

**POLK COUNTY BOARD OF ADJUSTMENT
NOTICE OF PUBLIC HEARING AND MEETING
Tuesday, April 13, 2010, 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
Approve minutes from 3/23/10
Recess at 8:45am to view site
Reconvene at 10:30am

- ROBERT FELDICK 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: 1156-D 250th Av, Pt of Gov't lot 4, Sec 31/T36N/R16W, town of Bone Lake, Bone Lake (class 1).
 - Findings of Facts
 - Deliberation & Decision

- PATRICK & CHRISTINE DONOVAN request a variance from Article 11F2(a)(1)+(2) of the Polk County Shoreland Protection Zoning Ordinance to build an addition onto existing dwelling which will exceed the 750 sq ft footprint and go off to the side. Property affected is: 1765 Birchwood Terrace, Lot 5, CSM #5796, Vol 26/Pg 62, located in Lots 16+17, Birchwood Terrace, Sec 30/T34N/R17W, town of Balsam Lake, Deer Lake (class 1).
 - Findings of Facts
 - Deliberation & Decision

Forms Review

Review Special Exception Process

Review Staff Report Process

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: April 13, 2010

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

Also Present: Roxann Moltzer, Assistant Zoning Administrator; members of the public; and others sworn in

Chair Sollman called the meeting to order at 8:35 a.m. with a quorum present.

Motion (Shirley/Nehring) to approve minutes for March 23 meeting with amendment to correct date of minutes approved to March 19. Carried.

Motion (Nehring/Shirley) to approve agenda with amendment to remove Patrick & Christine Donovan variance request. Carried.

The board recessed at 8:45 a.m. for a site visit and reconvened at 10:30 a.m.

The board approved by consensus the adoption of "Sample Conditions for a Special Exception from Article 8D1(a) of the Polk County Shoreland Protection Zoning Ordinance to operate a tourist rooming house" as previously developed by the Land Information Committee.

The following application was considered:

- ROBERT FELDICK 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: 1156-D 250th Av, Pt of Gov't lot 4, Sec 31/T36N/R16W, town of Bone Lake, Bone Lake (class 1).
 - Site visit: 9:11 a.m.
 - Testimony / those sworn in: Robert Feldick
 - Discussion / deliberation
 - **Motion (Shirley/Peterson)** to grant Special Exception.
 - **Motion (Shirley/Schmidt)** to add conditions as follows:
 - Accessory buildings must not have sleeping accommodations.
 - No RV, Pop-Up Campers, tents or other means of overnight stay allowed.
 - All parking must be contained on the property.
 - Must obtain all proper licensing.
 - All fires and embers are to be extinguished by 11 p.m., with no unattended fires.
 - Must have 24-hour contact number available to public.
 - Property must remain free from citation charges for nuisance, disorderly conduct, or any other illegal activity.
 - Quiet hours from 11 p.m. to 7 a.m.
 - Property must remain in compliance with any changes or modification to the Ordinance.
 - Comply with ALL applicable laws and regulations.
 - a. Department of Natural Resources lake regulations are included in rental information.
 - b. Lake Association rules are included in rental information.
 - c. Wisconsin State Statutes regarding firework regulations are included in rental information.
 - All pets must be contained on the property.
 - Property line delineation that is agreeable to both neighbors.

- Amendment to add conditions carried on unanimous voice vote.
- Main motion carried on unanimous voice vote.

Chair Sollman urged Mr. Feldick to consider establishing a buffer zone along the water's edge.

Ms. Moltzer appeared before the board to distribute copies of newly-amended zoning ordinances and conduct a review of revised decision forms for variances, special requests, and appeals of administrative decisions. Discussion also ensued as to what form staff reports should take.

Motion (Nehring/Shirley) to adjourn. Motion carried. Meeting adjourned at 11:45 a.m.

Respectfully Submitted,

Jeff Peterson, Secretary