

Hilbert, Hans

From: Everson, Daniel
Sent: Monday, August 31, 2015 10:15 AM
To: Lane, Roger; Hilbert, Hans
Subject: FW: comments regarding shoreland zoning variance requests

FYI

From: Lutze, Kay E - DNR [<mailto:Kay.Lutze@wisconsin.gov>]
Sent: Monday, August 31, 2015 10:07 AM
To: Dawn Schmidt (daschm@co.vilas.wi.us); Rich Wolosyn; Pam LaBine; Karl Jennrich; Philip A. McLaughlin; Alison Elliott; bindlm@co.richland.wi.us; Terry Ochs; MichelleS@jeffersoncountywi.gov; Scott Godfrey (scott.godfrey@lowacounty.org); Everson, Daniel; Bluemke, John; John Paul. Rybarczyk; ddonnelly@co.juneau.wi.us; terry.loeffelholz@lafayettecountywi.org; jkrueger@co.grant.wi.gov; awiegel@greencountywi.org; benjamin@co.rock.wi.us; bcunningham@co.sauk.wi.us; vernonctyzoning@vernoncounty.org
Cc: Lutze, Kay E - DNR
Subject: comments regarding shoreland zoning variance requests

Hello. I am writing to make sure you are aware of, and to provide clarity of process for, the new regulation and procedure regarding department submitted comments for shoreland zoning variance requests. 2015 Wis. Act 55 changed s. 59.692, STAT regarding this topic. The department may still submit comments regarding shoreland zoning variance requests, however s. 59.692(4)(b) now limits the nature of the comments. The department may only "issue an opinion on whether a variance should be granted or denied" within its comments regarding a shoreland zoning variance request "upon the request of a county board of adjustment."

What this means is that if your board of adjustment/board of appeals (BOA) wants the department (me) to continue providing opinions on whether a shoreland zoning variance request should be granted or denied I must receive a letter or copy of the minutes from the BOA stating so. This can be one "blanket" letter to cover all future shoreland zoning variance requests, rather than a letter for each individual request, which would be next to impossible for many counties in terms of implementation given timelines and established processes.

To be clear, I write this as an FYI and to clarify the new regulation, not as a request for you to advocate for any particular level of comments the department provides.

I look forward to continuing to work with you regarding shoreland zoning requests and issues.

Please contact me if you have any questions regarding this email.

Kay

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Kay Lutze

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