



Dane County Board of Adjustment

Decision of the Dane County Board of Adjustment

Administrative Appeal: 3688

FINDINGS OF FACT

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

Filing Date: August 17, 2017.

Meeting notice published: October 12 & 19, 2017, Wisconsin State Journal.
Affidavit of publication/posting is on file.

Hearing Date: October 26, 2017

Appellant: Karl Dettmann, 4200 County Highway P, Cross Plains, WI 53528.

1. On May 11, 2017, Karl Dettmann submitted a zoning permit application for the construction of a residential building addition to the existing residence at 4200 County Highway P in the Town of Cross Plains.
2. After review of the zoning permit application for the residential addition, the Zoning Division identified concerns regarding compliance with the Dane County Code of Ordinances.
3. A letter sent a letter on May 18, 2017, to Karl Dettmann requesting additional information in order to address the concerns regarding the zoning permit application.
4. Six weeks after the request of information, the Zoning Division had not received any information to address the any of the concerns as identified in the May 18, 2017 letter.
5. The Zoning Division denied Zoning Permit Application DCPZP-2017-00273 base on failure to provide additional information to the Zoning Division as noted in the letter dated May 18, 2017.
6. The Board of Adjustment received correspondence from the Town of Cross Plains supporting the action of the Zoning Administrator.

CONCLUSIONS OF LAW

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

1. The Dane County Zoning Division was within their rights to request additional information regarding the concerns raised during the zoning permit application review.
2. The requested information as identified on a letter from the Zoning Division to Karl Dettmann dated May 18, 2017 was reasonable to ensure compliance with Dane County Code of Ordinances.
3. The Zoning Division has an appropriate basis for the denial of Zoning Permit DCPZP-2017-00273 as identified in a letter from the Zoning Division to Karl Dettmann dated July 3, 2017.

On the basis of the above findings of fact, conclusions of law and the record in this matter the board **denies** administrative appeal 3688 and upholds the determination of the Zoning Administrator.

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.

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 Violante, Director Sign: _____ Date: _____