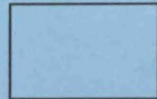


**Neighborhood Notification**  
**Open House Information**  
**Citizen Comments**  
**Affidavit of Posting**  
**Site Sign**  
**Legal Protest**



# REQUEST TO SPEAK



Request to Speak cards must be submitted to City Staff **BEFORE** 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.

NAME (print) Dan Frigard MEETING DATE 7/21/16

NAME OF GROUP/ORGANIZATION (if applicable) Ironwood Village

ADDRESS 19259 N 91<sup>st</sup> Way ZIP 85255

HOME PHONE 602-320-2332 WORK PHONE \_\_\_\_\_

E-MAIL ADDRESS (optional) \_\_\_\_\_

I WISH TO SPEAK ON AGENDA ITEM # 5  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 Comment" time is reserved for citizen comments regarding non-agendized items. The Board and Commission may hear "Public Comment" testimony, but is prohibited by state law from discussing items which are not listed on the agenda.

**This card constitutes a public record under Arizona law.**

**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.
  - o A green light indicates the timer has been activated.
  - o A yellow light indicates there is one minute remaining.
  - o 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.



# REQUEST TO SPEAK



Request to Speak cards must be submitted to City Staff **BEFORE** 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.

NAME (print) CARL Knap MEETING DATE 2/21/15

NAME OF GROUP/ORGANIZATION (if applicable) \_\_\_\_\_

ADDRESS 9405 E ROSEMONT DR ZIP 85255

HOME PHONE 602 402 9830 WORK PHONE \_\_\_\_\_

E-MAIL ADDRESS (optional) \_\_\_\_\_

I WISH TO SPEAK ON AGENDA ITEM # 5  I WISH TO DONATE MY TIME TO \_\_\_\_\_

I WISH TO SPEAK DURING "PUBLIC COMMENT"\* CONCERNING NEGOTIATING

\*Citizens may complete one Request to Speak "Public Comment" card per meeting and submit it to City Staff. "Public Comment" time is reserved for citizen comments regarding non-agendized items. The Board and Commission may hear "Public Comment" testimony, but is prohibited by state law from discussing items which are not listed on the agenda.

**This card constitutes a public record under Arizona law.**

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

**HOW TO ADDRESS THE BOARD AND COMMISSION:**

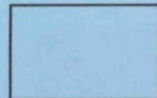
- The Chair will call your name when it is your turn to speak.
- Approach the podium and state your name and address for the record.
- Groups wishing to speak are encouraged to select a spokesperson to represent the views of the group.
- Public testimony is limited to three minutes per speaker. *(At 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.
  - o A green light indicates the timer has been activated.
  - o A yellow light indicates there is one minute remaining.
  - o 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.





# REQ EST 'O SPEAK



Request to Speak cards must be submitted to City Staff **BEFORE** 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.

NAME (print) Edmund Portnoy MEETING DATE 7/21/16

NAME OF GROUP/ORGANIZATION (if applicable) \_\_\_\_\_

ADDRESS 9423 E. Rosemonte Dr. ZIP 85255

HOME PHONE 480-585-3713 WORK PHONE \_\_\_\_\_

E-MAIL ADDRESS (optional) \_\_\_\_\_

I WISH TO SPEAK ON AGENDA ITEM # 5  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 Comment" time is reserved for citizen comments regarding non-agendized items. The Board and Commission may hear "Public Comment" testimony, but is prohibited by state law from discussing items which are not listed on the agenda.

**This card constitutes a public record under Arizona law.**

**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.
  - o A green light indicates the timer has been activated.
  - o A yellow light indicates there is one minute remaining.
  - o 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.



**AFFIDAVIT OF POSTING  
OFFICE OF THE CITY CLERK**

STATE OF ARIZONA            )  
  )  
COUNTY OF MARICOPA    )        ss

I, Sita Barge, being first duly sworn, depose and say:

That on 6-29-16, I posted notification poster(s) for the properties indicated below.

**Site(s) must be posted on or before: July 13<sup>1</sup>, 2016**

Case No.	Description and Location of Project	No. of Signs	Date Posted
14-PP-2013#2	Legacy Cove North Wall, 9451 E Union Hills Dr	1	6-29-16

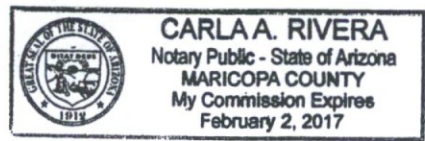
**Date of Development Review Board Public Meeting:** July 21, 2016, AT 1:00 P.M. IN THE CITY HALL KIVA, SCOTTSDALE, ARIZONA.

