## **City Of Sedona Community Development Department**



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

## PZ21-00014 (SUB) Chapel View Terrace Final Plat

Planning Comments, June 13, 2023

#### 1. General Comments

- a) The application has been submitted for final plat. The following comments must be addressed prior to scheduling the final plat for City Council approval.
- b) Contact the following Staff members if you have any questions regarding what will be required:
  - i) Cari Meyer, Planning Manager, <a href="mailto:cmeyer@sedonaaz.gov">cmeyer@sedonaaz.gov</a>, (928) 203-5049, for questions regarding development standards, submittal requirements, and the review process.
- c) The following comments reference sections of the Land Development Code (LDC) and Design Review, Engineering, and Administrative Manual (Manual). These documents are available for review at the following links:
  - i) LDC: <a href="https://sedona.municipal.codes/SLDC">https://sedona.municipal.codes/SLDC</a>
  - ii) Manual: <a href="https://www.sedonaaz.gov/home/showdocument?id=38278">https://www.sedonaaz.gov/home/showdocument?id=38278</a>

#### 2. Letter of Intent (LOI)

- a) The LOI refers to the December 14, 2022 Planning Commission hearing. This was a City Council hearing. The Planning and Zoning Commission hearing was on October 18, 2022.
  - Cover letter revised with correct City Council hearing date

#### 3. Final Plat

- a) Update all dates to current year.
  - Dates updated to 2023
- b) Coconino County lists "Passion II LLC" as the owner of the property. Update all references to property owner and developer.
  - Changed to Passion II LLC
- c) The setback line along the north side of Lot 6 is shown at 20 feet. This would be considered an exterior side yard and require a setback of 15 feet. Is there a reason why this is shown at 20 feet?
  - Changed to 15-feet
- d) Clarify why Lots 1, 2, and 3 are shown with a 30 foot rear setback. A 25 foot rear setback is required.

- Changed to 25-feet
- e) City Council's approval of the Preliminary Plat allowed the sidewalk along the south side of the

property to be replaced with a pathway up to the emergency access easement. While a shaded area is shown on the plat, it is not included in the legend and no details (width, surfacing materials, etc.) are provided. Clarify if that is what is shown and add to legend/provide details.

- Done
- f) Provide the following information on the Final Plat, in accordance with the requirements of the

Manual:

- i) Manual Section 1.3.C(5)d: Locations of all adjoining subdivisions with recorded date, name, book and page number noted, or if unrecorded or undivided, so marked.
  - Done

#### 4. Preliminary Plat Conditions of Approval

a) As a condition of approval, the attached Proposition 207 Waiver and Agreement to Conditions of

Approval is required to be signed and notarized by the property owner.

Provided



### **Public Works Department**

102 Roadrunner Drive Sedona, AZ 86336 (928) 204-7111 • Fax: (928) 282-5348; Hanako Ueda, EIT (928) 203-5024

#### PZ21-00014 (SUB) Chapel View Terrace (Final Plat) 6/12/2023

#### **Engineering Comments**

- a. Each of 2 separate corners of the subdivision traverse shall be tied by course and distance to separate section corners or quarter section corners
  - Done
- b. Plat Notes #11: "The land being subdivided hereon IS not within a special flood hazard area"
  - Done
- c. Dedication: Is Passion LLC or Rife Development subdividing?
  - i. Ensure you are comfortable with the dedication language.
    - Done
- d. Please show location of all adjoining subdivisions with recorded date, name, book and page number noted, or if unrecorded or undivided
  - Done
- e. Please show DG shading on the legend.
  - Done
- f. Please change dates to 2023.
  - Done
- g. Provide ADEQ Water & Wastewater construction approvals.
  - Provided
- h. Construction plans (may be addressed during grading permit):
  - i. Address catch basin conflict with the shared-use path near Skyline. (Cover plate & drop grade scupper recommended to avoid relocation)
    - Done
  - ii. Please show a ramp at Skyline Dr for the shared-use path extension.
    - Done

#### Prior to Issuance of Building Permit:

- Infrastructure within the ADOT ROW must be approved by ADOT.
- Financial assurances are required for all subdivision construction projects.
- Provide Final Grading and Drainage Plans. The Site Plan shall meet the requirements of DREAM Chapter 3.1.
- An AZPDES Construction Activity General Permit (CGP) must be submitted to ADEQ
- Provide the Final Drainage Report.
- Applicant shall follow the City of Sedona Land Development Code in its entirety.
- Applicant shall provide a Storm Water Pollution Prevention Plan. SWPPP measures shall be in place prior to the start of construction (DREAM 3.1). Storm water quality measures shall also comply with City of Sedona Code requirements (City Code Chapter 13.5)
- Accessible sidewalks and parking areas will need to meet the current US Dept. of Justice ADA requirements.

## SHEET INDEX

- FINAL PLAT COVER SHEET
- 2 FINAL PLAT

## 3 DETAILS

CHAPEL VIEW TERRACE FINAL PLAT

A SUBDIVISION OF PARCEL B, AS RECORDED IN INSTRUMENT #3686479 & INSTRUMENT #3807829, COCONINO COUNTY RECORDERS OFFICE LOCATED WITHIN THE NORTHWEST 1/4 OF SECTION 30, TOWNSHIP 17 NORTH, RANGE 6 EAST OF THE

GILA AND SALT RIVER BASE AND MERIDIAN,

WITHIN THE CITY OF SEDONA, COCONINO COUNTY, ARIZONA

ORIGINAL ASSESSORS PARCEL NUMBER 401-34-033B

**CONTAINING ±3.29 ACRES** 

ZONED SINGLE FAMILY RESIDENTIAL (RS-18)

CASE NO. PZ21-00014 (SUB)

