

Members present: *Zach Johnston, Robert Peterson, Judy Swenson, Darryl Ince.
Members absent: Scott Divine

Others present: Ben Campbell, Anna Ball, Laura Shiue, Ron Shiue, Elizabeth Miklya.

Meeting called to order by Zach Johnston.

To consider and possibly act to approve **Variance Application #159: Laura Shiue, 631 Park Drive, Balsam Lake:** Request for a variance to the setback, 300-07, Waterfront Development, G. Height, area and setback. The request for a variance is to remove current deck and replace it with a new deck. **Motion by Robert Peterson to wave the survey map requirement for variance application #159. Second by Darryl Ince. All in Favor. Carried.** Laura Shiue was in attendance. Laura stated their current deck is in need of repair. They currently have an 8' long non-conforming deck and they would like to replace it with a 10' non-conforming deck. The proposed setback they are requesting would be approximately 62' from the OHWM. **Motion by Robert Peterson to approve variance application #159, Laura Shiue: Allowing the property owner to remove existing deck and replace it with a 36'X10' deck and approving a proposed average setback of 62' from the OHWM. Second by Judy Swenson. All in Favor. Carried.**

To consider and possibly act to approve **Variance Application #160: Jay & Elizabeth Miklya, 699 Idlewild Street- Unit 2, Balsam Lake:** Request for a variance to the setback, 300-07 Waterfront Development, G. Height, Area and Setback exceptions. Their request for a variance is to remove current deck and patio and replace it with a non-conforming deck with a covered four-season porch and deck along the east side of the dwelling. Elizabeth Miklya was in attendance. As stated on the application, they would like to install an addition of a four-season porch that would have a walk out basement/ patio area and above it there would be a 3rd level (rooftop-railed) deck. The structure would not be built outside of the existing foot print. **Motion by Darryl Ince to approve Variance Application #160: Jay and Elizabeth Miklya: Allowing the property owner to remove existing deck and replace it with a non-conforming deck with a covered porch and deck along the east side of the dwelling staying within the existing footprint and approving the proposed average setback of 65' from the OHWM- per condo association approval. Second by Robert Peterson. All in Favor. Carried.**

To consider and possibly act to approve **Variance Request#161: David Zweber, 145 Pleasant Avenue, Balsam Lake:** Request for a variance to the setback exception, 300-7 Waterfront Development, H (1). Mr. Zweber is requesting a setback exception to tear down and rebuild his dwelling in the existing footprint allowed under 300-7 H. (1). Darryl Ince stated he went out and measured where the current structure is located and the current structure located 70 feet from the OHWM. The submitted drawing was reviewed by the zoning board. Questions regarding side lot setbacks were discussed. Its unclear based on the drawings if the eaves of the building would be located at 10' or if the walls to the structure would be at 10' with a 2 foot overhang for the eaves. **Motion by Judy Swenson to go into recess. Second by Robert Peterson. All in Favor. Carried. 6:39 p.m. Motion by Darryl Ince to reconvene the meeting at 7:06 p.m. Second by Judy Swenson. All in Favor. Carried.**

After much discussion, it was noted by the zoning board more information would be needed to make a final decision on the application: **Motion by Darryl Ince to table application until the following information is provided by the applicant:**

1. Applicant must complete the full Zoning Board of Appeals Application.
2. Applicant must pay the \$400.00 application fee.
3. Applicant must provide blue prints of the proposed structure being installed.
4. Applicant must define if the building walls will be constructed at the 10-foot side lot setback with a 2 foot over hang into the side lot setback or if the eaves will be at the 10-foot side lot setback requirement.
5. Applicant must provide overall height of proposed structure.
6. Applicant must provide overall square footage of proposed structure.
7. Applicant must flag the property where the new proposed structure would be located.
8. Building inspector shall define if a variance is needed if the applicant constructs a non-conforming structure slightly outside of the existing footprint.
9. Clarification from Village attorney is needed if the Zoning Board of Appeals can approve an average setback from the OHWM without a class 1 notice and informing the neighboring property owners within 100 feet of proposed project. The Village has historically done this and the building inspector/ applicant states otherwise.

Second Robert Peterson. All in Favor. Carried.

Motion by Judy Swenson to adjourn. Second by Darryl Ince. All in Favor. Carried.

Unapproved Minutes

Amy VanDeBrake, Village Clerk-Treasurer