S. Barge  
(Signature)

Acknowledged this 6<sup>th</sup> day of July 2016.

Carla A. Rivera  
(Notary Public)

My commission expires February 2, 2017





## PUBLIC HEARING NOTICE

**REQUEST:** Approval of the design of a new 8 foot tall concrete retaining wall along the northern side of 201 S. S. & A. S.

**CASE#: 2019-001312**

**DATE:** July 23, 2019

**488-312-7000**

6-29-19



**SONORA WEST**  
DEVELOPMENT INC

Date: 5/27/2016

Dear Neighboring Property Owner,

The purpose of this letter is to notify you that a development review board application will be submitted to the City of Scottsdale that will request approval to construct a new perimeter wall along the northern boundary of Legacy Cove, between the Ironwood community owned view fence wall and the existing retaining wall within Legacy Cove. The new wall will be constructed within the Legacy Cove property.

The purpose of the new perimeter wall will be to create a rear yard privacy barrier for the adjoining lot owners of Ironwood Village and Legacy Cove.

If you may have further questions please contact me below.

Sincerely,

Darrin Olsen (Applicant Contact)  
Sonora West Development  
8937 E Bell Rd Suit 100  
Scottsdale, AZ 85260  
602-667-3145  
[darrin@sonorawestdev.com](mailto:darrin@sonorawestdev.com)

*City of Scottsdale Planning Contact*  
Keith Niederer  
7447 E. Indian School Rd. Suite 105  
Scottsdale, AZ 85251  
480-312-7000  
[kniederer@scottsdaleaz.gov](mailto:kniederer@scottsdaleaz.gov)

