

**WINNEBAGO COUNTY
BOARD OF ADJUSTMENT**

Thursday, August 6, 2015 – 7:30 a.m.

Planning & Zoning Conference Room, County Administration Building,
Oshkosh, Wisconsin

DELIBERATIVE SESSION

Members Present: Arden Schroeder, Tom Verstegen, Greg Kargus, and Tom Tuschl.

Excused: Sue Drexler

Also Present: Eric Rasmussen, Zoning Office and Karen Fredrick, court reporter.

Meeting was called to order at 7:30 a.m.

The following items were acted on:

I. Approval of Minutes

G. Kargus made a motion to approve the minutes of April 9, 2015, June 26, 2015, June 30, 2015, July 9, 2015, and July 24, 2015. T. Verstegen seconded. Motion carried by unanimous voice vote.

II. Robert Good – Town of Clayton

A variance was requested to be allowed an additional access point from the property onto County Rd T.

The committee discussed alternative routes to access the field on the property and the intensity of the use of the access points and potential increase because of an additional access point.

A motion was made by G. Kargus to deny the variance request.
Motion seconded by T. Tuschl.

The findings used to deny the variance have been made in accordance with section 23.7-234,

CRITERIA AND FINDINGS

The findings used to grant the variance have been made in accordance with Section 23.7-234 and are as follows:

- 1) **The requirement in question would unreasonably prevent the property owner from using the property for a permitted purpose or would render conformity with such requirement unnecessarily burdensome and such circumstances were not self-created.**

The parcel already has permitted access onto County Rd T. An additional access point is being requested for the property owner's preferred access route to a portion of the property.

- 2) **The subject property has unique physical characteristics or limitations that prevent the property from being developed in compliance with the requirement in question.**

The property already has an existing access point onto County Rd T. There are no unique physical characteristics that require an additional access point.

- 3) **The granting of the variance will not be contrary to or harm the public interest given the general purposes of the zoning regulations and the specific purposes of the requirement in question.**

The standards in place have been established to ensure motorist and traffic safety. Additional access points, especially along such a highly developed stretch of County Highway are contrary to the intent of the Code and increase the risk for traffic accidents.

Based upon the above findings, it is the opinion of the Board that all criteria of Article 7, Division 12, Section 23.7-234, Town/County Zoning Code, have not been met.

Vote on the Motion: G. Kargus, aye; T. Tuschl, aye; A. Schroeder, aye; T. Verstegen, aye.

Motion carried by a 4-0-1 (excused Drexler) vote. **Variance denied.**

There being no other business, the meeting was adjourned at 7:40 a.m.

Respectfully submitted,

Eric Rasmussen

Eric Rasmussen, Recording Secretary