Attachment C



<u>Addendum A</u> Staff Report Z-86-18-2 March 11, 2019

Deer Valley Village Planning Committee Meeting Date:	March 21, 2019
<u>Planning Commission</u> Hearing Date:	April 4, 2019
Request From:	<u>S-1</u> (Ranch or Farm Residence) (11.01 acres)
Request To:	<u>CP / GCP</u> (Commerce Park / General Commerce Park) (11.01 acres)
Proposed Use:	Recreational Vehicle and Boat Storage Facility
Location:	Northeast and southeast corners of Black Canyon Highway and the Dynamite Boulevard alignment
Owner:	The Prescott Valley Company
Applicant:	Fortress RV Storage, LLC - Mark Temen
Representative:	Lazarus, Silvyn, & Bangs, PC
Staff Recommendation:	Approval, subject to stipulations

As a result of ongoing dialogue with the adjacent property owners and city staff, the applicant is proposing an update to its site plan and landscape plan. The purpose of this addendum is to update Stipulation No. 1 to reference the revised site plan, date stamped March 8, 2019 and to include additional community correspondence.

The updated site plan includes the following:

- A decrease in the number of proposed covered spaces from 181 to 180.
- A change in the configuration of the site to shift the alignment of the north and south drive aisles from the center of the site to the east. The resulting landscape strip includes the following:
 - 3 recreational vehicle waste stations;
 - o an air compressor station area;
 - \circ a flag pole; and
 - o four pole-mounted light fixtures.

• A change in the location of the propane tank to increase the distance from the entry building.

Staff is supportive of the updates proposed by the applicant subject to the following stipulations:

Revised Stipulations:

- 1. The development shall be in general conformance with the site plan date stamped January 29, 2019, MARCH 8, 2019, as modified by the following stipulations and as approved by the Planning and Development Department.
- 2. Drought tolerant, 3-inch caliper evergreen trees 20 feet on center or in equivalent groupings shall be provided in the landscape setback areas, as approved by the Planning and Development Department.
- 3. All perimeter walls shall incorporate stone veneer, stonework, integral color CMU block or faux stone, and be compatible with the existing wall on the northern most property lines, as approved by the Planning and Development Department.
- 4 A minimum landscape setback of 30 feet shall be required along the west property lines, as approved by the Planning and Development Department
- 5. A minimum landscape setback of 20 feet shall be required along the north and south property lines, as approved by the Planning and Development Department.
- 6. Minimum landscape setbacks shall be provided as follows along the eastern property line as depicted in the setback exhibit dated January 29, 2019 and as approved by the Planning and Development Department.
 - a. A minimum setback of 20 feet for the northern 420 feet.
 - b. A minimum setback of 15 feet for the middle 343 feet.
 - c. A minimum setback of 10 feet for the southern 160 feet, terminating at the 20-foot landscape setback along the southern property line.
- 7. The developer shall coordinate access and frontage requirements with the Arizona Department of Transportation.
- 8. The developer shall record a Notice to Prospective Purchasers of Proximity to Airport in order to disclose the existence and operational characteristics of Phoenix Deer Valley Airport (DVT) to future owners or tenants of the property.
- 9. If determined necessary by the Phoenix Archaeology Office, the applicant shall

conduct Phase I data testing and submit an archaeological survey report of the development area for review and approval by the City Archaeologist prior to clearing and grubbing, landscape salvage, and/or grading approval.

- 10. If Phase I data testing is required, and if, upon review of the results from the Phase I data testing, the City Archaeologist, in consultation with a qualified archaeologist, determines such data recovery excavations are necessary, the applicant shall conduct Phase II archaeological data recovery excavations.
- 11. In the event archaeological materials are encountered during construction, the developer shall immediately cease all ground-disturbing activities within a 33-foot radius of the discovery, notify the City Archaeologist, and allow time for the Archaeology Office to properly assess the materials.

