



# Dane County

## Minutes - Final Unless Amended by Committee

### Board of Adjustment

*Consider:*

*Who benefits? Who is burdened?*

*Who does not have a voice at the table?*

*How can policymakers mitigate unintended consequences?*

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Thursday, August 25, 2022

6:30 PM

Virtual on Zoom

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#### A. Call To Order

*Chair Long called the meeting to order at 6:32 pm and made a statement regarding the rules and procedures of the Board. Hilbert provided instructions for the virtual meeting.*

*Also Present: Staff: Roger Lane, Zoning Administrator; Hans Hilbert, Assistant Zoning Administrator*

**Present** 5 - Chair AL LONG, Vice Chair TRAVIS LEESER, ARLAN KAY, Secretary SUE STUDZ, and GEORGE CORRIGAN

#### B. Public Comment for any Item not listed on the Agenda

*Henry Spelter, 5204 Autumn Ln McFarland, addressed the Board related to his appeal application of CUP 2563. He asked that the Board consider his request of recusal.*

#### C. Consideration of Minutes

1. [2022 MIN-232](#) Minutes of the March 24, 2022 Public Hearing

**Sponsors:** Board of Adjustment

**Attachments:** [3-24-2022 PH Minutes](#)

**STUDZ/LEESER to approve the minutes. Motion carried.**

**Ayes:** 5 - LONG, LEESER, KAY, STUDZ and CORRIGAN

2. [2022 MIN-233](#) Minutes of the August 11, 2022 Site Inspection

**Sponsors:** Board of Adjustment

**Attachments:** [8-11-2022 SI Minutes](#)

**STUDZ/LEESER to approve the minutes. Motion carried.**

**Ayes:** 5 - LONG, LEESER, KAY, STUDZ and CORRIGAN

## D. Public Hearing for Appeals

1. [2022](#)  
[BOA-001](#) Appeal 3719. Appeal by Mohamad Chowdry (Seth Dizard, court-appointed receiver) for a variance from minimum required setback to a wetland as provided by Section 11.03(2)(a)2., Dane County Code of Ordinances, to permit a truck wash at 6011 US Highway 51 being a parcel of land in the NE ¼ of the NE ¼, Section 8, Town of Burke.

**Sponsors:** Board of Adjustment

**Attachments:** [Appeal 3719 BOA Staff Report](#)  
[Appeal 3719 Overview Map](#)  
[Appeal 3719 Building Envelope](#)  
[DANE COUNTY VARIANCE APPLICATION \(OCHDL 6-13-22\)](#)  
[\[EXECUTED\] \(01804657x7A794\)](#)  
[Letter to Board of Adjustment re variance Town of Burke](#)  
[Appeal 3719 Existing site plan](#)  
[Appeal 3719 Proposed site plan](#)  
[6011 Hwy 51 Wetland Delineation Report & Data Forms](#)  
[20040722\\_56\\_CO\\_Packet](#)

*Chair Long opened the public hearing. Assistant Zoning Administrator Hilbert provided a staff report and answered questions of the Board.*

*Roxanne Johnson, engineer and agent of the applicant, spoke in favor of the appeal and answered questions of the Board.*

*Justin Grantin, applicant and potential buyer of subject property, answered questions of the Board and provided additional details on the proposal.*

*Zoning Administrator Lane described concerns with the request and stated that it appears alternative development not requiring the requested relief exist. The Board asked questions of Lane.*

*The Chair allowed Johnson a rebuttal and then closed the public hearing.*

*The Board deliberated the appeal and provided guidance to the applicant related to the motion.*

**LEESER/KAY to hold the appeal in abeyance for a period of one year to allow the applicant to submit a revised plan. Applicant may return before the board anytime within the one year abeyance. Motion carried.**

**Ayes:** 5 - LONG, LEESER, KAY, STUDZ and CORRIGAN

## E. Appeals from Previous Meetings

## F. Reports to Committee

**G. Other Business Authorized by Law**

**H. Adjournment**

STUDZ/LEESER to adjourn. The Chair closed the meeting at 8:00 pm.