401-75-014

401-75-013

LOT 6

LOT 5

401-34-013W

401-34-013V

LOT 4

401-75-002C

401-75-001

401-34-033A

401-34-013H

401-76-001

401-75-015

401-75-012

LOT 1

LOT 2

LOT 3

401-34-013Y

CHAPEL ROAD

401-75-011

## **DECLARATION AND DEDICATION**

KNOW ALL MEN BY THESE PRESENTS:

THAT PASSION II, LLC, A LIMITED LIABILITY CORPORATION ("TRUSTEE"), HAS SUBDIVIDED UNDER THE NAME OF "CHAPEL VIEW TERRACE". A PORTION OF THE NORTHWEST QUARTER OF SECTION 30. TOWNSHIP 17 NORTH, RANGE 6 EAST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, COCONINO COUNTY ARIZONA, AS SHOWN PLATTED HEREON AND HEREBY PUBLISHES THIS PLAT AS AND FOR THE PLAT OF SAID "CHAPEL VIEW TERRACE" ("THE PLAT"). "TRUSTEE" HEREBY DECLARES THAT "THE PLAT" SETS FORTH THE LOCATION AND GIVES THE DIMENSIONS OF THE LOTS, TRACTS, STREETS, AND EASEMENTS, AND THAT EACH SHALL BE KNOWN BY THE NUMBER, LETTER, OR NAME

"TRUSTEE" HEREBY DECLARES THAT THE EASEMENTS SHOWN UPON THIS PLAT SHALL BE ESTABLISHED AND RESERVED IN ACCORDANCE WITH THE NOTATION ON SAID PLAT AND SHAL PROVIDE TO THE PUBLIC THE USE THEREOF FOREVER FOR INGRESS, EGRESS PURPOSES AND FOR INSTALLATION. OPERATION. AND MAINTENANCE OF PUBLIC UTILITY LINES AND FACILITIES. INCLUDING WITHOUT LIMITATION, WATER, SANITARY SEWER, ELECTRIC, NATURAL GAS, TELEPHONE, CABLE SERVICES. WATERCOURSES AND OR DRAINAGE FACILITIES. THE "TRUSTEE" ALSO DECLARES THAT THE STREETS CONSTRUCTED AND LOCATED WITHIN THE SUBJECT EASEMENTS PROVIDING ACCESS TO FROM AND THROUGHOUT THE SUBDIVISION SHALL REMAIN PRIVATE, AND ARE NOT DEDICATED TO THE PUBLIC BUT ARE RESERVED FOR THE USE, ENJOYMENT AND BENEFIT OF THE ADJACENT OWNERS: THE MAINTENANCE OF THE SAID STREET WILL BE THE RESPONSIBILITY OF THE INDIVIDUAL

FURTHER THE "TRUSTEE" HEREBY GRANTS TO THE CITY OF SEDONA, A MUNICIPAL CORPORATION, LICENSE TO ACCESS UPON THE ESTABLISHED EASEMENT AND STREETS PROVIDED AS DESCRIBED HEREON, FOR THE PURPOSE OF PERIODIC INSPECTION AND MAINTENANCE OF THE WATERCOURSES AND/OR DRAINAGE FACILITIES. THE MAINTENANCE OF THE DRAINAGE EASEMENTS AND FACILITIES SHALL BE THE RESPONSIBILITY OF THE INDIVIDUAL LOT OWNERS WITHIN THE SUBDIVISION.

IN WITNESS WHEREOF:

"TRUSTEE" HAS CAUSED THIS PLAT TO BE DULY EXECUTED AS OF THIS \_\_\_\_\_ DAY OF

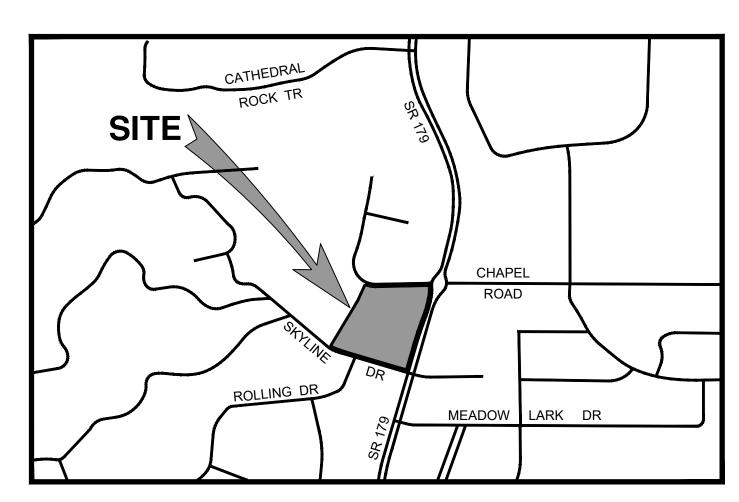
STATE OF ARIZONA )

COUNTY OF COCONINO )

SUBSCRIBED AND SWORN BEFORE ME ON THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2024

\_\_\_\_\_, MY COMMISSION EXPIRES

NOTARY PUBLIC



**VICINITY MAP** NOT TO SCALE

## UTILITY COMPANIES

ARIZONA PUBLIC SERVICE COMPANY P.O. BOX 53920, STE. 9996

PHOENIX, ARIZONA 85072-3920

ARIZONA WATER COMPANY 3805 N. BLACK CANYON HIGHWAY

CITY OF SEDONA PUBLIC WORKS DEPARTMENT

102 ROADRUNNER DRIVE SEDONA, AZ 86336

CABLE/PHONE: CENTURYLINK CENTURYLINK ENGINEERING

> 500 S. CALVARY WAY COTTONWOOD, AZ 86326

PHOENIX, AZ 8505-5351

**SUDDENLINK** 65 COFFEEPOT DRIVE STE. A

SEDONA, ARIZONA 86336

GAS: UNISOURCE ENERGY SERVICES UNS GAS, INC.