<u>Writer</u>

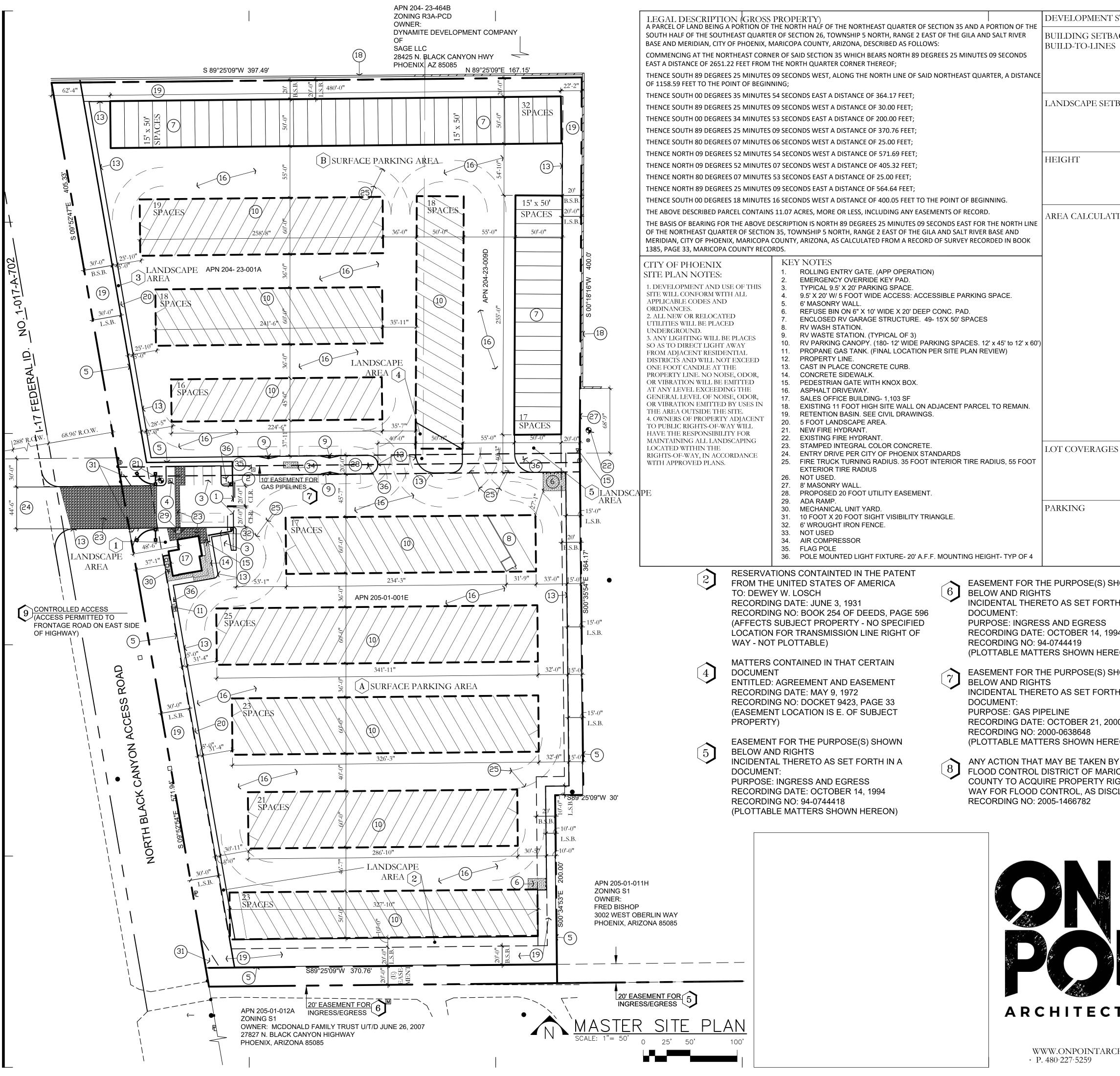
Nick Klimek March 8, 2019

Team Leader

Samantha Keating

<u>Exhibits</u>

Site plan date stamped March 8, 2019 Conceptual landscape plan date stamped March 8, 2019 Community input (4 pages)



