

Timothy A. La Sota, PLLC

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October 5, 2021

Via email to:

City of Mesa Board of Adjustment

c/o Ms. Rachel Prelog

Principal Planner

City of Mesa

55 North Center Street

Mesa, Arizona 85201

Rachel.Prelog@mesaaz.gov

**Re: Appeal of Interpretation to Board of Adjustment-1439 North Power Road,
BOA 21-00628**

Greetings:

This firm represents David Sloan, who resides and owns the property at 6822 East Halifax Drive in Mesa, Arizona. Mr. Sloan's property borders the property that is the subject of this zoning interpretation, the property at 1439 North Power Road ("Subject Property"). Mr. Sloan is immediately to the east of the Subject Property.

The City of Mesa's conclusion, stated in the formal interpretation it produced on June 16, 2021, is correct ("Interpretation", Exhibit A). The Board of Adjustment should uphold the conclusion that the commercial mobile food operation on the Subject Property is illegal.

The Owner of the Subject Property has responded, via its attorney, on July 1, 2021. The arguments made by the Owner are a classic example of trying to fit a square peg into a round hole and is wrong for a variety of reasons. First, even if the Subject Property met the definition of "public parks and recreation facilities" in the Mesa Zoning Ordinance in the first instance, as the City has concluded in its Interpretation, a mobile food operation could only be "accessory and incidental to" a primary use. But there is no use of the Subject Property other than as a commercial mobile food operation. And second, the Subject Property does not fit the definition of "public parks and recreation facilities" in the Mesa

Zoning Ordinance in the first instance, so a commercial mobile food operation is not even allowed as an accessory and incidental use.

I. THE SUBJECT PROPERTY IS NOT A “PUBLIC PARK OR RECREATION FACILITY”

It has long been the law in Arizona that Courts interpret a municipal zoning ordinance “in such a way to give it a fair and sensible meaning.” *Robinson v. Lintz*, 420 P.2d 923, 927, 101 Ariz. 448, 452 (Ariz. 1966). The Owner would turn this principle of law on its head and give the Mesa Zoning Ordinance a reading that is the antithesis of “fair and sensible.”

Mesa Zoning Ordinance Section 11-86-3 defines “Public Parks and Recreational Facilities” as: “Parks, playgrounds, recreation facilities, trails, wildlife preserves, and related open spaces, all of which are noncommercial. This classification also includes playing fields, courts, gymnasiums, swimming pools, picnic facilities, tennis courts, and golf courses [sic], botanical gardens, as well as related food concessions or community centers within the facilities.”

The Subject Property, by any fair review, is not any of these things: A park, playground, recreation facility, trail, wildlife preserve, or related open space (all of which are noncommercial under the definition). And its use is exclusively commercial. The food trucks pay to be on the location and the patrons come to buy food.

Of course, anyone can read the definition above and conclude that the Subject Property does not meet it. But as if to underscore the non “public park and recreation facility” nature of the Subject Property, the Owner of the Subject Property has fenced the Subject Property. Please see the photo below.



Not that anyone would want to access the Subject Property at any other time anyway, because there nothing else on the Subject Property and no reason to, but the Owner restricts access to the Subject Property to times that the Subject Property is serving as a commercial food vending operation.

In addition, signs are posted at this supposedly “public” park by the Owner that he or the other vendors “RESERVE THE RIGHT TO REFUSE ENTRANCE and/or SERVICE TO ANYONE.” Please see the photo below.



The Owner markets the Subject Property as a place to buy food from mobile vendors, as shown by their use as a food truck as their logo. Lastly, the Owner recently ordered a neighbor off of this supposed “public park or recreational facility” for “trespassing” and even involved the Mesa Police Department, who paid a visit to the neighbor. This type of conduct further belies the Owner’s assertions. The use is illegal.

