BOARD OF ADJUSTMENT PUBLIC HEARING

Monday, March 17, 2014
Administrative Center – Basement – County Board Room
6:00 p.m. – 7:30 p.m.

MEMBERS PRESENT: Howard Raymer, Thomas Thompson, Larry Warzynski
MEMBERS EXCUSED: Dave Eilertson
MEMBERS ABSENT: None
OTHERS PRESENT: Nate Sampson, Michael Harding (recorder/minutes)

CALL TO ORDER
Howard Raymer, Jr., Chair, called the meeting to order at 6:00 p.m. Let the record show that this meeting is called in full compliance with the requirements of Wisconsin Open Meetings Law.

APPEAL NO. 2014-02 Attorney Nathan Schnick, 318 Main St, Suite 300A, La Crosse, WI 54601, o/b/o Kenneth Hundt, N1718 Park St, La Crosse, WI 54601. Appeal to retain 7 previously constructed accessory buildings that resulting from a parcel split, exceed the area and number limits for such buildings on this 19.12 acre parcel. Property is described as part of the SW/SE of Section 8, T15N, R5W. Tax parcel 12-194-2. Town of Washington.

Appearing in favor: Attorney Nathan Schnick spoke of the history of the parcels.

Question Thompson: What buildings are still being used?
Answer Schnick: They are all still being used.

Appearing in opposition: None.

Correspondence: Barb Muenzenberger (Clerk), The Town of Washington does approve of the variance.

Discussion: Discussion regarding the use of the building.

Motion Warzynski/Thompson to approve. 3 Aye, 0 No, and 0 excused. Motion carried unanimously.

APPEAL NO. 2014-03 Travis and Jerica Ortberg, 930 Linden Dr, Apt 108, Holmen, WI 54636. Permit denied to construct a 1,440 sq. ft. detached accessory building, exceeding the area limit for such buildings on a 1.84 acre lot. Property described as Lots 13 & 14 of Lorraine Estates. Tax parcel 8-1871-0. Town of Holland.

Appearing in favor: Travis Ortberg appeared at the public hearing in support of the appeal. Mr. Ortberg stated he plans to construct a new home once their home in Illinois is sold. He explained his storage needs to the Board. Mr. Ortberg stated he wants to construct the detached garage before the residence so he can move personal belongings into it and not pay for rental storage while a residence is being constructed.

Appearing in opposition: Ms. Josephine Butala, N8686 Hanson Dr., Holmen, WI 54636 appeared at the public hearing to speak in opposition to the appeal. Ms. Butala is the abutting neighbor to the south. She reviewed restrictive covenants for the subdivision with the Board. She stated she was opposed to the size of the garage.

Correspondence: No correspondence was received.

Discussion: Discussion by the board.
Motion Warzynski/Thompson to deny 3 Aye, 0 No, and 0 excused. Motion carried unanimously.
**APPEAL NO. 2014-04** Robert G and Rebecca C Doucet, N7704 County Rd W, Holmen, WI 54636. Appeal to retain two previously constructed detached accessory buildings along with a legal non-conforming detached garage, one of which lies within the required setback of 50-ft from the Co Rd W right of way and together exceed the number limit for this 0.34 acre lot identified as parcel “A” being part of the SE/SW of Section 25, T18N, R7W. Tax parcel 5-1616-1, Town of Farmington; and to retain four previously constructed detached accessory buildings, one of which lies within the required setback of 25-ft from a front lot line and together exceed the number limit for this 28.92 acre lot identified as parcel “B” being part of the NE/NW of Section 36, T18N, R7W. Tax parcel 10-1390-0. Property address N7704 County Rd W. Town of Onalaska.

**Appearing in favor:** Robert Doucet, N7704 County Road W, Holmen, WI 54636 appeared at the public hearing to speak in favor of the appeal. Mr. Doucet explained there are two existing parcels and explained the building lay-out and uses. He stated they did not know of the limit on the number of buildings. Mr. Doucet stated Building “D” will replace Building “E” and didn’t think a permit was required because it was “ag” land. He explained to the Board that there are fewer buildings than originally on the property.

**Nathan Sampson:** Explained to the Board that an exemption to obtaining a Zoning/Occupancy Permit for buildings used solely for agriculture is allowed only when the property consists of at least 35 contiguous acres devoted primarily to an agricultural use. He stated no Zoning/Occupancy Permits have been issued prior to construction of any of the buildings that are the subject of this appeal.

**Appearing in opposition:** Fred J. Welscher appeared at the public hearing to speak in opposition to the appeal. Mr. Welscher felt the number of buildings and fill in the area make drainage problems worse on his property. Mr. Welscher submitted three photographs as exhibits and explained they depict drainage and erosion issues. The photos were made part of the record.

**Appearing in opposition:** Keith Adams, N7713 County Road W appeared at the public hearing to speak in opposition to the appeal. He stated he has witnessed building going on for years and wondered when it would stop.

**Correspondence:** No correspondence.

**Discussion:** The Board discussed all of the facts.

**Motion Raymer / Thompson to deny and ordered the following:** Parcel A: One detached accessory building shall be removed to meet the number limit, either building “A” or building “C”, and the remaining building can stay in its existing location. Parcel B: Either building “D” or “E” can be retained; if building “D” is retained, it shall be relocated to a code compliant location and building “E” shall be removed from the parcel. If building “E” is retained, building “D” shall be removed from the parcel. An after-the-fact Z/O permit is required and all non-permitted buildings can be included under one permit.

3 Aye, 0 No and 0 excused. Motion carried unanimously.

**Motion Thompson/Warzynski to adjourn at 7:30 pm.** 3 Aye, 0 No, and 0 excused. Motion carried unanimously.