

AMENDED
WINNEBAGO COUNTY BOARD OF ADJUSTMENT
DELIBERATIVE MEETING

January 4th, 2024

7:30 A.M.

Third Floor Conference Room – County Administration Building

DELIBERATIVE MEETING HELD VIA ZOOM

PRESENT

Board Members: Greg Kargus, Tom Tuschl, Sue Drexler, Tom Verstegen

County Staff: Mary Anne Mueller- Corporation Counsel, Cary Rowe- Zoning Administrator, Daniel Lefebvre- Assistant Zoning Administrator, Caleb Edwards- Code Enforcement Officer

Others: Jacob Curtis- BOA Attorney, Jane Landretti- Appellants Attorney, Mark Neubauer

The meeting was called to order by Greg Kargus at 7:30 A.M.

GENERAL

MOTION made by T. Tuschl to approve the November 9th (Deliberative), November 28th (Public Hearing) with changes, December 14th (Viewing), December 20th (Public Hearing) meeting minutes.

Seconded by T. Verstegen.

MOTION carried 4-0 for the November 9th, December 14, and December 20th meeting minutes.

MOTION carried 3-0 with S. Drexler abstaining for the November 28th meeting minutes.

AMCOR NORTH AMERICA- 2450 BADGER AVE- CITY OF OSHKOSH, VARIANCE

The board discussed the property among themselves.

MOTION made by S. Drexler to approve the variance. Seconded by T. Tuschl. S. Drexler read in the findings for approval. The Board determined the variance has met the variance criteria based on the findings.

MOTION CARRIED 4-0

JEL LLC- 4532 BELLHAVEN LN- TOWN OF ALGOMA, APPEAL

G. Kargus read in definition of a retaining wall and structure found in WI building code. Board discussed if a retaining wall had a side and whether it is open sided. The committee discussed the briefs submitted by Mary Anne Mueller and Jane Landretti. Jacob Curtis went over NR 115.05 (1)(b)(1m) with the Board. Committee discussed difference between variance and appeal and whether County Staff decision was consistent with previous similar decisions regarding retaining walls.

MOTION made by T. Tuschl to deny appeal request. Seconded by S. Drexler. T. Tuschl read in findings for denial.

MOTION CARRIED 4-0

The Winnebago County Board of Adjustment authorizes Gregory Kargus (Chairman) to act on behalf of the BOA to approve the appeal denial as executed on 1/4/2024 by the BOA and to sign the decision dated 2/8/2024.

For more details on the appeal refer to the zoom recording which can be found on the Winnebago County Website.

ADJOURNMENT

MOTION made by T. Tuschl to adjourn the meeting. Seconded by T. Verstegen

MOTION carried 4-0. Meeting adjourned at 7:58 A.M

Respectfully submitted,

Caleb Edwards

Code Enforcement Officer