II. THE COMMERCIAL MOBILE FOOD VENDING OPERATION WOULD BE PROHIBITED EVEN IF THE SUBJECT PROPERTY WERE A “PUBLIC PARK OR RECREATION FACILITY” BECAUSE IT IS NOT INCIDENTAL TO OR AN ACCESSORY TO AN ALLOWED USE

On this point, the City’s Interpretation is correct and little needs to be added to that. One thing that should be noted is that the City’s discussion of incidental or accessor use is amplified by the actual definition of “Public Parks and Recreational Facilities.” To wit, that definition explicitly permits food concessions but only if they are related to the primary “Public Parks and Recreational Facilities” use. In this case, there is no other use that that

the commercial food vending could be related to, much less a use that involved a park, playground, wildlife facility, trail, or any like use.

Claiming that a picnic bench and small playground converts this operation into a public park is no different than claiming that a McDonald's, or a Chick-Fil-A, with their attending kids recreation areas, are public parks.

III. THE OWNER'S CLAIM THAT MESA PERMITS ANY COMMERCIAL MOBILE FOOD OPERATION AS LONG AS IT IS AT LEAST 25 FEET FROM A RESIDENTIALLY ZONED PROPERTY IS FALSE

The Owner claims, in its attorney's July 1, 2021 submission, that recently enacted Section 5-4-5 of the Mesa City Code allows any commercial mobile food vendor to operate as long as the vendor is at least 25 feet from a residentially zoned area. This is false.

Section 5-4-5 states, unequivocally in its first section: "It is unlawful for a person to operate a mobile food unit or act as a mobile food vendor at any location within the City in violation of this Section 5-4-5 or the City Zoning Ordinance set forth in Mesa City Code Title 11." (Emphasis added). In other words, Section 5-4-5 does not categorically allow any commercial mobile food vending operations that are at least 25 feet from a residentially zoned area. To the contrary, by the clear wording of Section 5-4-5, if a commercial mobile food vending operation violates the Mesa Zoning Ordinance, it is not allowed. So we must still look to the Mesa Zoning Ordinance. And as we saw above, that use violates the Mesa Zoning Ordinance.

As the Owner points out, Arizona Revised Statutes § 9-485.01(A)(1) allows commercial mobile food vending operations that are at least 250 feet from a residentially-zoned property. But no part of the Subject Property meets fits this criteria, as the Subject Property is adjacent to a residentially-zoned property.

Neither state law nor Section 5-4-5 of the Mesa City Code affords the Owner the ability to continue with its current illegal use.

IV. THE ILLEGAL COMMERCIAL MOBILE FOOD VENDING OPERATION HAS DISTURBED THE NEIGHBORS' QUIET ENJOYMENT OF THEIR PROPERTY

The Owner's illegal commercial mobile food vending operation has deprived Mr. Sloan and many of his neighbors of the right to quiet enjoyment of our homes. Below is a photo of the view that Mr. Sloan and his family are treated to, out their kitchen window, anytime the commercial food vending operation is active.



This particular neighborhood is very quiet, with no sidewalks, no streetlights. The neighborhood provides a desirable lifestyle that is being greatly diminished by the illegal operation. Many of the homes in this neighborhood have been standing for more than 50 years and are occupied generationally. There is little to no traffic.

Since the food vendor operation opened neighbors have had to endure hundreds of cars per night travelling through and parking in the neighborhood and creating traffic jams, as well as significant, and loud, pedestrian traffic, as well as litter.

The operators take until 10 p.m., and sometimes later, to break down the equipment used. Mr. Sloan's 6 year old son has to sleep at night with the traffic, including car alarms and patrons using the Sloan's private driveway to turn around, music, gas generators, loud speaking and shouting, banging and clanging of propane tanks and chairs, giant diesel trucks and trailers. And all this occurs just feet from his bedroom window, and six nights per week. A photo showing the close proximity is below:



Reasonable and civil efforts to have the operators mitigate the negative effects have fallen on deaf ears and are typically responded to with comments such as “what are you complaining about now.”

V. THE OWNER HAS OPERATED AN ILLEGAL COMMERCIAL FOOD VENDING OPERATION DESPITE THE FACT THAT THE CITY OF MESA HAS STATED THAT THE OPERATION IS ILLEGAL

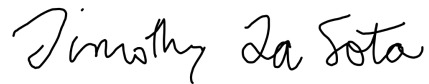
It was also worth noting briefly that the owner has demonstrated stunning hubris and arrogance. As noted above, the Interpretation is unambiguous and clearly states that this operation is illegal. Nonetheless, the Owner persists in his illegal activity. If the Owner were interested in respecting the Mesa City Code and the process, he would wait until if, and when, he received word that he could proceed with the commercial food vending operation.

