Project Application

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City Of Sedona Community Development Department

102 Roadrunner Drive Sedona, AZ 86336 (928) 282-1154 · www.sedonaaz.gov/cd

Application	for (check all that app	oly):				
	☐ Conceptual Review		☐ Comprehensive Revi	ew 🖻 Ap	peal	☐ Time Extension
☐ Community Plan Amendment☐ Zone Change					bdivision riance	☐ Minor Modification
	Project Name	55 Newcastle Lane (ZV21-00011)				
Project Information	Project Address	55 Newcastle Lane, Sedona, AZ		Parcel No. (Al	PN) 401-2	:1-018J
	IPriman/ i ontact	Taylor Earl, Earl & Curley, P.C.		Primary Phon	ary Phone 602-265-0094	
	Email	tearl@earlcurley.com		Alt. Phone		
	Address	3101 N. Central Ave., Suite 1000		City/State/ZIF	Phoer	nix, AZ 85012
Office Use Onl	Application No	APPE	23-00001	Date Received	1 2/2	123
	Received by		Chr	Fee Paid	\$15	O
			U		11	
Project Descriptio	Development 55 Newcastle	Appeal of City Attorney's February 13, 2023 decision upholding the Community Development Department Director's September 28, 2022 revised decision regarding 55 Newcastle Lane (ZV21-00011). More information on attached letter, which is incorporated herein by this reference.				

Additional Contact Information: Please complete the following for all companies/people <u>authorized</u> to discuss the project with the City. Please attach additional sheets if necessary.

Contact #1	Company	V & M Real Estate, LLC	Contact Name	Vincent VanVleet
	Project Role	Land Owner	Primary Phone	602.524.2616
	Email	triplev@cox.net	Alt. Phone	
	Address	55 Newcastle Lane	City/State/ZIP	Sedona, AZ, 86336
Contact #2	Company	Earl & Curley, P.C.	Contact Name	Michael Buschbacher
	Project Role	Principal Planner	Primary Phone	602-265-0094
	Email	mbuschbacher@earlcurley.com	Alt. Phone	
	Address	3101 N. Central Ave., Suite 1000	City/State/ZIP	Phoenix, AZ 85012
Contact #3	Company		Contact Name	400000000000000000000000000000000000000
	Project Role	=	Primary Phone	
	Email		Alt. Phone	
	Address		City/State/ZIP	



February 22, 2023

RE: Supplemental Information - General Basis for Appeal

This document is an attachment to the Project Application form that has been marked and filled out as an appeal of Appeal of City Attorney's February 13, 2023 decision upholding the Community Development Department Director's September 28, 2022 revised decision regarding 55 Newcastle Lane (ZV21-00011).

This office represents Vincent VanVleet on his property located at 55 Newcastle Lane in Sedona (APN: 401-21-018J) (owned through V & M Real Estate, LLC) (the "Property"). We respectfully appeal the City Attorney's decision on February 13, 2023 upholding the Community Development Director's decision with regard to the Property and its legal non-conforming use (City Attorney decision attached hereto).

This decision is flawed because it upholds a flawed director decision and thus fails to recognize short-term rentals as a legal non-conforming use on the Property. In doing so, it also:

- Incorrectly and/or incompletely applies the relevant case law.
- Incorrectly and/or incompletely applies the City's Land Development Code, including Section 1.6 (Nonconformities).
- Incorrectly and/or incompletely applies the City's other laws and regulations.
- Incorrectly and/or incompletely states the relevant facts of the Property.
- Incorrectly and/or incompletely applies the facts of the Property to the relevant law.
- Violates other legal principals to be discussed in more detail in subsequent briefing.

Additional briefing will be provided as part of this appeal, to more fully expound on the statements above regarding the errors in the City Attorney decision.

Respectfully,

Taylor C. Earl

Managing Partner o (602) 265-0094

Taylor Earl

From:

Kurt Christianson < KChristianson@sedonaaz.gov>

Sent:

Monday, February 13, 2023 11:24 AM

To:

Taylor Earl; Karen Osburn

Cc:

Cari Meyer; Michael Buschbacher; Steve Mertes

Subject:

RE: Additional Time - Revised Director's Interpretation

Taylor,

The City has review your letter and additional information provided and discussed. The revised interpretation of Community Development Director, provided on September 28, 2022, regarding the LDC as it relates to the legal nonconforming use of the property at 55 Newcastle Lane (APN 401-21-018J) as a lodging facility (LDC 1.6: Nonconformities) will remain unchanged. Any person aggrieved by that interpretation may appeal it in accordance with the provisions of LDC 8.8.E (Appeal).

Very respectfully,

Kurt



Kurt W. Christianson City Attorney City of Sedona

102 Roadrunner Drive Sedona, AZ 86336 (928) 204-7200

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From: Kurt Christianson

Sent: Wednesday, December 21, 2022 11:00 AM

To: Taylor Earl <tearl@EarlCurley.com>; Karen Osburn <KOsburn@SedonaAZ.gov>

Cc: Cari Meyer < CMeyer@sedonaaz.gov>; Michael Buschbacher < mbuschbacher@EarlCurley.com>

Subject: RE: Additional Time - Revised Director's Interpretation

Taylor,

We have received your letter and are currently reviewing. Due to the holidays we anticipate a response in early January. The City will accordingly extend the 90 day compliance deadline an additional 60 days through the end of February 2023. Thank you,

Kurt



Kurt W. Christianson City Attorney City of Sedona

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From: Taylor Earl < tearl@EarlCurley.com>

Sent: Wednesday, December 14, 2022 10:13 PM To: Karen Osburn < KOsburn@sedonaaz.gov>

Cc: Cari Meyer < CMeyer@sedonaaz.gov >; Kurt Christianson < KChristianson@sedonaaz.gov >; Michael Buschbacher

<mbuschbacher@EarlCurley.com>

Subject: RE: Additional Time - Revised Director's Interpretation

Ms. Osborn,

I'm following up on the email thread below. Since we last communicated, we were able to look into this matter. Having done so, it is clear that Mr. VanVleet has a legal non-conforming right, and a right under state law, to continue the existing use on the Property at 55 Newcastle Lane. We have attached our legal analysis. We have also provided the City with numerous support letters from surrounding owners who want to see Mr. VanVleet's use continue. See attached letter and attachments.

We certainly believe it is possible for this matter to be resolved by the 90-day time period identified below. However, we also appreciate the holidays are fast approaching and additional time may be needed to accommodate staff's vacation schedules. After decades of this use occurring on the property, I see no practical harm in pushing back the date while we continue to work together in good faith to resolve this matter. Hopefully you agree.

To help put this matter in perspective from our side, please note that my client would lose approximately \$348,000 per year if his right to the existing use on the property were to be taken away. Consequently, as I'm sure you can appreciate, he has no choice but to pursue his rights to the full extent of the law. But with the analysis we have provided in the attached letter, the City has the basis it needs to resolve this matter by issuing a revised determination.

As we state at the end of the letter, if the City feels that further discussion is needed, we would be willing to engage in those discussions.

Sincerely,

Taylor C. Earl
Managing Partner
Earl & Curley
(602) 265-0094
3101 N. Central Avenue
Suite 1000
Phoenix, Arizona 85012
www.earlcurley.com



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From: Karen Osburn < KOsburn@sedonaaz.gov>

Sent: Monday, October 3, 2022 5:35 PM

To: Taylor Earl < tearl@EarlCurley.com >
Cc: Cari Meyer < CMeyer@sedonaaz.gov >

Subject: Re: Additional Time - Revised Director's Interpretation

Mr. Earl, thanks for reaching out. I do understand the need for additional time and am willing to grant the 90 days to come into compliance rather than the initial 30 days outlined in the revised director's interpretation letter. Please do keep us apprised as you work towards compliance in the coming months. I appreciate your client's willingness to adhere to the land use regulations. Thanks much, Karen

	Karen Osburn
	City Manager
	City Manager's Office
16	102 Roadrunner Dr.
	Sedona, AZ 86336
	kosburn@sedonaaz.gov
	(928) 203-5067

City business hours are Mon-Thurs 7 a.m.-6 p.m. Public safety 24/7

From: Taylor Earl tearl@EarlCurley.com
Sent: Monday, October 3, 2022 4:49 PM
To: Karen Osburn KC: Cari Meyer CC: Cari Meyer CC: Cari Meyer CC: Cari Meyer CC: CMeyer@sedonaaz.gov

Subject: Additional Time - Revised Director's Interpretation

Ms. Osburn,

Good afternoon. My name is Taylor Earl. I was recently hired by Vincent VanVleet based on the revised letter he was issued for 55 Newcastle Lane (copy attached). As you can imagine, this has flipped his world upside down. Prior to purchasing the property, he conducted proper due diligence (copy of application attached), and the City confirmed he could proceed with short-term rentals on the property after he purchased it. In reliance upon that determination, he purchased the property and then put a great deal of money into improving the property. Now, this determination has been reversed and only 30 days have been given to comply.

