

## **March 26, 2015 BOA PUBLIC HEARING STAFF REPORT**

2. **Appeal 3667.** Appeal by Wisconsin Department of Natural Resources, (Jim Welsh, Natural Heritage Land Trust, agent) requesting relief from 11.03(2)(a)(1) required setback from the ordinary high water mark to allow for the construction of a wildlife viewing platform at Patrick Marsh being a portion of land locate in the SE ¼ of the SE ¼, Section 33, Town of Bristol.

OWNER: Wisconsin Department of Natural Resources

AGENT: Jim Welsh, Natural Heritage Land Trust

LOCATION: Patrick Marsh, Town of Bristol

ZONING DISTRICT: A-1 Agriculture

### **COMMUNICATIONS:**

- Town of Bristol 02/12/2015 acknowledgement and action of the Town Board in support of the variance request.
- Wisconsin Department of Natural Resources: 02/05/2015 Endorsement of variance request.

### **Facts of the Case:**

#### **Existing:**

- 320 acre conservancy (Patrick Marsh) owned by the Wisconsin Department of Natural Resources in conjunction with the Natural Heritage Land Trust.

#### **Proposed**

- Construction of a wildlife viewing platform within the required setback to a navigable body of water.

#### **Zoning Notes:**

- Chapter 11 Shoreland regulations require a 75 foot setback to any structure from a navigable body of water.

#### **History**

- No zoning history or violations were found on the parcel.

### **Setback from OHWM Variance: To allow the construction of a wildlife viewing platform**

Minimum setback from OHWM required: 75 feet.

Proposed Setback: 37 feet.

**VARIANCE NEEDED: 38 feet.**