000 * Fax: 480-312-7088

ROSENDAHL ENGINEERING PLLC

URBAN DESIGN & INFRASTRUCTURE

RESIDENTIAL & COMMERCIAL

OUTREACH CONTACT SUMMARY DeAcetis-Francis Custom Homes Bellissima Estates 9830 E. Jenan Dr. C.O.S. Project No.: 4-PP-2016

Following is a summary of the communication with the property owners that commented on the project based on the Neighborhood Notification.

Dan Francis was finally able to meet with the owner, **Craig Pearce, who lives at 9817 E Cortez St.** today. Dan explained to him that each of the four lots on 98st and two lots on Jenan Dr will have on lot retention and the half street improvements to 98th St will be engineered so that there will be no additional water drainage flowing South past his property that presently exist. He seemed pleased.

On Monday November 11th Dan Francis met with the following neighbors.

Mariette Kort, 9940 E Jenan Dr. She wants to see that the neighborhood remain rural and equestrian with the ability to ride horses along the back of curb on Jenan & 98th St. Dan explained the the half street improvements the city requires will allow horses to be ridden between the street improvements and the property line(existing fences to be reduced in height to 3 ft) as they can be ridden now. There will even by an 8 ft trail on the East side of 98th St. She seemed very pleased.

Dawn Brokaw, 9909 E Paradise Dr, adjacent property owner of the NE corner of our property. She has very strong opinion about maintaining equestrian neighborhood, that no bright lights shine onto her property after the new houses are built and that there be no future complaints about the horses on her property. She would prefer that there be no restrictions prohibiting horses at the new homes to be built.

Dan told her that he does not intent to place c, c, & r's on the property restricting horses on the lots. She does not trust what she is told by developers based on her experiences in the past. She wants to be left alone to do her own thing like she always has.

Angela Carmitchel, owns 9935 E Paradise Dr. She does not live there. She works for a major production home builder. Her husband Nike Brown is a custom home builder/re modeler. She wants equestrian access to remain next to Jenan & 98th as it is now. Dan explained how equestrian access will be will be in the future. She seemed pleased. She asked that we email a copy of the final preliminary plat that we will be submitting to the city so she could see it.

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NEIGHBORHOOD NOTIFICATION BELLISSIMA ESTATES

Project Request and Description: This is notification that DeAcetis-Francis Custom Homes, Inc., Developer, has purchased 5.793 acres of property located at the NE corner of N. 98th St. and E. Jenan Drive, the site address being 9830 E. Jenan Drive. The City of Scottsdale has recently approved the formation of this 5.793 acre parcel in a minor land division of what was formerly Bellissima Farms, a horse breeding, training and sales property.

The property is zoned R1-35, requiring a minimum lot size of 35,000 square feet, which is compatible with the surrounding neighborhood. The Developer is applying for a 6 lot subdivision with 4 lots fronting on N 98th St. and 2 lots fronting on E. Jenan Drive, see the "Site Plan" included, to be known as Bellissima Estates. This subdivision will be developed in accordance with the standards of the City of Scottsdale Design Standards and Policies Manual.

Should you have any questions, they may be addressed to the following:

<u>Developer:</u> DeAcetis-Francis Custom Homes, Inc.

Dan Francis, President Ph: 480-451-8890

Email: dan@dfcustiomhomes.com

Applicant: Rosendahl Engineering, PLLC

Wayne Rosendahl, Principal PE & RLS

Ph: 480-599-1263

Email: wayne@rosendahlengineering.com

City of Scottsdale: Project Coordinator

Brian Cluff

Ph: 480-312-2258

Email: bcluff@scottsdaleAZ.gov

The Developer looks forward to building quality homes that will be a compliment to your neighborhood.

