



Dane County Board of Adjustment

Decision of the Dane County Board of Adjustment

Administrative Appeal: 3680

FINDINGS OF FACT

Having heard the testimony and considered the evidence presented, the Board determines the facts of this case to be:

Filing Date: January 11, 2017.

Meeting notice published: March 9th and 16th, 2017, Wisconsin State Journal.
Affidavit of publication/posting is on file.

Hearing Date: March 23, 2017.

Appellant: Karl Dettmann, 435 Matterhorn Dr, Verona WI 53593.

1. Dane County Zoning permit DCPZP-2016-00590 was issued for the construction of an agricultural building that did not include foundation walls.
2. The zoning permit information and the submitted plans for Dane County Zoning Permit DCPZP-2016-00590 did not reflect that basement foundation was to be constructed as part of the building.
3. A site inspection on December 19, 2016 found that a basement foundation was being constructed with foundation walls on the property located at 4200 County Highway P.
4. Dane County Zoning Permit DCZP-2016-00590 contains a condition which states, Condition 1: "This approval by Dane County Zoning is only for the plan as presented. Any modification to the project requires the expressed written approval by Dane County Zoning. The permit shall be null and void if any modifications are made without the expressed written approval of Dane County Zoning".
5. Karl R. Dettmann nor Aldo Partners, LLC did not obtain expressed written approval from Dane County Zoning Division for the modifications.

CONCLUSIONS OF LAW

Based on the above findings of fact the Board concludes that:

1. The Zoning Administrator followed proper procedures with the inspection of a building that was being constructed. The inspection found that the building being constructed deviated from approved plans.
2. The Zoning Administrator had sufficient grounds to revoke Dane County Zoning Permit DCPZP-2016-00590 for the building construction deviating from approved plans without written approval from the Dane County Zoning Division.

On the basis of the above findings of fact, conclusions of law and the record in this matter the board **affirms** the Zoning Administrator’s decision.

Appeals. This decision may be appealed by a person aggrieved by this decision or by any officer, department, board or bureau of the municipality by filing an action in certiorari in the circuit court for this county within 30 days after the date of filing of this decision. The municipality assumes no liability for and makes no warranty as to reliance on this decision if construction is commenced prior to expiration of this 30-day period.

I certify that this is the decision of the Dane County Board of Adjustment:

Steven Schulz, Chairman Sign: _____ Date: _____

Filed with the Dane County Planning and Development Department, Zoning Division:

Todd Violate, Director Sign: _____ Date: _____