

July 9, 2020

**SENT VIA E-MAIL ONLY**

Shelby Duplessis  
6617 N. Scottsdale Road #101  
Scottsdale, AZ 85250  
[shelby@theempiregroupllc.com](mailto:shelby@theempiregroupllc.com)

**RE: Proposition 207 Waiver – Application No.ZON20-12 & GPA20-07**

Dear Mrs. Duplessis:

As a result of a part of Proposition 207 dealing with regulatory takings and changes in permitted land uses (Arizona Revised Statutes § 12-1134 et seq.), and in connection with Application No. ZON20-12 & GPA20-07, Glendale must now require that property owners or their authorized agents in all such cases execute and return the enclosed waiver.

By signing and returning the waiver, the property owner agrees and consents to all conditions and stipulations in conjunction with the application, acknowledges that approval of the application might affect current or existing rights to use, divide, sell or possess the property, and waives any right to compensation for diminution in value that may result from approval.

The enclosed waiver is the standard form for the City and as such is non-negotiable. Execution and return of the waiver is necessary in order for your application to be deemed complete. A complete application is necessary for the application to proceed through the hearing process.

Please return a signed and notarized original of the waiver to me at the City of Glendale, Planning Department, 5850 West Glendale Avenue, Suite 212, Glendale, Arizona 85301-2599 at your earliest convenience. Any delay in returning a fully executed waiver could result in a delay in processing your application.

Sincerely,

Edward Vigil  
Planner  
Planning Division

**CONSENT TO CONDITIONS/WAIVER FOR DIMINUTION OF VALUE**  
(Property Owned by One or More Entities)

The undersigned is the owner of the parcel of land described in Attachment 1 hereto that is the subject of Desert River 2 Application No. GPA20-07 & ZON20-12

By signing this document, the undersigned owner(s) agree(s) and consent(s) to all the conditions imposed by the City of Glendale in conjunction with the approval of Minor GPA and Rezone Application No. GPA20-07 & ZON20-12, acknowledges that the approval of Minor GPA and Rezone Application No. GPA20-07 & ZON20-12 might affect current or existing rights to use, divide, sell or possess the subject property, and waives any right to compensation for diminution in value pursuant to Arizona Revised Statutes § 12-1134 that may now or in the future exist as a result of the approval of Minor GPA and Rezone Application No. GPA20-07 & ZON20-12.

Dated this 13<sup>th</sup> day of July, 2020.

OWNER: Empire Residential Communities Fund IV, LLC  
[Entity name and descriptions]

By: *Michael E. Wolf*  
[Sign Name]

Michael E. Wolf  
[Print Name]

Its: Authorized Agent  
[Title]

STATE OF ARIZONA        )  
  ) ss.  
County of Maricopa        )

This instrument was acknowledged before me this 13<sup>th</sup> day of July, 2020 by \_\_\_\_\_.

*[Signature]*  
Notary Public

My Commission Expires:  
March 15, 2024