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Earnest & Susan Anders 9705 E. Laurel Ln Scottsdale, AZ 85260

Robert & Joan Brenly 9726 E. Laurel Lane Scottsdale, AZ 85260

Pine Hill Trust 9708 E. Laurel Ln Scottsdale, AZ 85260

Rita & Ashok Patel 9661 E. Laurel Ln Scottsdale, AZ 85260

Edward & Agrwal Vogt 9664 E. Laurel Ln Scottsdale, AZ 85260

Jayne Hickey Tr 11998 N. 98th St Scottsdale, AZ 85260

Triesta Sa 9707 E. Cactas Rd Scottsdale, AZ 85260

Conroy Scottsdale Ranch Family, LLLP 12021 N. 98th St Scottsdale, AZ 85260

Ziltzer Revocable Trust 12122 N. 98th St Scottsdale, AZ 85260

David M. Gerut Trust 12160 N. 98th St Scottsdale, AZ 85260

Dan & Sharon Mayer 12188 N. 98th St Scottsdale, AZ 85260

Marjeanne McDonald Trust 9780 E. Cactus Rd Scottsdale, AZ 85260

Mary Jo Cooper Trust 9810 E. Cactus Rd Scottsdale, AZ 85260 Robert Bevilacqua 9824 E. Cactas Rd Scottsdale, AZ 85260

John & Cindy Ellers 9852 E. Cactas Rd Scottsdale, AZ 85260

Chris & Kristy Schaffer 9816 E. Kalil Dr Scottsdale, AZ 85260

Justina Kay 9778 E. Kalil Dr Scottsdale, AZ 85260

Coyote Capital Investments, LLC 9740 E. Kalil Dr Scottsdale, AZ 85260

Edward Bauman 9797 E. Cortez St Scottsdale, AZ 85260

Brown Living Trust 9735 E. Cortez St Scottsdale, AZ 85260

Glen Dean 11720 N. 98th St Scottsdale, AZ 85260

Tracy Mackey / Mathew Noll 9723 E. Poinsettia Dr Scottsdale, AZ 85260

Vineel & Madhavi Kurli Trust 9705 E. Poinsettia Dr Scottsdale, AZ 85260

Terry & Leroux Killenbach 9681 E. Poinsettia Dr Scottsdale, AZ 85260

La Cienega Owners Assn. P.O. Box 13615 Chandler, AZ 85248

Snicko, LLC 9663 Poinsettia Dr Scottsdale, AZ 85260

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Eric & Allana Taylor 9723 E. Laurel Ln Scottsdale, AZ 85260

Marc & Rhiannon Hertzberg 9648 E. Poinsettia Dr Scottsdale, AZ 85260

Ramsey & Sarah Umar 9708 E. Poinsettia Dr Scottsdale, AZ 85260

John & Norma Lewis 11880 N. 98th St Scottsdale, AZ 85260

Fred & Cynthia Andrews 11812 N. 97th St Scottsdale, AZ 85260

Mariette Kort 9940 E. Jenan Dr Scottsdale, AZ 85260

Gregory Knowles 9870 E Jenan Dr Scottsdale, AZ 85260

McClean Family Trust 9845 E. Jenan Dr Scottsdale, AZ 85260

Stacie Jo Mumford 2009 Irrevocable 9889 E. Jenan Dr Scottsdale, AZ 85260

Gerald & Alice Tobias 9933 E. Jenan Dr Scottsdale, AZ 85260

Joseph & Maria Notorio 9872 E. Cortez St Scottsdale, AZ 85260

Michael & Jae Halland 9842 E. Cortez St Scottsdale, AZ 85260

Darroch Family Trust 9814 E. Cortez St Scottsdale, AZ 85260 Encanta Homes, Inc 9820 E. Cactas Rd Scottsdale, AZ 85260

Dan Hinsley 9670 E. Poinsettia Dr Scottsdale, AZ 85260

Hooman & Cara Nikzad 9726 E. Poinsettia Dr Scottsdale, AZ 85260

Archuleta Family Revocable Trust 11815 N. 97th St Scottsdale, AZ 85260

Brian & Sarahlee Schneider 11824 N. 97th St Scottsdale, AZ 85260

David McDowell 9920 E. Jenan Dr Scottsdale, AZ 85260

Scottsdale Royal Investments, LLC 9823 E. Jenan Dr Scottsdale, AZ 85260

Schwartz Living Trust 9867 E. Jenan Dr Scottsdale, AZ 85260

Jerome Weinsheink & Marianne Churney 9911 E. Jenan Dr Scottsdale, AZ 85260

John Sime Revocable Trust 9886 E. Cortez St Scottsdale, AZ 85260

Tiana & Zang Wenninghoff 9858 E. Cortez St Scottsdale, AZ 85260

Howard & Annabelle Markstein 9828 E. Cortez St Scottsdale, AZ 85260

Craig & Laura Pearce 9817 E. Cortez St Scottsdale, AZ 85260

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Maria & Tywain Segaline 9833 E. Cortez St Scottsdale, AZ 85260

