CITY OF SHEBOYGAN

REQUEST FOR ZONING BOARD OF APPEALS CONSIDERATION

TEM DESCRIPTION:
Address: 1013 1 12 STREET
Parcel #: 206 200
Owner's Name: GUSTAV LUTZ
Zoning: UI
REPORT PREPARED BY: Pat Eirich, Building Inspector
REPORT DATE: MEETING DATE:
BACKGROUND / ANALYSIS
Ordinance #: 15,403 () (a) 1
Requesting: IJCREASE AN ADDITIONAL NOW-CONFORMITY
Allowed: Joy Allowed
Ordinance #:
Requesting:
Allowed:
Ordinance #:
Requesting:
Allowed:
Ordinance #:
Requesting:
Allowed:
ATTACHMENTS:



828 Center Avenue, Suite 208 Sheboygan, WI 53081-4442 Phone: (920) 459-3477

buildinginspection@sheboyganwi.gov

APPLYING FOR A VARIANCE

Variances to zoning ordinances are considered by the CITY Of	F SHEBOYGAN Zoning Board of Appeals monthly on the third
Wednesday at 3p.m. at a public hearing. In order to be considered	ered for the next meeting, applications must be received in the
Building Inspection Department Office no later than 4:30p.m	on the third Wednesday of the month prior to the scheduled public
hearing:	
.1.2100	2/1/2

Application Deadline Date

2 | Le | 2 7

Board of Appeals Meeting Date

All applications must include:

- 1) Application forms, signed and dated, which are available at the Building Inspection Department Office and online.
- 2) The non-refundable filing fee \$250.00.
- 3) Photographs of the property.
- 4) A site sketch, drawn to scale indicating the location of all existing structures and the proposed construction. Also indicate lot lines, size of lot, streets and other public ways, driveways, off-street parking, loading areas, and existing and proposed front, side and rear yards. Please consult with Building Inspection staff for more information.

Note:

- a) The applicant can present any additional information to inform the Board of the facts.
- b) In addition to the application information noted above, a survey is strongly recommended.
- Applicants should be aware staff may require a survey as part of the application information in order to clarify specific variance(s) requested.
- d) Applicants should be aware the Board of Appeals may require a survey as part of the application review and/or as a condition of approval prior to issuance of a building permit if a variance is granted.
- e) Building permits must be acquired within 6 months of the granted approval or the approval will be voided.

FAILURE TO SUPPLY ADEQUATE AND / OR ACCURATE INFORMATION AS REQUESTED ABOVE CAN BE GROUNDS FOR DISMISSAL OF THE APPEAL REQUEST.

Applicants should be prepared to answer the following questions:

- * What **hardship** is created by the application of the Zoning Ordinance to this property? Is **reasonable use** of the property denied by the zoning regulations? In other words, is there an alternative plan that would **comply** with the ordinance?
- * Is there a unique physical characteristic of the property which prevents development of the property in compliance with the Zoning Ordinance?
- * Would granting the variance harm the **public interest** in any way? For example, would public safety be compromised? (Note: Lack of neighborhood opposition does not necessarily mean a variance would not harm the public interest.)

A notice of the date and time of the hearing will be mailed to all property owners within 100 feet and municipal property within 1,000 feet of your property. Notice of hearing will also be sent to the City of Sheboygan Planning Department. It is important you discuss your proposal with the Building Inspection and Planning Departments.

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I have read the above and understand my responsibilities regarding my appeal to the Zoning Board of Appeals. I have also read-and understand the Three Tests' for a Variance included with this form.			
read and understand the "Three Tests" for a Variance included with the	1/18122		
Signature	Date		

206300



828 Center Avenue, Suite 208 Sheboygan, WI 53081-4442 Phone: (920) 459-3477 buildinginspection@sheboyganwi.gov

APPEAL FROM RULING OF THE BUILDING INSPECTOR

	APPEAL FROM RULING OF THE BUILDING INSPECTOR CASE NO:		
A	ND/OR ZONING ADMINISTRATOR FILING DATE:		
	RECEIPT NO:		
	ZONING DIST:		
	THE ZONING BOARD OF APPEALS, CITY OF SHEBOYGAN, SHEBOYGAN COUNTY, WI		
1).	Appeal Location (address): 10/3 NIZThStreet Sheboggan, WI 53081		
2).	Applicant: GUStav LU+Z Telephone #: (563) 608 - 1752 Address:		
3).	Legal Property Description (Lot, Block, Subdivision, etc.) Parcel 206200 Plat N 40'0f Lot 7 BIK 92		
4).	Type of Building (Circle): Commercial Residential		
5).	i). Request for (Circle): New Construction - Repairs - Alterations - Addition - Nonconforming Use - Other (if other) please list:		
6).). If the request is for a nonconforming use:		
	Your intended use:		
	Date last occupied as a nonconforming use:		
	By Whom: Previous use:		
7).	Applicants interest in property: Owner		
8).). On a separate letter to the Board describe the requested variance and include what unnecessary hardship or difficulty is caused by following the regulations or requirements of the ordinance. See the attached "The Three Tests for a Variance" and be prepared to argue how you pass the THREE TESTS FOR A VARIANCE.		
I HEREBY CERTIFY THAT THE ABOVE APPLICATION AND/OR APPEAL AND ALL ATTACHMENTS THERETO ARE TRUE, CORRECT AND COMPLETE TO THE BEST OF MY KNOWLEDGE AND BELIEF.			
_	e: 1/18/22 Signature: Signature: Signature: Gustau Lutz		
Date: 111 01 2 Printed Name: 003+40 C0+C			
	Mailing Address: 3309 Echo Aue 9 Strawberry Point, IA 52076		
	Strawberry Point, IA 52076		



828 Center Avenue, Suite 208 Sheboygan, WI 53081-4442 Phone: (920) 459-3477 buildinginspection@sheboyganwi.gov

THE THREE "TESTS" FOR A VARIANCE

The CITY OF SHEBOYGAN adheres to a set of Zoning Ordinances to make certain your proposed construction is consistent with neighboring developments, a development does not infringe on the enjoyment of property belonging to neighboring owners, it does not detract from surrounding buildings or lots and is not out of character with the neighborhood, and a project meets necessary public health and safety standards. If your proposed construction cannot meet the requirements of the zoning or sign code, a VARIANCE is needed.

