

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

The following is a Summary of the Board of Adjustment Meeting held on Wednesday, January 11, 2023, at 6:00 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
Kathryn McNelly Bell (arrived at 6:30 pm)

BOARD MEMBERS ABSENT: Nancy M. Bonniwell
Stephen Schmidt

SECRETARY TO THE BOARD: Richard Bayer, Acting Secretary

TOWN OF MERTON BOARD OF ADJUSTMENT MEMBERS PRESENT:
Kathy Haberman
Curtis Podd
Dave Bechtel II
Lloyd Crom

PLANNING STAFF MEMBER: Rebekah Leto

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 December 14, 2022.*

The motion was seconded by Mr. Bayer and carried 3-0 with Ms. McNelly Bell abstaining.

NEW BUSINESS:

BA151 JAMES J. BOSCHUETZ JR/ROAD B, LLC, (OWNER):

Public Hearing:

Staff provided a brief summary of the Staff Report and Recommendation. Staff's recommendation was for **approval** of the request for a variance from the substandard lot provisions of the Waukesha County Shoreland and Floodland Protection Ordinance to allow for future improvements on the property.

Discussion between the owner (James Boschuetz), agent (Tom Squire), Board and Staff followed.

Public Reaction: No public comment.

Decision and Action:

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

The motion was seconded by Mr. Nawrocki and carried 3-0. Ms. McNelly Bell was not present for the motion.

BA152: MICHAEL SPEICH (OWNER)

Public Hearing:

Chairman Day opened the public hearing. A request from the petitioner had previously been made to table the public hearing until the March Board of Adjustment meeting due to medical reasons.

Mr. Nawrocki *I make a motion to table the request until the March 8, 2023 Board of Adjustment meeting per the petitioner's request.*

The motion was seconded by Mr. Bayer and carried 3-0. Ms. McNelly Bell was not present for the motion.

BA154: MARY MITCHELL (OWNER), BRIAN GILMORE (APPLICANT)

Public Hearing:

Staff provided a brief summary of the Staff Report and Recommendation. Staff's recommendation was for **approval** of variances from the road setback provisions of the Waukesha County Shoreland and Floodland Protection Ordinance, to permit the construction of a single-family residence with an attached garage and a deck.

Discussion between the petitioner (Brian Gilmore), owner (Mary Mitchell), Board and Staff followed. Staff reiterated that no shore setback was required.

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. Nawrocki *I make a motion to approve the request in accordance with the staff report with the conditions and reasons stated in the staff report.*

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

BA150 JACOB ROY (OWNER):

Public Hearing:

Staff provided a brief summary of the Staff Report and Recommendation. Staff's recommendation was for **conditional approval** of the request for a variance from the non-conformance to road setback provisions and **denial** of the request for a variance from the building separation requirements of the Waukesha County Shoreland and Floodland Protection Ordinance to permit vertical and lateral additions to the residence and a new deck.

Discussion between the owner (Jacob Roy), Board and Staff followed.

Public Reaction:

- An adjacent neighbor spoke at the hearing about construction traffic on the small, dead-end road and the issues they have had because to it over the last two years.

Decision and Action:

Mr. Bayer

I make a motion to approve the request for variance from the non-conformance to the road setback provisions and denial of the request from the building separation requirements in accordance with the staff report with the conditions and reasons stated in the staff report.

The motion was seconded by Ms. McNelly Bell and carried unanimously.

OTHER ITEMS REQUIRING BOARD ACTION:

None.

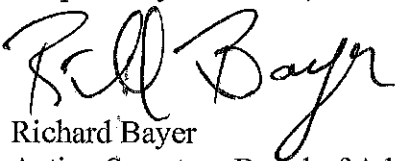
ADJOURNMENT:

Ms. McNelly Bell

I make a motion to adjourn this meeting at 6:46 p.m.

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

Respectfully submitted,



Richard Bayer
Acting Secretary Board of Adjustment