

**POLK COUNTY BOARD OF ADJUSTMENT
NOTICE OF PUBLIC HEARING AND MEETING
8:30am, Tuesday, March 13, 2012
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

Approve minutes from December 6th, 2011

Recess at 8:45am to view site

Reconvene at 10:00am

Consider the following application:

- **LOWELL & LuANN DAVIS** request a variance to Article 11C, Table 1 of the Polk County Shoreland Protection Zoning Ordinance. They have requested to reconstruct a new dwelling and shed less than 100' from the ordinary high water mark of Pine Lake (a class 3 lake). They further request to set the dwelling less than 25' from a lot line. Property affected is: 664A 270th Ave, Lot 2 of CSM #1534, located in Gov't lot 5, Sec 24/T36N/R16W, town of Bone Lake.
 - Findings of Fact
 - Conclusions of Law

Adjourn

Polk County Board of Adjustment Minutes*
Government Center; Balsam Lake, WI 54810

Date: March 13, 2012

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

Also Present: Gary Spanel

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

Motion (Nehring/Schmidt) to approve the agenda. Carried.

Motion (Nehring/Shirley) to approve minutes of 12/06/11 as written. Carried.

The board recessed at 8:45 a.m. for site visits:

- Davis site visit @ 9:20 a.m.

The board reconvened at 10:12 a.m. to consider the following application:

- LOWELL & LUANN DAVIS request a variance to Article 11C, Table 1 of the Polk County Shoreland Protection Zoning Ordinance. They have requested to reconstruct a new dwelling and shed less than 100' from the ordinary high water mark of Pine Lake (class 3). They further request to set the dwelling less than 25' from a lot line. Property affected is: 664A 270th Ave, Lot 2 of CSM #1534, located in Gov't Lot 5, Sec 24/T36N/R16W, town of Bone Lake.
 - Exhibits read into record.
 - Testimony / those sworn in: LuAnn & Lowell Davis
 - Zoning Administrator Gary Spanel appeared before the board to answer questions.
 - **Motion (Peterson/Shirley)** to grant in part for construction of shed as per submitted drawings. The following conditions shall apply:
 - A detailed plan for a rain garden to capture runoff from the new shed shall be approved by Land & Water Resources Department prior to issuance of permit.
 - The two existing sheds are to be removed from the property.
 - Existing vegetative buffer along shoreline shall be maintained.
 - Carried on 4-1 voice vote with Schmidt dissenting.

Motion (Nehring/Shirley) to adjourn. Carried. Meeting adjourned at 11:16 a.m.

Respectfully Submitted,

Jeff Peterson, Secretary

*THESE MINUTES ARE PENDING APPROVAL AT THE MARCH 27, 2012 BOA MEETING.