To obtain a variance, you must establish, due to some peculiarity of the property's size, shape, topography, etc., it would be a hardship or practical difficulty to meet zoning code requirements. *These circumstances must not be self-imposed or self-created.* In short, your proposed construction must meet and pass the three "tests" for a variance listed below.

IT IS RECOMMENDED YOU MEET WITH THE STAFF IN THE CITY'S PLANNING DEPARTMENT AND BUILDING INSPECTION DEPARTMENT BEFORE SUBMITTING YOUR APPLICATION FOR A VARIANCE. BUILDING INSPECTION STAFF WILL REVIEW THE STANDARDS FOR A VARIANCE (BELOW) PRIOR TO YOUR FILLING OUT THE APPLICATION AND PAYING THE NON-REFUNDABLE FILING FEE.

TEST #1: UNNECESSARY HARDSHIP

The Wisconsin Supreme Court has ruled that unnecessary hardship only exists when the zoning ordinance denies all reasonable use of the property. If there is an alternative plan that is within the bounds of the zoning ordinance, a variance is not warranted.

The hardship experienced *must not be self-imposed;* loss of profit, expense already incurred and additional expense incurred to comply with zoning ordinances *are not* unnecessary hardships.

TEST #2: UNIQUE PROPERTY LIMITATIONS

Unique physical characteristics of your property must prevent you from completing your proposed construction in compliance with the ordinance. The **property** must qualify for the variance, **not your particular situation**.

Additionally, existing violations on other properties or improper variances previously granted are not grounds for a variance.

TEST #3: NO HARM TO PUBLIC INTEREST

The Board members will be taking into account the reason for the existence of the zoning ordinance in applying this test. Lack of opposition *does not* necessarily mean the proposed construction would not harm the public interest.

The Board, in granting a variance, may impose conditions on the proposed construction to assure the public's interests are protected. Board members may only grant the *minimum relief* necessary for the reasonable use of the property.

Your proposed construction must meet all three "tests" to qualify for a variance. Variances are meant to be an *infrequent remedy* where an ordinance imposes a unique and substantial burden. *They are not intended as an accommodation for a property owner's convenience.* A variance decision may be appealed within 30 days of the filing of the decision in the office of the board.

Please contact the staff at the City's Planning Department and/or Building Inspection Department if you have any further questions.

September 17, 2020 Page 3 of 3

I Brian Hoegsted om filling for a variance on Behalf of Gustau Lutz for the property at 1013 N 12th Street Sheboygan, wi 53081. Parcel # 206200, Plat N 40'0+ Lot 7 Block 92 we were told we cant add on because of the Setback where the house is sitting right next to the alleg. Since we are not asking to build out we are asking to finish the Second Story the length of the existing house, There was a fire back on 8/17/21, and I am doing the restoration, GUS wanted to do this addition now since I have to take the root Off and replace some of the trusses, They would like to move the Klds bedroom's out Of the basement since That is where the fire Started because of the dryer. They are nervous about the Kids sleeping down there, This Project would not effect anyone in the neighborhood because of it sitting at the bottom of the hill, GUS lives in Iowa Making it hard for him To deal with this because he owns a cattle farm and has a Job so he asked me to do this for him, My contact into is Brian Hoegsted 9819 5 31st Street Franklin, WI 53132