Hondo Trust 9867 E. Cortez St Scottsdale, AZ 85260

Ben & Kris Waggoner 9866 E. Kalil Dr Scottsdale, AZ 85260

Ken & Julia Hann 9834 E. Kalil Dr Scottsdale, AZ 85260

Stephen Montalto / Clark D. Scott 9945 E. Cactus Rd Scottsdale, AZ 85260

Khalid Irfan 9950 E. Cactus Rd Scottsdale, AZ 85260

Burns Living Trust 12152 N. 98th Way Scottsdale, AZ 85260

George & Coleen Knecht 12145 N. 98th Way Scottsdale, AZ 85260

Cinco Soles Owners Assn. 9912 E. Paradise Dr Scottsdale, AZ 85260

Craig & Joanne Doyle 9930 E. Paradise Dr Scottsdale, AZ 85260

Dawn Brokaw 9909 E. Paradise Dr Scottsdale, AZ 85260

Brown / Carmitchel Family Trust 9835 E. Paradise Dr Scottsdale, AZ 85260

John Vincent McFall / Anatolivka Oksana 9960 E. Jenan Dr Scottsdale, AZ 85260 Anamaria & Glen Bonner 9849 E. Cortez St Scottsdale, AZ 85260

Shanell Grozav 9883 E. Cortez St Scottsdale, AZ 85260

Mark & Yolanda Thoma 9850 E. Kalil Dr Scottsdale, AZ 85260

9985 E. Cactus Rd, LLC 9985 E. Cactus Rd Scottsdale, AZ 85260

Linda B. Garmany Trust 9925 E. Cactus Rd Scottsdale, AZ 85260

Elias Jose' Luis 12165 N. 98th Way Scottsdale, AZ 85260

Dennis & Sandra Chaney 12120 N. 98th Way Scottsdale, AZ 85260

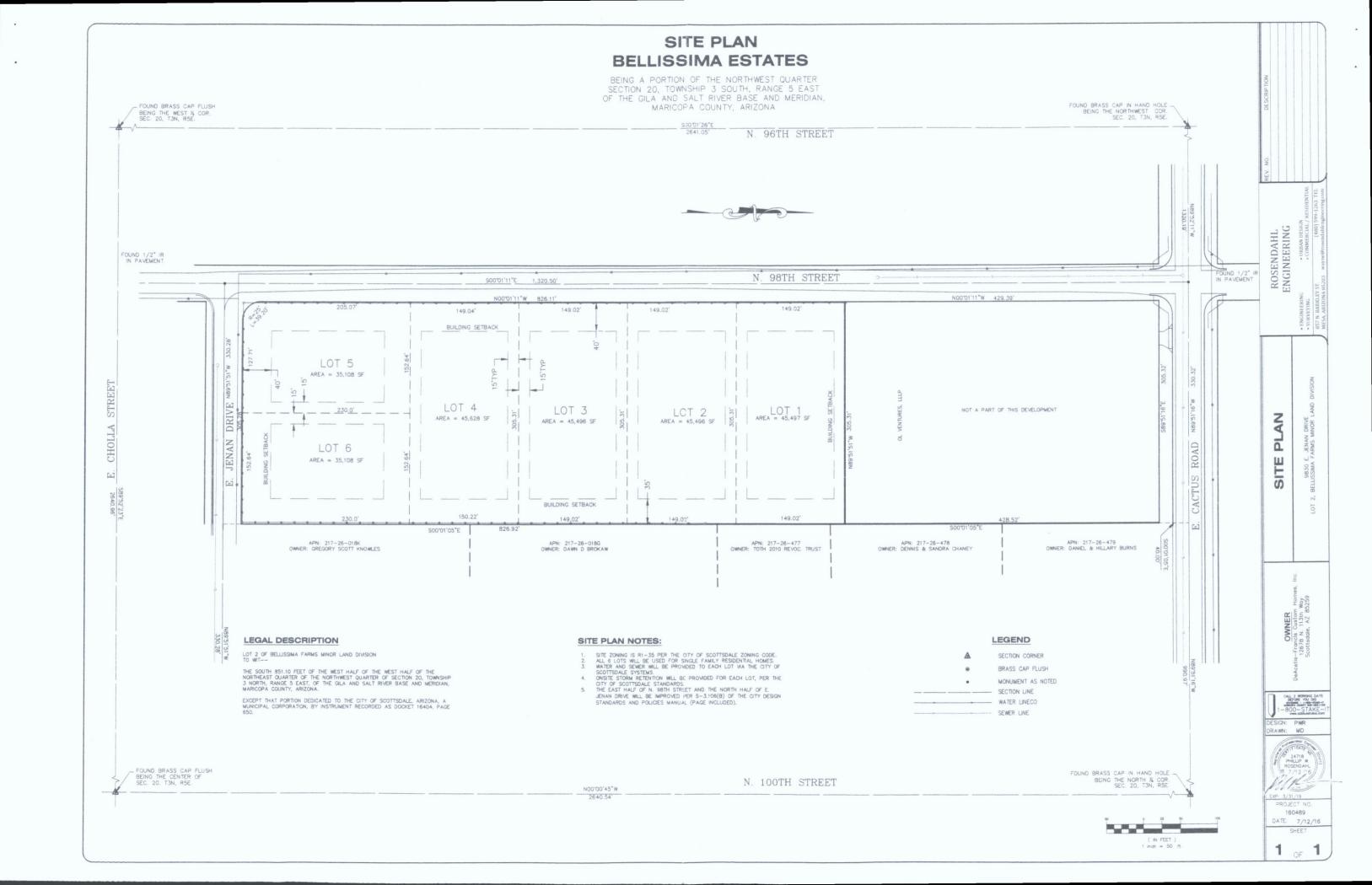
TOTH 2010 Revocable Trust 12042 N. 98th Way Scottsdale, AZ 85260