I certainly under the City's reserved the right to change its mind. But what I'm asking for at this point, in light of the circumstances, is that you grant Mr. VanVleet additional time to work through this issue. In my mind, 30 days is unfairly burdensome, especially in light of the City's prior determination. Nor is such an accelerated timeline necessary here. Given the long history of this use on the property, there is no harm occurring in the interim while we address this issue. Indeed, Mr. VanVleet has great support among his neighbors.

It has been this firm's long experience that municipalities are willing to grant more time to property owners in these types of situations. We hope the City will grant that same allowance. We would ask for 90 days at the outset, and then we will continue to communicate with the City as we proceed regarding timing.

I would be happy to talk over this issue if you would like.

Sincerely,

Taylor C. Earl

Partner

Earl & Curley (602) 265-0094 3101 N. Central Avenue Suite 1000 Phoenix, Arizona 85012 www.earlcurley.com





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May 2, 2023

Sent Via Email

Hearing Officer C/O Cari Meyer Sedona City Hall 102 Roadrunner Dr., Bldg. 104 Sedona, AZ 86336 CMeyer@sedonaaz.gov

RE: Appeal of Community Development Director Determination related to Existing Use at 55 Newcastle Lane (APN 401-21-018J)

Dear Hearing Officer:

This office represents Vincent VanVleet on his property located at 55 Newcastle Lane in Sedona (APN: 401-21-018J) (owned through V & M Real Estate, LLC) (the "Property"). We respectfully request the hearing officer overturn the revised interpretation of the Community Development Director, which was reaffirmed by email sent to our office on February 13, 2023 by Kurt Christianson. We request that the interpretation be overturned to allow Mr. VanVleet to continue providing nightly rentals on the Property.

Background & History

In the latter half of 2020, Mr. VanVleet was in due diligence to purchase the Property from the prior owner. The purchase only made financial sense if nightly rentals were permitted on the Property. As such, Mr. VanVleet went beyond the due diligence done by most investors in this situation and filed a formal request to the City to confirm the legality of the existing nightly rental use on the Property.

On April 13, 2021, the City issued a Director's Interpretation letter in which it confirmed the Property had the legal right to continue with nightly rentals—a use the City identified as "lodging." The City noted that "As the lodging use was established prior to the City's incorporation, it is permitted to continue as a legal nonconforming use." Although the City did include boilerplate language at the end of the letter regarding its ability to change this decision in the future, the City gave no indication that its determination would change.

In reasonable reliance upon the City's determination, Mr. VanVleet closed on the Property. Thereafter he invested approximately \$500,000 on the Property for roads; driveways; the emergency evacuation bridge used by the Property and area residents; water line infrastructure for

the Property and area residents; new appliances, flooring, cabinets for the units; and for engineering costs and Coconino County permitting fees to address water flow, flooding and landscaping.

Then, on September 28, 2022, with no warning or prior communication, the City issued a letter to Mr. VanVleet reversing its earlier determination and ordering Mr. VanVleet to convert the living units on the Property to monthly rentals only or face zoning violation enforcement. After nearly 60 years of these units being on the Property, the City ordered Mr. VanVleet to stop nightly rentals.

The City's reversal threatens Mr. VanVleet's livelihood and will cause irreparable financial harm. Mr. VanVleet did everything correct. He sought written confirmation from the City before purchasing the Property, he has made extensive upgrades to the Property and the surrounding area, and he has operated within the City's codes and regulations.

Mr. VanVleet had intended to do even more to improve the condition of the Property and the adjacent properties, but he has been forced to hold off on these improvements due to the City's denial of his non-conforming property rights—something the adjacent neighbors are upset with the City about (see support letters at Exhibit A). With only one non-adjacent neighbor as the exception that we are aware of, neighbors are united in solid support for Mr. VanVleet and his right to use the Property for nightly rentals.

For the reasons stated below, we ask the hearing officer to reverse the City's determination because it does not recognize Mr. VanVleet's legal non-conforming rights to nightly rentals on the Property.

Legal Analysis

As a foundational matter, it is important to emphasize that a non-conforming land use is a vested property right, *City of Tucson v. Clear Channel Outdoor, Inc.*, 218 Ariz. 172, 181 P.3d 219 (App. 2008), the removal of which by a governmental entity would constitute an unconstitutional taking. Hence the severity of what the City's revised determination threatens to do.

For any legal non-conforming analysis, a critical element is to determine when the change in law was applied to the property that created the non-conformity. That becomes the moment of demarcation. In its original letter, the City noted that the Property was incorporated in 1988 and was rendered legal non-conforming at that point: "As the lodging use was established prior to the City's incorporation, it is permitted to continue as a legal nonconforming use, subject to the requirements of LDC Section 1.6 (Nonconformities)." This statement is important because it means the City agrees that whether the use was legal or not legal in the County is not relevant to the analysis.

However, the moment at which the non-conformity was created was actually a few months after the Property became part of Sedona. As the City noted, the Property was brought into Sedona in January 1988 through an incorporation action when Sedona was originally created and not through a typical annexation process. That distinction matters because being a new City explains why no zoning ordinance was in effect in Sedona at the time of the Property's incorporation into the City. The City's interim zoning ordinance did not become law until after its approval in May 1988—four months after incorporation.

Because there was no zoning ordinance in effect at the time the Property was brought into Sedona, there was no law establishing what uses were permitted or not permitted on the Property. Thus, by default, regardless of what status it held prior to that point, in January 1988 the decades-old use on the Property had full legal status.¹ The Property was only rendered non-conforming when the ordinance was approved and applied in May 1988. Indeed, that is consistent with the City's definition of legal non-conforming uses: those uses that were "lawfully *established prior to the effective date of that Code*, but no longer conform to the requirements of this Code" (LDC Section 1.6; emphasis added).

The next question is to examine what use was established on the Property prior to this hinge date of May 1988. The City's letter identifies the use on the Property as "Lodging." But that is a term that comes from the City's current zoning ordinance, which was not in effect until decades after the use commenced in the 1960's. By putting the use in this box, the City has erroneously concluded that a guest staying on the Property under a monthly rental model constitutes a legally distinct use. But to do so is to improperly apply a zoning ordinance label on the use that did not exist at the time the use commenced, which is contrary to Arizona's body of non-conforming law.

From the historical advertisements on the Property, attached as Exhibit B, it is abundantly clear that the use established on the Property through the decades before incorporation was *neither* a nightly-only rental or a monthly-only rental. The evidence shows the cottages on the Property were used as nightly, weekly, *and* monthly rentals. In addition to the advertisements that repeatedly list

¹ Even if the City somehow discovers that the incorporation of the Property occurred after a zoning ordinance was in place, the result is the same—as the City stated in its original letter. In that case, the moment at which the non-conformity would have been created would have been the moment of incorporation. At that moment, a new zoning authority took over regulation of the Property and applied its new zoning district—and it does not matter legally whether the City's zoning district was similar to the County's zoning district. That lapse in authority and that change in zoning would both mean the City must accept the uses on the Property. Incorporations accept properties and their uses as-is. If the City did not like the use on the Property, its remedy was to avoid incorporation

Earl & Curley ZONING & LAND USE LAW 3101 N. Central Avenue #1000, Phoenix, Arizona 85012 www.earlcurley.com

of the Property.

those three lease periods, the 1986 use permit hearing minutes state that the use was originally established in the 1960's as "Cottages <u>and</u> Apartments." In other words, the established lease periods for the Property over the years have neither been nightly nor monthly but *both* (and weekly).

The City has no term for a lodging use with these three lease periods, but that is not relevant. What matters is the nature of the use that was established. We will use the term "Cottages" to refer to the historic use on the Property, which we define as *commercial lodging with daily, weekly or monthly lease periods*.

The next question is whether the Cottages use has remained continuously on the Property. In other words, has the Property been used or advertised as lodging for *either* daily, weekly, or monthly rentals. The answer is yes. All available evidence supports this finding, and we do not believe the City disagrees with this conclusion either. Accordingly, because the historical use on the Property has operated continuously, it is permitted to continue on the Property.

This is the end of the necessary analysis for this case. The Property has an established legal non-conforming use that has been continuously operating since prior to the time of incorporation. Nevertheless, we will provide additional analysis to assist the hearing officer in issuing a new determination allowing nightly rentals.

Based on the City's prior letter, one might ask 'What about the County's denial of the use permit to switch non-conforming uses in 1986?' This is not controlling for several reasons. First, as we stated above, switching between nightly and monthly lease periods for rentals was *not* switching between two separate uses but was rather switching between two acceptable features of the same use (i.e. what we have identified as "Cottages"). Second, that a potential buyer of the property in 1986 applied for a use permit to switch uses is not legally relevant to this analysis because it is not legally controlling. The potential buyer was not represented by legal counsel and was very likely told by the County they *had* to file the application (probably because, as staff stated in the hearing, staff had concerns about nightly rentals). But for the reasons set forth above, the applicant was not required to seek such permission because the Cottages use was established and allowed both daily and monthly rental lease periods. No permission was needed to switch between one or the other. As long as the Property was used consistent with the established Cottages use, the chain remains unbroken. And that is clearly the case here.