VI. CONCLUSION

The City's Interpretation is the correct one under any reasonable reading of the law and the indisputable facts in this matter. We ask that the Board of Adjustment uphold this finding.

Very truly yours,

TIMOTHY A. LA SOTA PLC

A handwritten signature in black ink that reads "Timothy La Sota". The script is cursive and fluid, with the first name and last name clearly legible.

Timothy A. La Sota

From: [Roger Jenkins](#)
To: [Alexis Jacobs](#)
Subject: BOA21-00628
Date: Thursday, October 07, 2021 7:31:31 AM

My name is Roger Jenkins my wife Karen and I live at 6834 E Halifax Dr. This has been our home for thirty three years. This neighborhood is very unique in that all these years we have not had sidewalks, street lights, or much traffic. Now we have people that want to destroy the ambience that we and our neighbors enjoy. The food truck park that has somehow been ignored by the city, despite codes and zoning, is planning to rezone an additional 3.8 acres. Rezoning will lead to more loud music, loud talking, yelling and screaming, more light pollution, and traffic congestion. If the land is re zoned the six nights a week will become a DAY and NIGHT operation. This type of business was never meant to be close to single family homes. Our north property line is next to and our house is one lot away from PFP. I echo Craig Vossler's views about the PFP. WE ARE AGAINST RE-ZONING Roger and Karen Jenkins

From: [Alexis Jacobs](#)
To: [Alexis Jacobs](#)
Subject: FW: Food Trucks at Power rd and Halifax St in Mesa
Date: Thursday, October 07, 2021 12:27:44 PM

From: rmbunz1 <rmbunz1@cox.net>
Sent: Thursday, September 9, 2021 10:01 AM
To: CityManager <COMmanager@mesaaz.gov>; Christine Zielonka <Christine.Zielonka@mesaaz.gov>; Nana Appiah <nana.appiah@mesaaz.gov>; Beth Hughes-Ornelas <beth.hughes-ornelas@mesaaz.gov>; Rachel Prelog <rachel.prelog@mesaaz.gov>; Lesley Davis <lesley.davis@mesaaz.gov>; Ryan A Russell <ryan.a.russell@mesaaz.gov>
Subject: Food Trucks at Power rd and Halifax St in Mesa

Mr. Chris Brady,
Ms. Christine Zielonka
Mr. Nana K. Appiah
Ms. Beth Hughes-Ornelas
Ms. Rachel Prelog
Ms. Lesley Davis
Mr. Ryan A. Russell

Please help preserve health and safety and maybe do the right thing for this one.

I'll keep this short, I know you are extremely busy and I'm sure you are very familiar with the food trucks at Power rd and Halifax.

I live close to where the food trucks operate (not a park). The arguments are many for not allowing them to continue, and to not grant Re zoning with health and safety at the top of the list. TODAY, right now there are dumpsters on the land north of the food trucks area that is owned by the same people. These dumpsters are not covered, and there are open bags of trash (coyotes love it) on the ground next to the dumpsters that have been this way for about a week. The land was cleared without water to prevent dust and without a permit! They were Red Tagged to stop work yet they continued! If these people and their operation is allowed to continue the losses will out weigh the gains, and it will haunt us all.

Below is recent history if it will help you reference the food trucks I'm talking about.

Zoning Interpretation having been decided by Dr. Appiah in June 2021 and appealed by the owners of the "Food Park" to go before the Board of Adjustment sometime in October 2021.

The **Zoning Interpretation** was based on a permit for "Power Beach Park" (PMT19-17732) where food was considered a "related" use to the primary function of the Power Beach Park and **NOT** the primary use. Vending areas were the "related" portions of the Preliminary Site Plan, not Food Trucks. In fact, there was absolutely no mention of Food Trucks in the **Project Narrative** for Administrative Site Plan Review (ADM19-00541).

Permit (PMT19-17732) for Power Beach Park was readily abandoned when the property owners were furnished the idea of a Food Truck "Park" by someone, and then given approval to proceed with a Food Truck Park (again by someone) without going through the normal City of Mesa Planning processes.

