



City of Algoma
Zoning Board of Appeals Minutes
Tuesday, April 12, 2016

The Zoning Board of Appeals for the City of Algoma was called to order in City Hall at 6:00 PM by Chairman Hutter.

Present at roll call: Bob Bennett, Bill Bush, Don Guth, Chuck Hutter, and Secretary Jeff Wiswell. Absence excused at roll call: Terry Jorgenson.

The Secretary noted that the agenda was posted on bulletin boards in the City Hall, Library, and a notice was also published in the Green Bay Press Gazette. The Chairman declared that the meeting was in compliance with the open meetings law.

A motion was made by Guth, and seconded by Bush, to approve the agenda for the meeting. Motion passed.

A motion was made to approve the minutes of the July 30, 2014 regular meeting of the Zoning Board of Appeals by Bush, and seconded by Guth. Motion passed.

The Secretary briefed members of the Board on the matter presently before it. Tina Marie Kazmierczak, (appellant) the owner of a property located at 407 Fremont Street, Algoma, Wisconsin, appeared before the City of Algoma, Zoning Board of Appeals to request a variance from the Algoma Municipal Code, Chapter 18 Establishment of Zones and Zoning Map – Schedule of Controls, to create a two (2) foot interior side yard setback; two (2) foot interior rear yard setback; and a 17.45% “maximum coverage of lot area” in order to construct a garage that unless granted would otherwise be “non-conforming” under the code.

The appellant was administered the oath by the Secretary, and she proceeded to review her plans with the Board.

The home was constructed in January, 1901 and purchased by the current owner in September, 1999. When Ms. Kazmierczak purchased the property in 1999 the existing garage, positioned with a six inch (6”) interior side yard setback, was in disrepair. As a result of its poor condition the garage needs to be raised, and the appellant is seeking to replace the garage in the same location as the previous structure.

The appellant also requested that a building permit be issued to her to construct a garage, with a two (2) foot interior side yard setback, and a two (2) foot interior rear yard setback on the property.

However, the application for a building permit was denied by the Building Inspector pursuant to the City of Algoma, Municipal Code, Chapter 18, which requires: [1] A six (6) foot interior side yard setback variance.

Ms. Kazmierczak also presented the Board with a written statement supporting her request for a variance from James and Mary Carger, her most proximate neighbors at 417 Fremont St.

At the conclusion of the presentation, a motion was made by Bennett, and seconded by Bush, to close the public hearing. Motion passed.

A motion was made by Bush, and seconded by Bennett, to grant Ms. Kazmierczak a variance to allow her to construct a garage, with a two (2) foot interior side yard setback, and a two (2) foot interior rear yard setback on the property. Motion passed, with all members present voting in the affirmative.

A motion was made to adjourn at 6:56 PM by Guth, and seconded by Bennett. The motion carried, and the Board stood adjourned until further notice.