Again, it is legally irrelevant that Sedona's zoning ordinance differentiates stays for a night ("Lodging") and stays for a month ("Apartments"). Those are modern definitional boxes that did not apply to the Property until well over two decades after it had been operating with all three lease periods being possible. Those boxes are inappropriate to apply here. That the owners focused on

one lease period (i.e. one permitted aspect of its established use) for a season does not mean the other lease periods were abandoned.

Finally, even if the two lease periods constituted two uses, a mere cessation of a use is not the end of the analysis—particularly when the government has a hand in stopping one of the lease periods (as the County did here by having the applicant go through the 1986 hearing process, where the request was denied and they were told nightly rentals had to stop). See *City of Glendale v. Aldabbagh*, 189 Ariz. 140, 142 (1997) (emphasis added).

An analogy is helpful here. Imagine a property owner decided to allow his property to be used for a farmer's market. Imagine that he advertised to farmers that he would allow them to set up shop and sell potatoes, tomatoes, or carrots. For decades the property owner advertised to farmers that any of these three goods could be sold on his property. In some seasons all three items were sold, and in other seasons, only one was sold. In either case, the use is a *farmer's market*. It would be incorrect to state that three distinct uses operated on the property: a potato store, a tomato store and a carrot store. Rather, they are features of the same farmer's market use.

Even if carrots were not sold for a period of time, it would not be correct to conclude that the "carrot store" use is now no longer permitted. That is because the owner's established use is broader than that—it is a farmer's market. Even under the most narrow interpretation, the use is a three-product farmer's market. And if a zoning ordinance were applied to the property banning farmer's markets, the property owner, at the very least, would have the right to continue allowing a farmer's market of any or all of these three produce items.

Here, the use was well established as Cottages that were advertised for nightly, weekly, or monthly stays. Any one of those lease periods is part of the long-established use on the Property. Just like in the analogy above, each lease period was not a separate use. They constituted a *single* use, with three different *features*.

When properly understood in this manner, it is perfectly consistent with that use for the owners to focus in on a particular lease period for a season. That is consistent with how the use was established over the decades prior to 1988.²

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² It is worth noting that at the time the use started on the Property in the County in 1960, the County had no zoning ordinance either. So, we cannot look at the County ordinance as evidence of what the scope of the use characteristics might be. There were no rules when the use started (i.e. no box to fit into) so we cannot try and force the use into a box now and claim that it operated as "Lodging" or "Apartments." We must look past such boxes and recognize its historical use pattern as commercial rentals of three different lease periods.

At the end of this section of our analysis, it is worth pulling back for a moment, lest the forest be lost for the trees. After the Cottages use operated for 60 years on the Property, after the City issued a legal determination that nightly rentals were permitted, and after Mr. VanVleet invested \$2.5M to purchase and upgrade the Property and adjacent properties in reliance on the City's determination, the City suddenly required our client to cease nightly rentals.

Again, we call upon the hearing officer to issue a ruling here that recognizes the equities at stake and that applies the protections of legal non-conforming law and honors VanVleet's right to continue nightly rentals on the Property.

State Law for Short-Term Rentals

There is also a separate legal basis under which Mr. VanVleet has the right to have nightly rentals on the Property. This basis alone is sufficient to warrant the overturning of the Director's determination that the nightly rentals on the Property are required to stop, per the zoning on the Property. They are not required to stop for the reasons stated above *and* because there is a state law right to have nightly rentals.

Under Arizona's short-term rental law, residential dwelling units are permitted to be rented by the property owner in the same manner being done by Mr. VanVleet. Under the doctrine of legal preemption, the City's zoning ordinance cannot deny this right. Mr. VanVleet is willing to comply with both State law for short-term rentals and those of Sedona.

Under the City's revised determination, the City has conceded that our client has the right to rent multiple housing units on the Property. Thus, this is not in dispute. However, it appears the City does not believe that these can be rented as short-term rentals. That is incorrect.

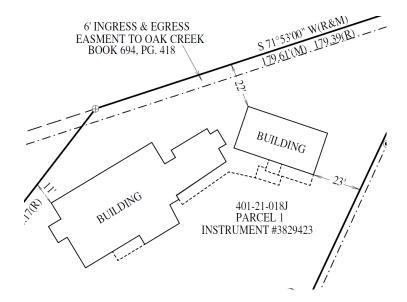
The Property has two buildings, each of which contain four units or fewer, which is the threshold established by state statue. A "Vacation rental" or "short-term rental," which is allowed to be rented in the manner Mr. VanVleet is renting his units, is defined in state law as "any individually or collectively owned single-family or <u>one-to-four-family house or dwelling unit</u> or any unit or group of units in a condominium or cooperative that is also a transient public lodging establishment or owner-occupied residential home offered for transient use if the accommodations are not classified for property taxation under section 42-12001" (A.R.S. 9-500.39.L.3(a); emphasis added).

Nothing in this language, or anywhere else in the statute, states that the four-family maximum applies to the *property*. Rather, the language of the statute is clear that the four-family maximum applies to the *building*. In other words, as long as there are four units or fewer in a building, that building and all of its units can be used as short-term rentals. Thus, because Mr. VanVleet's two

buildings have four units or fewer in each, both of his buildings—and the units within those buildings—comply with the state statute's definition of "short-term rental" and thus all those units may be rented nightly under state law. It is therefore incorrect for the City to conclude that Mr. VanVleet is not permitted to rent his units on a nightly basis.

It is possible to incorrectly concluded that only one building exists on the Property. This is an understandable mistake based on a quick glance, but there is no question the structures are separate. There is a roof element that connects the two structures, which gives it a continuous appearance, but the structures are separate, with completely separate foundations, building structures, and utility meters. The photograph and the property survey below all make this clear.





In closing, we wish to specify the nature of the financial harm at issue here. First, the harm to the City. The nightly rental units on the Property generate approximately \$60,000 in tax revenue each year, which would be forfeited by unconstitutionally forcing Mr. VanVleet to rent his units as monthly apartments.

Next, specific to the harm to Mr. VanVleet, the financial harm that hangs in the balance of the hearing officer's decision is significant. On average, nightly rentals on the Property generate about \$420,000 to \$480,000 per year. If these were forced to convert to monthly rentals, the average income per year would drop to about \$72,000. That is a loss of about \$348,000 per year. Over a 25-year period, without inflation or price increases, that equates to \$8.7 Million in lost revenue. Because of this dramatic financial loss, our client has no choice but to pursue his rights to the full extent of the law. We urge the hearing officer to consider the equities at issue in this matter and help us resolve this matter. We have provided two viable legal grounds for doing so.

Sincerely,

Taylor C. Earl Managing Partner

o (602) 265-0094 tearl@earlcurley.com

EXHIBIT A

Karen Osburn City Manager of Sedona RE: 55 Newcastle Lane

October 24, 2022

Dear Ms. Osburn,

I am OUTRAGED and DISAPPOINTED by the City of Sedona's action to potentially stop the current owners at 55 Newcastle Lane, Vincent VanVleet and his husband Michael Barnard, from renting out the units there as short term rentals. I am their neighbor at 35 Newcastle Lane, a property I have owned since 2009. Apparently, a complaint was filed with the COS to stop the STR use by a spiteful neighbor who has property on Newcastle Island, is acting and speaking only for himself, and is barely present in the neighborhood, usually only a few weeks a year.

The area off of Newcastle Lane is an eclectic mix of homes, some of which were built as early as the 1950s. My cabin was constructed in 1964. Newcastle Island, as the property at 55 Newcastle Lane is referred to, has operated as a lodge motel since the 60s. My property on 35 Newcastle is not on Newcastle Island; it is directly north of it, but we share the common road. The prior owner sold the property to Vincent and Michael, who have owned a home on Newcastle Island since 2013.

Since Vince and Michael live part time on Newcastle Island and plan to retire there, they have a personal interest in the health and well-being of the neighborhood. **Vince and Michael are our neighbors.** They are nothing like the greedy faceless corporations who buy Sedona properties to turn a quick profit as STRs.

In 2009, the property was previously managed by the original absentee landlords. It was generally run down, the old waterlines leaked constantly, trespassers on the island (and in the neighborhood)were frequent, and the guests were rather sketchy. The property changed hands once before it was acquired by Vincent and Michael.

A great team, Vince and Michael have worked tirelessly to upgrade the entire Newcastle area. Before the COS put their prior Director's Interpretation on hold, they were working, at **their own cost**, on an infrastructure project to put the power and cable lines underground. Part of this work involves replacing 70 year old galvanized water lines. I worry constantly that those lines will be breaking at any time. They have now had to put that project on the back burner.

The whole neighborhood has been improved by Vince and Michael's efforts. They are giving the mature trees and plants on the island the care they have needed for years. They help us all keep our mature trees trimmed for their health and to reduce fire potential. Vince and Michael have done work on Newcastle Lane itself, fixing potholes and regrading the gravel portion after damage from storms. They

help neighbors clean out private culverts that get blocked by runoff. They are in constant communication with neighbors about upcoming projects, getting input and support from us.

Due to their efforts, the look and feel of our unique neighborhood has been dramatically improved. They are discriminating in the guests they cater to: there have been no loud parties like there used to be.