**14-PP-2013#2**  
**06/10/16**



TRACT TABLE

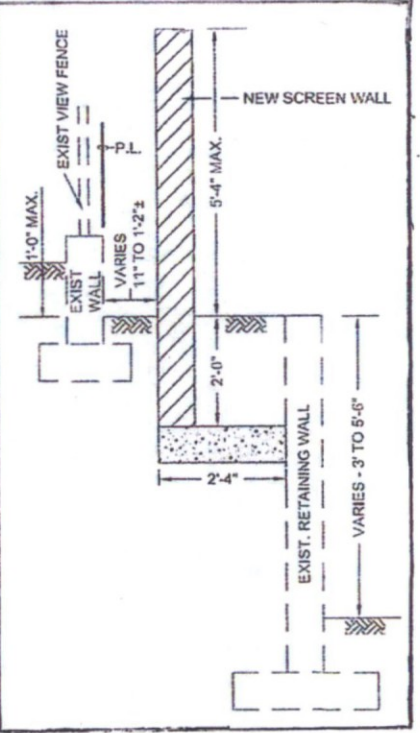
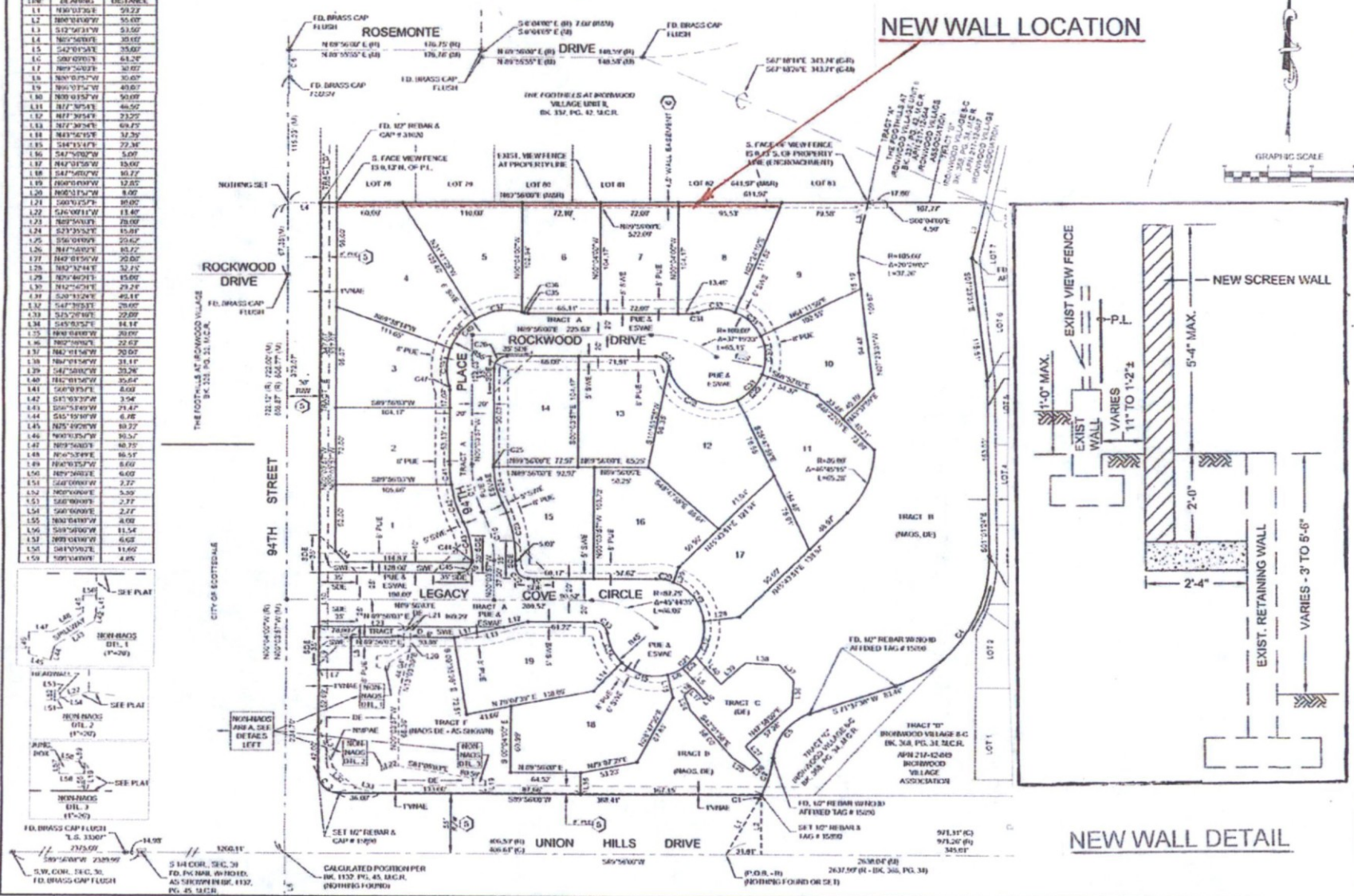
TRACT	AREA (SQ. FT.)	USE
A	42,600	PRIVATE STREETS, PUB. ESWAE
B	7,169	OPEN SPACE, RINGS, DE, WASH
C	3,817	DE, WASH TO DRIVE BY POOL
D	2,350	OPEN SPACE, MONUMENT SIGN, DE, (AS SHOWN), SIDE (AS SHOWN), SIDE (AS SHOWN), PUB. (AS SHOWN)
E	6,475	OPEN SPACE, SIDE (AS SHOWN), SIDE (AS SHOWN), PUB. (AS SHOWN)
F	27,687	OPEN SPACE, RINGS, DE, (AS SHOWN), ESWAE (AS SHOWN), PUB. (AS SHOWN)

