

**POLK COUNTY BOARD OF ADJUSTMENT
NOTICE OF PUBLIC HEARING AND MEETING
Tuesday, July 6, 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 6/15/10

Recess at 8:45am to view sites

Reconvene at 12:00pm

- PATRICIA SHAWN O'LEARY requests a variance from Article 11C, Table 1 and 11F2(b)(1)+(2) of the Polk County Shoreland Protection Zoning Ordinance to add a screen porch onto the side of existing dwelling which will be closer than 75' from the ordinary high water mark and exceed the 1100 sq ft footprint. Property affected is: 1743 Tanglewood Trail, Lot 23, Tanglewood First Addition, V538/58, Sec 7/T34N/R17W, town of Balsam Lake, Long Lake (class 1).
 - Findings of Fact
 - Conclusions of Law

- ANDREA MONCHILOVICH/PICKERIGN 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: 2506 Grenquist Lake Ln, Pt of Gov't Lot 5, Desc V222/436, Sec 26/T36N/R15W, town of McKinley, Grenquist Lake (class 3).
 - Findings of Fact
 - Conclusions of Law

- THOMAS GEISTFELD requests a variance to Article 11C, Table 1 of the Polk County Shoreland Protection Zoning Ordinance to construct a patio less than 75' from the ordinary high water mark. Property affected is: Unit 24, New Lagoon Campground Plat, Sec 29/T34N/R17W, town of Balsam Lake, Deer Lake/Lagoon (class 1).
 - Findings of Fact
 - Conclusions of Law

Kraemer Special Exception Permit appeal – joint stipulation

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: July 6, 2010

Present: Gene Sollman, Chair; Curtis Schmidt, Vice-Chair; Jeff Peterson, Secretary; Marilyn Nehring; Art Gillitzer

Also Present: Roxann Moltzer, Lori Bodenner, Gary Spanel, Malia Malone, members of the public

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/Gillitzer) to approve minutes of June 15 meeting. Carried.

The board recessed at 8:48 a.m. for site visits and reconvened at 12:02 p.m.

The following applications were considered:

- PATRICIA SHAWN O'LEARY requests a variance from Article 11C, Table 1 and 11F2(b)(1)+(2) of the Polk County Shoreland Protection Zoning Ordinance to add a screen porch onto the side of existing dwelling which will be closer than 75' from the ordinary high water mark and exceed the 1100 sq ft footprint. Property affected is: 1743 Tanglewood Trail, Lot 23, Tanglewood First Addition, V538/58, Sec 7/T34N/R17W, town of Balsam Lake, Long Lake (class 1).
 - Site visit: 9:00 a.m.
 - Exhibits read into record
 - Testimony / those sworn in: Patricia O'Leary, Dan Patterson
 - Findings of fact
 - Conclusions of law
 - **Motion (Gillitzer/Peterson)** to deny the application. Carried on a unanimous voice vote.

- ANDREA MONCHILOVICH/PICKERIGN requests a Special Exception as per Article 8D1(a) of the Polk County Shoreland Protection Zoning Ordinance to operate a Tourist Rooming House. Property affected is: 2506 Grenquist Lake Ln, Pt of Gov't Lot 5, Desc V222/436, Sec 26/T36N/R15W, town of McKinley, Grenquist Lake (class 3).
 - Site visit: 10:16 a.m.
 - Exhibits read into the record.
 - Testimony / those sworn in: Andrea Monchilovich/Pickerign
 - Findings of fact
 - Conclusions of law
 - Zoning Administrator Gary Spanel answered questions regarding lot size.
 - **Motion (Gillitzer/Nehring)** to grant special exception request with conditions:
 - 1) Accessory buildings not to have sleeping accommodations.
 - 2) No RV, pop-up campers, tents, or other means of overnight stay allowed.
 - 3) All parking must be contained on property.
 - 4) Applicant must obtain all proper licensing.
 - 5) All fires and embers to be extinguished by 11 p.m.; no unattended fires.
 - 6) 24-hour contact phone number must be available to public.
 - 7) Property to remain free from citations and charges for nuisance, disorderly conduct, or other illegal activity.
 - 8) Quiet hours to be imposed from 11 p.m. to 7 a.m.
 - 9) Property must remain in compliance with any changes to the Shoreland Zoning Ordinance.

10) Applicant and renters must comply with ALL applicable laws and regulations:

- Department of Natural Resources lake regulations to be included in rental information.
- Lake Association rules to be included in rental information.
- Wisconsin state statutes regarding firework regulations to be included in rental information.

11) All pets must be contained on the property.

12) Property lines must be clearly delineated.

- Motion passed on unanimous voice vote.
- THOMAS GEISTFELD requests a variance from Article 11C, Table 1 of the Polk County Shoreland Protection Zoning Ordinance to construct a patio less than 75' from the ordinary high water mark. Property affected is: Unit 24, New Lagoon Campground Plat, Sec 29/T34N/R17W, town of Balsam Lake, Deer Lake/Lagoon (class1).
 - Site visit: 9:27
 - Exhibits read into record.
 - Testimony / those sworn in: Thomas Geistfeld, David Larson, Richard Coan
 - Findings of fact
 - Conclusions of law
 - **Motion (Nehring/Schmidt)** to deny the application. Carried by unanimous voice vote.

Assistant Corporation Counsel Malia Malone distributed a joint stipulation agreement between Kraemer Mining & Materials and the Polk County Land Information Committee. **Motion (Nehring/Schmidt)** to summarily affirm without rendering judgment the Land Information Committee's decision to deny Kraemer's application and to agree to allow the appeal to proceed directly to the Polk County Circuit Court. Carried by unanimous voice vote.

Chair Sollman adjourned the meeting at 12:25 p.m.

Respectfully Submitted,

Jeff Peterson, Secretary