

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

January 7, 2020, 9:00 A.M.

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

(NOTE: Audio recording from Racine County is available upon request. These minutes are intended as a summary of actions taken by the Committee and do not include verbatim or detailed accounts of all comments made by staff, the Committee and members of the general public present at the meeting.)

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

Board members excused: none

Staff present Brian Jensen, Kim Parsons

Chairman Bieneman called the January 3, 2020 Racine County Zoning Board of Adjustment public hearing to order at 9:01 a.m. Board members were introduced by roll call and Chairman Bieneman explained meeting procedures.

Preceding the public hearing, **SCHAAL MOVED, seconded by Hendrix**, to approve the December 3, 2019, Racine County Board of Adjustment public hearing and board meeting summary minutes as presented. **Motion carried unanimously. VOTE: 3/0**

Brian Jensen announced that Board members may have visited the site 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.

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

PUBLIC HEARING

- | | |
|--|---|
| 1. David & Shirley Allesee
9:03 Brian Wanasek, Attorney | -Waterford-
A portion of the concrete pool apron and fence have insufficient shore yard setback. |
|--|---|

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 Schaal**, to approve this variance request for a portion of a concrete pool apron and fence (constructed without permit or approval), located at 5940 N. River Bay Rd., Sec. 23, T4N, R19E, Town of Waterford. **Motion carried. VOTE: 3/0**

The Board approved this variance request as: The Racine Public Works & Development Services Director had no objection to this variance request pursuant to her correspondence dated January 5, 2020. Submitted documentation and public hearing testimony established a need for a concrete pool apron and fence of this size and location and the need to preserve property rights of the owners 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 concrete pool apron and fence are consistent with the existing development in this area, should not block use of the water, should not compromise aesthetics and a fence will add a measure of safety as required

by the local ordinances. To comply with the ordinance would render conformity with such restrictions as unnecessarily burdensome.

This variance is being granted subject to the following conditions: The concrete pool apron and fence shall be located and sized as shown on the submitted survey dated November 19, 2019. The permit fee is \$150.00, and the variance will expire on October 7, 2020 unless substantial work has commenced. In this case, review and acceptance of the impervious surface treatment to offset the portion that is within the 75 feet and the securing of the permit. A landscaping plan, with plantings of native species, showing how they will offset the 100 square foot or greater area of the impervious surfaces must be submitted to staff for review and approval.

(9:37) **SCHAAL MOVED, seconded by Hendrix**, to close the public hearing. **Motion carried. VOTE: 3/0**

BOARD MEETING

A. Decision on preceding petition

B. Patricia Bacun & Lowell -Waterford- Request to extend the 4/2/2019 variance
9:46 Nickerson approval for up to nine (9) months.

Jensen presented the extension request and provided background information. The original request was to raze an existing residence and construct a two-story single-family residence with attached garage, located at 28924 Beach Drive, Section 14, Town 4 North, Range 19 East, in the Town of Waterford. **BIENEMAN MOVED, seconded by Hendrix**, to approve an extension as presented for up to nine months (October 7, 2020). **Motion carried unanimously. VOTE: 3/0**

C. Other business as authorized law
None

D. Adjourn
9:49

There being no further business, **SCHAAL MOVED, seconded by Hendrix**, to adjourn at 9:49 a.m. **Motion carried unanimously. VOTE: 3/0**