Our property values have gone up, and continue to go up, as well.

Please reinstate the previous Director's Interpretation so that all of us in the neighborhood can breathe easier knowing Vincent and Michael are at the helm. We want them as our permanent neighbors.

Sincerely,

Patricia Popp

35 Newcastle Lane, Owner

520-907-3211

lionheartpjp@gmail.com

Mailing address:

2675 W SR 89A, PMB 1222

Sedona, AZ. 86336

Karen Osburn
City Manager, Community Development Director
City of Sedona
102 Roadrunner Rd.
Sedona, AZ 86336

Regarding: Short Term Rental on New Castle Lane, Sedona, AZ

Dear Ms Osbum,

Vincent VanVleet and Michael Barnard have made many improvements to our neighborhood on New Castle Lane in Sedona. They are exemplary neighbors and have been very helpful to our small community. They have made it safer for us. They fixed the bridge so that we have an exit in case of flooding and they have many plans to update the water, electricity and communication services that we will all benefit from.

They are using 55 New Castle Lane as an AirBnB and I gather that the town of Sedona is concerned about the legality of this. Over the years it has been a short term rental. When I bought 75 New Castle, I remember that there was an old sign that said, "Office" that pointed toward 55 New Castle. It was built as a lodge before the current zoning. Before Vincent VanVleet and Michael Barnard bought the property they attained a Director's Interpretation from Sedona that the property was built as a motel/ lodge and indeed they would be allowed to continue to operate it as such. So the city already approved their use of it as a short term rental. It would be a dire financial burden to them if the city reversed its decision, as well as very disappointing that the city would change its mind and place this undue burden on a resident.

Their guests have been respectful. Michael and Vincent significantly improved the building and the landscape on the island. We have benefited from their work.

I support their ability to continue to use 55 Newcastle Road as a short term rental. Please let me know when the City Council will meet on this because I will be there to support the continued use of 55 New Castle as a short term rental.

Thank you,

Susan H. Frohman

Mailing address: 8100 E Camelback Rd., Scottsdale, AZ 85250

City of Sedona 102 Roadrunner Drive Sedona AZ 86336

November 2, 2022

To Whom It May Concern:

We are responding to the complaint issued by a homeowner on Newcastle Island regarding the original Directors Interpretation as to the use of the property as a motel/lodging use.

My (Kelley's) family has owned 50 Newcastle Lane since 1978. My great-aunt and uncle also owned a cabin on Newcastle Island for many years. There have never been as much improvements to the surroundings from previous owners as we have seen from Vince and Michael in the short time they have owned their properties.

We are beyond thrilled at all the work Vince and Michael have put into increasing the safety, beauty and infrastructure while respecting the natural environment and uniqueness of our little island.

We are not in agreement with the complaints of a single homeowner and we are disgusted by his actions. We absolutely agree that the original Directors Interpretation should be honored.

Kelley and Keith Stratmann
Kelley Stratmann
Heitl M. Ithat

Dear Karen,

My name is Susan Herman and I am writing this letter in Support to reinstate the Directors Interpretation of the lodging use at 55 Newcastle Lane.

I reside full time at 91 New Castle, the house right before driving onto the island. My husband Paul Kaiser and I have lived here for almost 30 years and have seen a lot of changes to our little neighborhood.

Since Vincent VanVleet & Michael Barnard purchased the property at 55 Newcastle Lane in April 2021 they have done so much work and improvement to the island. The property had been neglected for years.

The repair of the emergency bridge leading off the island used during flooding is now a beautiful walkway as well as a serviceable bridge. They did an amazing job. It had been an eye sore for a very long time. That bridge is necessary for ALL of the residents on the island to use in case of flooding.

Vince and Michael have also started the process, by getting a permit, to replace the culverts in the wash that is the driveway going onto the island, with larger ones. It is a wash and has an extreme dip in the road. Currently only one fire truck can access the island due to the other trucks being too long. That fire truck is normally housed in the canyon. When the larger culverts are in place the dip will be greatly improved for larger and longer emergency vehicles to access the island.

They also would like to bury the utility lines along Newcastle. We have a lot of trees in this neighborhood and during snow and heavy rains we see branches hitting the lines causing power outages and fire hazards. Its also is an eyesore. Paul and myself have given permission to have a transformer for this project to be located on the edge of our property.

These are just a few things. Vince and Michael have shown they want to be a part of our community, they communicate with all of us and want to retire here. They have made and are wanting to make so many improvements that would aesthetically improve our community, our infrastructure and make it safer for the residents while improving the home values of all who live here. They are here most weekends and have a property manager on site daily.

With good intent they bought the island as an STR to run it as and STR. No one at that time was against it. They even had the City grant permission through your Directors Interpretation Letter and approval. They are not a big corporation, or a person that bought up many properties with the sole intent of making them STR's, they CARE about their property and our neighborhood and the people who live here. I think taking away their hopes and dreams of retiring here would be punishing Vince and Michael for the greed of others.

Thank you for taking the time to read this and I hope you will consider reinstating the Directors Interpretation to Vince and Michael.

Sincerely

Sus un fleman
928-204-2204

Dear City of Sedona,

Coming to you from 70 Newcastle Lane and resident of Sedona for over 20 years, I'm writing in regards to the Directors Interpretation for short term rentals at 55 Newcastle Lane.

Vincent and Michael are very respectful and kind neighbors.

Vincent VanVleet and Michael Barnard who have been at 65 Newcastle Lane since 2013 have come into our neighborhood as a blessing, they are making improvements that we are all benefiting from and they continue towards many more improvements that will add to the quality and safety of our neighborhood.

Vincent and Michael are orchestrating a complete improvement of our road that goes along with upgrading the water line and having the APS line buried.

The water line is very old and most of the neighborhood is on the same line being billed all together. One of the neighbors explained, the water pressure drops when anyone is taking a shower or doing laundry at the same time. Now there are plans for a new and larger water line because of Vincent and Michael.

There is a main APS power line going through the middle of my property, the entire way is over the top of an open water irrigation ditch and then it comes back and goes directly long ways over the entire roof top of an old cabin, I've been trying to get APS to do something about this for years with no results except for them telling me that it's a safety issue and they would never hang lines that way today because it violates their safety codes.

Vincent has been talking to APS and they have agreed to bury the line, so we have all been preparing for this. These things are being orchestrated by Vincent; there will be a trench in the road, the water pipe and all the lines will be buried simultaneously after which the road will be paved to allow proper drainage during monsoons. The neighborhood is very happy about this and fully supportive, not only will it clean up the "spaghetti" that APS has created, it will be much safer.

By putting the Directors Interpretation on hold you are causing these improvements to be on hold as well. One of the reasons this is able to happen is because of the revenue created by the short term rentals. It is important that you reinstate the Director's Interpretation for 55 Newcastle Lane. You have already granted the Directors Interpretation and it seems that it would be best if you stand by your original decision.

Sincerely,

Kimberly Lillyblad 70 Newcastle Lane Sedona, AZ 86336

Dear Karen,

My name is Paul Kaiser, My wife Susan Herman and I bought our house located a 91 Newcastle Ln. approximately 30 years ago. To describe the neighborhood, it is a small community of about 13 property's. The neighborhood was originally built in the 1950's. The 700 sq foot cabins were built for short term rentals available by the week. Over time the individual cabins and property were sold off to individual owners. The original owners of 55 Newcastle Ln not only owned the property but also assumed the responsibility of supplying water service to all of the properties. All of the residences in the Newcastle community have been accessed a monthly water bill. The monthly bill per property has always been the same amount, even if you did not live in your dwelling year round

When Vince bought Newcastle Island he took on the responsibility of our community water company. Now that he owns our water company he has done a lot of upgrades by replacing the rotting 70 your old water pipes. By all rights he could have asses all 13 property's to pay an equal share for the improvements but he has been doing all if theses upgrades at his own personal expense. Besides the fact that he personally assumed the responsibility of our water rights he has taken on the commitment of renovating outdated over head power lines that were vulnerable to tall vehicles like garbage trucks. But more important to tree branches falling over power lines during storms. He is doing this at his own expense, with no extra cost to any property owners in our community. Vince has taken a run down property and is making it beneficial to our neighborhood and has taken on a lot of responsibility for all of us at his own expense.

To sum up this letter, the total Newcastle community supports Vince's vision to upgrade our neighborhood. It is unfortunate when one resident out of all of us has a superficial complaint that non of us agree with

Sincerely

Paul Kaiser

This is October 18th 2022. We are sending this letter to the City Manager of Sedona and some of the administrative staff.

We have lived in Sedona over 30 years, the last 20 on Abbott Road. We love Sedona and our neighborhood. Our neighborhood is quiet, peaceful, cooperative, and friendly. What is going on at 55 Newcastle is very positive and constructive for neighborhood.

Not many years ago, with different ownership there were some questionable tenants who rented apartments at this location. Now Michael and Vincent are turning it into and extremely lovely STR location. It makes us and all of our neighbors proud. They are making 55 Newcastle a showplace that not only enhances the neighborhood, but increases our home values.