LINE TABLE

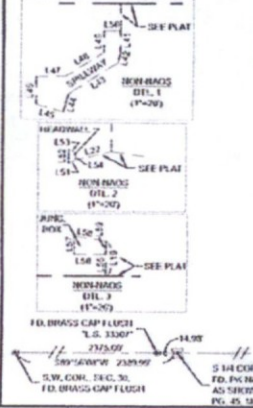
LINE	BEARING	DISTANCE
1.1	N80°02'36"E	51.27
1.2	S89°31'50"W	55.07
1.3	S12°50'31"W	51.07
1.4	N80°02'36"E	35.07
1.5	S12°50'31"W	35.07
1.6	S89°31'50"W	61.24
1.7	N89°28'02"E	30.07
1.8	N89°31'50"W	30.07
1.9	N90°01'52"W	40.07
1.10	N89°01'52"W	50.07
1.11	S17°30'54"E	46.52
1.12	N87°30'54"E	23.27
1.13	N87°30'54"E	69.72
1.14	N83°56'15"E	32.29
1.15	S44°15'47"E	22.38
1.16	S42°20'07"E	5.07
1.17	N44°01'50"W	15.07
1.18	S47°50'10"W	10.72
1.19	N89°01'52"W	12.07
1.20	N89°01'52"W	12.07
1.21	S69°01'52"W	10.07
1.22	S69°01'52"W	13.87
1.23	N89°01'52"W	20.07
1.24	S27°23'23"E	15.07
1.25	S58°04'50"E	20.62
1.26	N47°58'37"E	15.72
1.27	N49°01'52"W	20.07
1.28	N49°01'52"W	32.72
1.29	N79°40'21"E	15.07
1.30	N12°40'14"E	29.24
1.31	S20°13'24"E	46.14
1.32	S44°20'07"E	20.07
1.33	S15°28'10"E	22.07
1.34	S45°01'52"E	14.14
1.35	N89°01'52"W	20.07
1.36	N89°01'52"W	22.07
1.37	N42°01'50"W	20.07
1.38	N49°01'52"W	21.14
1.39	S42°20'07"E	20.07
1.40	N42°01'50"W	10.62
1.41	S69°01'52"E	8.07
1.42	S45°01'52"W	3.56
1.43	S69°01'52"W	21.47
1.44	S45°01'50"W	6.48
1.45	N45°01'52"W	10.72
1.46	N49°01'52"W	10.57
1.47	N87°30'54"E	40.72
1.48	N6°52'49"E	16.57
1.49	N89°01'52"W	8.07
1.50	N89°01'52"W	6.07
1.51	S44°00'01"W	2.77
1.52	N89°01'52"W	5.39
1.53	S69°01'52"W	2.77
1.54	S69°01'52"W	2.77
1.55	N89°01'52"W	8.07
1.56	S49°01'50"W	11.54
1.57	N89°01'52"W	6.62
1.58	S49°01'52"E	11.62
1.59	S92°34'00"E	4.85

EXISTING EASEMENTS & RIGHTS-OF-WAY

- (1) 5' RIGHT OF WAY EASEMENT FOR UTILITY LINES AND/OR POWER LINES (AS SHOWN) TO BE MAINTAINED.
- (2) 5' RIGHT OF WAY EASEMENT FOR UTILITY LINES AND/OR POWER LINES (AS SHOWN) TO BE MAINTAINED.
- (3) 5' RIGHT OF WAY EASEMENT FOR UTILITY LINES AND/OR POWER LINES (AS SHOWN) TO BE MAINTAINED.
- (4) 5' RIGHT OF WAY EASEMENT FOR UTILITY LINES AND/OR POWER LINES (AS SHOWN) TO BE MAINTAINED.



NEW WALL DETAIL



SET PLAT  
 NEIGHBORS DET. 1 (1'-0")  
 NEIGHBORS DET. 2 (1'-0")  
 NEIGHBORS DET. 3 (1'-0")  
 FEDERAL BRASS CAP FLUSH  
 T.G. 3300'  
 2325.07'  
 S.W. COR. T.G. 33  
 FEDERAL BRASS CAP FLUSH  
 S 1/4 COR. SEC. 39  
 FEDERAL BRASS CAP FLUSH  
 AS SHOWN IN BK. 1132, PG. 45, 142A.C.  
 (OTHERS FOUND)