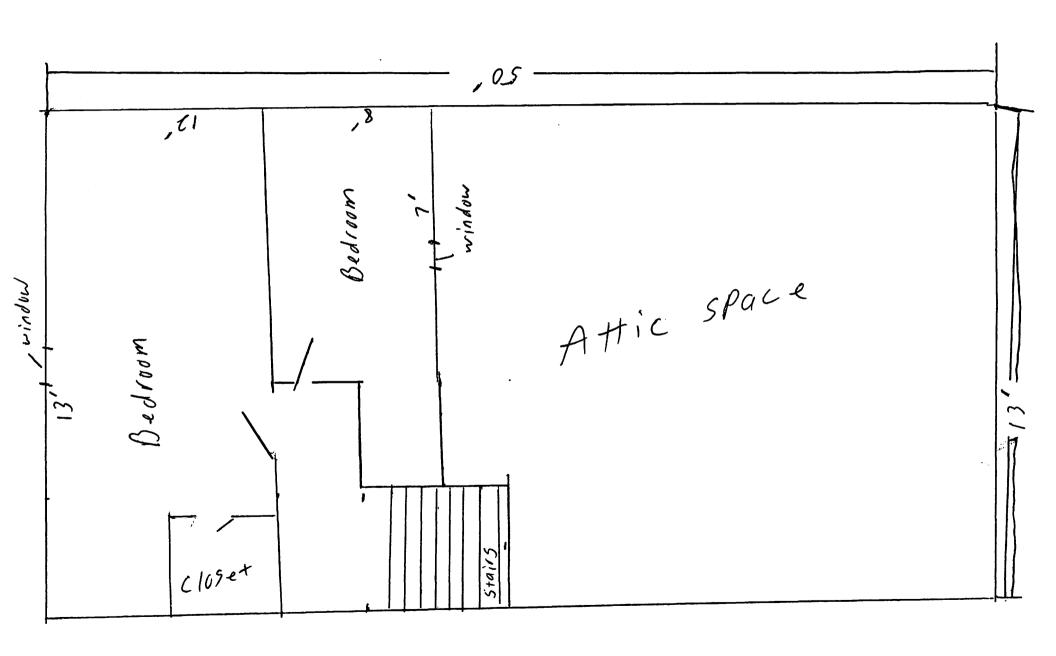
Than K gov

My Mms

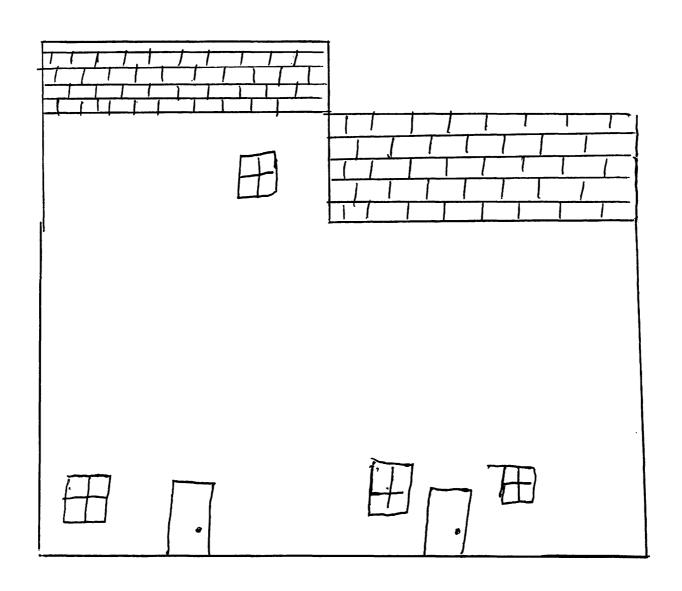
(242) 822-6881

Property Top view side yard Orive way House Alleg

CUlrent Floor Plam 2nd Floor

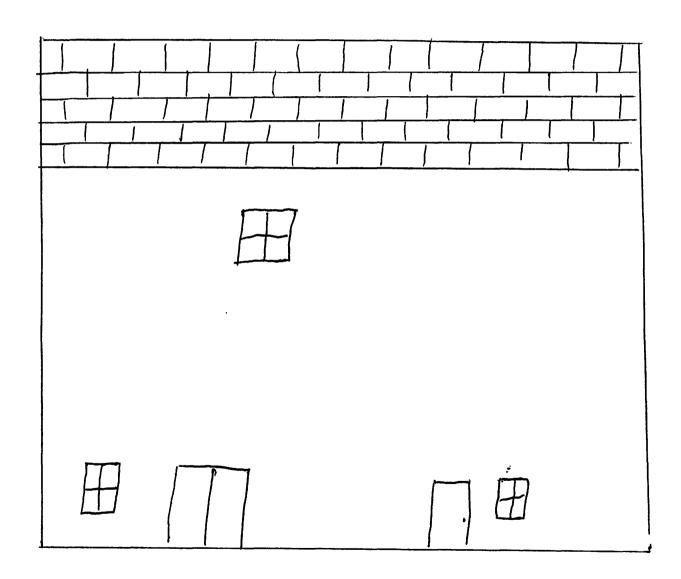


current side view of house

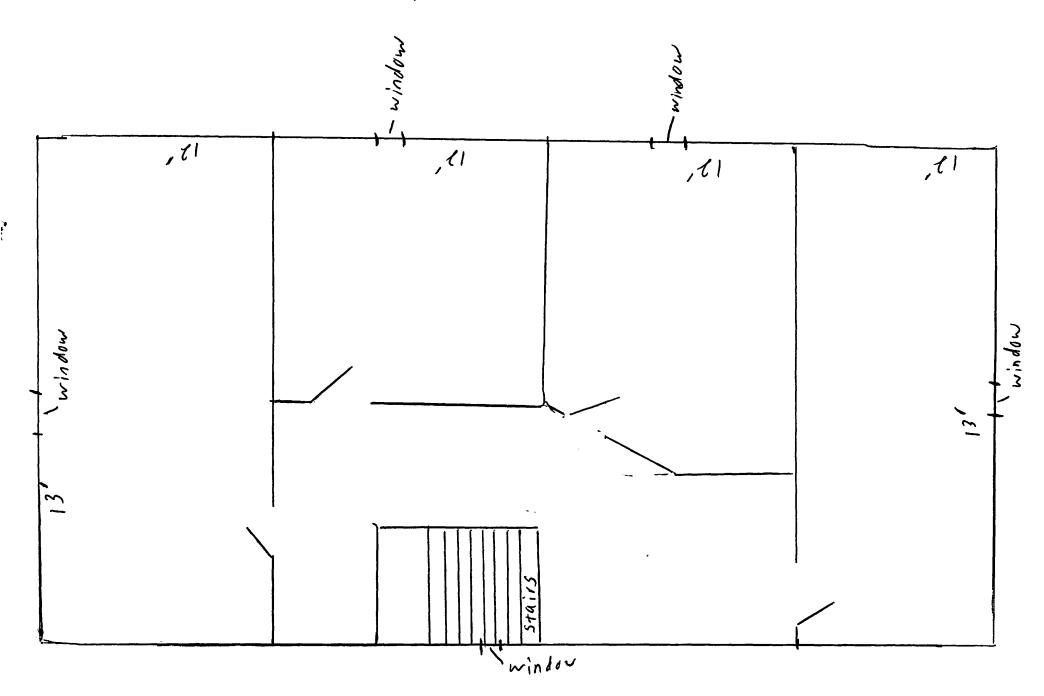


Proposed front view Rear view

Proposed side view



Proposed floor Plan 2nd floor











CITY OF SHEBOYGAN

REQUEST FOR ZONING BOARD OF APPEALS CONSIDERATION

ITEM DESCRIPTION:
Address: 521 SIAGRA AVE.
Parcel #: 206700
Owner's Name: J.C. DOBAS
Zoning: UI
REPORT PREPARED BY: Pat Eirich, Building Inspector
REPORT DATE: MEETING DATE:
BACKGROUND / ANALYSIS
Ordinance #: 15.105 (h) 46 D
Requesting: 2" SET BACK TO THE SIDE PROPORTY LINE
Allowed: 25-0"
Ordinance #: 15.105(h) 4 b E
Requesting: 24 SET BACK TO THE REAR PROPORTY LINE
Allowed: 25-0
Ordinance #:
Requesting:
Allowed:
Ordinance #:
Requesting:
Allowed: ATTACHMENTS:



828 Center Avenue, Suite 208 Sheboygan, WI 53081-4442 Phone: (920) 459-3477

buildinginspection@sheboyganwi.gov

Board of Appeals Meeting Date

APPLYING FOR A VARIANCE

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hearing: \\ 19 28	2/14/22	

All applications must include:

- 1) Application forms, signed and dated, which are available at the Building Inspection Department Office and online.
- 2) The non-refundable filing fee \$250.00.

Application Deadline Date

- 3) Photographs of the property.
- 4) A site sketch, drawn to scale indicating the location of all existing structures and the proposed construction. Also indicate lot lines, size of lot, streets and other public ways, driveways, off-street parking, loading areas, and existing and proposed front, side and rear yards. Please consult with Building Inspection staff for more information.