P.O. BOX 80078 PRESCOTT, AZ 86304-8078

COLLECTION: 211 SMITH ROAD

COLLECTION: PATRIOT DISPOSAL SEDONA, AZ 86336

**DEVELOPER** CONTACT INFORMATION

CHRIS RIFE PASSION II LLC 1300 W WATERLOO ROAD EDMOND, OK 73025 (480) 734-3999

## PARCEL ZONING RS-18

SINGLE FAMILY RESIDENCE MIN LOT SIZE = 18,000 SQ. FT.

LOTS 1 - 6 SMALLEST LOT = 21,423 S.F. (0.49 AC)LARGEST LOT = 27,205 S.F. (0.62 AC)AVERAGE LOT SIZE = 23,878 S.F. (0.55 AC)

## LEGAL DESCRIPTION

401-34-029

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401-34-028

401-76-011

408-15-004

\_\_ - - - \_\_ - - -

408-15-004

PARCEL "B", AS RECORDED IN INSTRUMENT #3686479 & INSTRUMENT #3807829, IN THE RECORDS OF COCONINO COUNTY, ARIZONA LOCATED IN THE NORTHWEST 1/4 OF SECTION 30, TOWNSHIP 17 NORTH, RANGE 6 EAST OF THE GILA, SALT RIVER BASE AND MERIDIAN, COCONINO COUNTY, ARIZONA;

401-34-022C

BEGINNING AT THE NORTHWEST CORNER OF SECTION 30, THENCE SOUTH 89 DEGREES, 10 MINUTES, 00 SECONDS EAST A DISTANCE OF 354.46 FEET TO A 1/2 INCH REBAR WITH A CAP MARKED LS29884, THE POINT OF BEGINNING;

THENCE SOUTH 89 DEGREES, 10 MINUTES, 00 SECONDS EAST, A DISTANCE OF 133.90 FEET ALONG THE NORTHWEST LINE OF SECTION 30;

THENCE SOUTH 89 DEGREES, 11 MINUTES, 50 SECONDS EAST, A DISTANCE OF 219.87 FEET, ALONG SOUTHERLY RIGHT-OF-WAY LINE OF CHAPEL ROAD; THENCE SOUTH 35 DEGREES, 53 MINUTES, 16 SECONDS EAST, A DISTANCE OF 24.46 FEET, ALONG THE WEST RIGHT-OF-WAY LINE OF STATE ROUTE 179;

THENCE SOUTH 00 DEGREES, 50 MINUTES, 06 SECONDS WEST, A DISTANCE OF 36.62 FEET, ALONG THE WEST RIGHT-OF-WAY LINE OF STATE ROUTE 179;

THENCE SOUTH 17 DEGREES, 40 MINUTES, 03 SECONDS WEST, A DISTANCE OF 387.97 FEET, ALONG THE WEST RIGHT-OF-WAY LINE OF STATE ROUTE 179; THENCE SOUTH 89 DEGREES, 30 MINUTES, 46 SECONDS EAST, A DISTANCE OF 144.16 FEET, TO THE EAST LINE OF SAID TRACT "A"

THENCE NORTH 72 DEGREES, 21 MINUTES, 33 SECONDS WEST, A DISTANCE OF 281.70 FEET; THENCE NORTHWESTERLY THROUGH A CONCAVE CURVE WITH A LENGTH OF 126.96 FEET, A RADIUS OF 678.28 FEET, A DELTA OF 10 DEGREES, 43 MINUTES, 30 SECONDS, A CHORD BEARING OF NORTH 66 DEGREES, 54 MINUTES, 15 SECONDS AND A CHORD LENGTH OF 126.78 FEET;

THENCE NORTH 34 DEGREES, 06 MINUTES, 06 SECONDS EAST, A DISTANCE OF 238.76 FEET THENCE NORTH 00 DEGREES, 50 MINUTES, 00 SECONDS EAST, A DISTANCE OF 98.18' FEET, TO THE POINT OF BEGINNING.

THE BASIS OF BEARINGS FOR THIS DESCRIPTION IS SOUTH 89 DEGREES, 10 MINUTES, 00 SECONDS EAST (PER B.L.M. PLAT) ALONG THE NORTH LINE OF THE NORTHWEST QUARTER OF SECTION 30. TOWNSHIP 17 NORTH, RANGE 6 EAST AS MONUMENTED BY B.L.M. BRASS CAPPED PIPES

CERTIFICATE OF APPROVALS

SEDONA COMMUNITY DEVELOPMENT DEPARTMENT

SEDONA FIRE DISTRICT

SEDONA PUBLIC WORKS DEPARTMENT

CITY ENGINEER SEDONA CITY COUNCIL

MAYOR OF SEDONA

CITY CLERK

**PLAT NOTES** 

401-34-001N

SCALE IN FEET

SCALE: 1" = 80'

401-34-001J

401-34-001L

NO STRUCTURE OF ANY KIND SHALL BE CONSTRUCTED OR PLACED WITHIN OR OVER ANY UTILITY EASEMENT EXCEPT WOOD, WIRE OR REMOVABLE SECTION TYPE FENCING, OR SUITABLE LANDSCAPING THAT DOES NOT INTERFERE WITH THE INTENDED PURPOSE OF THE

NO STRUCTURE OF ANY KIND SHALL BE CONSTRUCTED OR PLACED WITHIN OR OVER THE DRAINAGE EASEMENT EXCEPT STONE, GRAVEL, OR OTHER DRAINAGE CHANNEL MATERIALS OR SUITABLE LANDSCAPING THAT DOES NOT INTERFERE WITH THE INTENDED PURPOSE OF THE

