

**POLK COUNTY BOARD OF ADJUSTMENT
NOTICE OF PUBLIC HEARING AND MEETING/AGENDA**

8:30am, Tuesday, June 10, 2014

Polk County Government Center, 2nd Floor West Conf Rm
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 April 29, 2014

Recess at 8:45am to view sites

Reconvene at 12:30pm & consider the following applications:

- JOHN & MARGOT MURPHY request a special exception to Article 8D1(a) of the Polk County Shoreland Protection Zoning Ordinance to have a tourist rooming house. Property affected is: 1631 Niles Ln, part of Gov't lot 4, Sec 8/T34N/R17W, town of Balsam Lake, Loveless Lake (class 1).
 - Findings of Fact
 - Conclusions of Law

- JUSTIN & STACY NELSON request a special exception to Section VIB8 of the Polk County Comprehensive Land Use Ordinance to have an automotive repair shop. Property affected is: 2406 Beede Lake Trl, Lot 1, CSM #4736, Vol 21/Pg 63, Sec 25/T35N/R19W, town of Eureka.
 - Findings of Fact
 - Conclusions of Law

- THE ITALL LLC requests a special exception to Article 8D1(a) of the Polk County Shoreland Protection Zoning Ordinance to have a tourist rooming house. Property affected is: Lot 6, unrecorded plat of Porter's Bay, Sec 24/T33N/R17W, town of Lincoln, Lake Wapogasset (class 1).
 - Findings of Fact
 - Conclusions of Law

- PATRICIA HELDT requests a variance to Article 11C Table 1, 11F2(a)(1) and 11E3 of the Polk County Shoreland Protection Zoning Ordinance to place a deck and a garage less than 75' from ordinary high water mark and less than 63' from centerline of a town road. Property affected is: 1617 S White Ash Ln, Lot 55, White Ash Park, Sec 11/T34N/R16W, town of Apple River, White Ash Lake (class 1).
 - Findings of Fact
 - 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*
June 10, 2014, Government Center; Balsam Lake, WI 54810

Meeting called to order-8:30am

Quorum present: Schmidt, Shirley, Sollman, Nehring, Hegdal

Approval of previous minutes: (4/29/14) Motion (Schmidt/Sollman) to approve -- unanimous vote.

Approval of agenda: Motion (Nehring/Shirley) to approve -- unanimous vote.

Board of Adjustment recessed at 8:45am to visit the following property locations, reconvened at 12:30pm in the Polk County Government Center and took action, upon considering exhibits and testimony:

- JOHN & MARGOT MURPHY request a special exception to Article 8D1(a) of the Polk County Shoreland Protection Zoning Ordinance to have a tourist rooming house. Property affected is: 1631 Niles Ln, part of Gov't lot 4, Sec 8/T34N/R17W, town of Balsam Lake, Loveless Lake (class 1).
 - Site visited at 8:55am
 - Motion (Nehring/Shirley) Granted on condition -- unanimous vote: Expires upon sale of property; One boat per renter (rental agreement); No pets; Accessory building must not have sleeping accommodations; No RVs, campers, tents or other means of overnight stay allowed; All parking must be contained on the property; Applicant must obtain all proper licensing; All fires & embers are to be extinguished by 10:00 p.m., with no unattended fires; Applicant must have 24-hour contact number available to the public; Property must remain free from citation and charges for nuisance, disorderly conduct, or any other illegal activity; Quiet hours shall be imposed from 10:00 p.m. to 7:00 a.m.; Property must remain in compliance with any changes or modification to the Shoreland Protection Zoning Ordinance; Applicant and renters must comply with ALL applicable laws and regulations: Department of Natural Resources lake regulations to be included in rental information, Lake association rules to be included in rental information, Owner is responsible to state and local jurisdictions for compliance with firework regulations; Property lines must be clearly delineated; All conditions that apply to renters shall be included in rental information; Existing septic system to be inspected and approved.

- JUSTIN & STACY NELSON request a special exception to Section VIB8 of the Polk County Comprehensive Land Use Ordinance to have an automotive repair shop. Property affected is: 2406 Beede Lake Trl, Lot 1, CSM #4736, Vol 21/Pg 63, Sec 25/T35N/R19W, town of Eureka.

- Site visited at 9:30am
 - Motion (Schmidt/Nehring) Granted on condition -- unanimous vote: Limited to six licensed vehicles (customer) outside; fluids properly disposed of and stored inside; used tires stored inside.
- THE ITALL LLC requests a special exception to Article 8D1(a) of the Polk County Shoreland Protection Zoning Ordinance to have a tourist rooming house. Property affected is: Lot 6, unrecorded plat of Porter's Bay, Sec 24/T33N/R17W, town of Lincoln, Lake Wapogasset (class 1).
 - Site visited at 10:15am
 - Motion (Nehring/Schmidt) Granted on condition – unanimous vote: Accessory building must not have sleeping accommodations; No RVs, campers, tents or other means of overnight stay allowed; All parking must be contained on the property; Applicant must obtain all proper licensing; All fires & embers are to be extinguished by 11:00 p.m., with no unattended fires; Applicant must have 24-hour contact number available to the public; Property must remain free from citation and charges for nuisance, disorderly conduct, or any other illegal activity; Quiet hours shall be imposed from 11:00 p.m. to 7:00 a.m.; Property must remain in compliance with any changes or modification to the Shoreland Protection Zoning Ordinance; Applicant and renters must comply with ALL applicable laws and regulations: Department of Natural Resources lake regulations to be included in rental information, Lake association rules to be included in rental information, Owner is responsible to state and local jurisdictions for compliance with firework regulations; All pets must be contained on the property; Property lines must be clearly delineated; All conditions that apply to renters shall be included in rental information; Existing septic system to be inspected and approved.
- PATRICIA HELDT requests a variance to Article 11C Table 1, 11F2(a)(1) and 11E3 of the Polk County Shoreland Protection Zoning Ordinance to place a deck and a garage less than 75' from ordinary high water mark and less than 63' from centerline of a town road. Property affected is: 1617 S White Ash Ln, Lot 55, White Ash Park, Sec 11/T34N/R16W, town of Apple River, White Ash Lake (class 1).
 - Site visited ay 10:55am
 - Motion (Nehring/Hegdal) Granted on condition (4-1 vote with Schmidt opposed): 6' deck okay; garage okay; outhouse is gone; 60' buffer -- 38' on north and remainder on south.

Meeting adjourned at 4:30pm.