Note:

- a) The applicant can present any additional information to inform the Board of the facts.
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I have read the above and understand my responsibilities regarding	ng my appeal to the Zoning Board of Appeals. I have also
read and understand the "Three Tests" for a Variance included wi	th this form.
De To	1-19-27
	1-17-22

dobasjuolvo@yahoo.com

110320

Signature



828 Center Avenue, Suite 208 Sheboygan, WI 53081-4442 Phone: (920) 459-3477 buildinginspection@sheboyganwi.gov

	APPEAL FROM RULING OF THE BUILDING INSPECTOR CASE NO:		
Α	ND/OR ZONING ADMINISTRATOR FILING DATE:		
	RECEIPT NO:		
	206206 ZONING DIST: UI		
TO:	THE ZONING BOARD OF APPEALS, CITY OF SHEBOYGAN, SHEBOYGAN COUNTY, WI		
1).	Appeal Location (address): 521 Niagra Ave Shebaygan WI 53081		
2).	Applicant: 750 Auduben Rd Telephone #: (920) 912-0885 Address: Howards Grove, WI 53083		
3).	Legal Property Description (Lot, Block, Subdivision, etc.) W 2.48' of the N 53' of Lot 3 + The N 53' of		
	E 45' of Lot 4 BLK 306		
4).	Type of Building (Circle): Commercial - Residential		
5).	Request for (Circle): New Construction - Repairs - Alterations - Addition - Nonconforming Use - Other		
	(if other) please list:		
6).	If the request is for a nonconforming use:		
	Your intended use: Residential Property (Rebuild Existing Building		
	Date last occupied as a nonconforming use:		
	By Whom: past tenants Previous use: Rental property		
7).	Applicants interest in property: Owning for rental or possible Air bab		
8).	On a separate letter to the Board describe the requested variance and include what unnecessary hardship or difficulty is caused by following the regulations or requirements of the ordinance. See the attached "The Three Tests for a Variance" and be prepared to argue how you pass the THREE TESTS FOR A VARIANCE.		
I HEREBY CERTIFY THAT THE ABOVE APPLICATION AND/OR APPEAL AND ALL ATTACHMENTS THERETO ARE TRUE, CORRECT AND COMPLETE TO THE BEST OF MY KNOWLEDGE AND BELIEF.			
Dat	Signature: 10 DoBas Printed Name: 10 DoBas Mailing Address: 750 Audubon Rd Howards Grove, WI 53083		

2" ROAR 2" SIDE



828 Center Avenue, Suite 208 Sheboygan, WI 53081-4442 Phone: (920) 459-3477

buildinginspection@sheboyganwi.gov

THE THREE "TESTS" FOR A VARIANCE

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Please contact the staff at the City's Planning Department and/or Building Inspection Department if you have any further questions.

LETTER OF INTENT

Dear City of Sheboygan:

I am writing this letter to request approval for a Zoning Variance to allow the restoration of a structure that had seriously deteriorated from water damage and thirteen (13) years of neglect. Specifically, the part of the building that housed the kitchen and bedroom had become so dilapidated that the integrity of the structure had been completely compromised, necessitating its demolition and removal. Accordingly, the home still requires the kitchen and bedroom to be replaced and there are no other areas in the home where they can be relocated. Below are the justifications to approve the requested variance:

Test #1: Unnecessary Hardship

This request has nothing to do with a personal convenience. Instead, the limited structure that is being replaced is a kitchen and bedroom. Without the kitchen and bedroom, the house would not be usable as per its original intent, specifically, as a family dwelling. Furthermore, the structure serves as the landing pad for the second floor, which is required for safety purposes in case of fire or other emergencies. Additionally, the house was subject to severe neglect and water damage. This means failure to replace this structure would prevent any subsequent owner from using the property and dwelling for its original purpose.

Test #2 Unique Property Limitations

The property at issue currently has no kitchen. The original structure, prior to severe neglect and water damage, housed the kitchen and an additional bedroom. As constructed, there is no other location available to build a kitchen, which exemplifies the limited nature of this property. Furthermore, adhering to the ordinance would cause the owner to lose nearly 300 square feet from the home's original dimensions. Additionally, the only feasible way to comply with SPS 31.321(2)(a) would be to allow for said variance as this structure would serve as an exit for all residing on the second floor.