The neighborhood homeowners has had meetings and the consensus is we fully expect the Board of Adjustment to uphold Dr. Appiah's **Zoning Interpretation, and shut Power Food Park down once and for all.**

Please advise the Board of Adjustment to uphold Dr. Appiah's Zoning Interpretation, because none of this belongs along Power road where it is now.

Thank you,

Russell and Marilyn Bernzen

6908 E Hobart St

Mesa, AZ 85207

rmbunz1@cox.net

From: [tom bade](#)
To: [Alexis Jacobs](#); [Nana Appiah](#); [Lesley Davis](#); [Mayor](#); [District 5](#); [Rachel Prelog](#); [Christine Zielonka](#)
Subject: RBOA 21-00628 case to heard 10/13/21
Date: Thursday, October 07, 2021 8:28:12 AM

We expect the BOA to UPHOLD Dr. Appiah's Zoning Interpretation as "...the current use of the property, primarily as a food truck park, does not conform to the requirements of the definition of Public Parks, and Recreational Facilities."

Thank You

Thomas W. and Jo Ann Bade
7030 E Halifax Dr
Mesa Az 85207

From: [R. Jenkins](#)
To: [Alexis Jacobs](#)
Subject: BOA21-00628
Date: Wednesday, October 06, 2021 5:31:58 PM

Please know that my wife Karen and I and my whole family are against this rezoning. It will devalue the whole neighborhood. Drive thru the area around 7-8 pm, check out our back yard on Friday or Saturday 6834 E. Halifax Dr. and next door 6822 also. Roger A. Jenkins

Sent from my iPhone

From: [jim.c](#)
To: [Alexis Jacobs](#)
Subject: FW: BOA21-00628 case to heard 10/13/21
Date: Thursday, October 07, 2021 11:38:18 AM

Board of Adjustment Members,

Eleanor F. Connelly and James E. Connelly are asking the Board of Adjustment to **UPHOLD** the June 16, 2021 Zoning Interpretation by the City of Mesa Planning Director and Zoning Administrator Dr. Nana Appiah with regard to the above referenced case.

It will be a travesty and a sign of total disrespect to the citizens of the neighborhood, and to the City of Mesa populace in general, If the City refuses to uphold this ruling, and continues to allow this operation to continue the disturbance of our neighborhood.

Please note that Eleanor Connelly has lived in her home @ 6910 E Halifax Drive since April 1977), predating the annexation of the area by the City Of Mesa by many years.

The Power Food Park at 1349 & 1439 N. Power Road has been operating on approximately two acres for Mobile Food Vendor's to "park" (used as a verb) after skirting the normal City of Mesa process of going through the Planning Department. The owner's argue that it's a "park". It is **NOT** a park (used as a noun), but a business operation that is locked up during the day, and only opened when the owner's allow the Food Truck's to park on the two acres and operate a business. The semantic use of the word "park" is being used to mislead you.

The owner's had previously began a COM Planning project named Power Beach Park (ADM19-00541 & PMT19-17732) at the same location in July 2019. A project they readily abandoned in order to open their "park" without any City of Mesa oversight. The questions are: Who gave them the idea and the green light to proceed with Food Trucks? And what use permit were they granted?

Also of note is the Owners of the property cleared the land, apparently without securing the proper Maricopa County Dust Control Permit, and without implementing *any dust mitigation measures*. It would seem that this is further demonstration of the Owners to ignore, or be ignorant of, basic requirements to conduct activities within the City of Mesa.

Now the owners have purchased 3.8 acres to the North that is currently zoned RS-35 and have already enlarged their operation to use those nearly four acres, fully knowing that Dr. Appiah has ruled against them in this BOA case.

We expect the BOA to **UPHOLD** Dr. Appiah's Zoning Interpretation as "...the current use of the property, primarily as a food truck park, does not conform to the requirements of the definition of Public Parks, and Recreational Facilities."

Thank You.

