

MINUTES OF THE BOARD OF ADJUSTMENTS
TOWN OF ST. CROIX FALLS
July 22, 2020

The Board of Appeals meeting was called to order by James Beistle at 6:00 p.m. on July 22, 2020. Those Board of Appeals members present were Leslie Jaroscak, Joel Yunker, Angie Behning, Robert Todd and Jim Beistle. Those present in the audience were, Adam Jarchow, Town Legal Counsel, Jeremy Lavigne, Restor Johnson, Kevin Baumgart, Carole Baumgart, and Zoning Administrator Jim Alt.

Yunker/Jaroscak moved to approve the agenda, motion carried on a unanimous voice vote.

Behning/Todd moved to approve the minutes from 5/18/2020, motion carried on a unanimous vote.

The Public hearing opened at 6:04 p.m. Mr. Alt presented the request for a variance from the town road setback. Mr. Lavigne stated the current garage that is 7 feet from the right of way will be removed and a proposed garage 22 feet from the right of way that is 36' x 30' would be built. Mr. Alt stated that if the applicant chose to rebuild in the same footprint as the current garage there would be no need for a variance or a land use permit. There was no objection to the request from any members of the public. The public hearing closed at 6:18 p.m. Todd/Jaroscak moved to approve the request for a variance, motion carried on a unanimous voice vote. The Board decided on the following findings of fact:

- 1) Both WI state statute and the Town Zoning Ordinance authorize the Board to grant variances.
- 2) The request was an area variance and subject to those requirements per Ziervogel vs Washington County and WI State Statute
- 3) Moving the garage further back is for the public good
- 4) The road is private and there are only two residences beyond the property
- 5) There were no objections from the public
- 6) The property owner demonstrated a hardship based on the topography of the property
- 7) If the garage were to be rebuilt in the current location it would be permitted

The Conclusion of law was the applicant met the necessary criteria to approve the variance per Ziervogel vs. Washington County and also WI State Statute.

Yunker/Jaroscak moved to adjourn the meeting, the meeting was adjourned at 6:27 p.m.

Jim Alt, Zoning Administrator