

WINNEBAGO COUNTY BOARD OF ADJUSTMENT
PUBLIC HEARING

June 28, 2022

5:30 P.M.

First Floor Conference Room (120) – County Administration Building

PUBLIC HEARING HELD VIA ZOOM

PRESENT

Greg Kargus, Tom Tuschl, Larry Kriescher, Sue Drexler, Arden Schroeder (excused)

Daniel Lefebvre -Code Enforcement Officer, Cary Rowe -Zoning Administrator, Mary Anne Mueller -Corporation Council, & Karen Fredrick -Court Reporter

The meeting was called to order by Greg Kargus, Chairman at 5:30 P.M. Board members introduced themselves and Daniel Lefebvre, Code Enforcement Officer explained review by court of record procedure. He stated that petitions shall be presented to the court within 30 days after the filing of the decision in the County Planning and Zoning Office.

JOHN KISH, ET AL – 7704 CUTOFF LANE, TOWN OF WOLF RIVER – VARIANCE

Applicant is requesting a variance for a substandard floodplain fill requirement. John Kish - Property Owner was sworn in. Mr. Kish explained the variance and property limitations.

The Board had many questions on the floodplain fill requirements and the potential use of retaining walls to contain the fill. Staff went over the floodplain fill requirements to clarify the variance for both the Board and Applicant.

LAMAR CENTRAL OUTDOOR – APPEAL

Applicant is appealing an administrative interpretation by the Zoning Administrator (Cary Rowe) in relation to off-premise directional electronic signs due to a denied zoning permit.

Travis Schreurs, Menn Law Firm – Applicant's legal counsel was sworn in. Mr. Schreurs explained the reason for appeal and stated the Zoning Administrator's interpretation was in error of Winnebago County's Chapter 23 – Town/County Zoning

Ordinance (Ordinance). Mr. Schreurs testimony included the off-premise directional sign definition, structures subject to the "Nonconformities" section of the Ordinance, and "unfair" treatment of sign owners based on the type of sign.

Upon completion of the applicant's testimony, Winnebago County Planning/Zoning Department responded with testimony and exhibits. Cary Rowe – Zoning Administrator was sworn in. Mr. Rowe gave testimony when questioned by Mary Anne Mueller -Corporation Council in regards to Ordinance definitions, structure nonconformity, the Applicant's denied sign permit, and supplied exhibits submitted by Corporation Council.

Upon completion of Winnebago County's testimony, Mr. Schreurs asked Mr. Rowe for further clarification about the design/face of the proposed electronic sign permit which was denied. Corporation Council and Mr. Rowe responded with further testimony. G. Kargus asked if there was any Ordinance section on "Billboards."

Mr. Lefebvre read correspondence from the Town of Algoma into record, which in summary recommended denial for the appeal due to lack of motion.

ADJOURNMENT

MOTION made by T. Tuschl to adjourn the meeting. Seconded by S. Drexler. Motion carried 4-0. Meeting adjourned at 6:17 P.M.

Respectfully submitted,

Daniel R. Lefebvre
Recording Secretary