

Office Use			
Mailed To Board Members _____			
E-Mailed _____		to: County Journal _____	
DNR _____	City Adm _____	City Clerk _____	
Infor. Serv _____		Corp Counsel _____	LCD _____
Bulletin Boards _____			

BOARD OF ADJUSTMENT PUBLIC HEARING
MAY 28, 2009
COUNTY BOARD ROOM, BAYFIELD COUNTY COURTHOUSE
WASHBURN, WISCONSIN

Notice is hereby given that a public hearing will be held on **Thursday, May 28, 2009** at 9:00 a.m. in the County Board Room of the Bayfield County Courthouse, Washburn Wisconsin relative to the following item(s):

Patrick & Lydia Scott are requesting a **special exception** as authorized under the terms of Section 13-1-22(j) of the Bayfield County Zoning Ordinance. This section states: Special Exceptions. Minimum side and rear yard setbacks (other than shoreline and public road setbacks) and minimum private road setbacks may be reduced, and side and rear yard setbacks (other than shoreline and public road setbacks) in commercial districts may be eliminated, by special exception granted by the Board of Adjustment pursuant to Section 13-1-102-(e)(4).

The special exception as authorized under this section is to construct an attached 28' x 38' (1,064 sq. ft.) garage 14' from the centerline of a private drive instead of the required 40' as required in Section 13-1-60 (a).

The property is a 1.25-acre parcel (ID# 04-034-2-43-06-17-4-05-001-10000), located in Lot 1 of CSM 1101, Section 17, Township 43 N, Range 6 W, Town of Namakagon, Bayfield County, WI.

Sean & Rachael Duffy are requesting a **variance** as authorized under the terms of Section 13-1-32(b)(1) of the Bayfield County Zoning Ordinance. This section states: (1) except as provided in Section 13-1-26, no land use permit shall be issued for a lot having frontage on a classified lake unless the lot meets the following minimum lot requirements, and except as provided in Section 13-1-22(a)(2), (5) and (6), Section 13-1-40, and paragraphs (2) and subsection (dm) below, any structure thereon shall meet the following minimum setback requirements for the class in which the lake is included: (provided that if an applicable zoning district dimensional requirement in Sec 13-1-60 is more restrictive, it shall apply instead):

Lake Class	Class 1	Shoreline Vegetation Protection Area	50 ft.
Lot Area	30,000 sq. ft.	Side Yard Setback	10' min/ 40' total
Shoreline Frontage	150 ft.	Rear Yard Setback	10'
Buildable Core	3,000 ft.		
Shoreline Setback	75 ft.		

Applicants seek to remove an existing cabin with deck (28' x 32') 896 sq. ft currently 8' from the ordinary high water mark of Twin Bear Lake, and construct a new cabin 30' x 30' (900 sq. ft.) at 44' from the ordinary high water mark instead of the required 75'.

Property is a 0.4850-acre parcel (ID# 04-024-2-47-08-33-4-00-207-27000) described as Lot 16, Ledin's Subdivision, Section 33, Township 47 N, Range 8 W, Town of Iron River, Bayfield County, WI (metes & bounds description available in Zoning Office).

Status Report: Discussion of any court decisions for cases under review since the last meeting of the Board. (**JR McConnell, Pollock Lake**).

The Board of Adjustment agenda shall be as follows:

9:00 a.m.	Call to Order
9:00 – 9:15 a.m.	Review of materials contained in files of the above cases
9:15 a.m.	Acceptance of oral or written testimony from interested parties

Any person wishing to attend who, because of a disability, requires special accommodations, should contact the Planning and Zoning office at 373-6138, at least 24 hours before the scheduled meeting time, so appropriate arrangements can be made.

RANDY MATIS, CHAIRMAN, BAYFIELD COUNTY BOARD OF ADJUSTMENT

Upon the completion of the public hearings, notice is served that the Board of Adjustment pursuant to Sec.19.85 (1) (g) may go into closed session to confer with legal counsel for the Board who is rendering oral or written advice concerning strategy to be adopted by the Board with respect to litigation in which it is or is likely to become involved.

Note: Any person aggrieved by any decision of the Board of Adjustment, or a taxpayer, or any officer, department, board or bureau of the municipality, may within 30 days after the filing of the decision in the office of the board, commence an action seeking the remedy available by writ of certiorari.