

**POLK COUNTY BOARD OF ADJUSTMENT  
NOTICE OF PUBLIC HEARING AND MEETING  
Tuesday, May 25, 2010, 8:30am  
Polk County Government Center  
100 Polk County Plaza; Balsam Lake, WI 54810**

Notice is hereby given to the press and public that a meeting of the Polk County Board of Adjustment will be held at the above listed date, time, and location to transact business indicated on the agenda below. A quorum of the Board of Adjustment will be present. (Agenda not necessarily presented in this order)

**AGENDA**

Call to order and roll call  
Approve agenda  
Approve minutes from 5/4/10  
Recess at 8:45am to view sites  
Reconvene at 11:00am

- PAVEL & ELENA MILIGOULO request a variance from Article 11C, Table 1 of the Polk County Shoreland Protection Zoning Ordinance to build a new dwelling on an existing foundation which will be closer than 75 feet from the ordinary high water mark. Property affected is: 878 Walleye Ct, Plat of Sunrise Beach, Lot 3, Sec 23/T33N/R17W, town of Garfield, Lake Wapogasset (class 1).
  - Findings of Facts
  - Conclusions of Law
  
- VERN MATEJKA requests a variance from Article 11C, Table 1 of the Polk County Shoreland Protection Zoning Ordinance to place a new dwelling closer than 25' from the side property line. Property affected is: 681-E 263<sup>rd</sup> Av, Pt of Gov't Lot 7, Sec 24/T36N/R16W, town of Bone Lake, Pine Lake (class 3).
  - Findings of Facts
  - Conclusions of Law

Adjourn

This meeting is open to the public according to Wisconsin State Statute 19.83. Persons with disabilities wishing to attend and/or participate are asked to notify the County Clerk's office (715-485-9226) at least 24 hours in advance of the scheduled meeting time so all reasonable accommodations can be made. Requests are confidential.

Polk County Board of Adjustment Minutes  
Government Center; Balsam Lake, WI 54810

Date: May 25, 2010

Present: Gene Sollman, Chair; Curtis Schmidt, Vice-Chair; Jeff Peterson, Secretary; Marilyn Nehring; Art Gillitzer

Also Present: Roxann Moltzer, Lori Bodenner, Sara McCurdy, Malia Malone

Chair Sollman called the meeting to order at 8:35 a.m. with a quorum present.

**Motion (Schmidt/Gillitzer)** to approve the agenda with the deletion of the Miligoulo request, that application having been withdrawn, and with the addition of review of annual report. Carried.

**Motion (Peterson/Schmidt)** to approve minutes for May 4 meeting. Carried.

The board recessed at 8:45 a.m. for site visits and reconvened at 11:00 a.m.

The following application was considered:

- VERN MATEJKA requests a variance from Article 11C, Table 1 of the Polk County Shoreland Protection Zoning Ordinance to place a new dwelling closer than 25' from side property line. Property affected is: 681-E 263<sup>rd</sup> Av, Pt of Gov't Lot 7, Sec 24/T36N/R16W, town of Bone Lake, Pine Lake (class 3).
  - Site visit: 9:22 a.m.
  - Exhibits read into the record
  - Testimony / those sworn in: Vern & Alice Matejka, Don Clarke
  - Findings of fact
  - Conclusions of law
  - **Motion (Nehring/Gillitzer)** to grant variance request with condition that applicant secure a Land & Water Department-approved plan for excavation and culvert replacement.
  - **Motion (Gillitzer/Nehring)** to amend by adding condition requiring installation of gutters, downspouts, and catch basin/rain garden. Carried on unanimous voice vote.
  - **Motion (Sollman/Nehring)** to amend by adding condition requiring applicant to secure a Land & Water Department-approved shoreline restoration plan. Carried on unanimous voice vote.
  - Main motion passed 4-1 voice vote with Schmidt voting nay.

Land Information Department Director Sara McCurdy joined the board to discuss and review the BOA annual report and provide updates on the Kraemer Mining application, upcoming BOA appointments, and transient lodging applications.

**Motion (Gillitzer/Schmidt)** to adjourn. Motion carried. Meeting adjourned at 12:05 p.m.

Respectfully Submitted,

Jeff Peterson, Secretary