I often walk my dogs down to their location and have met and greeted many of the visitors, who love Sedona, the property and the location. What they have done and continue to do to this location is first class. It is and will become even more beautiful.

I have been informed that another resident has complained about the very positive transformation. I have never met the individual, but have had dealings with him previously. For a number of years I collected money from the neighbors to help maintain the roads of Abbott, Prochnow, and Newcastle. It was always a challenge, but we did it and saved the roads.

I can honestly say that the complainer, Doug McPherson never contributed to maintaining our road, but received the benefit of the others who supported the effort. In fact, I got an anonymous letter complaining about a political sign I have in my yard and I honestly feel Mr. McPherson sent the letter.

I guess my question is, why does the city respond to a negative grouchy old man? Trust me I know old, I'm 81. How can the city bypass state law that allows STR properties? These owners of 55 Newcastle have done everything by the law, following guidelines/laws of the state, county, and city yet they are being threatened because of one person who has a grudge.

55 Newcastle is a very positive addition to our neighborhood. I have not heard one negative comment by the neighbors until Mr. McPherson expressed his complaint. We 100% support what the owners and what they are adding to our neighborhood.

Sincerely, John and Lynette Smith 95 Abbott Road Sedona, Az 86336 602-549-8263

EXHIBIT B

Sedona, Oak Cree

OAK CREEK TERRACE

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Write: Oak Telephor

HARDCASTLE'S NEW ISLAND COTTAGES

On bank of Oak Creek—separated, nrivate, projected. Under beautiful native frees. I to 6 people, kitchens, billy modern, everything furnished.

Swimming, trout fishing. Write THE VUE MOTEL, Box 434, 282-7939, Sedona.

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FORMER "HARDCASTLE APARTMENTS" **BECOMES NEW CASTLE ISLAND**

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SItes, ROUES Weg, Con

call came for the parson and his little lady to consider First Southern Baptist Church of Flagstaff, they packed their mission concern and moved it still farther west. One of the first projects in Flagstaff was clearing out the basement, which was used for storage. Sealing the walls and adding partitions soon doubled the Sunday School space, and the attendance increased accordingly.

The years of full-time vocational ministry held joy and sadness, fulfillment and frustrations. The parson and his wife survived midnight distress calls and even participation in a shot-gun wedding, but hemorrhaging ulcers finally felled

HEALTH PROBLEMS

A year before Willard's collapse during a revival meeting, the couple, anticipating retirement in 15 or so years, had sunk their savings into property in Sedona. They had a shell of a cottage underway when Willard's health broke. Now, virtually penniless. Katheryn brought Willard to Sedona to die. Renting the Hi-Jolly Fruit Stand, Katheryn managed the store and tended to an ailing husband. But during long days in bed, Willard looked at the brilliant red cliffs and repeated the scripture, "I will look unto the hills from whence cometh my help." And strength came — slowly at first — then more rapidly.

Soon he was up and out — with saw and hammer in hand. While Katheryn continued minding the store, Willard built a house with many rooms. When completed, the couple had a home for themselves and rooms to rent. The Vue Motel was in business. Doctors had advised against turther turetime ministry.

HOUSING A CHURCH

The home on the highway was big enough to share with a church, and that is where the First Southern Baptist Church of Sedona, Arizona comes into the picture.

The Associational Missionary and his wife, along with the Hardeastles', made plans to start Southern Baptist work in Sedona. The first month they rented a store building on the highway in the "Grasshopper Flat" area (now West Sedona). After visiting and calling on people, the day came for the first service. Four people arrived: Katheryn and Willard, Missionary Troy Brooks and his wife. Mrs. Brooks taught the Sunday School lesson; Katheryn played the piano; Willard led the singing, and Troy preached.

After the first month, the congregation, increased by only

After the first month, the congregation, increased by only a few, decided that it was not good stewardship to pay rent when a motel on the highway could be used rent-free. So the little group moved to the Vue Motel for services, and the Lord added souls to the group of believers. Eventually the Hardcastles' home began to bulge at the seams — and joy of joys for Willard, it was decided that the time was right for building. With saw and hammer in hand, and whistling a merry tune, he set a pace for other volunteer builders. Katheryn helped other women prepare tood for the various crews who came to help on work days.

In due time the building was erected — then a parsonage, And finally a full-time pastor was on the field. The church, fully organized and functioning, was busy fulfilling Christ's commands.

Willard continued leading the music for First Baptist Church of Sedona for 32 years. He also assumed the responsibility of a deacon and assisting in various ministries of the church.

Katheryn, always an avid reader, was instrumental in starting church libraries in many of the churches where they served. She assisted as a volunteer in the early days of the Sedona Community Library. In those days, books were shelved on one wall in the tiny Chamber of Commerce building. Many books were on revolving loan from the state library in Phoenix. Katheryn saw that the loan copies were transferred back and forth between Phoenix and Sedona. She gave hundreds of books to the Sedona Library in those early days.

IN THEIR SPARE TIME

While at the Yue Motel, Katheryn became interested in antiques, and opened a shop in the office of the motel. It is believed this was the first antique shop in Sedona.

Willard's extra project was developing a place on Oak Creek. He built cottages and an apartment building, and finally a house. They sold The Vue (now La Vista) and moved to Hardcastle Island (now Newcastle Island) Resort. Katheryn opened an antique shop at this new facility.

Katheryn opened an antique shop at this new facility.

After several years, Willard built a new home on Redwing
Lane. The couple sold their creek property and moved into
their retirement home. Before settling in, however, they
purchased an RV and took a six month tour of the USA, a
dream of many years. Traveling has continued to be a joy to

Retirement permitted them to take an occasional college course, including several "Music Appreciation" courses. Willard became excited over a wood working course and began exploring new dimensions in wood crafts and cabinetry. Katheryn continued taking classes in oil painting that she began several years previously. Her studio walls, along with sales of paintings, attest to her development as an artist of great talent.

K & W's "CHICKS"

The Hardcastles' family has grown over these sixty-four years. It is a source of great comfort and joy to Katheryn and Willard that their two daughters, their spouses, the grandchildren and their spouses are all Christians.

grandchildren and their spouses are all Christians.

The oldest daughter, "Fayly" Cothern, is a well-known writer and popular speaker. Her husband, Gaylon, has served for many years as a bi-vocational minister, using his engineering degree to finance their mission activities. Since Gaylon retired from his secular job, Gaylon and Fayly have expanded their conference ministry, working with missions and writing.

The Cotherns' two children are both married. Kathy graduated from Grand Canyon College and teaches school in Phoenix. She and her husband, Gary Marschall, have a son, Gary Jr. Gary Sr. is a computer salesman. Clark Cothern graduated from Grand Canyon College and Southwestern Baptist Theological Seminary. He is Minister of Education and Music at the Packard Road Baptist Church in Ann Arbor. Michigan. Clark and his wife, Joy, who is a former Grand Canyon College student, have two children: Katie who is named for great grandmother Katheryn, and baby Gaylon Clark Cothern III.

The Hardcastles' other daughter is Bonny Brewer. She is a retired teacher and lives in Vernon, Texas. Her late husband, Orlin, was editor of the daily newspaper in Vernon. As deacon and deacon's wife, this couple were active in their church, denomination and community affairs.

The Brewers' two sons are married. Brett is Vice President of a research firm in Austin, Texas. His wife, Cindi — a Grand Canyon College alumnus, is a teacher. Bruce works in the health care field. He and his wife, Sandra, have two children: Jennifer and Blake.

HONOR THY FATHER and MOTHER
Fayly and Bonny have established the HARDCASTLE

OAK CREEK CANYON A Jewel of the Canyons in the West

Oak Creek Canyon is considered by many travelers to be one of the most beautiful canyons in the West. Its red walls and pinnacles reach a height of 2,500 feet in places and the visitor sees them from a safe paved road that follows the stream along the foot of the cliffs The canyon tiself is 16 miles long, then opens out into the "Red Rock Country" below Sedona. This area has been used as a scenic background for many motion pictures.

From Flagstaff, Oak Creek Canyon is reached over U S. 89A or Arizona 179. About 12 miles south of Flagstaff, U S 89A drops into the canyon by way of a winding, but safe descent Large trailers may have some difficulty because of the sharp turns, but with careful, skillful driving, may be taken into the canyon. Elevation at the Lookout Point at the head of Oak Creek Canyon is about 6,500 feet. The elevation at Sedona is about 4,300. In this change of elevation and scenery, a veritable garden along the sparkling stream that gives the canyon its name.

At every season of the year Oak Creek Canyon is beautiful, but many people say that fall is the most spectacular because then the various kinds of trees and fern change their green leaves to gold. Depending on the vagaries of the weather, the change of color can usually be expected soon after the middle of October.

AIRPORT — A fully paved 5100 foot runway, lighted at night, is located atop 400 foot Table Top Mountain, 2 miles southwest of Sedona Hangars, tie-downs, minor repairs and rental cars are available Field elevation is 4830 feet MSL Contact Prescott FSS for weather. (See Phoenix sectional, north.)

