

**POLK COUNTY BOARD OF ADJUSTMENT
NOTICE OF PUBLIC HEARING AND MEETING
Tuesday, February 22, 2011, 8:30am
Polk County Government Center
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

Consider amending findings of fact from 2/8/11 hearing – action may be taken:

- NINA UTNE requests a Special Exception from Article 8D1+3 of the Polk County Shoreland Protection Zoning Ordinance to operate a private club, recreational camps and campgrounds. Property affected is: 1930 60th Ave/County Rd K, N FR ½, NE, Exc Lot 1, CSM Vol 16/Pg 180, Sec 2/T32N/R18W, town of Alden, Mud Lake (class 3).

Approve minutes from 2/8/2011
Recess at 8:45am to view sites
Reconvene at 12:30pm

- BRENDA FARRELL requests a Special Exception from Article 8D1(a) of the Polk County Shoreland Protection Zoning Ordinance to operate a Tourist Rooming House. Property affected is: 731 115th St/County Rd C, Lot 13, Buzzetti Park, Sec 30/T33N/R16W, town of Lincoln, Bear Trap Lake (class 1).
 - Findings of Fact
 - Conclusions of Law
- PAUL & LINETTE WERNER request a Special Exception from Article 8D1(a) of the Polk County Shoreland Protection Zoning Ordinance to operate a Tourist Rooming House. Property affected is: 1086 239TH Ave, Lot 2, CSM Vol 2/Pg 12, Pt of Gov't Lot 1, Sec 5/T35N/R16W, town of Georgetown, Bone Lake (class 1).
 - Findings of Fact
 - Conclusions of Law
- TOM AASMUNDRUD requests a Special Exception from Sec XC1 of the Polk County Comprehensive Land Use Ordinance to operate a similar compatible commercial business. Property affected is: 420 45th Ave, Lot 1, CSM #4823, Vol 21/Pg 150, located in NW ¼, SE ¼, & NE ¼, SE ¼, N & W of RR, Sec 8/T32N/R15W, town of Clear Lake, pond (class 3).
 - 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
Government Center; Balsam Lake, WI 54810

Date: February 22, 2011

Present: Gene Sollman, Chair; Marilyn Nehring, Vice Chair; Jeff Peterson, Secretary; Curtis Schmidt; Wayne Shirley (alt. for Art Gillitzer)

Also Present: Roxann Moltzer; Lori Bodenner

Chair Sollman called the meeting to order at 8:30 a.m. with a quorum present.

Ms. Moltzer informed the board that Brenda Farrell had withdrawn her special exception request.

Motion (Shirley/Schmidt) to approve the agenda without the Farrell application. Carried.

Motion (Schmidt/Nehring) to reconsider Nina Utne special exception from 2/8/11. Carried.

Motion (Peterson/Nehring) to approve Utne special exception permits for private club and recreational campground retaining the conditions that had been agreed upon at the 2/8/11 meeting. Carried.

Motion (Shirley/Nehring) to approve minutes of 2/8/11. Carried.

The board recessed at 8:45 a.m. for site visits and reconvened at 12:30 p.m.

- Werner site visit @ 9:14 a.m.
- Aasmundrud site visit @ 10:04 a.m.

The following applications were considered:

- PAUL & LINETTE WERNER request a Special Exception from Article 8D1(a) of the Polk County Shoreland Protection Zoning Ordinance to operate a Tourist Rooming House. Property affected is: 1086 239th Ave, Lot 2, CSM Vol 2/Pg 12, Pt of Gov't Lot 1, Sec 5/T35N/R16W, town of Georgetown, Bone Lake (class 1).
 - Staff report read into record
 - Testimony / those sworn in: Paul Werner
 - Findings of fact
 - Conclusions of law
 - **Motion (Nehring/Schmidt)** to grant with conditions:
 - 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. Holding tank service contract must be completed before permit is issued.
 - All fires and embers must be extinguished by 11 p.m. with no unattended fire.
 - Applicant must have 24-hour contact phone number available to the public. Renters to have all local emergency numbers, including town and lake district officials.
 - Property must remain free from citation and charges for nuisance, disorderly conduct, or any other illegal activity.
 - Quiet hours shall be imposed from 11 p.m. to 7 a.m.
 - Property must remain in compliance with any changes or modifications to the Shoreland Protection Zoning Ordinance.

- Applicant and renters must comply with all applicable laws and regulations. These shall be included in rental information: DNR lake regulations; lake association rules; Wisconsin statutes regarding fireworks.
 - The use of fireworks by renters is prohibited.
 - 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.
 - Motion carried on unanimous voice vote.
- TOM AASMUNRUD requests a Special Exception from Sec XC1 of the Polk County Comprehensive Land Use Ordinance to operate a similar compatible commercial business. Property affected is: 420 45th Ave, Lot 1, CSM #4823, Vol 21/Pg 150, located in NW ¼, SE ¼, & NE ¼, SE ¼, N & W of RR, Sec 8/T32N/R15W, town of Clear Lake, pond (class 3).
 - Staff report read into record
 - Testimony / those sworn in: Tom Aasmundrud, Art Bergmann
 - Findings of fact
 - Conclusions of law
 - **Motion (Nehring/Schmidt)** to grant with conditions:
 - All scrap material on premises to be removed within 90 days of permit issuance.
 - Equipment brought in for repair to be inspected for fluid leaks. All waste fluids must be disposed of according to law.
 - No more than two vehicles per night to be left outside.
 - Holding tank service contract to be completed prior to permit issuance.
 - Motion carried on unanimous voice vote.

Motion (Nehring/Shirley) to adjourn. Carried. Meeting adjourned at 2:42 p.m.

Respectfully Submitted,

Jeff Peterson, Secretary