ALL STREETS PLATTED HEREON ARE PRIVATE AND SHALL NOT BE MAINTAINED BY THE CITY OF SEDONA. STREET MAINTENANCE SHALL BE THE RESPONSIBILITY OF THE ADJACENT

4. VISIBILITY EASEMENTS SHOWN ON THE SUBDIVISION LAND DEVELOPMENT PLANS SHALL BE MAINTAINED BY THE THE ADJACENT PROPERTY OWNERS ON BOTH SIDES OF ENTRANCE ROAD. VEGETATION WITHIN SHALL BE PRUNED AND MAINTAINED AT A HEIGHT LESS THAN 2'. TREE BRANCHES LOWER THAN 6' WITHIN THE TRIANGLES SHALL ALSO BE PRUNED.

5. FRONT PROPERTY LINES FOR LOTS 1 - 6 ARE THE CENTER LINE OF THE INGRESS/EGRESS

6. ALL FRONT BUILDING SETBACKS SHALL BE MEASURED FROM THE EDGE OF THE INGRESS/EGRESS EASEMENT.

7. LOT CORNERS WITHIN THE SUBDIVISION SHALL BE SET WITHIN 90 DAYS OF THE APPROVAL AND RECORDATION OF THE FINAL PLAT AND WILL BE MONUMENTED IN ACCORDANCE WITH THE ARIZONA BOUNDARY SURVEY MINIMUM STANDARDS BY THE REGISTERED LAND SURVEYOR OF RECORD. THE MONUMENTS SHALL BE 1/2" REBARS SET WITH PLASTIC CAPS INSCRIBED WITH "LS29263" AT EACH NEW LOT CORNER OR MISSING CORNER. ADDITIONALLY, LOT CORNERS LOCATED IN THE ROADWAY ASPHALT SHALL BE SET WITH PK NAIL WITH TAG "LS

8. THE FOUND MONUMENTS SHOWN HEREON ARE FROM THE NOTES OF THE ACTUAL FIELD SURVEY CONDUCTED BY TIMOTHY L. HAMMES RLS #29263 ON FEBRUARY 23, 2022.

9. ALL RECORDED EASEMENTS ARE SHOWN AS PART OF THESE DOCUMENTS.

10. THE WORD "CERTIFICATION". AS SHOWN HEREON. MEANS AN EXPRESSION OF PROFESSIONAL OPINION REGARDING THE FACTS DEPICTED ON THIS PLAT AND DOES NOT CONSTITUTE A WARRANT OR GUARANTEE, EITHER EXPRESSED OR IMPLIED.

11. THE LAND BEING SUBDIVIDED HEREON IS NOT WITHIN A SPECIAL FLOOD HAZARD AREA.

12. THE 15' UTILITY EASEMENT WITHIN LOT 6 IS PROVIDED FOR THE INSTALLATION OF A PRIVATE SANITARY SEWER SERVICE LINE AND A GAS SERVICE LINE BETWEEN APN 401-34-033A AND THE SEWER MAIN WITHIN CHAPEL ROAD.

## ADJACENT UNSUBDIVIDED LOT NOTES

- 1. NORTH MYSTIC HILLS 08/05/1992, BOOK 01495 PAGE 555
- 2. EAST STATE HIGHWAY 89A
- 3. SOUTH AND WEST ARE INDIVIDUAL LOTS THAT ARE NOT PART OF A SUBDIVISION.

## **BASIS OF BEARINGS**

THE BASIS OF BEARINGS FOR THIS PLAT IS SOUTH 89 DEGREES, 10 MINUTES, 00 SECONDS, EAST (PER B.L.M. PLAT) ALONG THE NORTH LINE OF THE NORTHWEST QUARTER OF SECTION 30, TOWNSHIP 17 NORTH, RANGE 6 EAST G.&S.R.M., COCONINO COUNTY, ARIZONA.

## LAND SURVEYOR CERTIFICATION

THIS FINAL PLAT AND SURVEY ON WHICH IT IS BASED WHERE CONDUCTED UNDER MY DIRECT SUPERVISION AND IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE AND BELIEF. THIS MAP IS PUBLISHED SUBJECT TO ALL CONDITIONS, RESERVATIONS AND RESTRICTIONS OF THE PUBLIC RECORD.

-----TIMOTHY L. HAMMES RLS #29263

DATE



SEF ENC CO

SHEET

DRAWN BY:

