

**MINUTES
PUBLIC HEARING BEFORE THE
SAWYER COUNTY BOARD OF APPEAL
January 16, 2024**

Board of Appeals

Al Gerber, Chairman
Laura Rusk
Steve Kelsey
Jim Tiffany
Dee Dobilas
Gordon Christians
Joe Beran

ZONING ADMINISTRATION

Jay Kozlowski, Zoning & Conservation Administrator
Kathy Marks, Deputy Zoning & Conservation Administrator
Pat Brown, Assistant Zoning Administrator

PRELIMINARY MATTERS

1) Call to Order and Roll Call. Gerber called the Public Hearing before the Sawyer County Zoning Board of Appeals to order at 5:00 P.M. in the Sawyer County Courthouse, 10610 Main St., Hayward, Wisconsin. Roll is called finding present: Gerber, Rusk, Kelsey, Tiffany, and Dobilas. Kozlowski and Brown are present from the Zoning office. Absent is Kathy Marks.

2) Statement of Board and Hearing Procedures and Hearing Notice. Those wishing to speak will be afforded the opportunity provided they identify themselves. Gerber gave order of submitting files to BOA, taking testimony, and making a decision. He requests orderly procedure and gives appeal deadline. The Public Hearing Notice was published as a Class 2 Notice in accordance with Chapter 985 of the Wisconsin Statutes in the Sawyer County Record and Sawyer County Gazette.

3) Minutes from previous meeting. Motion to approve the October 18, 2022 minutes by Tiffany, second by Rusk. All in favor.

VARIANCE APPLICATIONS

a) A Public Hearing in the Town of Edgewater. VAR #24-001. Thomas & Jennifer Clemens. Part of the SW ¼ of the NW ¼ & Part of the NW ¼ of the SW ¼, Lot 3 CSM 13/93 #3142; S30, T38N, R09W; Parcel #008-938-30-2301; Tax ID #9429; .460 total acres; Zoned Residential/Recreational One (RR-1). Application is for construction of a 2 story 24' x 24' attached garage (26' x 26') with eaves and a 6' x 8' rear bump out (8' x 10') with eaves and 10' x 15' lateral bump out (12' x 12') with eaves. This structure is proposed to have a 15' setback at the closest point to the traveled center of a 10' driveway easement. Variance requested as Section 4.21(6) of the Sawyer County Ordinance, Setback Requirements on Highways and Roads would require the prior granting of a variance for any structure less than 30' to the centerline of a private driveway easement that is 33' or less in width. The proposed variance is requesting a 15' setback at the closest point to the travelled center of a 10' driveway easement. Kozlowski reads the application, staff report, and Town opinion. No neighbor opinions

received. Tom Clemens, owner speaks in favor of the application. Discussion by Board & Owner. In opposition is Linda Zillmer, Edgewater property owner. No other comments. Discussion held by Board, Owner & Kozlowski. No other discussion held. Motion by Gerber to approve the application with findings of: 1) It would not be for the convenience of the owner. 2) It would not be a self-created hardship. 3) There would be no change in the use in the zone district. 4) It would not be damaging to the rights of others or property values. 5) It would be due to special conditions unique to the property. Second by Kelsey. No other discussion. Vote finds 4 to 1 in favor of the motion.

NEW BUSINESS

1) Any other business that may come before the Committee for discussion. No February or March meetings.

ADJOURNMENT

Motion to adjourn by Kelsey, second by Dobalis, all in favor.

Minutes prepared by Pat Brown, Assistant Zoning Administrator, Kathy Marks, Deputy Zoning & Conservation Administrator.