

**WAUKESHA COUNTY BOARD OF ADJUSTMENT  
SUMMARY OF MEETING**

The following is a Summary of the Board of Adjustment Meeting held on Wednesday, July 10, at 6:30 p.m. in Room 255/259 of the Waukesha County Administration Center, 515 W. Moreland Blvd., Waukesha County Wisconsin, 53188.

**BOARD MEMBERS PRESENT:** Tom Day, Chairman  
Richard Nawrocki  
Richard Bayer  
Nancy M. Bonniwell  
Stephen Schmidt

**BOARD MEMBERS ABSENT:** None.

**SECRETARY TO THE BOARD:** Nancy Bonniwell

**TOWN OF MERTON**

**BOARD OF ADJUSTMENT MEMBERS PRESENT:** Marge Hager, Secretary

**PLANNING STAFF MEMBER:** Rebekah Leto, Senior Land Use Specialist

The following is a record of the motions and decisions made by the Board of Adjustment. Detailed minutes of these proceedings are not produced, however, an audio recording of the meeting is kept on file in the office of the Waukesha County Department of Parks and Land Use, and an audio recording is available, at cost, upon request.

**SUMMARY OF PREVIOUS MEETING:**

Mr. Nawrocki: *I make a motion to approve the Summary of the Meeting of May 8, 2019.*

The motion was seconded by Mr. Bayer and carried unanimously.

**NEW BUSINESS:**

**BA31: BILL ROSENBERG (OWNER)**

Public Hearing:

Staff provided a brief summary of the Staff Report and Recommendation. Staff's recommendation was for **conditional approval** for a Special Exception from the Waukesha County Shoreland and Floodland Protection Ordinance from the non-conforming to the offset provisions to construct a second story addition to a single-family residence.

*Public Reaction:* No public comment.

Decision and Action:

The Town of Merton Board of Adjustment recommended **approval** of the petitioner's request as proposed.

Mr. Schmidt: *I make a motion to approve the request in accordance with the staff report and reasons stated in the staff report.*

1. The proposed second story addition must be located at least 6.66 ft. from the side lot line, as proposed, as measured to the outer edges of the walls, provided the overhangs do not exceed two (2) ft. in width. If the overhangs exceed two (2) ft. in width, the addition must be located so that the outer edges of the overhangs are a minimum of 6.66 ft. to the side lot line.
2. Revised building plans that match the footprint as shown on the survey shall be submitted, prior to the issuance of a Zoning Permit.
3. Prior to the issuance of a Zoning Permit, the Environmental Health Division must certify that the existing septic system is adequate for the proposed construction, or a sanitary permit for a new waste disposal system must be issued and a copy furnished to the Planning and Zoning Division Staff.
4. No lateral expansion of the existing building footprint is permitted.
5. All other Ordinance requirements shall be met.

The motion was seconded by Mr. Nawrocki. Ms. Bonniwell noted that special conditions existed on the property due to the topography and that having the open space area on the parcel is a benefit to the neighborhood, rather than building laterally or rebuilding in a conforming location. The motion carried 4-0, with Mr. Bayer recusing himself.

**OTHER ITEMS REQUIRING BOARD ACTION:** None.

**ADJOURNMENT:**

Mr. Nawrocki: *I make a motion to adjourn this meeting at 6:44 p.m.*

The motion was seconded by Mr. Schmidt and carried unanimously.

Respectfully submitted,



Nancy Bonniwell  
Secretary, Board of Adjustment