Paul & Jennifer Anderson 9920 E. Paradise Dr Scottsdale, AZ 85260

Irwin William George Carlson 9940 E. Paradise Dr Scottsdale, AZ 85260

DST Investments, LLC 9925 E. Paradise Dr Scottsdale, AZ 85260

Robert Alexander/ Elanor McBeth 9955 E. Paradise Dr Scottsdale, AZ 85260



5-3-106

LOCAL COLLECTORS

A. Rural/ESL Character with Trails

- Auxiliary turn lanes may be required at intersections with additional ROW requirements.
- · Cross-sections may vary to fit surrounding topography.
- ADT: 1,500 5,000 vpd
 Design Speed: 30 m.p.h.
 Maximum Grade: 12.0%
 Minimum Grade: 0.4%

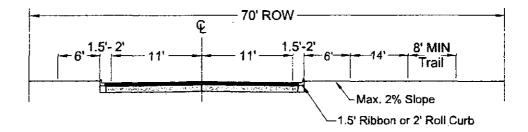


FIGURE 5.3-15 LOCAL COLLECTORS - RURAL/ESL WITH TRAILS

B. Rural/ESL Character

- Auxiliary turn lanes may be required at intersections with additional ROW requirements.
- · Cross-sections may vary to fit surrounding topography.
- ADT: 1,500 5,000 vpd
 Design Speed: 30 m.p.h.
 Maximum Grade: 12,0%
- Minimum Grade: 0.4%

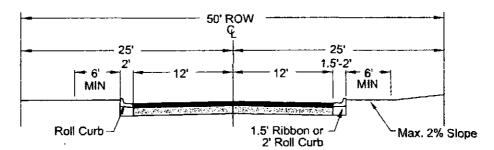


FIGURE 5.3-16 LOCAL COLLECTORS - RURAL/ESL CHARACTER

C. Suburban Character

- Auxiliary turn tanes may be required at intersections with additional ROW requirements.
- Cross-sections may vary to fit surrounding topography.
- ADT: 1,500 5,000 vpd
- Design Speed: 30 m.p.h.
- Maximum Grade: 9.0%
- Minimum Grade: 0.4%