CAMPGROUNDS — Within the canyon are five National Forest Service Campgrounds. These are maintained for overnight or weekend camping as well as being delightful for picnics See Camping information in this brochure.

CIRCLE DRIVE — A delightful circle drive may be made from Flagstaff by going south on U.S. 89A thru Oak Creek Canyon to Sedona to return via Arizona 179 over Schnebly Hill. Drive up this hill (marvelous view from the top) and teturn to Flagstaff thru pine forests. This drive can be made in the morning or afternoon, or it can fill an entire day with pleasant and unhurried sightseeing.

FISHING — Oak Creek is kept stocked during summer with trout and is one of the most popular fishing streams in Arizona Trout season is open all year.

100KOUT POINT — Oak Creek Vista, at the top of the switchbacks on 89A North is open year-round.

PHOTOGRAPHY — The breath-taking beauty of Oak Creek Canyon offers unlimited opportunities for black and white and color photography and movies Many artists try to put its vivid colors on canvas

APARTMENTS

Canyon View Apts. - 305 Cedar St. Daily, weekly, monthly, furn., 1 and 2 bedroom, utilities furn. Box 441, Sedona 86336, 602-282-7973.

Country Square Apts. — Hart Road. Monthly, furn and unfurn, 1 and 2 bedroom, water paid. Box 312, Sedona 86336, 602-282-7031.

La Quinta Apts. — Hwy. 179, Village of Oak Creek Monthly, weekly (when available), furn. and unfurn, 1 and 2 bedroom, water paid. Box 1150, Sedona 86336, 602-282-3298

La Vivienda Apts. — North Jordan Rd. Monthly, furn and unfurn., 1 bedroom, water and gas paid. Box 981, Sedona 86336, 602-282-4089.

Oakcrest Apts. — Sunset Dr. Monthly, furn. and unfurn., I and 2 bedroom, water paid. Box 717, Sedona 86336, 602-282-7453

Pendergraft and Carrol Apts. — 306 Cedar Ave Yearly, furn, studio and I bedroom, utilities paid. Box 1079, Sedona 86336, 602-282-7016.

Pine Terrace Apts. — 515 Jordan Rd. Monthly (lease), furn and unfurn, 2 bedroom, water paid. Box 1265, Sedona 86336, 602-282-3498.

Royal Crest Apts. — Hwy. 179. Monthly, weekly, daily. furn. and unfurn., 1 and 2 bedroom, water paid. Box 948, Sedona 86336, 602-282-4709.

Sedona Terrace Apts. — Hwy. 179 Monthly, furn. and unfurn., 1 and 2 bedroom, utilities paid. Box 1070, Sedona 86336, 602-282-4587

Sunlife Apts. - 101 Van Deren, Monthly, weekly, furn, 1 and 2 bedroom, utilities paid Box 688, Sedona 86336, 602-282-7349.

Sycamore Apts. — Hwy. 179 at the bridge. Monthly, unfurn., 2 and 3 bedroom, water paid. Box 1203, Sedona 86336, 602-282-7224.

Villa Vista Manor Apts. - Schnebly Hill Rd. at Jordan. Monthly, furn, 1 and 2 bedroom, water paid. Box 1333, Sedona 86336, 602-282-4451.

Westview Apts. - Carrol Canyon Rd, off West Hwy 89A. Monthly, weekly, daily, furn., I bedroom, water paid. Carrol Canyon Rd, West Sedona 86340, 602-282-3139.

Note:

All apartments have cable TV available; unfurnished apartments provide refrigerator and stove.

MOTELS

"C" Motel -- West Hwy, 89A. 12 units, air cond., TV, pickup service. Box 1146, Sedona 86336, 602-282-4788. Canyon Portal Motel -- North Hwy, 89A. AAA, 30 units, air cond., telephone, color TV, pool, balconies, convention and meeting rooms, pickup service. Drawer B 219, Sedona 86336, 602-282-7125.

Canyon View Hotel - 305 Cedar St. 17 units, 17 kitchenettes (cooking equipment), air cond, TV, balconies, pickup service. Box 441, Sedona 86336, 602-282-7973.

Cedar Motel — At the "Y" of Hwy. 89A and 179. 20 units, kitchenettes (cooking equipment), air cond., TV, balconies Box 292, Sedona 86336, 602-282-7010.

Chipmunk Lodge — Hwy 89A in the canyon 5 units, kitchenettes (cooking equipment), groceries, balconies. Oak Creek Star Route, Box 21, Flagstaff 86001, 602-282-4380. Don Hoel's Cabins -- Hwy 89A in the canyon. Seasonal, AAA, 23 units, kitchenettes (cooking equipment), gro-

ceries, telephone Oak Creek Star Route, Flagstaff 86001, 602-282-3560

Forest Houses – Hwy. 89A in the canyon. AAA, 13 units, kitchenettes (cooking equipment), fireplaces, patio, pickup service. Oak Creek Star Route, Flagstaff 86001, 602-282-3368

Garland's Oak Creek Lodge - North Hwy 89A Seasonal, AAA, American Plan, 11 units, telephone, fireplaces, balconies, pickup service. Box 152, Sedona 86336, 602-282-3343.

Junipine Cabins — Hwy. 89A in the canyon Seasonal, 18 units, kitchenettes (cooking equipment), groceries. Oak Creek Star Route, Flagstaff 86001, 602-282-3375.

Kings Ransom Motor Hotel – Hwy 179. AAA, 52 units, air cond, telephone, TV, pool, balconies, convention and meeting rooms, pickup service, wet bar. Box 180, Sedona 86336, 602-282-7151.

LaVista Motel – North Hwy 89A. AAA, 10 units, kitchenettes (cooking equipment), air cond, TV, balconies, pickup service Box 1280, Sedona 86336, 602-282-7301.

Lomoqaci Cottages – Off North Hwy 89A on the creek Seasonal, AAA, 15 units, kitchenettes (cooking equipment), air cond., TV, fireplaces, balconies, pickup service Box 46, Sedona 86336, 602-282-7912

Matterhorn Motor Lodge — North Hwy. 89A. AAA, 20 units, 1 kitchenette, air cond. telephone, TV, pool, balconies, pickup service. Box 218, Sedona 86336, 602-282-7176.

Northern Star-Jordan Road 10 units, 1 kitcheneite (cooking equipment), air cond., TV Box 1320, Sedona 86336, 602-282-3641.

Oak Creek Terrace Motel - North Hwy, 89A in the canyon AAA, 12 units, kitchenettes (cooking equipment), TV Star Route 3, Sedona 86336, 602-282-3562

Oakwood Lodge — Hwy 179, Village of Oak Creek. 28 units, groceries, air cond., telephone, TV, convention and meeting rooms, pickup service. Star Route 1, Box 185, Sedona 86336, 602-282-4161.

Newcastle Island Cottages -- Off Hwy, 89A on the creek 6 units, kitchenettes (cooking equipment), evap. cooling; pickup service Box 1241, Sedona 86336, 602-282-7939.

Red Rock Lodge -- North Hwy, 89A Seasonal, 14 units, kitchenettes (cooking equipment), groceries, air cond. TV. fireplaces, pool, pickup service. Box 537, Sedona 86336, 602-282-3591.

Rondee Motor Hotel—North Hwy. 89A. AAA, 39 units, air cond., telephone, TV, pool, balconies, pickup service Box 1021, Sedona 86336, 602-282-7131.

Slide Rock Lodge — Hwy 89A in the canyon 20 units, 1 kitchenette (cooking equipment), evap. cooling Staf Route 3, Box 1141, Sedona 86336, 602-282-3531.

Terracotta Resort — Hwy. 89A in the canyon. 10 units, kitchenettes (cooking equipment), fireplaces, pickup service. Star Route 3, Box 1015, Sedona 86336, 602-282-7723. Village Inn Motel — Hwy. 179. AAA, 14 units, air cond., telephone, TV, pickup service. Box 1109, Sedona 86336, 602-282-7187.

Westview Apartments - Carrol Canyon Rd off West Hwy 89A Monthly, weekly, daily, 1 bedroom, cable TV avail Carrol Canyon Rd., West Sedona 86340, 602-282-3139.

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The American Indian Arts and than 125 ancient and co Crafts show now on display at the ary pieces to an exhibit m Sedoma Arts Center brings more able by loans from sevents

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WANTED: Typing at home by graduate Lausson Business Calgraduate Lamson Business Cel-lege, Phoesis; 2 years erp. in west as well. lew effice; manuscript work; all phases of typing. 260-2602. If leaned to the Arts Center is a

WANTED: Household help, some troning. I day a week. Mrs. John W. Joynt, Phone 283-3611 3.114.1cj

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ary pieces to an exhibit made pos-aible by loans from seventeen local and Valley residents, according to Cocil Lockhart-Smith, President.

Running through March 28th, the show represents fine work by not only Southwestern tribes, but examples of crafts and art from Florids, Michigan and the North-

WARTED: Work wanted, yard game and kirds. Owned by Mrs. work or old jobs of any kind. eliff near Teran Canyon where it had been stored in a hard or the control of the cont 11-19-1219CH Yucca fibre net for snaring small top of an ella. Originally 60 feet long, the net has been cut into sections which are part of per-menent displays at several museums. An Apache ceremental masks and headdress, Icaned by Valley artist Paul Dyck, is also displayed along with a broad range of traditional arts which include headests. baskets, pottery, rugs and blankets, implements, fetishes, kachinas, ar-rowheads, drams and a cradleboard.