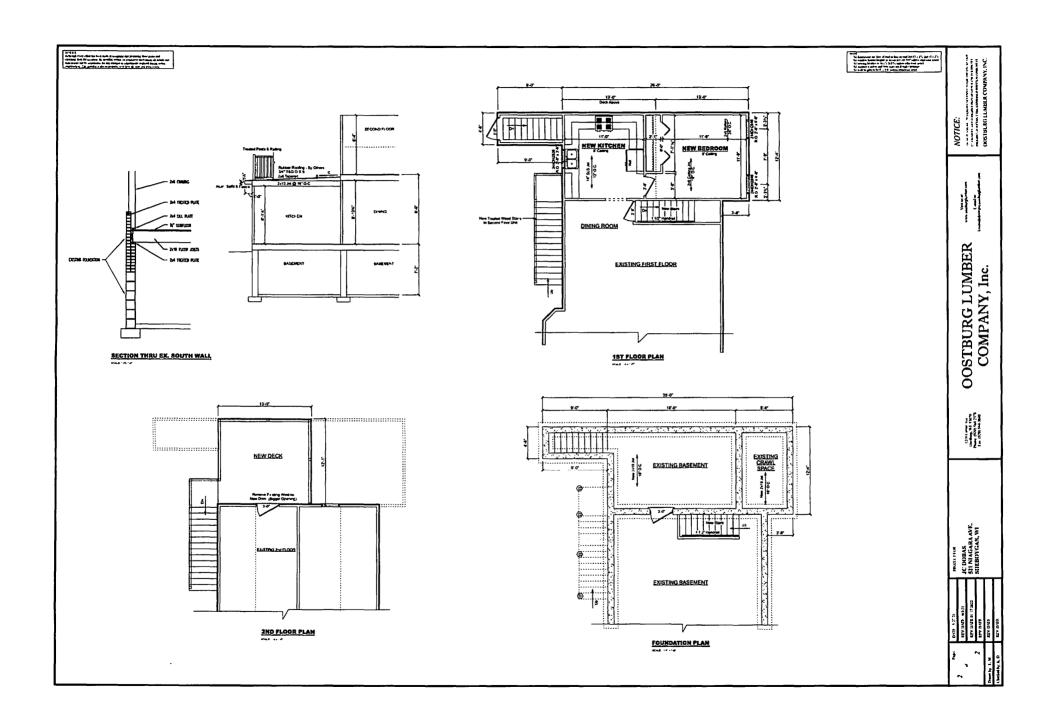
Test #3 No Harm to Public Interest

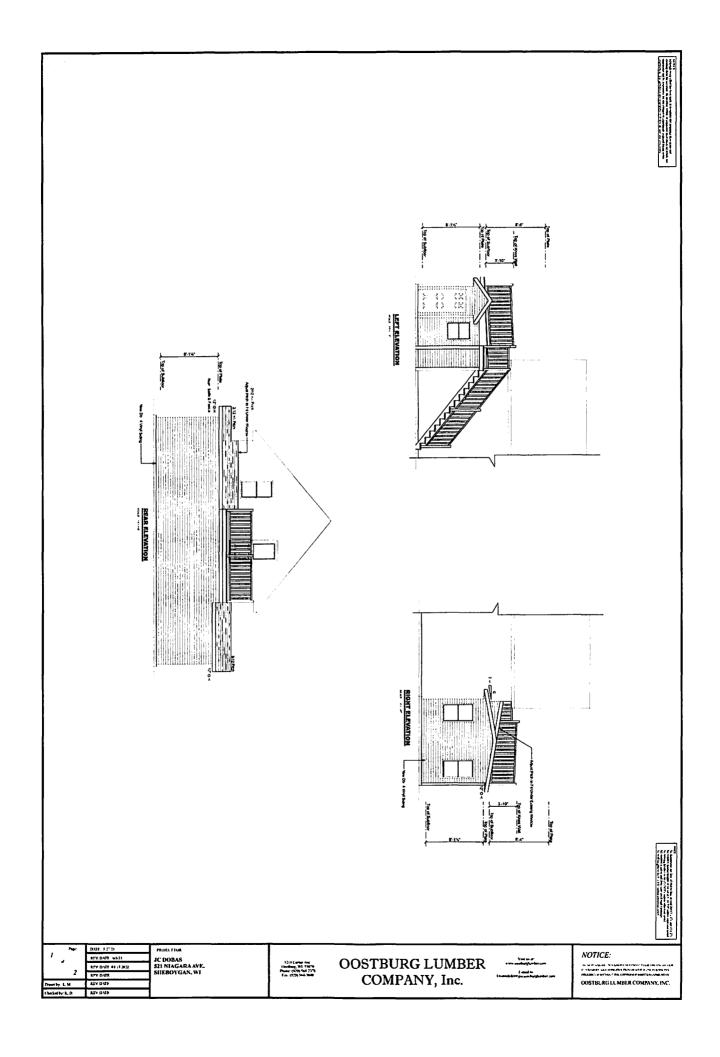
There is no identifiable harm to public interest. Rather, the rapid deterioration and dilapidation of the building made it unsafe for the general public and would seriously devalue all adjoining properties, as evidenced in the attached photos. Essentially, I am simply asking to rebuild the property as originally constructed.

Thank you in advance for your anticipated cooperation.

Sincerely,

J.C. Dobas



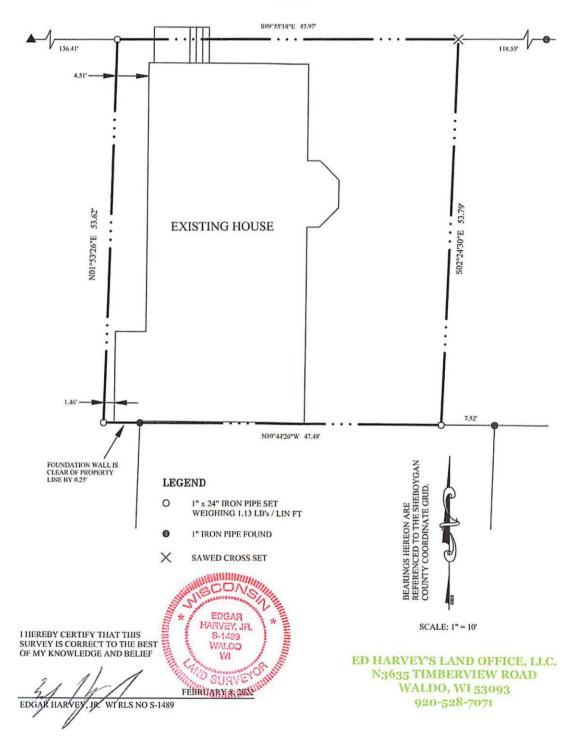


PLAT OF SURVEY

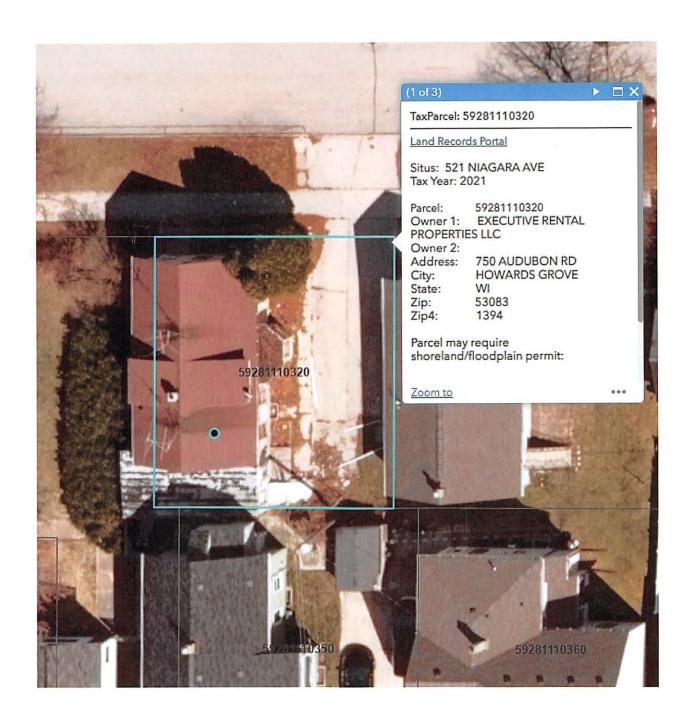
THE WEST 2.48' OF THE NORTH 53' OF LOT 3, AND THE EAST 45, OF THE NORTH 53 FEET OF LOT 4, BLOCK 306, ORIGINAL PLAT OF THE CITY OF SHEBOYGAN, SHEBOYGAN COUNTY, WISCONSIN

