

Polk County Board of Adjustment Minutes*
Tuesday, December 12, 2017; Start: 8:32am
Polk County Government Center, West Conference Room, 2nd Floor
100 Polk County Plaza; Balsam Lake, Wisconsin

Present: Eugene Sollman, Chair; Marilyn Nehring, Vice Chair; Steve Arduser, Secretary;
Curtis Schmidt; Timothy Laux

Also Present: Jason Kjeseth, Zoning Administrator

Sollman called the meeting to order at 8:32am.

Motion (Nehring/Arduser) to approve the agenda as published, carried by unanimous voice vote.

Motion (Laux/Schmidt) to approve and amend the minutes of 11/14/17 -- carried by unanimous voice vote.

The Kelly application from 11/14/17 is amended to read:

John Kelly – reduced town road and property line setback for garage

- Testimony/discussion; exhibits read into record.
- Motion (Laux/Schmidt) to approve reduced town road setback with conditions.
- Motion (Laux/Schmidt) to deny reduced rear lot line setback.
- Motion carried by unanimous voice vote.

The board did not go into closed session.

The board recessed at 9:07am for site visits and reconvened at 12:01pm for public hearings on the following applications:

- SRS Industries – reconfigure a substandard lot & have reduced side lot line & water setback for dwelling addition & reduced side lot line setback for boathouse.
 - Testimony/discussion; exhibits read into record.
 - Motion (Laux/Schmidt) to deny application as submitted.
 - Motion carried by unanimous voice vote.
- William & Tina Wagner – reduced water setback for storage shed.
 - Testimony/discussion; exhibits read into record.
 - Motion (Arduser/Nehring) to approve application with conditions.
 - Motion carried by unanimous voice vote.

Motion (Nehring/Schmidt) to adjourn – carried; meeting adjourned at 1:25pm.

POLK COUNTY BOARD OF ADJUSTMENT
NOTICE OF PUBLIC HEARING AND MEETING/MEETING NOTICE
Tuesday, December 12, 2017 Start: 8:30 A.M.
Polk County Government Center, West Conference Room, 2nd Floor
100 Polk County Plaza; Balsam Lake, Wisconsin

NOTICE IS HEREBY given that a meeting of the Polk County Board of Adjustment will be held at the above listed date, time, and place to consider and act on the subject matters and business noticed herein. The Board may take up noticed subject matters in a manner as it deems appropriate, regardless of the order presented on this meeting notice.

AGENDA

ORDER OF BUSINESS:

(Open Session)

Call to order and roll call

Approve agenda

Approve minutes from 11/14/17

Pending Litigation Challenging Conditional Use Permit Granted to Keith and Cheryl Johnson

Closed Session: Pursuant to Wisconsin Statute Section 19.85(1)(g), the Board of Adjustment will convene in closed session for the purposes of receiving an oral legal opinion from its attorney and developing litigation strategy concerning pending litigation.

Following closed session, the Board of Adjustment will reconvene in open session to consider or act upon, as appropriate, subject matters noticed herein for consideration or action in open or closed session.

Site Visit(s) by Board on Properties noticed herein (Recess to Site Visits – 8:45am)

Reconvene at Polk County Government Center, West Conference Room – located on 2nd floor (top floor), 12:00pm

Public Hearing(s) And Determinations on Applications for variance/conditional use, previously noticed, pursuant to Wisconsin Statute Section 985.07(2), and further described as follows:

- SRS INDUSTRIES request a variance to Section 18.16(F)(3) of the Polk County Subdivision Ordinance and Article 11.C., Table 1 of the Polk County Shoreland Protection Zoning Ordinance to reconfigure a substandard lot for a dwelling addition with deck less than 10' from side lot line and less than 75' from ordinary high water mark; and a boathouse less than 5' from side lot line. Property affected is: 716 S Shore Dr, S ½ of Lot 36, Rivard's Park, Sec 36/T33N/R17W, Town of Lincoln, Lake Wapogasset/Bear Trap, parcel #032-01612-0000.
- WILLIAM & TINA WAGNER request a variance to Article 11.E.3. of the Polk County Shoreland Protection Zoning Ordinance for a shed less than 63' from centerline of a town road. This was postponed from October 10, 2017. Property affected is: Lot 10, Wycoff Sandy Point Park, Sec 13/T34N/R15W, Town of Beaver, Horseshoe Lake, parcel #008-00959-0000.

The Board may conduct one public hearing on such noticed applications or hold separate public hearings on each of the noted applications. Following the close of each such public hearing, the Board will deliberate on the determination of each such application, develop a written decision, containing Findings of Fact, Conclusions of Law and Determination and issue said determination with respect to each application noticed herein.

Adjourn

Polk County Board of Adjustment Minutes*
Tuesday, November 14, 2017; Start: 8:45am
Polk County Government Center, West Conference Room, 2nd Floor
100 Polk County Plaza; Balsam Lake, Wisconsin

Present: Eugene Sollman, Chair; Marilyn Nehring, Vice Chair; Steve Arduser, Secretary;
Curtis Schmidt; Timothy Laux

Also Present: Jason Kjeseth, Zoning Administrator, Landen Strilzuk, Zoning Specialist

Sollman called the meeting to order at 8:45am.

Motion (Laux/ Schmidt) to approve the agenda as published, carried by unanimous voice vote.

Motion (Laux/ Schmidt) to approve the minutes of 10/24/17 -- carried by unanimous voice vote.

The board recessed at 8:50am for site visits and reconvened at 1:00pm for public hearings on the following applications:

- Chad Boyd – junkyard/salvage yard (postponed from 10/24/17)
 - Testimony/discussion; exhibits read into record.
 - Motion (Sollman/Arduser) to deny application as submitted.
 - Motion carried by 4-1 voice vote, Nehring with dissenting vote.
- Daniel & Jacqueline Quiram – campground/recreational campground (postponed from 11/15/16)
 - Testimony/discussion; exhibits read into record.
 - Motion (Laux/Arduser) to postpone for up to one year.
 - Motion carried by unanimous voice vote.
- Linda LaMere/Key Trust – reconfigure two lots
 - Testimony/discussion; exhibit read into record.
 - Motion (Laux/Arduser) to approve application as submitted with conditions.
 - Motion carried by unanimous voice vote.
- Donald Kealy Jr -- reduced town road and water setback for dwelling addition
 - Testimony/discussion; exhibits read into record.
 - Motion (Laux/Arduser) to approve application with conditions.
 - Motion carried by unanimous voice vote.
- John Kelly – reduced town road and property line setback for garage
 - Testimony/discussion; exhibits read into record.
 - Motion (Laux/Schmidt) to approve application with conditions.
 - Motion carried by unanimous voice vote.

Motion (Nehring/Laux) to adjourn – carried; meeting adjourned at 4:35pm.