

**RACINE COUNTY BOARD OF ADJUSTMENT**  
**PUBLIC HEARING AND BOARD MEETING SUMMARY MINUTES**

**FEBRUARY 6, 2018, 9:00 A.M.**

Ives Grove Office Complex Auditorium  
14200 Washington Avenue  
Sturtevant, WI 53177

Board members present by roll call: George Bieneman, Scott Chase, B. Jean Schaal, Dave Hendrix

Board member excused: Don Charlier

Staff present: Brian Jensen, Nancy Iglinski

Chairman Bieneman called the February 6, 2018, Racine County Zoning Board of Adjustment public hearing to order at 9:00 a.m. Board members were introduced by roll call and Chairman Bieneman stated a quorum was present. He then introduced staff and explained meeting procedures. Brian Jensen announced that Board members may have visited each of the sites prior to this meeting, and pertinent information obtained during the visit may be discussed at this meeting and used to assist them in their decision-making.

Preceding the public hearing, **CHASE MOVED, seconded by Schaal**, to approve the November 7, 2017, Racine County Board of Adjustment public hearing and board meeting summary minutes as presented. Motion carried unanimously. VOTE: 4/0

Following are the items presented and the Board's actions.

**PUBLIC HEARING**

1.	Vincent Magestro	-Waterford-	Permit was denied and a variance is
9:02	VJ Magic Enterprises, LLC,		requested as the proposed pole sign will
9:15	Owner		exceed the total number of pole signs allowed
	Kenneth Peters, Seth LED,		per property.
	Agent		

Jensen presented the petition. The Board heard public testimony and communications were read into the record. At the Board portion of the hearing, **HENDRIX MOVED, seconded by Chase**, to approve this variance request to erect a 4.17' x 10', two-sided pole sign located at 4144 Northwest Highway, Section 27, Town 4 North, Range 19 East, in the Town of Waterford.

The Board approved this variance request as: The Racine County Public Works and Development Services Director had no objection, pursuant to her correspondence dated January 29, 2018. Submitted documentation and public hearing testimony established a need for a second pole sign on the property to provide visibility to the public, to safely direct vehicular traffic to the owner's property, to allow the traveling public to safely recognize the business before reaching the driveway and to create greater awareness, and to provide a safer entry to the business. In addition, a need was established to preserve the substantial property rights of the owner that are also enjoyed by others in this area. The variance does not appear to be contrary to the purpose and spirit of the ordinance, as the proposed sign is somewhat consistent with others in the area, it will help to identify the correct location of the building, it will decrease the possibility of abrupt vehicular stops and accidents, and it will assist and improve the continuity and safe flow of traffic to the applicant's property. Unusual lot configuration, as well as other obstructions, create a hardship and warrant a second pole sign on this property; and an

additional pole sign, rather than a wall or monument sign, is deemed to be the most viable option. The request does not appear to create substantial detriment to adjacent property, as there was no opposition shown at the public hearing, and the public interest does not appear to be negatively impacted by this request. To comply with the ordinance would render conformity with such restrictions as unnecessarily burdensome.

The Board granted approval of this variance request subject to: The proposed pole sign shall be located and sized as shown on the plan received in the Development Services Office on January 11, 2018. The sign may not revolve, nor may it be composed of any animated or moving part. The sign may not contain, include, or be illuminated by flashing or moving lights to be externally illuminated by other than white lights. The sign may not be lit in such a way as to cause glare or impair driver visibility upon public ways. The owner of the sign must keep it in sound condition, well-maintained, and in good appearance and repair, which includes restoring the sign to its original condition by repairing, repainting or replacing work or damaged parts. The owner must maintain the area on which the sign is erected in a clean, sanitary, and inoffensive condition, free and clear of all obnoxious substances, rubbish, refuse, debris, and weeds. No additional reader boards or banners may be added to this sign without prior approval of the BOA. In addition, beacons, streamers, pennants, inflatable signs, tethered balloons, or strings of lights not permanently mounted to a rigid background are not allowed on the premises. Standard conditions apply. Nine-month expiration date (November 6, 2018). Zoning permit fee of \$100.00

9:15 **CHASE MOVED, seconded by Schaal**, to close the public hearing. Motion carried unanimously.  
VOTE: 4/0

### **BOARD MEETING**

1. Decision on preceding petition

2. Other business as authorized law

Jensen noted that as of today's date, no petitions for the March 6, 2018, Board of Adjustment public hearing have been filed with the Development Services Office. However, the public hearing filing deadline is Thursday, February 8.

3. Adjourn  
9:20

There being no further business, **CHASE MOVED, seconded by Schaal**, to adjourn at 9:20 a.m. Motion carried unanimously. VOTE: 4/0