Eleanor F. Connelly

6910 E Halifax Drive
Mesa, AZ 85207

James Connelly
1648 N Terripin
Mesa AZ 85207

From: craig-n-linda1@juno.com
To: [Alexis Jacobs](#)
Cc: [Nana Appiah](#); [Lesley Davis](#); [Mayor](#); [District 5](#); [Rachel Prelog](#); [Christine Zielonka](#)
Subject: BOA21-00628 case to heard 10/13/21
Date: Wednesday, October 06, 2021 1:47:21 PM

Board of Adjustment Members,

We are asking the Board of Adjustment to **UPHOLD** the June 16, 2021 Zoning Interpretation by the City of Mesa Planning Director and Zoning Administrator Dr. Nana Appiah with regard to the above referenced case.

The Power Food Park at 1349 & 1439 N. Power Road has been operating on approximately two acres for Mobile Food Vendor's to "park" (used as a verb) after skirting the normal City of Mesa process of going through the Planning Department. The owner's argue that it's a "park". It is **NOT** a park (used as a noun), but a business operation that is locked up during the day, and only opened when the owner's allow the Food Truck's to park on the two acres and operate a business. The semantic use of the word "park" is being used to mislead you.

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Thank You.

Craig M. & Linda K. Vossler
1451 N. 71st Street
Mesa, AZ 85207

To: Alexis Jacobs

**From: Craig M. Vossler
1451 N. 71st Street
Mesa, AZ 85207**

Re: BOA21-00628

Date: October 7, 2021

Uphold the Zoning Interpretation dated June 16, 2021

Decision by Dr. Nana K. Appiah, City of Mesa Planning Director and Zoning Administrator

Say YES to the Zoning Interpretation of the 2.25 acres located along

Power Road at Halifax Drive

Maricopa County Assessor parcel numbers:

218-04-007C, 218-04-005F

Titled as Power Road Park, LLC

We the undersigned are opposed to the current Power Food Park and the increased traffic that it brings through our neighborhood. We are also against the increase in noise, lighting, and smells that currently emanate from the Power Food Park and all the attention that it brings upon us. This type of business does not protect or sustain our quiet and secluded neighborhood. It has already increased the stress and anxiety of knowing that night after night we will have to endure Power Food Park's noise, lights and smells.

Say NO to Power Food Park, LLC in its current form, and uphold the Zoning Interpretation by Dr. Nana K. Appiah dated June 16, 2021, that "... the current use of the property, primarily as a food truck park, does not conform to the requirements of the definition of Public Parks and Recreational Facilities." Set to go before the City of Mesa Board of Adjustment on October 13, 2021 at 10 A.M. in the upper City Council Chambers.

| # | PRINT NAME/SIGNATURE | ADDRESS | PHONE | DATE |
|---|--|--------------------------------------|--------------|---------|
| 1 | Patricia G Venisnik <i>Patricia G. Venisnik</i> | 6903 E. Hobart St., Mesa AZ 85207 | 480-985-9829 | 9-24-21 |
| 2 | CRAIG M. VOSSLER <i>Craig M. Vossler</i> | 1451 N. 71ST ST., MESA, AZ 85207 | 480-844-3719 | 9-25-21 |
| 3 | Linda K Vossler <i>Linda K Vossler</i> | 1451 N 71st Street Mesa AZ 85207 | 602-908-2182 | 9-25-21 |
| 4 | Karen Paynter <i>Karen Paynter</i> | 6701 E Princess Dr Mesa, AZ 85205 | 480 654 9339 | 9/25/21 |
| 5 | David Paynter <i>David Paynter</i> | 6701 E Princess Dr. Mesa AZ 85205 | 480-654-9339 | 9-25-21 |
| 6 | THOMAS W. BADE <i>Thomas W. Bade</i> | 7030 E. Halifax Dr Mesa AZ 85207 | 480-460-0908 | 9/25/21 |
| 7 | Jo Ann Bade <i>Jo Ann Bade</i> | 7030 E. Halifax Dr Mesa AZ 85207 | 480-460-0908 | 9/25/21 |

