

**POLK COUNTY BOARD OF ADJUSTMENT
NOTICE OF PUBLIC HEARING AND MEETING
8:30am, Tuesday, May 10, 2011
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)

***AMENDED AGENDA**

Call to order and roll call

Approve agenda

Approve minutes from 3/29/2011

Recess at 8:45am to view sites

Reconvene at 10:30am

Consider following application that was postponed from 3/29/11:

- THOMAS A. SCHAFFER 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: 2190 W Pipe Lake Ct, Lot 6, Char Mar Estates, Vol 571/Pg 807, Sec 15/T35N/R15W, town of Johnstown, Pipe Lake (class 1)
 - Findings of Fact
 - Conclusions of Law

Consider following application:

- JOHN & CAROLINE DAVIS request a variance to Article 11F2b(2)+(1) of the Polk County Shoreland Protection Zoning Ordinance to construct a porch to side of dwelling and exceed an 1100 sq ft footprint. Property affected is: 1792 120th St, Lot 5, CSM #5722, Vol 25/Pg 199, in Gov't Lot 2, Sec 6/T34N/R16W, town of Apple River, Balsam Lake (class 1).
 - Findings of Fact
 - Conclusions of Law

Discuss conditions for a Special Exception Permit granted to Tom Aasmundrud on 2/22/2011

~~*Review sample conditions for transient dwellings~~

Adjourn

*5/6/2011: Removed

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

Date: May 10, 2011

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

Also Present: Roxann Moltzer (for site visits); Lori Bodenner; Brian Hobbs; Patty Lombardo, members of the public

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

Zoning Administrator Gary Spanel met with the board to seek approval for Tom Aasmundrud to reapply for a Special Exception originally granted on 2/22/11. The board agreed by consensus.

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

Motion (Gillitzer/Schmidt) to approve minutes of 3/29/11. Carried.

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

- Schaffer site visit @ 9:17 a.m.
- Davis site visit @ 10:01 a.m.

The board reconvened at 10:40 a.m. to consider the following applications:

- THOMAS A. SCHAFFER 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: 2190 W Pipe Lake Ct, Char Mar Estates, Vol 571/Pg 807, Sec 15/T35N/R15W, town of Johnstown, Pipe Lake (class 1).
 - Exhibits read into record
 - Testimony / those sworn in: Thomas Schaffer, Bob Whitlock
 - Findings of fact
 - Conclusions of law
 - **Motion (Peterson/Gillitzer)** 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.
 - All fires and embers must be extinguished by 11 p.m. with no unattended fires. No fires during burning bans.
 - 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: a) Department of Natural Resources lake regulations to be included in rental information; b) Lake association rules to be included in rental information; c)

Wisconsin state statutes regarding firework regulations to be included in rental information.

- 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.
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- JOHN & CAROLINE DAVIS request a variance to Article 11F2b(2)+(1) of the Polk County Shoreland Protection Zoning Ordinance to construct a porch to side of dwelling and exceed an 1100 sq ft footprint. Property affected is: 1792 120th St, Lot 5, CSM #5722, Vol 25/Pg 199, in Gov't Lot 2, Sec 6/T34N/R16W, town of Apple River, Balsam Lake (class 1).
 - Exhibits read into record
 - Testimony / those sworn in: John Davis, Caroline Davis, Chuck Kuhl
 - Findings of fact
 - Conclusions of law
 - **Motion (Gillitzer/Shirley) to deny.**
 - Motion carried on unanimous voice vote.

Motion (Shirley/Gillitzer) to adjourn. Carried. Meeting adjourned at 11:53 a.m.

Respectfully Submitted,

Jeff Peterson, Secretary