STANDARDS	PROPOSED DEVELOPMENT STANDARDS			
.CKS/	30' SETBACK ALONG I-17 FRONTAGE	FORTRESS RV STORAGE LLC CK ALONG I-17 FRONTAGE MARK TEMEN 2211 EAST CAMELBACK ROAD UNIT 607		
(STREET) 20' SETBACKS ALONG ALL OTHER		PHOENIX, ARIZONA 85016 CONTACT: MARK TEMEN P: 602-228-2826		
	INTERIOR PROPERTY LINES (NOT ON A STREET)	CIVIL ENGINEER:		
BACKS	30' SETBACK ALONG I-17 FRONTAGE	RPA PETE HEMINGWAY PE STEVE LEWIS, PE		
	20' SETBACKS ON ALL OTHER PROPERTY LINES, EXCEPT FOR 15' AND 10' SETBACK	5727 N. 7TH STREET SUITE 120		
	ALONG SOUTH HALF OF EAST PROPERT LINE AS SHOWN IN SITE PLAN			
	HEIGHT OF UP TO 18' WITHIN 30' OF	— NICOLE POSTEN, RA 1341 E FAIRFIELD ST.		
	PERIMETER LOT LINE, WITH A 1' HEIGHT INCREASE PER EACH 3' OF	MESA, AZ 85203 P: 480-227-5259		
	ADDITIONAL SETBACK	PROPERTY LOCATION	MITTE POAD	
IONS:	SALES OFFICE BUILDING: 1,103 SF	 BLACK CANYON HIGHWAY AND DYNAI PHOENIX, AZ 85009 ASSESSOR'S PARCEL NO.s 205-01 -001E, 20 		
	COVERED RV PARKING:143,219 SFRV GARAGES:36,735 SF	& 204- 23-001A LOT SIZE:		
		APN 204-23 -009D NET: 66,835.16 SF (1.53 AC)		
	SURFACE PARKING AREAS:	GROSS: 66,835.16 SF (1.53 AC) APN 205-01 -001E		
	A 189,935 SF	NET: 246,138.80 SF (5.65 AC) GROSS: 260,415.24 SF (5.98 AC)		
	B 140,541 SF	APN 204-23 -001A NET: 144,701.93 SF (3.32 AC)		
	LANDSCAPE AREAS:	GROSS: 154,823.83 SF (3.55 AC)		
	1 2,289 SF 3 6,295 SF	TOTAL: NET: 457,675.89 SF (10.51 AC) GROSS: 482,074.23 SF (11.07 AC))	
	2 5,548 SF 4 1,890 SF	CURRENT ZONING: S1 PROPOSED ZONING: CP-GCP GENERAL	COMMERCE PARK	
	5 1,906 SF			
	TOTALS:	DDOIECT DESCRIPTION		
	SURFACE PARKING AREA: 330,476 SF INTERIOR LANDSCAPE AREA: 17,928 SF	PROJECT DESCRIPTION THE APPLICANT PROPOSES TO CONS'	TRUCT (IN 2 PHASES)	
5	BUILDING COVERAGE: 181,057 SF/457,675.89 SF= 39.56%	AND OPERATE AN RV AND BOAT STO OFFERING BOTH ENCLOSED AND CA VEHICULAR INGRESS AND EGRESS TO	NOPY STORAGE AREAS. O AND FROM THE	
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	17,928 SF/ 330,476 SF= 5.4% REQUIRED: 1 SPACE PER 300 SF OF	 PROPANE STATION AND RV WASTE S PROPOSED. UPON RECEIVING REZOINAPPLICANT WILL OBTAIN THE NECES 	NING APPROVAL, THE	
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	RECORDING DATE JUNE 27, 2008 RECORDING NO: 20080572035			
4				
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	VICOLE LEE POSTEN			
	PRIZONA, U.S.A.	for		
	EXPIRES 9/30/2020	FORTRESS RV S	IUKAGE	
	DATE ITEM 11/26/18 ZONING SUBMITTAL 1			
	11/26/18ZONING SUBMITTAL 101/28/19ZONING UPDATE03/07/19ZONING UPDATE	— 28020 N 28TH AV — PHOENIX, ARIZO		
	2019 THIS DRAWING IS AN INSTRUMENT OF SERVICE AND THE SOLE PROPERTY OF ON POINT ARCHITECTURE, LLC,	s DWG NAME:	DWG #:	
	ANY USE OF THIS DRAWING WITHOUT THE WRITTEN CONSENT OF ON POINT ARCHITECTURE, LLC IS PROHIBI DRAWING SCALES INDICATED ARE FOR REFERENCE ONI	MASTER SITE PLAN		
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MESA, ARIZO	ALWAYS USE DIMENSIONS AS SHOWN, DRAWINGS ARE N)1		



6' Masonry Wall to match Architectural

Existing site wall on adjacent parcel. Retention Basin, See Civil Drawings, 8' Masonry wall- see Architectural Drawings.

