## DODGE COUNTY BOARD OF ADJUSTMENT MINUTES August 15, 2013

The Dodge County Board of Adjustment met on this 15<sup>th</sup> day of August, 2013 at 7:00 p.m., on the 1<sup>st</sup> Floor of the Administration Building, in Rooms 1H and 1I, located at 127 East Oak Street, Juneau, Wisconsin.

Chairman Armin Reichow called the meeting of the Dodge County Board of Adjustment to order.

Roll Call was taken.

Members present were as follows: Armin Reichow, Leon Schraufnagel, Harold Hicks, Wayne Uttke, William Nass.

Chairman Reichow noted that a quorum is present.

Mr. Ochs of the Land Resources and Parks Department was in attendance at the request of the chairman:

The Chairman asked the staff to confirm compliance with the open meeting law and public hearing notice requirements for the hearings before the Board.

Mr. Ochs indicated that the meeting was properly noticed in accord with the open meeting law and noted that each of the public hearings listed on the agenda received a class two notice and the mailing notices were sent in accord with the statute and code requirements.

The agenda was reviewed by the Board.

The minutes from the August 8, 2013 meeting were reviewed by the Board.

Motion by Leon Schraufnagel to approve the minutes as written.

Second by William Nass.

Vote: 5-0 Motion carried.

The staff explained the hearing procedures to those in attendance;

The Chairman read the public hearing notice for the first public hearing.

## **PUBLIC HEARING**

**Steve Lepple** - SE ¼, SW ¼, Section 27, Town of Oak Grove, the site address being N5322 County Road M. Request for a variance to the terms of highway setback and nonconforming structure provisions of the Dodge County Land Use Code to allow the construction of an entryway addition and a deck addition onto the residence at this location where said entryway addition will be located 27 feet within the highway setback line, where the deck addition will be located 4 feet within the required setback line of County Road M and where both additions are considered by the County as an expansion of a legal existing nonconforming structure.

Motion by Leon Schraufnagel to approve the variance to allow the construction of an entryway addition and a deck addition onto the residence at this location where said entryway addition will be located 27 feet within the highway setback line, where the deck addition will be located 4 feet within the required setback line of County Road M and where both additions are considered by the County as an expansion of a legal existing nonconforming structure with one condition;

□ The appellant shall sign and record a variance agreement with the Dodge County Register of Deeds prior to the issuance of the County Land Use Permit for this construction:

Second by Harold Hicks.

Vote: 5-0 Motion carried.

## **PUBLIC HEARING**

Daniel Gilmore - SE ¼, SE ¼, Section 27, T13N, R14E, Town of Trenton, the side address being W8110 County Road. Request for a variance to the terms of the highway setback and the non-conforming structure provisions of the Dodge County Land Use Code and to the terms of the impervious surface area provisions of the Dodge County Shoreland Protection Ordinance in order to allow the construction of a 16' X 16' deck and pergola structure on this lot, where said structure will be located 63 feet from the centerline of County Road C, which is 47' within the required highway setback lines and which is considered by the County as an expansion of the nonconforming structure on this lot. In addition, said project will exceed the maximum allowed impervious surface area of a lot that is located within 300 feet of a navigable waterway. As proposed, 25.41 percent of the lot will be covered with impervious surfaces, which is 10.41 percent more than allowed under the Shoreland Protection Ordinance.

Motion by Leon Schraufnagel to approve the variance to the terms of the highway setback and the non-conforming structure provisions of the Dodge County Land Use Code and to the terms of the impervious surface area provisions of the Dodge County Shoreland Protection Ordinance in order to allow the construction of a 16' X 16' deck and pergola structure on this lot, where said structure will be located 63 feet from the centerline of County Road C, which is 47' within the required highway setback lines and which is considered by the County as an expansion of the nonconforming structure on this lot. In addition, said project will exceed the maximum allowed impervious surface area of a lot that is located within 300 feet of a navigable waterway. As proposed, 25.41 percent of the lot will be covered with impervious surfaces, which is 10.41 percent more than allowed under the Shoreland Protection Ordinance with two conditions;

- This deck/porch addition shall perpetually remain an open deck/porch and shall not be screened in or enclosed in any manner in order to create a screen porch or other room addition;
- The appellant shall sign and record a variance agreement with the Dodge County Register of Deeds prior to the issuance of the County Land Use Permit for this construction;

Second by William Nass.

Vote: 5-0 Motion carried.

## **PUBLIC HEARING**

Jason and Jessica Diermeier – Lot 44, Arrowhead View Addition #1, in part of the SW ¼, SE ¼, Section 31, Town of Hubbard, the site address being N4943 Sinissippi Point Road. Request for a variance to the terms of the Highway Setback Overlay District provisions of the Dodge County Land Use Code to allow for the construction of a detached garage on this lot where said garage will be located 51 feet from the centerline of Spearhead Trail, 24 feet within the required highway setback lines and therefore prohibited by the Code.

Motion by Wayne Uttke to deny the variance request to the terms of the Highway Setback Overlay District provisions of the Dodge County Land Use Code to allow for the construction of a detached garage on this lot where said garage will be located 51 feet from the centerline of Spearhead Trail, 24 feet within the required highway setback lines and therefore prohibited by the Code

Second by Leon Schraufnagel.

Vote: 5-0 Motion carried.

The Chairman adjourned the meeting at 8:45 P.M..

Second by William Nass

Motion carried.

Respectfully submitted,

Disclaimer: The above minutes may be approved, amended or corrected at the next committee meeting.