

Buffalo County Minutes

Committee/Board: Zoning Board of Adjustment

Date of Meeting: September 29, 2020

Electronic and Hardcopy Filing Date

The Board of Adjustment public hearing was called to order at 9:00 a.m. by Chairman; Dale Klopp. Ron Kazmierczak, Barry Drazkowski, and Dale Klopp were all present.

Others present for all or part of the public meeting include Mike Owecke; Zoning Administrator, Anissa Glaus; Zoning Administrative Assistant, Briar Golden; Zoning Specialist, Jaron and Danielle Radsek, and Tisha Bergner.

The public notice for the hearing was read aloud.

Agenda item #3 was reviewed by Mr. Dale Klopp.

Minutes are summarized as follows.

Applicant Presentation and Testimony Jaron and Danielle Radsek presented the application for a variance to allow a three-foot structure setback from side and rear yard instead of the minimum ten foot that is required. Jaron stated that they don't have a different spot that they can move the proposed shed to due to the parcel size and wanting to keep some of the yard open. Mike Owecke stated that there is town approval, and Jaron and Danielle also have written approval in the staff report from the two adjoining neighbors.

No public comments

Questions to Applicant by BOA Members and Zoning Staff

Mr. Ron Kazmierczak questioned where the septic is located. Applicant stated that it is 34 feet from the side of the house.

Mr. Barry Drazkowski questioned if the shed that is in the picture is being replaced. Jaron responded that it is being replaced with the new shed, the new shed will be bigger.

Photo Presentation

Mike Owecke presented photos of the Radsek Property. Ron questioned how far to the north property line. Mike stated that it would be approximately 78 feet.

Dale made a motion to approve.

Ron put it up for discussion and said the variance doesn't meet unnecessary hardship by state law and questioned if they could legally approve it.

Barry said it meets unique property limitations due to there not being much space to move the proposed shed, without limiting a future septic system that they would eventually need to put in.

Barry Seconded the prior motion made by Mr. Dale Klopp to approve.

Motion carried and approved.

Agenda Item #4 Reviewed by Mr. Dale Klopp

Scott and Tisha Bergner- variance to allow a 10-foot structure setback from side yard property line instead of the minimum required 20 feet in ANR-40 zoning districts, and to allow a 17-foot structure setback from rear yard property line instead of the minimum of 40. Tisha Bergner explained that they would like to construct a 56' x 30' shed on the southwest corner of their parcel. They have no other location on their property, that would meet setback standards, where they could construct this, as the septic system is on the other side of the property, and the drain field runs all the way around through the back of the property, making this the only location to construct a shed. They have permission from the adjoining property owner, which is all agricultural fields.

Pictures Presented by Zoning Staff

Questions to Applicant by BOA Members and Zoning Staff

Mr. Barry Drazkowski questioned where the water will run off the roof as the drain field is close to where the shed will be. Tisha explained that there will be a 2 ft curb between the drain field and shed.

Mr. Ron Kazmierczak made a motion to approve with conditions by zoning staff. Mr. Barry Drazkowski seconded the motion. Approved and carried.

No Additional Correspondence.

No Site Visits Needed.

Minutes from July 10, 2020 Meeting Ron Kazmierczak had one spelling change from the minutes. Motion to approve made by Mr. Dale Klopp. Seconded by Ron Kazmierczak.

Public Hearing was adjourned at 9:45 A.M.

Respectfully Submitted,

Anissa Glaus, Zoning Administrative Assistant