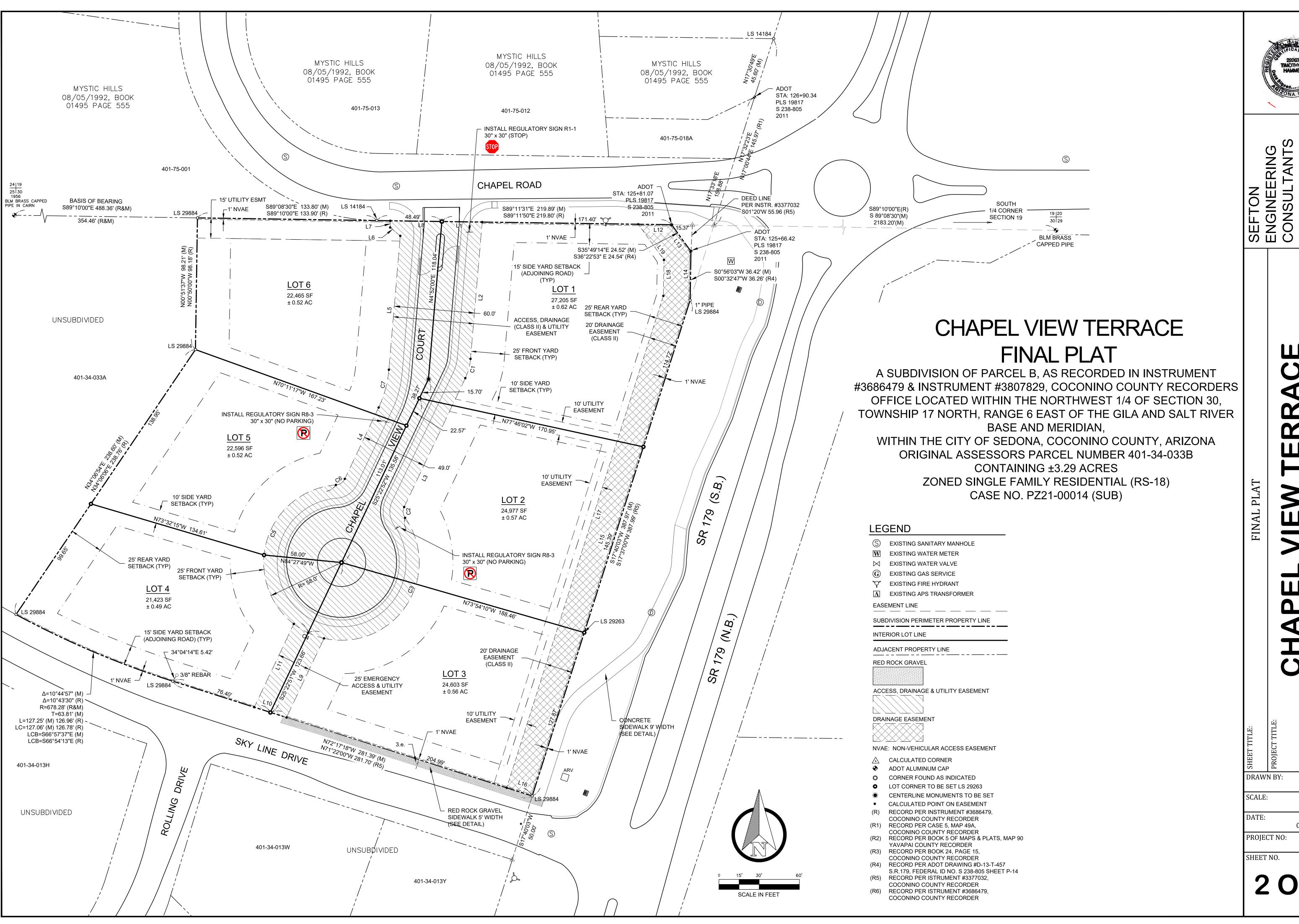
SCALE: AS NOTED

08/01/2024 PROJECT NO:

HEET NO.

