

Board of Adjustment

MINUTES

June 17, 2021

Meeting Called to Order at 9:00 a.m. by Chairman Ron Carney.

Members Present: Ron Carney, Chuck Jensen, John Higgins, Larry Blaken, and Tom Clark.

Others Present: Gaylord Olson II, Land Conservationist; and Beth Storlie, Zoning Assistant. Benjamin Zook, agent for Stephen Zook was present.

Qualifying Questions:

Are you an immediate family member of the petitioner?

No response.

Do you have any business activity or financial interests with the petitioner?

No response.

Have you prejudged the case or do you have a bias in favor or against the petition?

No response.

A Motion by Chuck Jensen, to approve the May 20, 2021 minutes with the correction as noted, seconded by Tom Clark. Motion carried.

OLD BUSINESS:

NEW BUSINESS:

VARIANCE REQUEST # 2021-34 as requested by Stephen Zook on property being located in the west half of Government Lot 2, Section 1, T20N, R5W, Town of Irving, Jackson County, WI. The request is to allow for an animal confinement structure to encroach on the required setback from a property line. This is contrary to Section 23.07 (3) (a) of the Jackson County Livestock and Animal Facility Licensing Ordinance, which requires a setback of 100 feet from the property line if the facility will have fewer than 1,000 animal units.

Stephen Zook is not able to be present due to a family death, Benjamin Zook is representing him. He stated that the barn is existing and is 50 to 75 feet from the property line.

Gaylord Olson II said that he met with Stephen last fall and he has applied for the Livestock and Animal Facility License for the number of animal units at the site. At that time, Mr. Zook had asked for some time to apply for the required Variance request to put together the fee for the hearing. Gaylord added that he cannot move forward with the issuance of the license due to the setback issue with the barn from

a property line and that a variance has not been granted. The barn was built between April 2020 and today.

The committee departed at 9:15 a.m. to complete the site visit. They returned to the courthouse at approximately 9:50 a.m. Deliberations occurred.

Gaylord Olson II stated that the license application is submitted for the animal units located at the property. The Board of Adjustment did not have any questions.

A Motion by John Higgins, to approve variance request # 2021-34 for Stephen Zook, seconded by Tom Clark. Motion carried unanimously.

Litigation Updates:

- Jerome Laufenberg. Gaylord spoke with Kerry as Mr. Laufenberg has not removed the structure. She was going to reach out to his attorney on what the plans are and timeframe for the removal of the structure. The structure is an illegal livestock structure according to the Land Conservation Department. Even if the Zoning Department would consider a change of use of the structure, it is still an illegal structure for the Land Conservation Department.
- Court date has been set for July 16, 2021 for the ongoing citations for Raymond Wagler. The citations were issued for the use of a machine shed for animal confinement. This is in addition to the ongoing violations for the use of the art studio for animal confinement. He has plead not guilty to all the citations issued by Zoning and Land Conservation.

Motion by Chuck Jensen, to adjourn, seconded by Larry Blaken. Meeting adjourned at 10:00 a.m.

Minutes respectfully submitted by Beth Storlie.