Acacia salicina Willow Acacia Acacia willardiana Palo Blanco Chilopsis linearis Desert Willow Eucalyptus papuana Ghost Gum Pinus canariensis Canary Island Pine Pinus eldarica Afghan Pine Pinus halepensis Aleppo Pine

Bouganvillea (Sp.) 'Barbara Karst' Caesalpinia mexicana Mexican Bird of Paradise Ruellia peninsularis Desert Reullia Muhlenbergia capillaris White Cloud Muhlenbergia capillaris 'Regal Mist' Muhlenbergia emersleyi 'El Toro' Grass Muhlenbergia lindheimeri 'Autumn Glow' Muhlenbergia rigens Deer Grass

Dasylirion wheeleri Desert Spoon Hesperaloe parviflora Red Yucca Yucca baccata Banana Yucca

Convolvulus cneorum Ground Morning Glory Lantana 'New Gold' New Gold Lantana Rosmarinus officinalis 'Prostratus' Rosemary

All planting areas to be covered with decomposed

Refer to Conceptual Site Plan for site plan specifics

Business Owner: Fortress RV Storage LLC Mark Temen 2211 East Camelback Road Unit 607 Phoenix, Arizona 85016 Contact: Mark Temen P. 602-228-2826

Development Team

Civil Engineer: RPA Pete Hemingway PE Michael Brungard PE 5727 N. 7th Street suite 120

Phoenix, AZ 85014

Architect: On Point Architecture, LLC Nicole Posten, RA 1341 E Fairfield St. Mesa, AZ 85203 P. 480-227-5259

Landscape Architect: RVi Planning Steven Voss 120 S. Ash Avenue Tempe, AZ 85281 P. 480-994-0994

Site Data

Property Location Black Canyon Highway and Dynamite Road Phoenix, AZ 85009 Assessor's Parcel No. 205-01 -001E combined with Assessor's Parcel No. 204-23-009D and Assessor's Parcel No. 204-23-001A

Zoning Current Zoning: S1 Proposed Zoning: CP-GCP General Commerce Park

Proposed Parking Accessible Space: **Regular Spaces: 6** Total Spaces: 7

Lot Coverage

Assessor's Parcel No.: 205-01 -001E: 91.807 SF/ 246.138.80 SF= 37.3% Assessor's Parcel No.: 204-23-009D 29,684 SF / 66,846.97 SF= 44.4% Assessor's Parcel No. 204-23-001A 57,855 SF/144,701.88 SF = 40%

Building Heights Office Building: 24'-2" Canopies: 12'W x 60'D x 17' H Enclosures: 15'W X 50'D X 19'H

Proposed Building Setbacks/Build-to-Lines 30' setback along I-17 Frontage (street) 20' setback along all other interior property lines (not street

Proposed Landscape Setbacks 30' Setback along I-17 Frontage South Parcel: South: 20', East:10' North Parcel:

North: 20', East: 20', (Open Storage Area per 626.F.2.Z.(2)

Site Legend

-	- Property Line
	Fnd Survey Monument (See Monument Table)
1	(See Monument Table)
4	Schedule "B" Item
<u>→</u>	6 inch Concrete Curb Indicates Driveway (means of access) Concrete Surface Dirt Road Fence Wall Overhead Electric Line Down Guy Wire
•	Fire Hydrant
9 ©	Gas Marker Gas Valve
	<i>Guard Post or Gate Post Mail Box Underground Utility Vault Power Pole</i>
•	Power Pole W/ Underground Electric Sewer Clean Out
™ ⊗ (R)	<i>TV Junction Box Water Valve See Reference Documents</i>
(M)	Measured

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IDENIX, ARIZONA AN PL AP Ч U **BLACK CANYON HIGHWAY** S AND S S PRELIMINARY ż \bigcirc 28111 Ĺ NORTH GRAPHIC SCALE 1" = 50' Date: 3/7/19 Project No.: 18002109 Drawn By: AV Drawing Name: PRELIMINARY LANDSCAPE PLAN Revised: Sheet: of