**OF** 3

210305





RJB 1" = 30' 08/01/2024

PROJECT NO: 210305

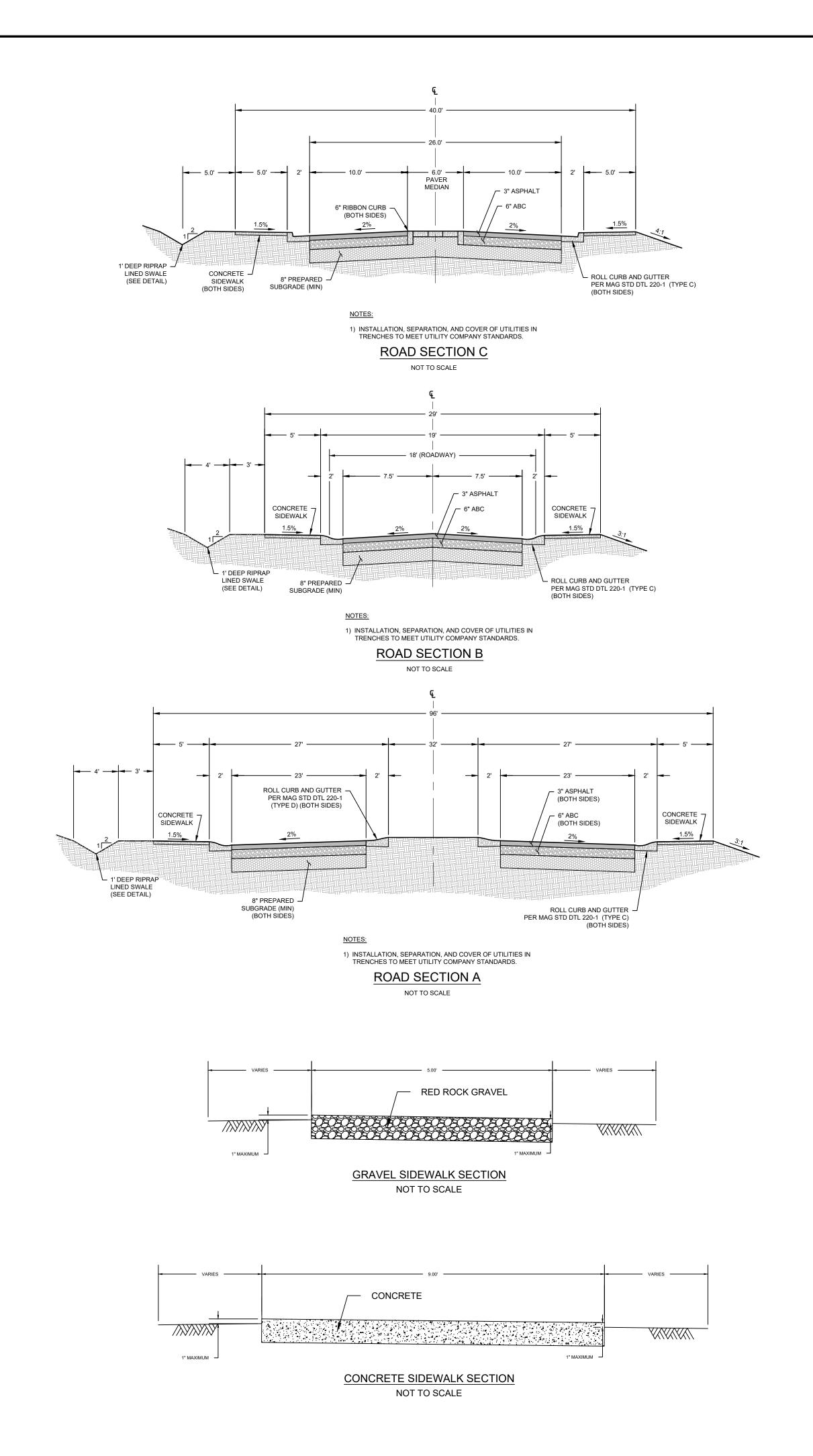
2 OF 3

ACCESS, UTILITY & DRAINAGE EASEMENTS LINE TABLE					
LINE#	LENGTH DIRECTION				
L1	30.08'	S89° 11' 31"E			
L2	102.31'	S04° 52' 00"W			
L3	106.36'	S25° 22' 52"W			
L4	58.87'	N25° 22' 52"E			
L5	100.18'	N04° 52' 00"E			
L6	9.78'	N50° 15' 36"W			
L7	5.00'	N00° 48' 10"E			
L8	38.47'	S89° 11' 31"E			
L9	65.34'	S25° 22' 51"W			
L10	25.23'	N72° 17' 18"W			
L11	68.71'	N25° 22' 51"E			
L12	24.92'	S89° 11' 31"E			
L13	24.52'	S35° 49' 14"E			
L14	36.42'	S00°56' 03"W			
L15	387.97'	S17° 40' 03"W			
L16	20.00' N72° 17' 18"W				
L17	385.01'	N17° 40' 03"E			
L18	26.83'	N00° 56' 03"E			
L19	32.74'	N35° 49' 14"W			

ACCESS, UTILITY & DRAINAGE EASEMENTS CURVE TABLE					
CURVE#	LENGTH	RADIUS	DELTA	CHD BEARING	CHD LEN
C1	15.038'	42.00'	20.5144	S15° 07' 26"W	14.96'
C2	8.45'	8.00'	60.5000	S04° 52' 08"E	8.06'
C3	139.75'	58.00'	138.0538	S33° 54' 29"W	108.31'
C4	25.198'	58.00'	24.8917	N64° 37' 09"W	25.00'
C5	139.75'	58.00'	138.0544	N16° 51' 14"E	108.32'
C6	8.45'	8.00'	60.5000	N55° 37' 52"E	8.06'
C7	29.36'	82.00'	20.5144	N15° 07' 26"E	29.20'

LOT AREAS					
LOT	GROSS	NET*	BUILDING		
1	27,205	23,228	12,449		
2	24,977	20,590	10,987		
3	24,603	20,872	10,492		
4	21,423	18,527	9,949		
5	22,596	18,006	9,244		
6	22,465	18,000	8,988		

\* NET AREA REFERS TO THE GROSS LOT AREA LESS THE ACCESS UTILITY & DRAINAGE EASEMENT AREA.



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DETAILS

DRAWN BY: RJB SCALE: 1" = 30'

08/01/2024 PROJECT NO: 210305

SHEET NO.

3 OF 3



## **WATER SERVICE AGREEMENT**

#### **INSTRUCTIONS:**

WATER SERVICE AGREEMENT

A letter shall be obtained and submitted with the application for approval of the subdivision from responsible officials of the water system indicating that an agreement has been reached to supply water to each individual lot in the subdivision. (AAC R18-5-406 B)

An unconditional agreement which is effective this date has been made between the owners of:
Project or Subdivision Name: Chapel View Terrace  Address: 10 Sky Line Drive. Sedona
<u>and</u>
Public Water System (PWS) Provider or Municipality:  Artzona Water Company
Address: 3805 N. Block Canyon Huy Phoenix 85015
Public Water System (PWS) Number: 03-003
The undersigned hereby agrees to inspect this project during construction to assure compliance with plans and specifications approved by the Arizona Department of Environmental Quality and upon completion shall be responsible for maintenance and operation of the system:
Public Water Supply Provider or Municipality Contact:Andrew Haas, P.E.
Title: Vice President - Engineering
1 1 April 4/2/2024

## ARIZONA WATER COMPANY

3805 N. BLACK CANYON HIGHWAY, PHOENIX, AZ 85015-5351 • P.O. BOX 29006, PHOENIX, AZ 85038-9006 PHONE: (602) 240-6860 • FAX: (602) 240-6874 • TOLL FREE: (800) 533-6023 • www.azwater.com

April 2, 2024

David Nicollela Sefton Engineering Consultants 40 Stutz Bearcat Drive Sedona, AZ 86336

PROJECT: NAME / DESCRIPTION			
Chapel View Terrace			
SYSTEM:			
Sedona			
CONTRACT NO.:			
P.E. NO.:	W.A. NO.:		
2191			

Dear Mr. McDougall:

Arizona Water Company (the "Company") has completed its review of, and approves, your detailed plans, specifications and cost estimates to construct the water facilities for the Project. Enclosed are your copies of the approved plans.

You must now submit the detailed plans and specifications to the Arizona Department of Environmental Quality for its required Approval to Construct the water facilities. Following your receipt of the Approval to Construct, please forward a copy to the Company so the Company can submit it with the Agreement, including all attachments, to the Arizona Corporation Commission which must approve the Agreement before it can become effective.