Other residents whose art on loan has contributed to the success of the current show are: Miss Dorothy Philips, Mrs. William Leo-HENCE IN SELLING AND US-1805 GOOD PHOTOGRAPHIC Mr. and Mrs. John Colwell, Dr. EQUIPMENT, CALL MR. BEB! and Mrs. L. B. Blanchard, Miss Dorothy Purnell and Miss Mar-garet Modgett, and Lucie Living

Cecil LockhariSmith and the Verde Valley School.

There is no charge for viewing There is no charge for viewing the American Indian exhibit at the Arts Center which is open every day except Sunday forenoon and Monday, from 19:00 to 12:00 am, 2:00 to 5:00 p.m.

FOUND: A black and white Wednesday evening, March 17th. Seems to be full grown but is a very small deg. Black and white, long hair and a plumey tall. No license or tag. For information. ticense or tag call 282-7736.

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### ALCOHOLICS ANONYMOUS MEETINGS

Freign transporter upon 54-5. Saturdey: Siff patt., open meeting, Orlanda Chifs Plana Bosta, E.S.

Menday: \$ 90 p.m. Men's Stag. Crimona Cittle Place Boots. 4 & S. edaneday: 3,30 p.m., apen moveling. Frimoso (Mils Plaza om. 4 k 5,

For intermedien or help, please rall 259 5225, 4323, 3799 or 5269.

### **SEDONA'S BEST** APT. BARGAIN

**NEW La Quinta Apts.** Village of Oak Creek

1 Bårm. - '185 month - 890 sq. ft. 2 8drm. - \*215 month - 1040 sq. ft.

FURNISHED - '4D MONTH EXTRA

282-4919 282-3298

MODEL APTS. **OPEN DAILY** 

### MAY WE SUGGEST:

Prettiest gover how in Sodons, finded by a churching besty. 2016 family room with fireplace. Fine Societa. 501,500.

WHAT SPHESE MESA - Almost now, Rands style frame. Two-badroom foure - all the conflicts of home - plus serveity, Eurollest terms. 503,200.

nt a real "musatula" home, right in town? Mustir hat very m taloing - one your abl. Bill, Bill.

Noobolist, head fot - very large. \$22,000. Would you guy \$22,250 for one of the best views in the same? Of course you would 5. Abunct on same.

AND
We have caltins up the camput, too. Low \$20,000's.

### LIVINGSTON REALTY

"In the Kachina Building" Established in 1951

Box 1087 Sedona, Arizona 282-7713 282-7168

Village of Oak Lreek (Next to Golf Couse)

(602) 282-4901

# USETHEWANTADS

### FOR RENT

FOR RENT: Cottage by the creek, Furnished, \$125 mo, inc. telephone, Call 282-7131,

1-4-th cr

FOR RENT: Mobile home lot, underground utilities, sale or rent. Call 282-7975. c-gr-12-28 tfn

FOR RENT: 2 bedroom house on Oak Creek. Located on Deer Pass Ranch. \$250 per month plus utilities. Call -602-273-1311.

12-28-1-4 pd



HAPPY NEW YEAR! GRACIOUS LIVING,

Charming All-Electric, refrigerated, 2 extra - large bedrooms, 2 1/2 baths, easy-living built-in features in kitchen, large wardrobes and plenty of storage. Large living room, fireplace, exposed beam ceiling, lots of glass, beautiful view of red rocks, valley and golf course. Large outdoor patio enclosed with wrought iron.

PRESTIGE

Low 30's, new, refrigerated. All-electric, 2-bedroom, 2 bath, fire - place, wall-to-wallcar-peting. Near golf course.

MOBIL LOTS AND MOBIL HOMES

RIGHT PRICE - RIGHT PLACE, 2 BR, 2 bath home, near Golf Course, separate dining roots, Convertible garage, BELOW APPRAISAL

RANGHES - ACREAGE HOMES

Tom Glenn, Broker

PH. 282-7975 HIGHWAY 179

### FOR RENT

FOR RENT: Furnished apt., suitable for two, \$145 a mm. 282-7465.

12-23 tfn can

Sycamore Apartments now leasing, 3 bedroom, 11/2 bath, carpet, drapes, stove, refrigerator, dishwasher, Near to town, school and creek, Cali 282-7224. Box 1203, Hagh Duerson, 12-14 th

FOR HENT: 12" wide mobile homes, Small park, 140 Oak Creek Blvd., West Sedona, 282-3765, 1-4-25 p

FOR HENT: Pleasant unfurnished one-bedroom house, One adult preferred. One mile west of Grasshopper Shopper, 282-4250, If no answer, call 282-7054, 1-4 ck

FOR MENT: Nice I bedroom furnished house, I mile from town, \$165 mo, 282-3872,

12-14-tfn c

FOR CLASSIFIEUS THAT PAY ITS THE RED ROCK NEWS.....

### MELEN D. GOURLEY

VIVIANE WOODARD COSMETICS

At The Wizard of Ah's 305 Joidan Rd. - Ph. 282-4519 Sedana, Ariz. 86336

# BOLL MAYES REAL ESTATE EM - WEST SEROM



6 A. on 89A, W. Sedona zoned COMMERCIAL - Suitable for shopping complex, mutel, spartments or 7777

New 3 Bedroom 1-3/4 Bath Home, Two-Story with Double Carage, plus double Carport, Excellent View of Red Rock in LAZY BEAR ESTATES

Phone: 282-7472 282-7650

BOX 1255 Sedona, Az

### **FOR RENT**

FOR RENT: 2 BR apt, with ref, stove, drapes, carpeding, Country Square Apts, Call Oak Creek Land Co. 282-7031; night 282-3522.

FOR RENT: 2 office spaces, Sedona Sheet Metal, 282-7161.

12-14-1-4 cs

FOR RENT: Studio apt, combination, LR-BR-Kitchen, with bath. Furnished. One block from P. O. \$140 per month. Phone 282-7973. 12-28-1-4 p

FOR RENT: Like new 2-BR 2 bath, fireplace, refrigerator, range and oven. Lots of counter space, large ktchen, wall-to-wall carpeting, drapes, large double garage, unobstructed view of Bell Rock. Call 282-7975. 12-28-c gr, tfn

### FOR RENT

ON OAK CREEK Completely furnished apts. I Mile to Uptown Sedang Day, Week or Marsh

NEWCASTLE ISLAND
Box 1241 - Sedong

Box 1241 - Sedona Phone 282-7939 (formerly Hardcastle Island) Assayes & Giff Shop

# REALTORS HAVE

TO BE THANKFUL FOR ESPECIALLY

### SEDONA

They sell so easily and

are such good

Investments

Call George Pittman
OAK GREEK
LAND CO.

282-7031

### **FOR RENT**

FOR RENT: Studio apt, combination, LR-BR-Kitchen with bath, Furnished, One block from P. O. \$140 per month, Phone 282-7973,

1-4-11 p

FOR RENT: New commercial, excellent location, next to best trafficmaker in town, Goodparking. Inquire Village Laundry, Hwy 89a, West Sedona, 282-3196, 11-15 tito cvl

### OAKCREST APARTMENTS

I and 2 bedroom. Furnished or unfurnished. Noor churches and shapping. Iccated one black cost of the Valley Bank and then one black north on Sunset Drive. Phone 382-7453.

## RED CARPET

SMIT IPS CORNER P.O. BOX 3311 WEST SEDONA 282-7341



NEW YEAR'S SPECIAL.

New 3 befroom 1 3/4 bath
and dising area, carpeted
thru-out; dishwasher, relrigerator, washer-dryer included, Goof assumable mortgage
with terms to suit your budget, Priced at \$29,500.

A CUTIE
Custom bailt 2 BR, 2 bath
real cory home for nice retired couple, Price reduced
to \$36,500.

TOP OF THE HILL Three choice lots, on top of the hill, Sedona Meadows. Would make a niceprivate estate for discriminating party. Excellent investment.

WALK TO CHUNCH Two choice lots near St, John Vianney's, Priced right for quick sale.

READY-MADE HOME Nice 2 bedroom near new mothle home. Beautiful land scaped yard with producing Iruli trees. The work is all done on this one priced at

PESSIENTIAL LOT Choice lot for home or mutile, approx, 140x45, Owner will carry with low down payment.

FOR RENT Have approx, 300 R, office space for rent including utilnies, \$100 per month.

### WANTED

For general yard clean-up, garden work, small landscaping, planting, miscellaneous work, call "Green Jeans Gardening and Landscaping Service" at 282-3752 after 5 p.m. Ask for Bob or Bon.

1-4-p

PAINTING AND DECORATING -Private homes, time plus materials, Phone 282-3498, 1-4-p

HELP WANTED: Woman for part-time housework and child-care, days, 12 to 5:30 p.m. at the Verde Valley School, Must have own transportation, Occasional weekend child-care would be destrable, \$2,00 an hour, Call 282-7294.