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| # | PRINT NAME/SIGNATURE | ADDRESS | PHONE | OAT |
|----|---|---|----------------|-----------|
| 8 | DWIGHT W. BARE <i>Dwight W. Bare</i> | 1342 N. POWER ROAD MESA, ARIZONA 85205 | 480 620 4518 | 9-27-21 |
| 9 | RAMON'S LEO <i>Ramond Leo</i> | 6951 E. HOBART ST. MESA, ARIZONA 85207 | 480-529-1362 | 9-27-2021 |
| 10 | Richard Allen <i>Richard Allen</i> | 6945 E. Halifax Mesa AZ 85207 | 480-331-6181 | 9-27-2021 |
| 11 | Amitra Allen <i>Amitra Allen</i> | 6945 E. Halifax Mesa AZ 85207 | 480-981-2247 | 9/27/21 |
| 12 | Sterranie Elliott <i>Sterranie Elliott</i> | 6965 E. Hobart Mesa AZ 85207 | 562-248-6206 | 9/27/21 |
| 13 | Ryan Kawaguchi <i>Ryan Kawaguchi</i> | 6965 E. Hobart St Mesa AZ 85207 | (602)-777-5648 | 9/27/21 |
| 14 | MARY VOSSNER <i>Mary Vossner</i> | 6541 E. ADOLPH RD MESA AZ 85205 | 480-981-5880 | 9-29-21 |

Uphold the Zoning Interpretation dated June 16, 2021
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|----|---|---------------------------------------|--------------|-----------|
| 15 | JOHN G. MORGAN <i>John G. Morgan</i> | 7027 E. HALIFAX DR 85207 | 480-204-1713 | 9/25/2021 |
| 16 | Jo Morgan <i>Jo Morgan</i> | 7027 E. HALIFAX DR 85207 | 480-204-3553 | 9/25/2021 |
| 17 | Janet Morgan <i>Janet Morgan</i> | 7027 E. Halifax Dr. Mesa, AZ 85207 | 480-684-0599 | 9-25-21 |
| 18 | DOROTHY SPARKS <i>Dorothy Sparks</i> | 7010 E. HALIFAX DR MESA 85207 | 480-225-1619 | 9/25/21 |
| 19 | TED SPARKS <i>Ted Sparks</i> | 7010 E. HALIFAX DR MESA 85207 | 480-843-0050 | 9/25/21 |
| 20 | ROGER JENKINS <i>Roger Jenkins</i> | 6834 E. HALIFAX DR Mesa 85207 | 480 250 4076 | 9/25/21 |
| 21 | HAREN JENKINS <i>Haren Jenkins</i> | 6834 E. HALIFAX DR Mesa 85207 | 480 250 5006 | 9/25/21 |

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| # | PRINT NAME/SIGNATURE | ADDRESS | PHONE | DATE |
|----|----------------------|----------------------------------|--------------|---------|
| 22 | David Sloan | 6822 E. Halifax Dr Mesa 85207 | 602 430 7114 | 9/25/21 |
| 23 | Sabine Krieger | 6822 E. Halifax Dr. Mesa 85207 | 480-677-0304 | 9/25/21 |
| 24 | Anne-Marie Gerber | 1435 N. 71st St. Mesa, AZ, 85207 | 480-438-0196 | 9/28/21 |
| 25 | Doug Gerber | 1435 N. 71st St. MESA AZ 85207 | 480-404-4461 | 9-28-21 |
| 26 | Angel DeMelo | 1435 N. 71st St. Mesa, AZ 85207 | 480-709-5821 | 9-28-21 |
| 27 | Brenden Priest | 1435 N. 71st St. Mesa, AZ 85207 | 480-709-5821 | 9-28-21 |
| 28 | Shannon Martinson | 6843 E Halifax Dr Mesa 85207 | 6025582071 | 9/29/21 |

