



## Dane County Planning & Development Zoning Division

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June 27, 2017

Paul Morrison  
1239 S Fish Hatchery Rd  
Oregon WI 53575

RE: 7741 & 7743 State Highway 69, Belleville WI and Appeal 3684

Dear Mr. Morrison,

This letter is a response to your letter dated June 23, 2017. As you are aware your application for a density study was accepted and a senior planner from the department will be in contact with you in the near future.

Also, as you requested, you were provided with a copy of the audio recording of the June 22, 2017 Board of Adjustment meeting.

Unfortunately I am unable to furnish you with any records showing that this department provided you with a copy of the Zoning Administrator's brief to the Board prior to when I hand delivered a copy of the meeting packet on the night of June 22, 2017. As you are aware an e-mail was sent by me to you via "thewoodcycle@gmail.com" on June 7, 2017 stating:

"This is simply a reminder that members of the Board of Adjustment will have a site inspection meeting tomorrow morning to view the property at 7741 State Highway 69. We'll arrive around 8:45 AM. No testimony will be taken, the purpose of the visit is strictly for the members to view the site, no action will be taken. You are not required to be present for the meeting."

It was my intention to attach a copy of the site inspection meeting packet, which contained your application and brief, as well as the Zoning Administrator's brief, however in an administrative oversight I failed to attach the document. I apologize for my mistake. While a copy of the documentation wasn't delivered directly to you it has been publically available via the County's meeting information system, Legistar, at <https://dane.legistar.com> since June 2, 2017.

It is regrettable that you had disappointing experience with our department. While we do our best to help property owners in rural Dane County, we must carry out our responsibilities within the law. I hope that I can reassure you that this department is here to help as you continue to work through your offer to purchase this property. I believe I've addressed the matters raised in your letter, if I can provide any additional assistance please do not hesitate to ask.

Sincerely,

Hans Hilbert  
Assistant Zoning Administrator  
County of Dane  
608-266-4993  
[hilbert.hans@countyofdane.com](mailto:hilbert.hans@countyofdane.com)

CC: Dane County Board of Adjustment Members  
Todd Violante, Director of Planning and Development  
Roger Lane, Zoning Administrator

June 23, 2017

Dane County Planning and Zoning  
Attn: Hans Hilbert  
210 Martin Luther King Jr Blvd  
Madison WI (by personal delivery)

RE: 7741/7743 State Highway 69, Belleville WI and Appeal #3684

Dear Mr Hilbert:

I am writing to request a formal density study on the ~55 acre property listed as 7741 and 7743 State Highway 69, Belleville, WI. With this letter, I also provide both the density study request form and the density study fee. In submitting this, I note that staff from the Zoning Department in their files on this parcel have already declared that this same ~55 acre parcel was afforded one split (staff report, zoning petition 3411 dated 4/1/85), and the Montrose land use language remains as quoted in the 4/1/85 document.

This request is in direct response to issues raised at Board of Adjustments on Appeal #3684 . Both the Board and the zoning administrator raised this issue and discussed questions of exhausting alternative remedies at that hearing, even after the Board decided they would only hear matters of timeliness and standing. Of significance and never addressed, is that exhaustion of other remedies is not an issue for an appeal of this nature. It is instead an issue related to the Board's other role; variance requests. Regardless of this all, these matters should not have been debated in any manner for a decision intentionally limited by the Board at the Administrator's request, to timeliness and standing of the appellant.

Additionally, I am requesting a digital audio copy of the entire meeting of the June 22, 2017 Board of Adjustments. As noted during that hearing, I did not receive the Administrator's brief until mere minutes before the hearing began. As such I was procedurally dis-advantaged and unable to fully address the very limited scope of the preliminary request stated in that brief and acted upon by the Board. I wish to review the full record of the hearing and subsequent discussions in deciding upon my response to the actions taken.

Finally, by this letter I am formally requesting copies of any public records evidencing that Paul Morrison had been sent a copy of the packet sent to both the members of the Board of Adjustments and also shared with the Administrator in advance of the meeting. Specifically, I am requesting any date-verifiable records demonstrating that Paul Morrison or [thewoodcycle@gmail.com](mailto:thewoodcycle@gmail.com) received equal notice as other parties that receive this Appeal packet. By this letter, I reiterate my sworn statement that I had not received this information in advance, and my email records verify no evidence of such a transmission, while I did receive



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Hans Hilbert

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other documents during this same timeframe from both Hans Hilbert and Sara Johnson. The Administrator stopped just short of calling me a liar for this testimony, and sadly he later heatedly called my daughter a liar on another issue. I find this behavior by a public official shocking and disappointing, and proceeding with any future action while knowing this attitude from the person holding such influence over decisions that affect my family is concerning to me.

Thank you for your assistance in this matter. Please direct written correspondence to myself at 1239 S Fish Hatchery Rd, Oregon WI 53575, but I still do welcome emailed information to the address above, noting that much of the matter we now find ourselves in is a result of information not received, even if your records that I have requested above indicate an attempt to send. I am willing to verify by response email as requested.

Sincerely,



Paul Morrison

Cc (by additional copies hand-delivered jointly with this copy):

Board of Adjustments

Administrator Roger Lane

County Executive Joe Parisi