

**DODGE COUNTY BOARD OF ADJUSTMENT MINUTES**  
**July 20, 2023**

The Dodge County Board of Adjustment met on this 20th day of July at 7:00 p.m., in Rooms 1H and 1I on the 1<sup>st</sup> Floor of the Administration Building, located at 127 East Oak Street, Juneau, Wisconsin.

Chairman William Nass called the meeting of the Dodge County Board of Adjustment to order.

Roll Call was taken.

Members present were as follows: Mark Othmer, Jon Schoenike, Russell Kottke, Rodney Justman, and William Nass.,

Members excused Larry Bischoff (1st Alt).

Joe Giebel of the Land Resources and Parks Department was in attendance at the request of the chairman;

Non-Committee Member County Board Attendance: None

Chairman Nass noted that a quorum is present.

The Chairman asked the staff to confirm compliance with the open meeting laws and the public hearing notice requirements. Joe Giebel noted that the meeting was properly noticed in accord with the open meeting law and noted that the required notices for the public hearings listed on the agenda were posted, mailed and published in accord with the statute and code requirements.

The minutes from the July 13, 2023 meeting were reviewed by the Board.

Motion by Russel Kottke to approve the minutes as written.

Second by Jon Schoenike   Vote: 5-0       Motion carried.

The staff explained the hearing procedures to those in attendance;

**PUBLIC HEARING**

**ANTHONY J LANG** - Request for a variance to the terms of the setback provisions of the Dodge County Land Use Code to allow the construction of an accessory structure (Detached Garage) on this lot where said accessory structure will be located 7 feet from the principle structure (Dwelling) or 3 feet within the required 10' setback to a principle structure.

Motion by Mark Othmer to approve the variance request as proposed subject to the following conditions:

- The detached garage shall be constructed in accord with the applicable fire and building codes.

Second by Jon Schoenike - Vote: 5-0 Motion carried.

**PUBLIC HEARING**

**JOSEPH PETRUCCI** - Request for a variance to the terms of the Highway setback provisions of the Dodge County Land Use Code Subsection 5.1.1 and Table 5.1-1, which refers to the distances that all buildings and other structures are required to be setback from all roads. On a Town Road, the required setback is 60 feet from its centerline or 27 feet from its right of way, whichever is the greatest distance of the two. As proposed, the Dwelling addition (Front Porch and ramp) will begin at approximately 8.5 feet from road right of way or 41.5 feet from the center of Del Bern Acres Rd.

Motion by Jon Schoenike to approve the variance request to allow the construction of a 6' X 37' porch and a 6' X 8' ramp approximately 41.5' from the centerline of the road or 18.5' within the required setback subject to the following condition:\_\_\_\_\_

- A variance agreement shall be required to be recorded with the Register of Deeds Office in the amount of the proposed construction project prior to the approval of the land use permit.

Second by Rodney Justman   Vote: 5-0    Motion carried.

**PUBLIC HEARING**

**PATRICK A KWIATKOWSKI** – Request for a variance to the terms of the setback provisions of the Dodge County Land Use Code Subsection 5.1.1 and Table 5.1-1, which refers to the distances that all buildings and other structures are required to be setback from all roads. On a County Road, the required setback is 100 feet from its centerline or 67 feet from its right of way, whichever is the greatest distance of the two. As proposed, the structure (20'x20', garage addition) will 52' from the right of way or approximately 15 feet within the required highway setback lines and therefore prohibited by the Code.

Motion by Jon Schoenike to approve the variance request to allow the construction of a 20' X 20' garage addition approximately 52' from the road right-of-way subject to the following conditions:

- A variance agreement shall be required to be recorded with the Register of Deeds Office in the amount of the proposed construction project prior to the approval of the land use permit.

Second by Russel Kottke    Vote: 5-0    Motion carried.

**PUBLIC HEARING**

**Mark Merks on behalf of Mueller Farms Lomira LLC.** – Request for a variance to the terms of the setback provisions of the Dodge County Land Use Code to allow the construction of a new barn and a manure storage facility that includes a manure transfer auger channel, manure transfer tank with pump, and a manure transfer pipeline on this lot where said manure transfer auger channel is to be located at approximately 322 ft from the south property line, or 28 feet within the required setback, the manure transfer tank and pump is to be located at approximately 295 feet from the south property line, or 55 feet within the required setback and where the aforementioned manure transfer pipeline is to be located at approximately 333 feet from the south property line, or 17 feet within the required setback.

Motion by Mark Othmer to approve the variance request to allow for the construction of a barn that includes a manure transfer auger channel, a manure transfer tank with pump, and a manure

transfer pipeline on this lot where said manure transfer auger channel is to be located at approximately 322 feet from the south property line, or 28 feet within the required setback, where said manure transfer tank and pump is to be located at approximately 295 feet from the south property line, or 55 feet within the required setback and where said manure transfer pipeline is to be located at approximately 333 feet from the south property line, or 17 feet within the required setback subject to the following conditions:

1. A County land use permit shall be obtained for the manure storage facility prior to beginning construction on said projects.

Second by Rodney Justman Vote: 5-0 Motion carried.

Motion by Jon Schoenike to adjourn the meeting.

Second by Rodney Justman Motion carried. 8:14 PM

Respectfully submitted,

  
Secretary

Disclaimer: The above minutes may be approved, amended or corrected at the next committee meeting.