If you have questions, please call or write the undersigned.

Very truly yours,

Garrett Anthony

Development Coordinator I developmentservices@azwater.com

gra Enclosures KATIE M. HOBBS Governor



THOMAS BUSCHATZKE

ARIZONA DEPARTMENT of WATER RESOURCES 1110 West Washington Street, Suite 310 Phoenix, Arizona 85007 602.771.8500 azwater.gov

April 22, 2024

Via Electronic Mail to: dn@sefengco.com

David Nicolella Sefton Engineering Consultants 40 Stutz Bearcat Drive Sedona, AZ 86336

Water Report No. 53-701408.0000

Subdivision Name: Chapel View Terrace Final

Plat.

Owner: Passion II, LLC, an Oklahoma limited

liability company Number of lots: 6 County: Coconino

Cadastral: T17N R6E Section 30

Dear Mr. Nicolella:

Annual Water Demand: 6.38 acre-feet

Water provided by: Unknown Water Type: Groundwater Current water depth: N/A Estimated 100-year depth: N/A Current decline rate: N/A

Basin: Verde Valley

Pursuant to A.R.S. § 45-108, the Department of Water Resources has reviewed the available information pertaining to the water supply for the above-referenced subdivision. This letter constitutes the Department's report on the subdivision's water supply as required by A.R.S. § 45-108(A).

The adequacy of the 100-year water supply was reviewed by the Department regarding physical, legal, and continuous availability, water quality, and financial capability. No information has been provided to the Department that indicates that the applicant has satisfied the adequate water supply requirements as set forth in A.A.C. R12-15-701 et seq. Therefore, the Department of Water Resources finds the water supply to be **inadequate** to meet the subdivision's projected needs.

Pursuant to A.R.S. §32-2181(F) a summary of the Department's report for those with an inadequate water supply shall be included in all promotional material and contracts for the sale of lots in the subdivision. We suggest the following synopsis:

"Chapel View Terrace Final Plat water distribution method is unknown. The developer has chosen not to demonstrate a 100-year adequate water supply. The applicant has not demonstrated that the criteria for physical, legal, and continuous availability, water quality, and financial capability have been met. Therefore, the Department must find the water supply to be <u>inadequate</u>. For additional information please contact the Office of Assured and Adequate Water Supply at 602-771-8599."

Chapel View Terrace Final Plat (53-701408.0000) April 22, 2024 Page 2 of 2

The developer, pursuant to A.R.S. §32-2181(F), may suggest a different summary of this report, but it must contain the above elements and/or the Department's findings.

This letter is being forwarded to the Arizona Department of Real Estate as required by A.R.S. § 45-108. This law requires the developer to hold the recordation of the subdivision's plat until receipt of the Department's report on the subdivision's water supply. By copy of this report, the Coconino County Recorder is also being officially notified of the developer's compliance with the law.

Pursuant to A.R.S. § 41-1092.03, the Department is notifying you that the Director's determination and decision to issue this Water Report is an appealable agency action. You are entitled to appeal this action. If you wish to appeal this action, you must file a written appeal within thirty (30) days from receipt of this letter. A summary of the appeal process and an appeal form is included with this letter, should you elect to pursue this option.

If you have any questions, please contact the Office of Assured & Adequate Water Supply at 602-771-8599.

Sincerely,

David L McKay

David L. McKay, Manager Recharge, Assured & Adequate Water Supply Programs

DLM/yg

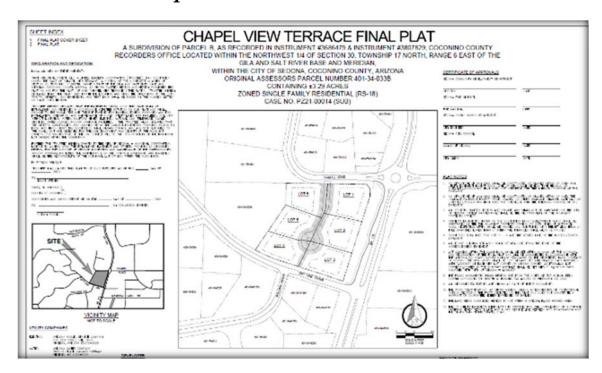
cc: Via electronic mail:

Coconino County Planning and Zoning Coconino County Recorder Arizona Department of Real Estate Arizona Department of Environmental Quality



Luke Sefton PE, CFM
Tim Huskett, PE, CFM
Robert Lane, Public Lands
Cheri Baker, Office Manager
Crockett Saline, E.I.T.
Christopher Henry, E.I.T.
David Nicolella, Planner
Leonard Filner, Planner

# Final Plat Application Cover Sheet Chapel View Terrace Subdivision



July 11, 2023 Community Development 102 Road Runner Drive Sedona, Arizona. 86366

**Purpose:** The purpose of this Final Plat Application is to receive Final Plat approval from the City Council according to the findings and conditions in the December 13<sup>th</sup> 2022 City Council hearing. This project received unanimous approval with one additional stipulation: The sidewalk along Sky Line Drive can be gravel and terminate at the emergency access point.

The intent of the development is to provide six lower-density single-family residential building lots that will seamlessly fit into the area in an orderly and harmonious design promoting public health, safety and welfare. These six lower-density single-family residential building lots will comply with the maximum density limit in the RS-18: Single-Family Residential zoning district and protect the natural environment and scenic beauty of Sedona. These six lots will have access to public water provided by the Arizona Water Company. They will be connected to the City of Sedona's wastewater treatment facility as well electric service, storm drainage and other utilities.