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|----|---|-------------------------------------|-----------------|-----------|
| 29 | Don Pavich <i>Don Pavich</i> | 6935 E. Halifax Dr Mesa AZ 85207 | 480-985-9269 | 9-29-21 |
| 30 | WADE FARNsworth <i>Wade Farnsworth</i> | 7042 E HALIFAX DR Mesa AZ 85207 | 480 800-7008 | 9-29-21 |
| 31 | JEFF REICH <i>Jeff Reich</i> | 6931 E. HALIFAX ST Mesa AZ 85207 | 480-560 9040 | 9-29-21 |
| 32 | FARADAY AARSONMET <i>Faraday Aarsonmet</i> | 6931 E. Indigo St. 85207 | 480-310-9426 | 9-29-21 |
| 33 | Philip Rodriguez <i>Philip Rodriguez</i> | 7035 E. Hobart St. 85207 | 480 688 2942 | 9-30-2021 |
| 34 | Dusty NewWilliams <i>Dusty NewWilliams</i> | 7042 E. Hobart St 85207 | 480-254-0198 | 9/30/2021 |
| 35 | Gail NewWilliams <i>Gail NewWilliams</i> | 7042 E. Hobart St 85207 | 1002-999-0663 | 9/30/2021 |

Uphold the Zoning Interpretation dated June 16, 2021

Decision by Dr. Nana K. Appiah, City of Mesa Planning Director and Zoning Administrator

Say YES to the Zoning Interpretation of the 2.25 acres located along
Power Road at Halifax Drive








Maricopa County Assessor parcel numbers:

218-04-007C, 218-04-005F

Titled as Power Road Park, LLC

We the undersigned are opposed to the current Power Food Park and the increased traffic that it brings through our neighborhood. We are also against the increase in noise, lighting, and smells that currently emanate from the Power Food Park and all the attention that it brings upon us. This type of business does not protect or sustain our quiet and secluded neighborhood. It has already increased the stress and anxiety of knowing that night after night we will have to endure Power Food Park's noise, lights and smells.

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| # | PRINT NAME/SIGNATURE | ADDRESS | PHONE | DATE |
|----|---|-----------------------------------|----------------|---------|
| 36 | Theresa Wint  | 1633 N 64th St Mesa 85205 | 480-980-9948 | 9-30-21 |
| 37 | Christine Good  | 7045 E Hobart St Mesa 85207 | 480-737-2004 | 9-30-21 |
| 38 |  | 7045 E. Hobart St. Mesa 85207 | 480-888-9655 | 9-30-21 |
| 39 | Lauryn Vastler  | 1451 N. 7th St. Mesa, AZ 85207 | 480-433-7423 | 9-30-21 |
| 40 | RUSSELL G. BERNZEN  | 6908 E. HOBART ST. MESA, AZ 85207 | 480-464-5960 | 9-30-21 |
| 41 |  | 6952 E HOBART ST. MESA, AZ 85207 | 602-390-4148 | 9-30-21 |
| 42 | Ed Bisbee  | 6825 E. Halifax on rd, AZ 85207 | (480) 628-0048 | 10/1/21 |

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|----|----------------------|-------------------------|--------------|-----------|
| 43 | Lana Braunstein | 6915 E Halifax Dr. Mesa | 605-484-7869 | 10-1-2021 |
| 44 | Seth Wildung | 7005 E Halifax Dr. Mesa | 602-577-3334 | 10-1-21 |
| 45 | MARILYN BERNZEN | 6908 E Hobart St Mesa | 480-464-5900 | 10-1-21 |
| 46 | Bernice M. McEwen | 6920 E Hobart St. Mesa | 602-291-7612 | 10-2-21 |
| 47 | PATRICIA A. McEWEEN | 6920 E Hobart St Mesa | 480-204-2926 | 10-2-21 |
| 48 | Mykel Caproni | 6944 E Hobart St Mesa | 734-427-4483 | 10-2-21 |
| 49 | Yvonne Snook | 6944 E Hobart Mesa | 480-700-6164 | 10-2-21 |

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|----|----------------------|--------------------------------------|----------------|---------|
| 50 | Marie Bodrero | 6952 E. Hobart St. Mesa, AZ 85207 | 480 985-9737 | 10/2/21 |
| 51 | Brooke Bodrero | 6952 E. Hobart St. Mesa, AZ 85207 | (480) 486-9730 | 10/2/21 |
| 52 | Laura Enosera | 6951 E. Hobart St. Mesa, AZ 85207 | 310 309-0727 | 10/2/21 |
| 53 | John Alexander | 1525 N 71st St Mesa AZ 85207 | 602-559-3100 | 10/2/21 |
| 54 | Gabriel Rodriguez | 7047 E Halifax Dr Mesa AZ 85207 | 480-584-9660 | 10/2/21 |
| 55 | Celeste Bishbee | 6835 E. Halifax Dr. Mesa 85207 | 480-242-5595 | 10-2-21 |
| 56 | Anita Jo Rice | 6918 E Granada St Mesa, AZ 85207 | 714-488-8222 | 10-2-21 |

