



Village of Bayside
9075 N Regent Rd
Board of Zoning Appeals Public Hearing & Meeting
November 16, 2017
Village Board Room, 5:00 pm

BOARD OF ZONING APPEALS AGENDA

PLEASE TAKE NOTICE that a meeting of the Village of Bayside Board of Zoning Appeals will be held at Bayside Village Hall, 9075 North Regent Road, Bayside, Wisconsin at the above noted time and date, at which the following items of business will be discussed and possibly acted upon:

I. CALL TO ORDER

II. ROLL CALL

III. PUBLIC HEARING

- A.** The purpose of the public hearing is to consider the request for a Special Exception by Adam Brostowicz for the property located at 500 W Brown Deer Road (22-9970-000) to exceed the permitted gross sign area for a multi-tenant business site contrary to Sec. 78-6.

1. Public Discussion
2. Board Discussion

IV. APPROVAL OF MINUTES

- A.** June 14, 2017 Board of Zoning Appeals Public Hearing and Meeting.

V. BUSINESS

- A.** Discussion/recommendation on the request for a Special Exception by Adam Brostowicz for the property located at 500 W Brown Deer Road (22-9970-000) to exceed the permitted gross sign area for a multi-tenant business site contrary to Sec. 78-6.

VI. ANY OTHER BUSINESS AS MAY PROPERLY COME BEFORE THE BOARD

VII. ADJOURNMENT

Lynn Galyardt, Director of Finance and Administration | | November 3, 2017

Upon reasonable notice, efforts will be made to accommodate the needs of disabled individuals through appropriate aids and services. Contact Village Hall at 414-206-3915. It is possible that members of and possibly a quorum of members of other Boards, Commissions, or Committees of the Village including in particular the Board of Trustees may be in attendance in the above stated meeting to gather information; no action will be taken by any other Boards, Commissions, or Committees of the Village except by the Board, Commission, or Committee noticed above. Agendas and minutes are available on the Village website (www.bayside-wi.gov)

STATE OF WISCONSIN - VILLAGE OF BAYSIDE - MILWAUKEE & OZAUKEE COUNTIES

NOTICE OF PUBLIC HEARING

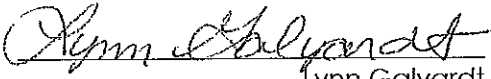
In the matter of a request for a special exception by Adam Brostowicz, for the property located at 500 W Brown Deer Road (22-9970-000) to exceed the permitted gross sign area for a multi-tenant business site contrary to Sec. 78-6.

PLEASE TAKE NOTICE that a public hearing will be held before the Board of Zoning Appeals of the Village of Bayside on November 16, at 5:00pm in the Village Hall, 9075 North Regent Road, Bayside, Wisconsin. The purpose of the public hearing is to consider:

The request for a Special Exception by Adam Brostowicz, for the property located at 500 W Brown Deer Road (22-9970-000) to exceed the permitted gross sign area for a multi-tenant business site contrary to Sec. 78-6.

PLEASE TAKE FURTHER NOTICE that at such time and place, all interested parties must appear in person, or by attorney or agent, and be heard on this matter.

DATED this sixth day of November, 2017.


Lynn Galyardt

Director of Finance and Administration/Clerk/Treasurer



Village of Bayside
9075 N Regent Rd
Board of Zoning Appeals Public Hearing & Meeting Minutes
June 14, 2017

Decision filed and draft minutes approved on June 19, 2017.

I. CALL TO ORDER

Chairperson Dickman called the meeting to order at 5:00pm.

II. ROLL CALL

Chair: Max Dickman
Members: Dan Rosenfeld Barry Chaet
Amy Krier-excused Ava Bortin
Eido Walny-excused

Also Present: Village Manager Andy Pederson
Director of Finance and Administration Lynn Galyardt
Attorney Christopher Jaekels
There was no one in the audience

III. PUBLIC HEARING

- A. The purpose of the public hearing is to consider the request for a Special Exception by Erin O'Connor, for the property located at 9712 N Lake Dr (170500206001) to add a garage and mudroom contrary to Sec. 106-3(f)(1) of Village Code regarding front setbacks and Sec. 106-192(b)(4) regarding side setbacks.**

Chairperson Dickman provided an update on the procedures for the meeting process, read the above meeting notice and called for public discussion at 5:02pm.