Owner	MAIL_ADDR1	MAIL_ADDR2
LITTLE JAKE LLC	26020 N 82ND ST	
LEWIS CHAD S	18524 N 94TH ST	
BIG JAKE LLC	26020 N 82ND ST	
SCHOENFELD CLAUDIA	18528 N 94TH ST	
RUTH K TALMER LIVING TRUST	18530 N 94TH ST	
WOLKOFF STUART/PINSKY-WOLKOFF LINDA	45306 PUTTERS LN	
MACHADO TINA MARIE	18505 N 94TH ST	
COLLMENTER JOSHUA	18507 N 94TH ST	
WILCOX DALE R/CATHERINE A	18509 N 94TH ST	
FELTON GARY W/NILA L	18998 N 94TH WAY	
GREFF HENRY F/MARY ANN TR	18980 N 94TH WAY	
DAURIO JANELL	18962 N 94TH WY	
KLICHER-DETWILER DONNA/ANDERSTORM ANITA	18936 N 94TH PL	
GUAGLIARDO SALVATORE/MARIA	205 E WHITE OAK	
GRAY GEOFFREY M	18908 N 94TH PL	
SCHMIDT 2005 REVOCABLE LIVING TRUST	18894 N 94TH PL	
ROWELL COURTNEY D	18880 N 94TH PL	
WENNERSTOM GLENN A	18866 N 94TH PL	
KRACL RONALD L/SALLY E	18852 N 94TH PL	
SUN RISE BUSINESS CENTER INC	11230 E PARADISE LN	
MINICUCCI ANITA L	18873 N 94TH PL	
LARRAZA JULIE A	18891 N 94TH PL	
BURGESS DONALD M/ALICE J	18909 N 94TH PL	
POULOS PETER G/BONNIE K/KIRK G	7700 E PRINCESS DR UNIT 19	
SGOUROS GEORGE J/TRACI L	18945 N 94TH PL	
ADAM ROBERT B	18872 N 94TH WAY	
CHIUSANO MARK S/LAURA M	18856 N 94TH WAY	
IRONWOOD VILLAGE ASSOCIATION	9362 E RAINTREE DR	
PANDYA BANKIM/JHARNA	19027 N 94TH PL	
LESTER STEVEN C/HITCHINS LINDA	19011 N 94TH PL	
FLETCHER PAUL GEORGE	19007 N 94TH PL	
ANZALONE ANGELO TR/ANZALONE ANTOINETTE TR	413 S HELENA AVE	
CASARONA ANTHONY/EMILY	9373 E TARO LN	

**14-PP-2013#2**  
**06/10/16**

CHRISTOPHERSON CHAD P/ELIZABETH M	9443 E TARO LN
FRANSEN SHAWN	18624 N 95TH ST
KESSNER BENJAMIN	18650 N 95TH ST
WHITTIER JAMES A/KAREN E	18676 N 95TH ST
HORONENKO GRIGORY/CHRISTINE	18702 N 95TH ST
GILL HAROLD E/JUDITH L	18728 N 95TH ST
ZAMANIAN ARASH/BADRI SOLMAZ	18754 N 95TH ST
HOOD WILLIAM T/SEEMA	18780 N 95TH ST
YARDLEY MICHAEL/KELLY	18806 N 95TH ST
HAGEMAN BRIAN C	18832 N 95TH STREET
IRONWOOD VILLAGE ASSOCIATION	9362 E RAINTREE DR
COSEGLIA FRED JOSEPH JR/JUDY MARIE TR	18858 N 95TH ST
MILOU LLC	25007 N RANCH GATE RD
STANLEY MITCHELL/CECILE	15716 NE SISKIYOU CRT
ATENCIO MARIO/KERIANN	18936 N 95TH ST
PARBHAKER HARISH/NEERU TR	18962 N 95TH ST
BROWN GEORGE/MCPHILLIPS ANNE/EFFER PETER/DAWN	9538 E KIMBERLY WY
OLIVER CARMEN D	9556 E KIMBERLY WAY
RESTREPO LUCAS/JAROSZEWSKI DAWN ELIZABETH TR	9574 E KIMBERLY WY
LEROY CATHERINE A	9592 E KIMBERLY WY
KHAN M YOUSUF/YASMIN Y	9587 E KIMBERLY WAY
BERK BERNAT	9569 E KIMBERLY WY
DACHIS DANIEL P/ELAINE E	18915 N 95TH ST
MASUCCI STEVEN A/ELIZABETH E TR	18889 N 95TH ST
WILDEY RICHARD ALLAN	18853 N 95TH WY
DAVIS DARRELL E/RICHELLE M	18827 N 95TH WY
SAGE JOSEPH R	18801 N 95TH WAY
ANDERSON PHILIP/SANDRA J	11425 N CANTERBURY DR
TODD ANDERSON AND MICHELLE ANDERSON TRUST	18749 N 95TH WAY
DELANNOY JACQUES R	18723 N 95TH WY
NEMIROFF PAUL R/MAXINE TR	18697 N 95TH WAY
LORETT DANIEL T/NEGRU CARISSA M	18671 N 95TH WY
TOMAINO CAROL A TR	18645 N 95TH WY
HARRY JAY/MELISA	9589 E NITTANY DR