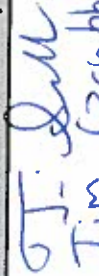
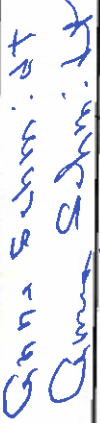





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|----|--|-------------------------------------|------------------|-----------|
| 57 |  Tim Crabbs | 6930 E Granada St. Mesa AZ 85207 | (480) 843-0072 | 10-2-21 |
| 58 |  Anna Schmitt | 64 W. Sunrise Blvd Mesa AZ 85207 | (303) 460-9341 | 10/2/21 |
| 59 |  Lesley Garrett | 1352 N. Power Rd AZ 85205 | 480-340-3550 | 10/2/21 |
| 60 |  James Schaller | 6821 E Halifax Dr 85207 | 480-520-304-6659 | 10/2/21 |
| 61 |  Kylie Reynolds | 6821 E Halifax Dr Mesa AZ 85207 | 480-512-2093 | 10/2/21 |
| 62 |  Alyson Krogh | 6821 E Halifax Dr Mesa AZ 85207 | 480-431-6915 | 10/2/21 |
| 63 |  James E. Connelly | 1648 W. Tempe W, Mesa AZ 85207 | 480-369-2734 | 10/2/2021 |

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|----|---|---------------------------------------|--------------|----------|
| 64 | RITA M GRIDLEY <i>Rita M Gridley</i> | 1648 N. Tempin Mesa AZ 85207 | 480 284 2129 | 10/21/21 |
| 65 | Christina Farnsworth <i>Christina Farnsworth</i> | 7047 E. Halifax DR Mesa AZ 85207 | 480 285-5785 | 10/21/21 |
| 66 | ALAN TOM <i>Alan Tom</i> | PO BOX 31465 MESA, AZ 85275 | 480 833-3441 | 10/4-21 |
| 67 | Alyssa Vossler <i>Alyssa Vossler</i> | 1451 N. 71st Street Mesa, AZ 85207 | 480-433-5364 | 10/4/21 |
| 68 | Lewis Stucker <i>Lewis Stucker</i> | 1532 N Power Rd Mesa AZ 85205 | 480 370 6095 | 10-4-21 |
| 69 | LORI CONATUS-STUCKER <i>Lori Conatus-Stucker</i> | 1532 N. Power Rd Mesa, AZ 85205 | 602-370-9051 | 10-4-21 |
| 70 | JESSICA STUCKER <i>Jessica Stucker</i> | 1832 N. Power Rd. Mesa AZ 85205 | 480-773-3466 | 10/4/21 |

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|----|--|-----------------------------------|--------------|------------|
| 71 | Cathy Rodriguez <i>Cathy Rodriguez</i> | 7035 E Hubert St Mesa Az 85207 | 480 8130382 | 10/24/2021 |
| 72 | Eugene Brining <i>Eugene Brining</i> | 7025 E Hobart St | 602 361-1866 | 10/4/2021 |
| 73 | Scott Brining <i>Scott Brining</i> | 7025 E. Hobart St | 602-769-5854 | 10/4/2021 |
| 74 | CARL BORNSTEIN <i>Carl Bornstein</i> | 1533 N 71st St. Mesa 85207 | 602 803-8570 | 10/6/2021 |
| 75 | Ken Goldsby <i>Ken Goldsby</i> | 1334 W Power Rd 85205 | 480 765 4993 | 10/6/21 |
| 76 | Carl Goldsby <i>Carl Goldsby</i> | 3334 N Power Rd 85205 | 480-765-4993 | 10/10/21 |
| 77 | Constance Goldsby <i>Constance Goldsby</i> | 1322 N. Power Rd 85205 | 602 350 0245 | 10/9/21 |

