

Marquette County Board of Adjustment  
September 12, 2017  
10:00 AM  
Public Safety Room 103

Members present: Mary Walters, Jan Banicki, Lance Achterberg – 1<sup>st</sup> alternate, Mike Johnson-2<sup>nd</sup> alternate.

Others present: Tom Onofrey, Dustin Grant, and others on file.

The Chair called the meeting to order. The Chair asked for additions or corrections to the previous meeting minutes. None given. **Motion/2nd by Banicki/Achterberg** to approve the minutes. **Motion carried: 3-0.** Chair reviewed meeting procedure. Proper publication confirmed. The appeals process was stated.

The Chair opened the public hearing on **Abraham Yoder**, Owner, N3002 County Road B, Hancock, WI 54943, is requesting a Special Exception under Section 70.19 (E)(5) of the Marquette County Code of Ordinances Chapter 70 – Zoning, for the operation of a kennel, being part of the E ½ of the NW - NW, Section 5, T17N, R9E, **Town of Newton**. Fire # W5962 Dakota Ave. Chair reviewed application materials. The applicant stated he has now moved onto the property. The Zoning Administrator gave a brief overview of the neighborhood and the proximity of the neighbors. The applicant described the use of the buildings currently on the property. The Zoning Administrator stated that this approval would be for up to 25 animals. The Chair asked for comments from those in attendance in favor – None; Against – None. The Chair closed the public hearing and the Board deliberated. **Vote on Special Exception Application: Yes: 3; Nay: 0. Special Exception Application Approved: 3-0.** Reasons: Remote area, well detailed plan, few neighbors.

The Chair opened the public hearing on **Keith & Christine Vander Velde**, Owners, N6410 County Road A, Oxford, WI, 53952, are requesting a Variance under Section 70.53(A) of the Marquette County Code of Ordinances Chapter 70 – Zoning, for the construction of a deck at a reduced setback to the ordinary highwater mark of Lawrence Lake, on Lot 2, CSM 50, being part of the NE ¼ - NW ¼, Section 09, T16N, R8E, **Town of Westfield**. Fire # N6857 3<sup>rd</sup> Road. Chair reviewed application materials. The Chair read Town minutes. The applicant provided pictures and explained the project in further detail. She stated that the old deck was unsafe and the expansion is to enclose the well. The applicant stated they will probably remove the shed by the water. There was discussion about replacing/maintaining the well and the necessity for the extra 3'. The Board viewed video of the property. The Chair asked for comments from those in attendance in favor – None; Against – None. The Chair closed the public hearing and the Board deliberated. **Vote on Variance Application: Yes: 0 Nay: 3. Variance Application Denied: 0-3.** Reasons: No need demonstrated, 13'x24' deck is sufficient size to get intended use of property, well could have been winterized by other means, no permits obtained, no disabled residents living at the property.

The Chair opened the public hearing on **Town of Packwaukee** – Al Rosenthal, Chairman, are requesting a Variance under Sections 70.53(A) and 70.51(A) of the Marquette County Code of Ordinances Chapter 70 – Zoning, for the construction of a shed at a reduced setback to the ordinary high water mark of Williams Lake and a lot line, on Gov't Lot 2, being part of NW ¼ - SE ¼, Section 24, T15N, R9E, **Town of Packwaukee**. Fire #W4369 Shore Drive. Chair reviewed application materials. The Chair read Town minutes. The Board viewed video of the property. The Board and applicant discussed the construction and roof type of the building. The Chair asked for comments from those in attendance in favor – John Ellinger, Dawn Ellinger; Against – None. The Chair closed the public hearing and the Board deliberated. **Vote on Variance Application: Yes: 2 Nay: 0 Abstain: Lance Achterberg. Variance Application Approved: 2-0.** Reasons: Replacing 2 dilapidated sheds, benefits lake management, utilizes area better, parking and electric service limit locations, keeps equipment secure.

The Chair opened the public hearing on **Amy Fulmer-Vogel, D.V.M. & John Vogel**, Owners, 5918 93<sup>rd</sup> Street, Pleasant Prairie, WI, 53158, are requesting a Special Exception under Section 70.15(U) of the Marquette County Code of Ordinances Chapter 70-Zoning for the combination of a vacant lot with a lot that has a dwelling, on part of Gov't Lot 3, being part of NE ¼ - SW ¼ Section 18, T15N, R10E, **Town of Montello**. Fire # W3960 Cotters Bay Road. Chair reviewed application materials. The Board viewed video of the property. The applicant stated the garage will be used for boat storage. The applicant also stated that the home is used year-round but is not their permanent residence. The Chair stated there were no members of the public present. The Chair closed the public hearing and the Board deliberated. **Motion/2<sup>nd</sup> by Achterberg/Banicki** to require deed restriction that lots cannot be sold separately. **Motion carried 3-0. Vote on Special Exception with Conditions Application: Yes: 3; Nay: 0. Special Exception with Conditions Application Approved: 3-0.** Reasons: Can't be sold separately, private road, normal use for area, doesn't harm public interest.

The Chair asked for other business. Onofrey stated the next meeting would be October 2 at 4 PM. The Chair adjourned at 11:07 am.