JOHNSON G MATT/MARLENE E	9571 E NITTANY
VACCARO JAMES S/ASHLEY E.A.	9553 E NITTANY DR
PICARD RAYMOND G/CHERYL C	12566 ROYAL WOLF PL
MAX KENNETH R/DEYOUNG DYAN	9517 E NITTANY DR
MADDOCK CARMEN R TR	4639 ELMHURST DR
JOHNSTON JOSIE	9540 E NITTANY DR
JOHNSON ROLAND E/SUSAN TR	9558 E NITTANY DR
EDWARDS GLORIA TR	9576 E NITTANY DR
STIGLIC JOSEPH/FREDERICK/JODIE	9573 E ROCKWOOD DR
MACALISTER NEIL M/CHRISTINA K TRUST	9555 E ROCKWOOD DR
POLTONAVAGE BRIAN EDWARD TR	7761 E CAMINO DEL MONTE
SOUED SAED	9519 E ROCKWOOD DR
DOIZE DONALD W/PAMELA	9578 E ROCKWOOD DR
DEH INVESTMENT MANAGEMENT LP	P O BOX 26002
LUONGO NICHOLAS A/CAROL A TR	9542 E ROCKWOOD DR
KNAPP CARL	9405 E ROSEMONTE DR
PORTNOY EDMUND H/JOAN M	9367 E ROSEMONTE DR
RODREQUEZ PETER/TERESA TR	9441 E ROSEMONTE DR
D & L REVOCABLE TRUST	9459 E ROSEMONTE DR
MUSURACA COSMO/ROSE	9477 E ROSEMONTE DR
KOSTEN DAVID/MARJO/APRIL/TANZI LEE	9495 E ROSEMONTE DR
DUNNE BARTHOLOMEW J/SUSAN L	18841 N 94TH WAY
SILVA SANDRA E	9524 E ROCKWOOD DR
VL KEY TRUST	18785 N 95TH ST
GLASER LOUIS S/SUSAN M	15 PEMBROKE DR
CIRONA JOHN L/ROSEMARIE F TR	18837 N 95TH ST
LESUEUR SABRINA	187809 N 95TH WAY
BOHON ELLIS GRAY III	18754 N 95TH WAY
BURGIN ROGER W/BARBARA K	18857 N 94TH WAY
MCDONALD J DAVID/D DENISE	18873 N 94TH WY
COSTELLO KATHERINE W	18889 N 94TH WY
SORCE JOHN W/LILLIAN W TR	18907 N 94TH WAY
LUCASH THOMAS A	18925 N 94TH WY
REIF ZACHARY L	18943 N 94TH WAY



WIRSKI PETER	18961 N 94TH WY
HENRY RONALD B/M PAULA	18979 N 94TH WAY
LISK IAN D W/LISK DEBRA B TR	18723 N 93RD ST
FERRONE DIANA D	18737 N 93RD ST
KUNTZ MARK J/WRIGHT KIMBERLY LLOYD TR	18751 N 93RD ST
EMIG STEPHEN C/HOLMES KATHLEEN M	18765 N 93RD ST
VANDERHYE ARTHUR R/HELEN B TR	18779 N 93RD ST
STRAND ROBERT E/CANNING LYNN A TR	488 E CLAREMONT ST
TRAINOR TODD C/HOPE L	18807 N 93RD ST
KING DOUGLAS A/MANDY	PO BOX 4595
MILLER CATHERINE E	18835 N 93RD ST
OPARA REGINALD	24410 N 85TH ST
STERHAN TY A	18863 N 93RD ST
GUNDLING GAIL R TR	18877 N 93RD ST
OBRIEN JOSEPH/LORRAINE	18891 N 93RD ST
MILLER MARITAL TRUST	18905 N 93RD ST
TIMMS TERENCE JAMES & ERIN M	18919 N 93RD ST
SOLOMON RENTALS LIMITED PARTNERSHIP	P O BOX 2681
CORNELL PAUL R/RENEE R	9386 E ROCKWOOD DR
CORMIE PATRICIA JEAN	9374 E ROCKWOOD DR
CORMIE JOHN M/PATRICIA JEAN	9374 E ROCKWOOD DR
SCHILSTRA ROBERT/ANN TR	9381 E ROCKWOOD DR
GRAYSON KEITH/DOROTHY ANN TR	9393 E ROCKWOOD DR
SCOTTSDALE CITY OF	7447 E INDIAN SCHOOL RD STE 205
SJS 94TH STREET DEVELOPMENT LLC	13532 E GOLD DUST AVE
OLSON DANIEL W POPP/REBECCA C TR	9298 E SIESTA LN
ATKINSON MICHAEL J	9290 E SIESTA LN
SARASWAT MANOJ/SANDEEP KAMBOJ	9282 E SIESTA LN
YATES SALLY A	301 PARK ST PO BOX 466
TELLER RONALD	9283 E SIESTA LN
CAMPBELL DENNIS K/CHARMEL R	9291 E SIESTA LANE
SCOTTO JOSEPH L/LAURA C TR	18890 N 93RD ST
KANE KENNETH A/MICHELLE E	18876 N 93RD ST
ULRICH GARY/KATHLEEN	81 ALLENDALE