1. Public Discussion

Erin O'Conner, homeowner, stated the addition of a three-car garage and mudroom would make their home more functional for their family.

2. Board Discussion

Manager Pederson noted the property is on a private road. Max Dickman stated there were letters of support from both of the neighbors. Attorney Jaekels noted the purpose for the side setbacks of homes is for safety, to allow the Fire Department access to the back of the home.

Chairperson Dickman closed the public hearing at 5:10pm.

IV. APPROVAL OF MINUTES

- A. August 30, 2016 Board of Zoning Appeals Public Hearing and Meeting.**

Motion by Dan Rosenfeld, seconded by Ava Bortin, to accept the August 30, 2016 Board of Zoning Appeals Public Hearing and Meeting. Motion carried unanimously.

V. BUSINESS

- A. Discussion/recommendation on the request for a Special Exception by Erin O'Connor, for the property located at 9712 N Lake Dr (170500206001) to add a garage and mudroom contrary to Sec. 106-3(f)(1) of Village Code regarding front setbacks and Sec. 106-192(b)(4) regarding side setbacks.**

Attorney Jaekels stated when making their recommendation, the Board of Zoning Appeals must find that compliance with the Code would be unreasonably burdensome, or would unreasonably and negatively impact the use of the property, and a Special Exception would be consistent with the existing character of the neighborhood, it would not undermine the ability to apply or enforce the requirement with respect to other property, and the Special Exception would be in harmony with the general purpose and intent of the ordinance prescribing the requirement. Dan Rosenfeld questioned what the overall height of the structure would be. Ms. O'Conner stated it would be a one story garage so as to not block the neighbors windows.

Motion by Dan Rosenfeld, seconded by Barry Chaet, to recommend approval to the Village Board of Trustees on the request for a Special Exception by Erin O'Connor for the property located at 9712 N Lake Dr (140500206001) to add a garage and mudroom contrary to Sec.106-3(f)(1) of Village Code regarding front setbacks and Sec. 106-192(b)(4) regarding side setbacks as compliance with Municipal Code would unreasonable and negatively impact the use of the property and a Special Exception would be consistent with the existing character of the neighborhood, it would not undermine the ability to apply or enforce the requirement with respect to other property, and the Special Exception would be in harmony with the general purpose and intent of the ordinance prescribing the requirement. Motion carried unanimously.

VI. ANY OTHER BUSINESS AS MAY PROPERLY COME BEFORE THE BOARD

VII. ADJOURNMENT

Motion by Barry Chaet, seconded by Ava Bortin, to adjourn the meeting at 5:11pm. Motion carried unanimously.

Respectfully submitted,

Lynn Galyardt, Director of Finance and Administration | | November 3, 2017



VILLAGE OF BAYSIDE
APPLICATION FOR SPECIAL EXCEPTION TO THE ZONING CODE REQUIREMENTS

The Board of Appeals, pursuant to Wis. Stats. 62.23(7)(e) and after appropriate notice and hearing, may, with regard to any requirement imposed by the Zoning Code, or any other section of the Municipal Code which specifically allows for special exceptions, recommend a special exception to the Village Board for approval. Notice of application for special exception shall be provided to all property owners adjoining or abutting the property proposed for a special exception. Denials of special exceptions shall not be appeal able to the Village Board.

1. State the section of the Village of Bayside Municipal Code that you are appealing.

Sec. 78-6

2. Give a brief description of what you want to do and why.

We would request a special exception to replace the old building signage "TCF Bank" with "MSI". This is the new major tenant and they have requested signage similar to the "TCF" building signage.

3. State why compliance with Municipal Code is unreasonably burdensome or negatively impacting upon the use of the property.

Compliance with municipal code means the 500 Building will not have a name or public designation for all patrons and public to see and readily recognize.

Naming the building is a major concern of an anchor tenant - not being able to name and properly exhibit such in a public manner (Signage) reduces their building and public status.

Applicant Printed Name
Adam R. Brostowicz

Applicant Signature

P.O. Box 170014
Address Milw., 53217

414-349-6906
Telephone

9/14/17
Date

Fee: \$500.00