Sage Luxury Apartment Homes

Dynamite Apartments I LLC, 31731 Northwestern Highway, Ste 250W, Farmington Hills, MI 48334 (248) 855-5400

City of Phoenix Planning and Development Department 200 W. Washington Street, Second Floor, Phoenix, AZ 85003 Attn: Nick Klimek - Planner for Deer Valley District February 13, 2019

Re: Rezoning Case Z-86-18-2 on the Black Canyon Highway Service Drive at the Dynamite Boulevard Extension

Dear Mr. Klimek,

Please inform the Deer Valley Village Planners and City of Phoenix Planning Commissioners that, as a neighbor directly adjacent to the north and east, **we strongly object** to the proposed Rezoning of this property for use as an outdoor Boat & RV Storage Facility. Even though we haven't had time to fully review the provided information, we felt it important to voice our initial concerns at this time. Before we identify specific concerns, it is important to note we have no record of being invited to any Neighborhood Meetings. Have any been held? As the neighbor most immediately impacted by this use, representing over 300 units and about 600 residents (not including phase 2 with 232 more units and maybe 500 more residents), we would have expected to be invited or at least received a call. Our initial objections regarding the Use and Plan are as follows:

<u>City's goal of a balance between housing and jobs is not met.</u> The General Plan and Land Use Map envision Residences or Employment Centers for this area. Deer Valley's official brochure states that one of its principles is to balance housing and employment. A Commerce Park with businesses in a campuslike setting provides the opportunity for numerous well-paying jobs. An outdoor storage facility with 24hour keycard access will have at most few employees. This rezoning/development doesn't match the vision outlined by the Ordinance.

Boat and RV Storage is a special use. Boat and RV Storage is not a permitted use because it is only reasonable under certain circumstances. The Special Use category was made to protect area residents and property owners from development that is not suitable for the specific circumstances. Inserting a 24 hour a day outside business next to our development with 304 apartments with nearly 600 residents, including families with children, plus our future phase and the other adjacent residential uses with by eliminating a road extension and limiting the potential for adjacent development to whatever works with a only 20' access easement is not beneficial to the area. The rezoning for this development runs counter to all the protections the Ordinance puts in place.

<u>The plan attached to our notice is not the same plan as reviewed by the City.</u> The plans are different and have different dates. We expect to be given accurate information when asked to comment on such an important subject. This proposed development greatly impacts our residents, our business, and our high-end community, and jeopardizes the attractiveness of Sage Luxury Apartments.

<u>Eliminating the Dynamite Blvd Extension and Oberlin Way restricts future development.</u> The proposed development eliminates 2 future road extensions that would allow full development the acreage parcels east of this development. It leaves only a 20' easement along its south edge for access to this remaining acreage. The property owner to the south of Oberlin Way would have to commit more

than their fair share of land if development to the east required a road access, or even a significant boulevard driveway. The proposed outdoor storage development restricts future development of the rest of this area west of the Wash.

<u>The applicant's stated decrease in traffic doesn't paint the whole picture.</u> It is true that the total amount of daily traffic will likely be less. The more importance fact is that people with fishing boats or ATVs will probably pick them up very early in the morning, on the way to the lake. They might pick their boat or RV up the day before, on their way home from work, during rush hour, or at night after they are done with dinner and the kid's homework. The point is they won't be picking up or dropping off their Boat or RV mid-day. They will be picking up or dropping off their Boat or RV at the lease convenient times for the adjacent residential uses.

<u>The applicant's narrative states there is a significant deficiency of demand over supply.</u> If there is a deficiency of demand over the amount of storage available, then this development is not necessary. If they mean there is a deficiency in supply, then they should indicate why the 426 vehicles current parked for free at home will be moved to a new facility that charges rent. Are these 426 boats/rvs parked illegally?