CANZONERI SHEILA/SALVATORE  
LUDWIG LYNDA S  
FLOYD HAROLD W/JOBETH  
SEVER DECIMA  
WARKENTIN DWANYE/MICHELLE  
SCHNEIDER ILEANE TR  
OBRAY RONALD L/JOAN M TR  
BROWN JEFF/SARAH  
HELDER PAUL M/BONNIE  
ROERS PATRICK G/DEANNA L  
POGREBINSKIY PAVEL/POGREBINSKAIA SVETLANA V  
ALTHOLZ JAMIE M/KATHARINE V  
DANIEL J DONOIAN AND ROBIN D DONOIAN TRUST  
ASSEN HENRY/JANET  
DC RANCH ASSOCIATION INC  
TAYLOR BEAN & WHITAKER MORTGAGE CORP  
CALABRESE MICHAEL/BUTLER REBECCA HUA RONG  
BERNARDO BRIAN C/MARY J  
PERRON MARCUS  
INFINITY PROPERTY MANAGEMENT III LLC  
RIDLEY MICHAEL S/KIMBERLY A  
REDDY RAHUL/PATURI ANURADHA  
YANKE STEVEN J  
PHOENIX FLIP LP  
MOLINA MARTIN/STACEY R  
COHEN BURTON T/ E SHARON TR  
TIPSORD PROPERTIES 3 LLC  
CHANG DOUG  
AXELROD SCOTT R  
BAILEY SAMUEL S/AMBER I  
MCCARTY BRENT/TAPPAY MELISSA  
MISRA ANUPAM  
HERBRET RYAN A/MICHELLE  
KATHERINE E KIECKHEFER TRUST

18848 N 93RD ST  
7700 E PHANTOM WY  
1100 MARILISSA LN  
18806 N 93RD ST  
36 EDCATH MEWS  
18778 N 93RD ST  
9296 E ROCKWOOD DR  
18837 N 92ND WAY  
18851 N 92ND WAY  
18865 N 92ND WAY  
9796 E JAGGED PEAK RD  
18893 N 92ND WY  
18907 N 92ND WAY  
85 MACEWAN PARK VIEW NW  
6720 N SCOTTSDALE RD STE 261  
5032 PARKWAY PLAZA BLVD  
18398 N 94TH PL  
18416 N 94TH PL  
18434 N 94TH PL  
8943 E CALLE DEL PALO VERDE  
18417 N 94TH PL  
18399 N 94TH PL  
18381 N 94TH PL  
14354 N FRANK LLOYD WRIGHT BLVD SUITE 10  
18404 N 94TH WY  
18422 N 94TH WY  
18440 N 94TH WY  
18443 N 94TH WAY  
18425 N 94TH WY  
18407 N 94TH  
18500 N 95TH ST  
43002 N 43RD DR  
18464 N 95TH ST  
PO BOX 1151

EAST DESERT VIEW LLC  
BOPP JOSH/MEGAN  
ROY JOSEPH MICHAEL/ALLSION E  
MEEKISON JENNIFER  
DULAC PETER G  
SCHWARTZ LESTER TR/ETAL  
HERTZ RONALD A/KARLA M  
SHEPHARD JACOB L/NICOLE L  
GOLDBERG MARK ADAM/NICOLE  
MBA FINANCIAL LLC  
SMILEY MARY J/MATTHEW S  
LOVE THOMAS M III/NATALIE KLADT TR  
ANDREWS DAVID L  
PAPARELLA ROBERT/REBECCA L  
SCOTTSDALE CITY OF

1335 S 14TH ST NO 2  
9480 E DESERT VIEW  
9474 E DESERT VIEW  
15111 N HAYDEN RD NO 160-208  
18465 N 95TH ST  
11900 W OLYMPIC BLVD STE 650  
18501 N 95TH ST  
15608 N 106TH PL  
9398 E HORSESHOE BEND DR  
PO BOX 13871  
9370 E HORSESHOE BEND DR  
9356 E HORSESHOE BEND DR  
9340 E HORSESHOE BEND DR  
9328 E HORSESHOE BEND DR  
7447 E INDIAN SCHOOL RD STE 100