NIARAGA AVENUE

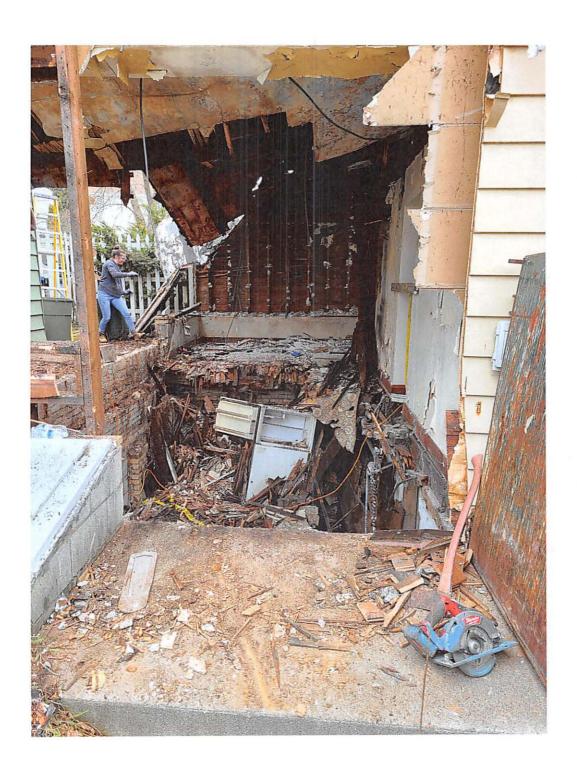
(80' STREET)

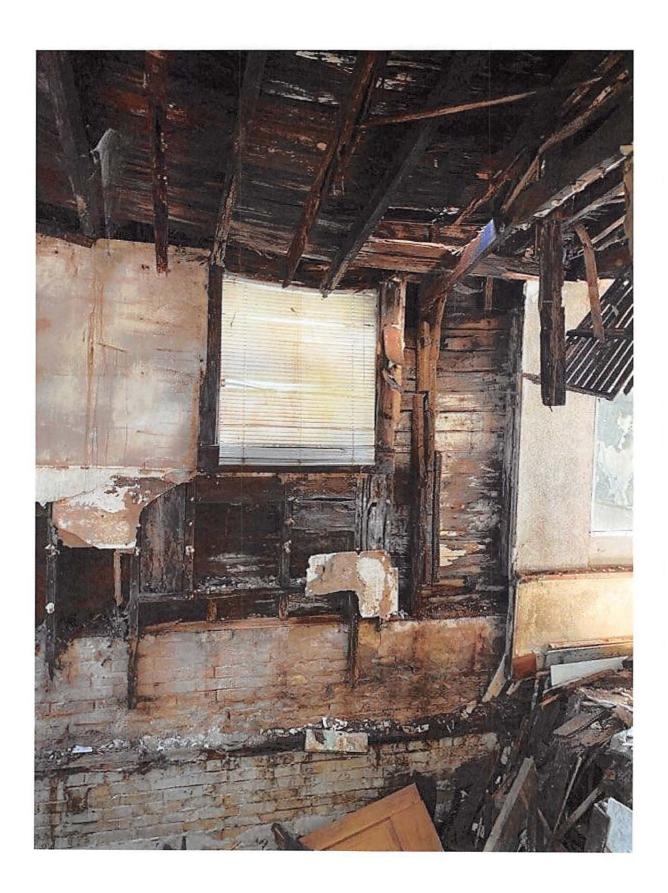


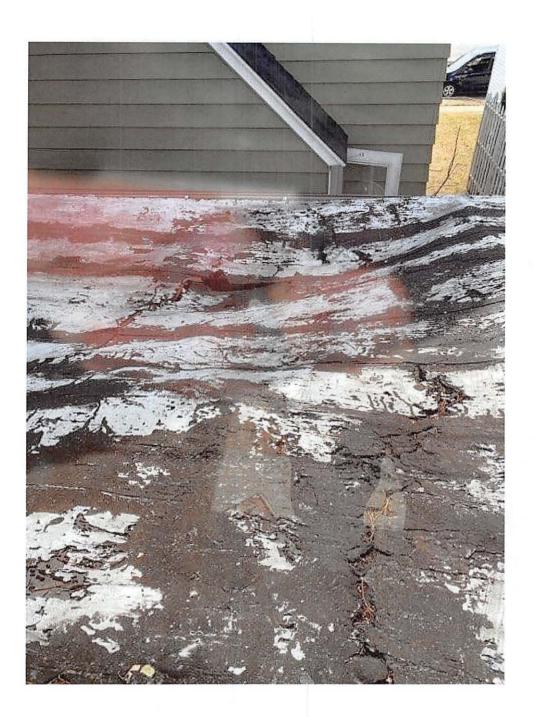
Property lines Dilapidated
Structure needing rebuild € \$ 54". Lroting 54:11 Standing