<u>Conformance with and Support of the Core Values.</u> We do not recognize that outdoor storage celebrates a diverse community, and renting a storage space provides any strengthening of the local economy. We have read the statements provided. They are "a stretch". If anything, as proposed this development will weaken the economy by only providing a few jobs while greatly restricting the potential development on the adjacent properties (by eliminating the road extensions)

The staff Report states it is compatible with adjacent residential uses. A 24-hour business that involves 24-hour security lighting plus loading and unloading trailers in the morning and evenings is not compatible with residential uses adjacent and very close by. The proposed use will really be a nuisance for the area residents. Boat owners and ATV owners will start their motors to make sure they are running properly, and maybe even perform a tune-up before they head to the lake or trails, adding new noise levels to the clanging and banging of trailers. Most of this noise will occur early in the morning or in the late afternoon/evening.

The staff Report states it will generate little traffic. See the above statement about traffic

<u>The staff Report states the plan includes impact-mitigating features.</u> No features have been included to mitigate the impact to future development by eliminating Dynamite Boulevard and Oberlin Way. Also, has the lighting plan been studied as it relates to 24-hour security lights?

And a few general comments.

- It is difficult to comment on the proposed site plan itself, as we just found out it is different from the one we were sent with the Meeting notice.
- The applicant mentions nearby RV resorts for the placement of this storage facility. We find it unlikely that area residents will pack up their RV regularly for 15- to 30-mile trips. Long-term RV parks mean the RV's will be likely kept at the resort, not at this facility.
- No boat storage is identified on the plan. All the proposed types/locations of storage areas must be identified per the ordinance.
- Put the effluent waste pumping area as far away from residences as possible.
- There are existing apartments, existing single family homes on big parcels and recently approved attached housing surrounding this site. Putting a storage facility into the middle of all these

residential uses will be disruptive to all the adjacent owners. Eliminating the potential for development of the remaining large parcels is incredibly short-sighted.

We have made a significant investment in Sage Luxury Apartments, including a large investment to bring water and sewer to the site, sized to consider future development of this area as the business parks and employment centers or residences. Under-developing this area by eliminating roads, limiting future development and building Boat & RV Storage goes in the opposite direction envisioned by the General Plan, and ignores our infrastructure investment, which causes Sage and the other impacted property owners harm.

We hope the City agrees that the proposed rezoning is not consistent with the General Plan and would be detrimental to all neighboring properties, to all the Deer Valley goals associated with this development district. We respectfully request this Rezoning request and development be denied. We will contact you prior to the Deer Valley Planning Meeting with our full list of concerns

Sincerely

Mark Highlen, agent for Dynamite Apartments 1 LLC Owner of Sage Luxury Apartment Homes 28425 N. Black Canyon Highway Phoenix, AZ 85085

From:	Fred Bishop
То:	Nick Klimek
Subject:	Zoning Case Z-86-18-2 - RV Storage
Date:	Thursday, March 07, 2019 9:43:03 PM

Mr. Klimek,

The city should not approve RV Storage at properties 204-23-001A, 204-23-009D and 205-01-001E.

Rather than RV Storage, retail, offices, commercial, residential or multifamily would be consistent with the existing development in the immediate area. For example, given that approximately 600 residences are being built to the south, at 205-01-010L, 205-01-010J, 205-01-010G and 205-4-002, a commercial complex, including grocery and retail, would be more appropriate. With Sage Apartments, there will likely be more than 800 residences in the immediate area.

RV Storage would very likely provide limited options to the city for the development of the properties to the east, as future uses will be severely limited behind a large RV Storage facility with 24 by 7 access. Activities such as customers testing boat engines and pumping sewage waste will negatively impact development of adjacent properties. It's likely the sewage collection facility will be placed as far as possible from the existing Sage Apartments, which will impact future development of the properties to the east and south. It would also be very difficult for Fortress RV Storage to prevent testing of boat and RV engines, as much of the times the facility will be unattended.

I would like to confirm my previous communication of the importance that the city of Phoenix provides dedicated street access to the properties to the east of the proposed Fortress RV Storage facility.

Without dedicated access, financing would be unavailable for the 15 acres to the East; 205-01-011H, 205-01-001X, 205-01-011S and 205-01-011R and these properties could be prevented from being developed. With street dedication for Oberlin and Dynamite, developers would understand access and be able to begin the planning and zoning process with confidence. Without that confidence it is very possible the properties to the east will not develop or it will be a very poor usage.