## CARPENTER HAZLEWOOD

Carpenter, Hazlewood, Delgado & Bolen, PLC

ATTORNEYS AT LAW

PHOENIX  
1400 East Southern Avenue  
Suite 400  
Tempe, Arizona 85282-5691  
T 480-427-2800  
F 480-427-2801

e-mail: [marks@carpenterhazlewood.com](mailto:marks@carpenterhazlewood.com)  
direct: 480-427-2859

July 18, 2016

**SENT VIA E-MAIL, U.S. MAIL & U.S. CERTIFIED MAIL**  
[bwashburn@ScottsdaleAZ.gov](mailto:bwashburn@ScottsdaleAZ.gov); [citymanager@ScottsdaleAZ.gov](mailto:citymanager@ScottsdaleAZ.gov)  
[citycouncil@ScottsdaleAZ.gov](mailto:citycouncil@ScottsdaleAZ.gov); [planninginfo@ScottsdaleAZ.gov](mailto:planninginfo@ScottsdaleAZ.gov)

City of Scottsdale  
3939 N. Drinkwater Blvd.  
Scottsdale, Arizona 85251

Attention: Bruce Washburn, City Attorney  
Brian K. Biesemeyer, City Manager  
Scottsdale City Council  
City Inspector

Re: Legacy Cove - Ironwood Village Association  
**Prohibited Wall Construction by SWD**

Dear Msrs. Washburn, Biesemeyer, City Council Members, and City Inspector:

We are the attorneys who represent Ironwood Village Association (“Association”), which is a homeowners association located in Scottsdale, Arizona. This letter is written to you to address the construction of a prohibited wall by SWD Homes, LLC (“SWD”) located near the Association.

As you may be aware, SWD is a builder that is developing a parcel of land adjacent to the Association (directly to the South), located near the corner of Union Hills Drive and 94<sup>th</sup> Street (“SWD Parcel”). The homes within the Association were constructed nearly 30 years ago, and the SWD Parcel was left vacant until recently, as the original developer had planned for a church to be located on the SWD Parcel, which was never constructed.

The Association, pursuant to its CC&Rs, is required to maintain and repair the perimeter wall located on the property line between the Association and the SWD Parcel, along with the retaining wall (which is used to support the perimeter wall) that is located

entirely on the SWD Parcel. In order to formalize the Association's easement and maintenance responsibilities, the Association and SWD executed an Easement, which is recorded at Instrument Number 2014-0144015, official records of the Maricopa County Recorder ("Easement"). We have enclosed a copy of the Easement for your records. *See attached.*

Pursuant to the Easement, SWD granted the Association an easement to maintain the retaining wall on the SWD Parcel. Furthermore, the Association has an easement by necessity to maintain the perimeter wall, as it has been maintaining this wall for nearly 30 years. Without such an easement, the Association would be unable to maintain the perimeter wall. Accordingly, based on the above easements, SWD is prohibited from constructing any improvement upon the easement area that would impede the Association's right to maintain the retaining wall and the perimeter wall.

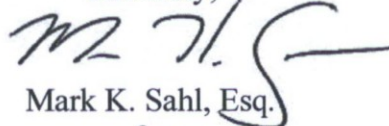
***Notwithstanding the above easements, SWD has proceeded with constructing a wall within the easement area that will prohibit the Association from maintaining both the retaining wall and the perimeter wall. The Association demanded that SWD refrain from constructing the wall on numerous occasions, but SWD refused to comply with the Association's demands.***

We understand that SWD has sought the City's approval to construct the wall at issue, but upon information and belief, the City has not completed its process to grant approval to SWD. We are informed that the City has scheduled a Development Review Board public hearing to address the wall at issue on July 21, 2016. However, it appears that SWD has disregarded the City's processes and moved forward with the construction of the wall. Alternatively, if the City has granted any type of approval to SWD to construct the wall at issue, it should revisit its decision based upon the above information.

***Based upon the above, the Association requests that the City instruct SWD to immediately cease construction of the wall at issue.***

If you wish to discuss this issue further, feel free to contact me directly at (480) 427-2859. The Association thanks you for your assistance with this matter.

Sincerely,



Mark K. Sahl, Esq.

for

CARPENTER, HAZLEWOOD, DELGADO & BOLEN, PLC

cc: The Association