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BOARD OF ADJUSTMENT PUBLIC HEARING
MARCH 25, 2010
COUNTY BOARD ROOM, BAYFIELD COUNTY COURTHOUSE
WASHBURN, WISCONSIN

Notice is hereby given that a public hearing will be held on **Thursday, March 25, 2010** at 9:00 a.m. in the County Board Room of the Bayfield County Courthouse, Washburn Wisconsin relative to the following item(s):

Richard Minkley has requested a **variance** from the terms of Section 13-1-40(c)(4)a.3. of the Bayfield County Zoning Ordinance. This section requires: Exterior improvements shall be limited to those which do not change the size or shape of the structure, except that a flat roof may be replaced by a pitched roof, provided that the additional space under the pitched roof may not be used for living area, storage, or other purpose.

Applicant seeks variance to construct a (20' x 14') 280 sq. ft. addition to the existing 864 sq. ft. non-conforming structure located 18' from the ordinary high water mark of Cable Lake.

Property is a 20-acre parcel (ID# 04-012-2-43-07-07-2-05-001-20000), located in part of Gov't Lot 3, Section 7, Township 43, North, Range 7 West; and a 1.30-acre parcel (ID# 04-012-2-43-08-12-1-05-002-50000), located in part of Gov't Lot 2, Section 12, Township 43 N, Range 7 W, Town of Cable, Bayfield County, WI.

Darwin Thier has requested a **variance and special exception** from the terms of Section 13-1-40(c)(8) and Section 13-1-22(j). Section 13-1-40(c)(8) states: An accessory structure to a nonconforming principal structure on a shoreland lot shall comply with the applicable setback set forth in Section 13-1-32 and shall be located at least 10 feet from the principal structure. Section 13-1-22(j) 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).

This variance and special exception is to construct a 30' x 30' (900 sq. ft.) garage on a sub-standard lot of record less than (<)10' from the principal structure and 1.5' minimum from the North property line instead of the required 10' total as required in Section 13-1-32(b)(2)a and 13-1-60 (a).

or

Darwin Thier requests **2 variances and a special exception** from the terms of Section 13-1-22(a)(2)a; Section 13-1-22(b); and Section 13-1-22(j). Section 13-1-22(a)(2)a states: If a lot platted prior to December 12, 2000, is not deep enough to accommodate required roadway or rear yard and shoreline setbacks, the roadway or rear yard setback may be reduced until a thirty-foot deep building site is established provided the resulting setback is not less than one-half the distance of the required setback. Section 13-1-22(b) states: town road setback is 63' from centerline or 30' from right-of-way line; whichever is greater. Section 13-1-22(j) 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).

These 2 variances and the special exception is to construct a 30' x 30' (900 sq. ft.) garage on a sub-standard lot of record 88' from the ordinary high water mark of Lake Namakagon; 15' from right-of-way / 28' from centerline of Bear Point Road; and 1.5' minimum from the North property line instead of the required 10' as required in Section 13-1-32(b)(2)a and 13-1-60 (a).

The Thier property is a 0.30-acre substandard parcel (ID# 04-034-2-43-06-09-1-05-001-08000) described as the South 100' of North 1313' of Gov't Lot 1, Section 9, Township 43 N, Range 6 W, Town of Namakagon, Bayfield County, WI.

Christopher Forslund has requested a variance from the terms of Section 13-1-40(c)(4) c.2. of the Bayfield County Zoning Ordinance. Section 13-1-40(c)(4)c.2. states: the addition shall be within the existing footprint or landward thereof and shall not increase the existing footprint by more than fifty percent (50%) nor increase the resulting footprint (of the existing structure and addition combined) beyond one thousand five hundred (1,500) square feet (but this provision does not prohibit an addition to a structure whose existing footprint is more than one thousand five hundred (1,500) square feet if the addition does not increase the footprint);

Applicant seeks to construct a 10' x 10' (100 sq. ft) single story addition to the Northeast (lakeward) corner of the existing (24' x 40') (1,100 sq. ft) main body structure.

The property is a 4.32-acre parcel (ID# 04-024-2-47-08-02-3-05-007-10000), located in Gov't Lot 7, Section 2, Township 47 North, Range 8 West, Town of Iron River, Bayfield County, WI.

Status Report: Discussion of any court decisions for cases under review since the last meeting of the Board. (i.e. _____)

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.