1-4-pc

### SEDONA -OAK CREEK

NEW SPANISH 3 BR WOME. Good view, beautiful fire place. Priced at \$36,000 with terms.

LOT IN COFFEE POT, Excellent buy at \$4000.

LOT ON SOLDIERS PASS RD. Trees, level. Appraised at \$10,000, Asking \$1500.

6 BEDROOM HOME, 2 fireplaces, 3 baths, Separate living quarters on lower level, Unbelievably priced at \$38,000.

QUALITY BUILT, 3 BR WOME, 2700 sq, ft, Large rooms, Beautiful kitchen, A fine family home with own water well, \$54,000,

SEVERAL SMALL BUSI -NESSES, Ideal for couple or family operation, Priced from \$14,000 to \$50,000.

PRICES IN THIS AREA ARE RAPIDLY RISING, We have an interesting selection of Homes, Residential Lots, Commercial Lots and Bustinesses, Our sales people are friendly and interested in helping you to find exactly the right investment.

# **KELLER REALTY**

Box 616, Sedona, Ariz.

282-3586

On Hiway 179 North of Circle K Market

# USETHEWANTADS

### FOR SALE

FOR SALE: High view mobile home lot, Harmony Knolls, Underground utilities, Call 282-4493 write Box 3075, W. Sedona,

4-6-110- 60

FOR SALE: 2 stores, uptown Sedona, Top location, Both occupied, \$45,000, Owner, 282-3530, Box F. Sedona.

1-20-tfn- ef

FOR SALE: New 2-bedroom, 1bath home, nicely located, 5 blocks from town. Already carpeted and draped; underground utilities, refrigeration, carport, patio, land-scaped, Reasonably priced, Call owner, 282-7314, Or write Box 566. 1-27- tfn -em

FOR SALE OR RENT with option to buy furnished 2 BR, 2 bath, beautiful corner landscaped lot in Harmony Hills No. 1. Clubtouse privileges. Phone 287-4493. or P. O. Box 3075, W. Sedona. 4-5-1fa-ch

### **Red Rock Realty**

Box 1009 Sedona Ariz 282-3204 - 282-3702

See this 3-Bdrm, 2 bath, all-electric heating and cooling, on a large lot, New, total \$26,500.

Exclusive with Red Realty, this lovely 3 - bedr, living room w/fireplace, allelectric kitchen, patio, walk-ing distance of dountoun Sedona. Priced right at \$32,500.

We are now showing beautiful lots in Managnita Hills, these are all view lots, utilities.

Nice lot in Sedona West, priced right.

Beautiful new home in Arrovo Pinon, view, and nice large lot.

Extra nice Mobile home in Harmany Hills, this is a good buy.

Beautiful cathedral - type home, close in. This house is different and should be seen, H suits Sedona.

View lots, more size, all othities in lovely Chapel Bells,

Three new homes, close in, under \$30,000,

Thanks for the listings.

Call 282-3204 or 3702, Please come by and see as at the Foot of the Matterborn,

### LEGAL NOTICE.

NOTICE OF PUBLIC HEARING The Planning and Zoning Commission of Yavapai County, Arizona will hold a public hearing us Table pure, on May 24, Will it the Contonwood Civic Conser , Cottonwood, for the purpose of considering adoption of the pro-posed Yavapai County Subdivision

Regulation PURPOSE

The purpose of these regulations is to provide for the health, safety and general welfure and the harmonious development of Yavapai County; to secure adequate traffic circulation through properties having optimum willity and livability; to secure adequate provisions for water supply and distribution, drainage and flood control, sanitary sewerage, and other health requirements, to tosure and facilitate provision of sites for schools, recreation and other public purposes; to promote conveyance of land by ac-curate legal description; and to establish procedures which will achieve a basis of mutual understanding and equitable relationships between public and private interests.

Copies of the proposed Subdivision Regulations may be obtained at the Planning and Zoning Department, Room #100, Yavapai County Courtboase, All suggestions by the public should be sakemitted in writing bedore the

Director of Plauning & Zoning Commission of Yavapai Courts Date Published: 5-4-72

### FOR RENT

ON OAK CREEK

completely formshed upts sy Walk to Sedona Day, Week or Manth

**NEWCASTLE ISLAND** 

Box 1241 - Sedona Phone 282-7939

(formerly Hardcostle Island)

Spend A Week or a month at

OAK CREEK CANYON

One & Two Bedroom Completely furnished one and o bedroom accomadation leforantion, Reservations

Write or Phone **ROYAL GREST** RESORT

Box 948 Sedona, Arizona 86336 Phone 282-4709

### **FOR RENT**

FUR RENT: New 2 BE mobile home 5 miles south of Sedona, Phone 359-0224.

1-13-5-1

FOR RENT: 25R apt. Furnished. \$200 per month, Villa Vista Manor, Pic 282-4577, 282-7364.

FOR LEASE: Meat market, completely furnished, Located in Ray's Market - self-service, West Sedona, 85a, Bent very reasonable, Write Ray Lambson, Box 1352, Prescott, AZ 86301 or call 445-2409.

5-4-1fp- cr

FOR BENT; Needstorage for your trailer, camper, etc.?? For the convenience of the recreational vehicle owners who do not want to store their trailers, campers, motor homes, boats, etc. in their home driveways -- tring it to the Sections Trailer Cornal, Highway 80a, West Semma, next to Rain-bow's End. 282-1839 for more information.

5-4-tin- ch

FOR RENT: One bedroom att. available May 20. Ph: 282-4577

4-20-thacs

FOR RENT: Huse, 2 BR, with view. Furnished, including linens and dishes, Adolts only, 282-3852,

FOR RENT: Stadio apt, Farenshot, utilities and TV included, Readonable, 282-3591,

FOR RENT: Business for thion with firing quarters, C-3 zoned, El Central Bulding, the center of West Sedena's business develop-ment, 617 W. 89a, Call 161-7504 5-4- ten

**CANYON VIEW APARTMENTS** 

Town of the rite of own a and I increase. Simpling and Modical Gents \* Cool and Delightful in Sum her \* Rafes are Resonantingend include Stillies A. B. Pair. Pap. Om Little Bird Lame 192-7973 - Bux 441 - Sesima, Ariz.

### **Canyon Realty**

cial opportunities, shops, busi-nesses, motels, from 315,000

Miso have bornes from \$23,000 to \$100,000.

Many morell

**Betty & Lefty Wohlschlegel** BOX 794 - Sedona 282-3150 - 282-7361

Next to Worm Book Store,

### FOR RENT

while he rent, carried, witneed on 80%, furnished 3120, En-mentshed, 380, Built-in traffic, ideal for real estate office, etc. 

FOR RENT: Furnished or un formished atts,, walking distance to bank or post office. La Vivi-emia Apts., 516 N. Jordan Rd. 282-4683,

FOR RENT OR LEASE: Office space, 600 sq. ft. or 500 sq. ft. on 892 West Sedesa, Call 282-4339.

5-4-tfm-rh

FOR RENT: Business location, with living quarters, the Ma, center of West Sedons, business district, 282-7804.

4-27-450- +#

FOR RENT OR LEASE: Store or office space with living quarters utturked, only \$250 a month including utilities. Call Keller Realty, 282-3586.

4-27-ck-1fm

FOR RENT: Business space for rent, adjoins Rays Market, West Sections, Stee 22 ft x 18 ft, Refricat ded, Large parking lot . Contact Ray Lumbson, Box 1352, Prescott, AZ 86901, Call 445-

T-4-150-

CLASSIFIEDS CALL 282-7795

### WANTED

WANTED, Creental ruce, size or type considered, 3355, W. Sedona, 282-4394. 1-13-20-27-5-1 p

WANTED: Male fiddle or steelguitar player to play weekends in the Verde Valler, Good par. Call 282-3280 after 6 p.m.

BRAKE SERVICE - To Guarantee your SAFE DRIVING& BRAKING -Come by for a FREE ESTIMATE on any brake repairs you may need. Red Rock Shamrock, out 99A, West Sedona, Call 282-99A, West Sedona, Call 3452 for appointment,

WANTED: Part-time motel maid approx. 15 hrs. a week, 282-7301. 4-20-4fn-cl

MAINTENANCE WORK - Electrical, plumbing, appliances and cooler repair, 30 years experi ence, Work guaranteed, Al's Re-pair Service, Sedona, Reason able rates. Ph. 282-3333. 4-13-5-4 tin p

WANTED: Mother wasts to do babysitting at her home, References, Ph. 282-4673.

WANTED: Man, mechanically inclined, for ornamental from work, Hiway 89a West, \*621, 8:30 -

5-4- tfp -c

HELP WANTED: Meat -counter man, See Al at Fairway Foods, Sedona.

5-4-a to.



See this beautiful 3 bedroom house Good Terms!

Multiple zoned lots Commercial Frontage

Located on balcony in La Pasada de Sedona 282-4288 or 282-4889

BOX 3031 W, SEDONA, AZ. 86340