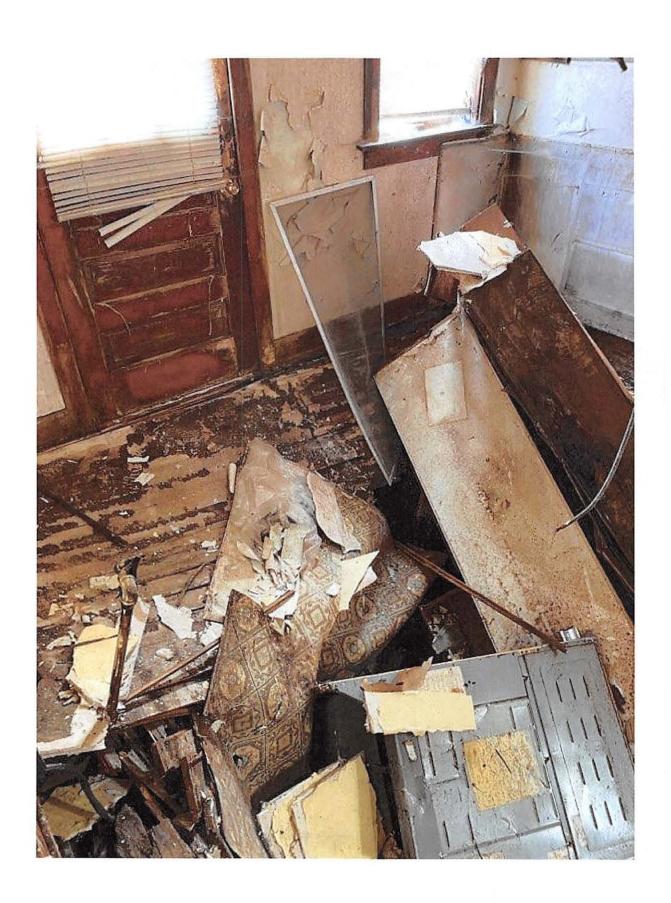


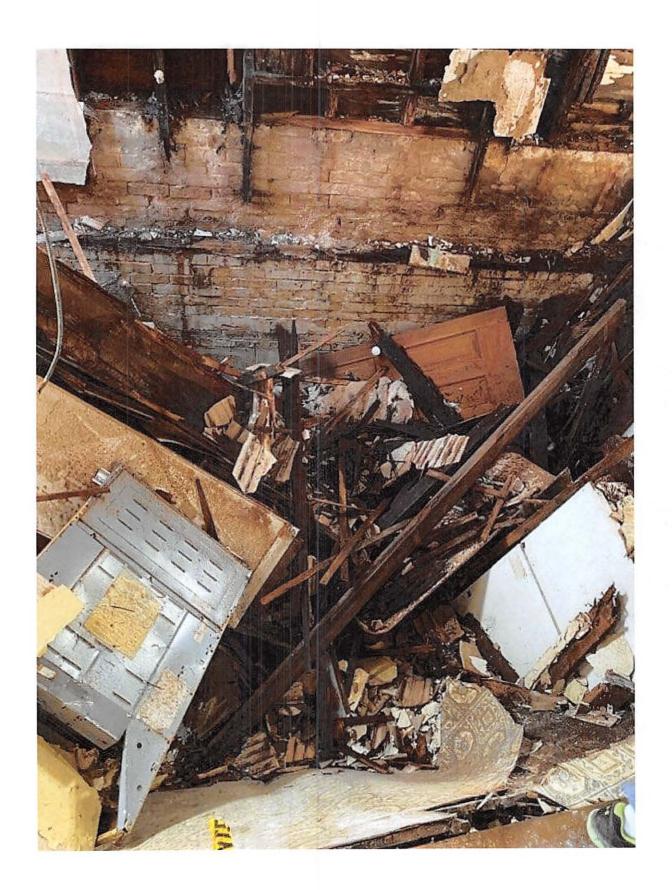






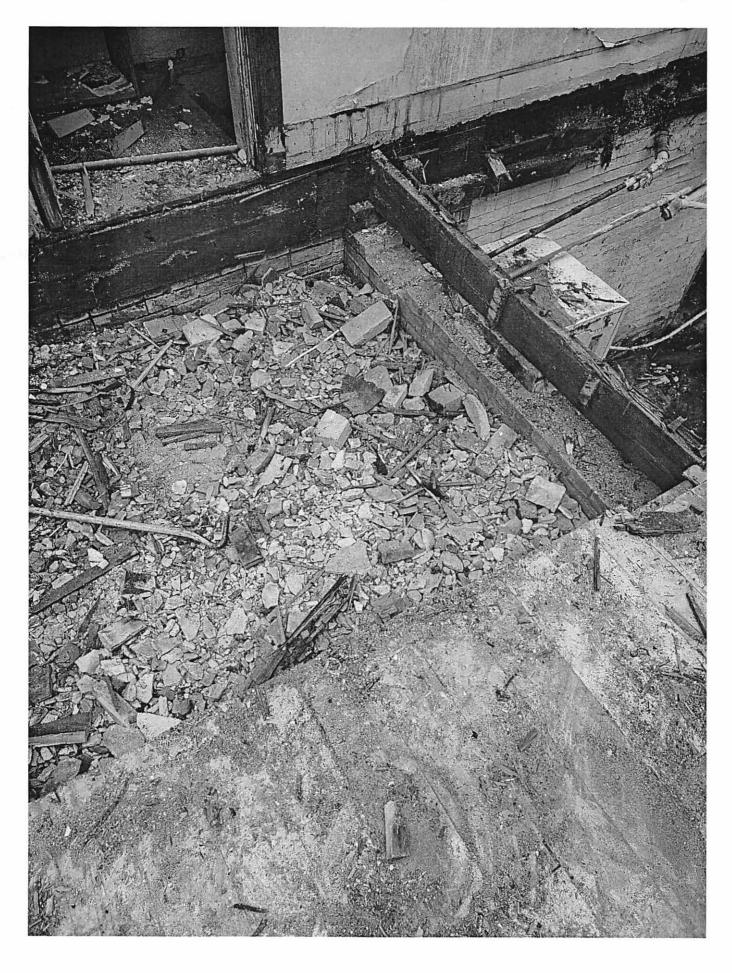












CITY OF SHEBOYGAN

REQUEST FOR ZONING BOARD OF APPEALS CONSIDERATION

ITEM DESCRIPTION:	
Address: 70	8 N EVANS STREET
Parcel #: 🙎	20300 212340
Owner's Name:	JOEL BRUNNBAUER
Zoning:	1R-6
REPORT PREPARED	BY: Pat Eirich, Building Inspector
REPORT DATE:	MEETING DATE:
BACKGROUND / ANA	ALYSIS
Ordinance #:	15.105 3bP
Requesting:	GARAGE ROOF HEIGHT OF 15-9"
Allowed: I S	
Ordinance #:	
Requesting:	
Allowed:	
Ordinance #:	
Requesting:	
Allowed:	
Ordinance #:	
Requesting:	
Allowed:	
ATTACHMENTS:	