40 Stutz Bearcat Dr., Sedona, Arizona 86336 ~Phone: (928) 202-3999 Email: <u>info@sefengco.com</u> ~ <u>www.SeftonEngineeringCompany.com</u> In affiliation with:



Luke Sefton PE, CFM
Tim Huskett, PE, CFM
Robert Lane, Public Lands
Cheri Baker, Office Manager
Crockett Saline, E.I.T.
Christopher Henry, E.I.T.
David Nicolella, Planner
Leonard Filner, Planner

Sincerely,

David Nicolella

Sefton Engineering's Land Planner dn@sefengco.com

Sefton Engineering Project No.: 210305

# WAIVER OF RIGHTS AND REMEDIES UNDER A.R.S. §12-1134

This agreement regarding Waiver of Rights and Remedies under A.R.S. § 12-1134 ("Agreement") is made between PASSION II LLC (Owner) and the City of Sedona, Arizona, (City) regarding the following properties:

The Property as described in Case Number PZ21-00014 (SUB) comprising Coconino County Assessor's Parcel Number 401-34-033B.

The Owner agrees and consents to all the conditions imposed by the Sedona Planning & Zoning Commission and City Council regarding Chapel View Terrace at 10 SKY LINE DRIVE in Sedona, Arizona, Case #PZ21-00014 (SUB).

By signing this Agreement, the Owner acknowledges that Owner waives any right to claim diminution in value or claim for just compensation for diminution in value under A.R.S. §12-1134 related to the SUBDIVISION as a result of the Sedona Planning & Zoning Commission's and City Council's approval of PZ21-00014 (SUB).

This Agreement, any exhibits attached hereto, and any addendum, constitute the entire understanding and agreement of the Owner and the City and shall supersede all prior agreements or understandings between the Owner and City regarding the above-referenced property. This Agreement may not be modified or amended except by written agreement by the Owner and City.

This Agreement is entered into in Arizona and will be construed and interpreted under the laws of the State of Arizona.

This Agreement runs with the land and is binding upon all present and future owners of the above-referenced property.

This Agreement is subject to the cancellation provisions of A.R.S. § 38-511.

The Owners warrant and represent that they are the owners of fee title to the above-referenced properties, and that no other person has an ownership interest in the property. The persons who sign on behalf of Owners personally warrant and guarantee to the City they have the legal power to bind Owners to this Agreement.

Dated this 10th day of July	, 2023.				
By: Property Owner					
State of APIZTMA)	Notary Public State of Arizona Maricopa County				
County of MAPICOPA )	Stephani LeAnn Rife My Commission Expires 02/06/2024 Commission Number 577091				
SUBSCRIBED AND SWORN to b	pefore me this 10th day of July 2023, by				
TEFF DAVIS					
Property owner name(s)	, owners.				
Treperty owner name(s)					
My commission expires:	Somail Marc				
02/04/202	Notary Public				
CITY of Sedona Arizona, an Arizona Municipal Corporation					
Ву:					
Mayor					
ATTEST:					
City Clerk					
APPROVED AS TO FORM:					
City Attorney					



## **CONSTRUCTION AUTHORIZATION**

FOR A SEWAGE COLLECTION SYSTEM TYPE 4.01 GENERAL PERMIT

Permittee I	Permittee Information							
			County:	Coconino				
Name: City of Sedona				Project				
				Name:	Chapel View Te	errace Sewer Mai	n Connection	
	102 Doc 4	runner Dr			ADEQ File No.:	20220535		
Address:	Sedona, A					20230283		
	Scuolia, P	12 00330	LTF#: 99603					
Project Typ	pe(s)		Project Location: The site is located SW Corner of SR 179 and Chapel View Dr.					
☐ Gravity								
Lift Sta	tion					ximately 452 LF of	8-inch gravity se	ewer line, 4
Force M			manholes, an	d related appu	artenances.			
Other:								
Design Doc	uments Ap	proved	WWTP					
for Constru		-	Name:		ona Wastewater Re	eclamation		
		<b>D</b> (	Treatment F		201/05	, pp 3;		D 102200
Document Notice of In	tant to	Date	Permitted D		2.0 MGD	APP Number:	ion Crata	P-102298
Notice of In Discharge	иени (0	7/13/23	System Capa Affirmation		6/15/23	Sewage Collection System Capacity Affirmation Date:		6/15/23
Distinuige		7713723		Dutc.	0,13,23	cupucity mini	nation Dute.	0/13/23
Site Plan		3/8/23	Location of	Downstream	End of System P	roposed Herein:		
Design Plan	1	3/8/23	Township:	17N	Range:	6E	Section:	30
Design Rep	ort	3/7/23	Latitude:	34° 49'	55.06" N			
Operation &		3/1/23	Lautuue.	34 49	33.00 IN			
Maintenand								
Manual		☐ Draft						
			Longitude:		6' 41.08" W			
			_		struction Autho	rization (CA) p	ermit will exp	ire on
Other Docu			August 15, 2025.					
Construction Authorization: This Construction Authorization is issued in accordance with Arizona Administrative Code (A.A.C.)								
Title 18, Chapter 9, Article 3, Part A, Section A301. The applicant is authorized to construct the facility at the location specified								
herein under terms and conditions of the requested general permit and applicable requirements of Arizona Revised Statutes Title 49, Chapter 2, and A.A.C. Title 18, Chapter 9. The applicant has two years from the approval date of this document to complete								
construction and submit the applicable verification documents specified in A.A.C. R18-9-E301(E). Construction shall conform								
with the approxisit design documents.								
B394CB7051FD416		Deputy Director, Water Quality Division		8/15/2023				
Randall Matas Title Date				ate				
Reviewer: ASB								
CC: David Nice	olella	La	nd Planner		Sefton Engineeri	ng Consultants	dn@sefengco.com	Į.