Street dedication by the city of Phoenix for Oberlin and Dynamite allows the city to influence development of these properties for the best usage. The city of Phoenix Street and Planning Design Guidelines, dated December 1, 2009, indicates that the width for a local street is a full right of way of 50 feet, making 40 feet inadequate. A local street dedication is appropriate for both Dynamite and Oberlin.

The site plan for Fortress RV Storage shows an easement of 20 feet at the Oberlin alignment, which would provide a private road, 10 feet of which crosses the south edge of the Fortress RV Storage property. However, a submitted site plan is only conceptual. The 10 feet could be removed during the building approval process; dedicating the Oberlin and Dynamite is the only effective way for the city to protect the ability to develop the properties to the east and provide adequate access.

Along the Dynamite road alignment, on the south side of the alignment, there is a large natural gas line that services the KB homes to the west, crossing under the highway, which prevents building any structures. This is also the appropriate location for the easement to bring water to the properties being developed for Fortress RV, as an existing water line easement extends for some distance to the west along the south edge of the Sage Apartment property. To support further development, the Dynamite alignment should be brought as far east as possible. Original Sage Apartments site plans showed a Dynamite alignment, and Sage Apartments may be depending on that road for further expansion.

Oberlin would be also logical access for the eastern properties and should also be dedicated. The existing narrow, private road is temporary access for the current S-1 zoning for very large residential lots, until the remaining properties are developed under a more appropriate zoning such as CP/GCP,

residential or multi-family. If the site plan is changed and ultimately access is not aligned at the southern edge of Fortress RV Storage, and is fully on the southern property, 205-01-012A, it will put a high burden on that property by requiring a much larger reduction in developable footage. Access to the east wholly on 2015-01-012A, would be an unacceptably large burden to a single property.

In addition, the number of existing and future residences between Jomax and Dixileta will create a tremendous amount of pressure on the access road, given that all northbound traffic must crossover the freeway at Dixileta, proceed south to Jomax and then cross over Jomax to go north. It would be an appropriate time to add the north bound access road at Dixileta.

Regards, Fred Bishop

From:	Fred Bishop
To:	<u>Alan Hilty</u>
Cc:	Nick Klimek
Subject:	Fwd:
Date:	Monday, December 17, 2018 4:31:35 PM
Attachments:	Z-86-18-2 Fortress RV Community hearing.pdf

Alan,

Thank you for the conversation today. Attached is the mail I received showing three properties to be developed, 205-01-001E, 204-23-009D and 204-23-001A.

As described on the phone, I would support a dedication for Oberlin and Dynamite, appropriate for the development of the properties to the East, 205-01-011H, 205-01-001X (both owned by myself) and 205-01-011S and 205-01-011R (Wick Family Trust).

Along the Dynamite road alignment, on the south side of the alignment, there is a large natural gas line that services the KB homes to the west, crossing under the highway, which prevents building any structures. This is also the appropriate location for the easement to bring water to the properties being developed for Fortress RV, as an existing water line easement extends for some distance to the west along the south edge of the Sage Apartment property. To support further development, the Dynamite alignment should be brought as far east as possible, even if that ends at a cul-de-sac at the western edge of 205-01-011H. The Fortress RV development could provide Dynamite to the east.

Oberlin would be the other logical access to the eastern properties. I talked to Marge Wick, trustee for the Wick Family Trust,; my understanding is she would also like the dedication for Oberlin, to provide access for future development. However, as is customary, she would not want any improvements to be paid by the properties to the east until required as part of the development of those properties for future uses. We both view the existing dirt road as temporary for the current S-1 zoning for very large residential lots, until the remaining properties are developed under a more appropriate zoning such as CP/GCP, residential or multi-family.

Rather than an RV park, a commercial complex including grocery and retail would be more appropriate for this general location, given that approximately 600 residences are being built to the south, at 205-01-010L, 205-01-010J, 205-01-010G and 205-4-002. With Sage Apartments, there will likely be more than 800 residences in the immediate area.

The number of residences will create a tremendous amount of pressure on the access road and it would be an appropriate time to add the north bound access road at Dixileta, which would also be useful for the RV park if that is approved.

In addition, it would make sense that and development along the freeway be required to implement a sound wall to reduce noise, similar to the sound wall along KB homes on the west side of I-17.

Copying Nick Klimek, who is creating the staff report for RV Fortress.

Regards

Fred Bishop