828 Center Avenue, Suite 208 Sheboygan, WI 53081-4442

Phone: (920) 459-3477 Fax: (920) 459-0210 buildinginspection@sheboyganwi.gov

APPLYING FOR A VARIANCE

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I have read the above and understand my responsibilities rega	eve read the above and understand my responsibilities regarding my appeal to the Zoning Board of Appeals. I have also		
read and understand the "Three Tests" for a Variance included	d with this form.		
Color	1/19/22		
Signature	Date		

September 17, 2020 Page 1 of 3





www.sheboyganwi.gov

BUILDING INSPECTION DEPARTMENT 828 Center Avenue, Suite 208 Sheboygan, WI 53081-4442 Phone: (920) 459-3477 Fax: (920) 459-0210 buildinginspection@sheboyganwi.gov

	PEAL FROM RULING OF THE BUILDING INS D/OR ZONING ADMINISTRATOR	PECTOR	CASE NO: FILING DATE: RECEIPT NO: ZONING DIST:
TO:	THE ZONING BOARD OF APPEALS, CITY	OF SHEBOYGAN, SH	EBOYGAN COUNTY, WI
1).	Appeal Location (address): 708 N.	EVANS STREE	T
2).	Applicant: JUEL BRUNNBAUER Address: 708 N. EVANS STRE		
3).	Legal Property Description (Lot, Block, Su THE 5, 40' OF 4		FEBUTUAN GARDEN DEVISED
	Type of Building (Circle): Commercial - Request for (Circle): New Construction - R		Addition - Nonconforming Use - Other
٥,١	(if other) please list:		==
6).	If the request is for a nonconforming use		
-,.	Your intended use:		
	Date last occupied as a nonconforming us		
	By Whom:		
7).	Applicants interest in property:		
8).			
	EREBY CERTIFY THAT THE ABOVE APPLICA E TRUE, CORRECT AND COMPLETE TO THE		
Dat	e:_1/19/2Z	Mailing Address: _	JOEL BEUNNBAYER 708 N. EVANS STREET SHERVIGAN, 415- 53081

Reason for Variance Request / Hardship

- The current 20' x 20' garage can only support a small vehicle, motorcycles, and some misc.
 equipment
- We own 3 vehicles and 2 motorcycles along with yard equipment and misc. items
- We have no room left in current garage to allow us to park our vehicles inside garage to keep them secure and out of the inclement weather
- We have had some issues with damage to our vehicles due to parking along alleyway that is very narrow
- In the past years we have also had a couple break-ins to our vehicles
- The only variance that I am requesting is a height restriction of 9"
 - In order to span the garage roof, the trusses need to be built to code which makes the peak 9" taller than the allowed city specifications

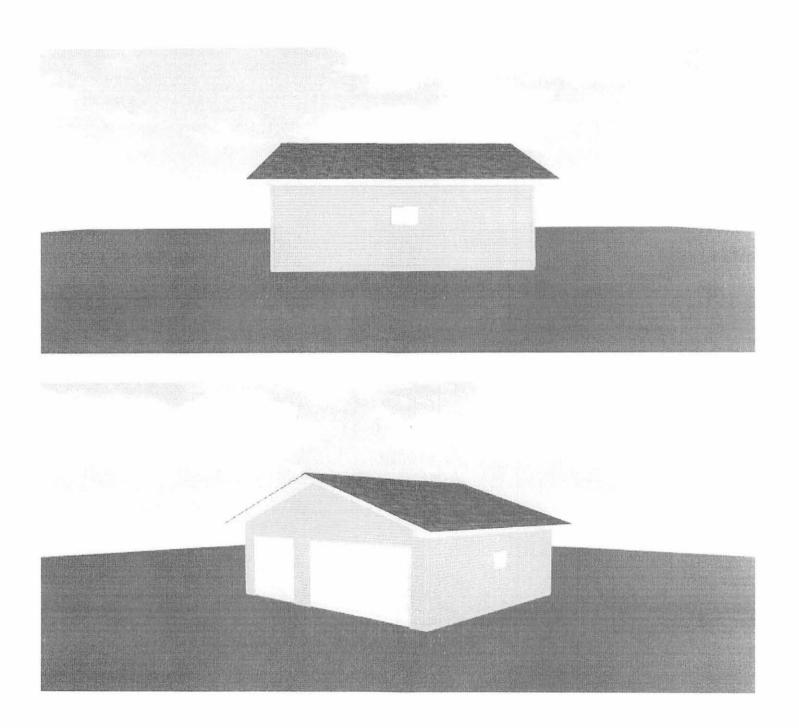
Design Criteria

- Construct a 32' x 28' garage which will allow us to put all vehicles in the garage along with the motorcycles and misc. equipment
- Vinyl Siding & roofing materials to be the same color and style as what is currently on the house
- Add character to my property and the neighborhood

Joe Brunnbauer
708 N Evans Street

Sheboygan, WI 53081

920-912-5193



D & H LAND SURVEYS LLC 708 N. EVANS STREET PARCEL 59281212340 1628 GEORGIA AVENUE BEING THE SOUTH 40 FEET OF LOT 29 OF SHEBOYGAN GARDEN DIVISION, SHEBOYGAN, WISCONSIN CITY OF SHEBOYGAN, SHEBOYGAN COUNTY, WISCONSIN. 28 S 89°50'28" E 150.29' 77.14 79.12 N. EVANS 79.14 STREET 79.52 20' PUBLIC ALLEY NORTH 29 H045E PROPOSED SARASE ASS SO ST PROPOSED SUAS BGGO LOT AREA 6005 SQ FT 843 SDF7 N 89°50'29" W 150.00' 73.89 30 1"= 20" 20' THIS IS TO CERTIFY THAT THE INFORMATION SHOWN HEREON + = EXISTING GRADE CITY DATUM = IRON PIPE FOUND Dennis J. Van Sluys S-1238 Dated this 18th day of January, 2022.

DATA/CSHEB22/708EVANS L-24297











(11EW) SOUTH



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