

August 24, 2005

736 W Prospect Ave
Appleton, WI 54914

Ms. Paula Vandehey
Director of Public Works
100 N Appleton St
Appleton, WI 54911

Dear Ms. Vandehey:

This letter serves as an official request for appeal and exception of the new city ordinance that requires driveways to be all solid pavement.

We have attached a photo of our driveway for your reference. As you can see, our driveway is not 100% paved, but this is an intentional design to reflect the historic character of the home (which was built in 1915), and to ultimately enhance the value of the property which is adjacent to the Old Third Ward historic district. To the best of our knowledge, the grass strip poses no safety or health risks to the inhabitants or to other citizens (we don't even use pesticides!).

We are in the process of putting this home on the market; should we be required to rip out the grass we are certain it would diminish the appeal of the property, and limit our ability to sell it.

We greatly appreciate your conscientious consideration of this request for appeal, at your earliest convenience. If you have any additional questions or concerns, we can be reached at 738-1824 (home) or at 920-209-4666 (cell). Thank you for your time.

Sincerely,


Cathryn Cofell-Mutschler


Peter Mutschler

Baranowski requested the Board of Public Works Report be considered as the last Report (after the Finance Committee Report).

Spears requested the Safety and Licensing Committee Report be considered third.

REPORT OF THE MUNICIPAL SERVICES COMMITTEE
Meeting of September 13, 2005

MEMBERS PRESENT: Alderperson Brooker, Alderperson Konetzke, Alderperson Smith, Alderperson Spears, and Alderperson Thompson

MEMBERS EXECUSED: None

The Municipal Services Committee reports and recommends that:

1. The request from Salon Moxie for a permanent street occupancy permit to place one sandwich board sign in the beautification strip at 103 West College Avenue be approved contingent upon meeting all conditions stated in the Sign Code and Sandwich Board Policy. BE APPROVED (5-0)
2. The request from Patina Restaurant for a permanent street occupancy permit to place one sandwich board sign in the beautification strip at 300 West College Avenue be approved contingent upon meeting all conditions in the Sign Code and Sandwich Board Policy. BE APPROVED (5-0)
3. The request from CSI-Appleton for a permanent street occupancy permit to place one sandwich board sign in the beautification strip at 100 West College Avenue be approved contingent upon meeting all conditions stated in the Sign Code and Sandwich Board Policy. BE APPROVED (5-0)
4. The request from Houdini Academy Daycare for a second emergency exit connection to the City Center Ramp be approved contingent upon proof of meeting all codes, and an agreement be drawn up between City Attorney's Office concerning all city concerns including cost of construction and deconstruction of the exit for the Day Care prior to construction. BE APPROVED AS AMENDED (3-2/Brooker, Smith) .
5. Resolution #31-R-04/Brooker, Kranick – "Resolved, that street occupancy permits for tables and chairs coincide with the hours for solicitation between Drew and Richmond Street on College Avenue " **on an extended trial basis to December 31, 2005.** BE APPROVED (5-0)
6. The request from Cathryn Cofell-Mutschler, 736 West Prospect Avenue, for an exception to the Front Yard Parking Ordinance. BE APPROVED (4-1/Brooker)
7. The request from Oscar J. Boldt Construction for a permanent street occupancy permit to close the east Durkee Street sidewalk adjacent to Roosevelt Middle School for the addition/remodel project from September 1, 2005 through February 28, 2006. BE APPROVED (5-0)
8. The request from The Brides for a permanent street occupancy permit to install a new awning at 801 West College Avenue be approved with a minimum clearance of 8 feet. BE APPROVED (5-0)
9. The request from Brookstone Homes to install walkway from front of home/office directly to street along with installation of sidewalk along with walkway at 4841 North Applebend Drive and Ashbury Drive. BE APPROVED AS AMENDED (5-0)
10. Approve traffic control at Bedford Lane and Kernan Avenue intersection. BE APPROVED (5-0)

Clemons moved, seconded by Smith, for the previous question. Voice vote. Motion carried.

ROLL CALL ON REFERRING PETITION: Aye - 14. Nay - 1/Jirschele. Excused - 1/Lange.

PETITION REFERRED TO NOVEMBER 7, 2006 ELECTION.

REPORT OF THE MUNICIPAL SERVICES COMMITTEE

Meeting of September 12, 2006

MEMBERS PRESENT: Alderperson Konetzke, Alderperson Lange, Alderperson Mueller, Alderperson Smith, and Alderperson Spears

MEMBERS ABSENT: None

The Municipal Services Committee reports and recommends that:

1. R/B (09/06/06)/Stueck - #27-R-06/Stueck – “Resolved, driveways that have been granted a variance from the current driveway ordinance, for reasons other than financial hardship, shall have the variance run with the land until the property is sold. However if the property is sold within a 5-year period from the granting of the variance, it shall expire when 5 years has elapsed from the granting of said variance, at which time the new owners must either (1) comply with the ordinance or (2) make a new request for a variance.” BE APPROVED AS AMENDED. (4-0)

(SEE OTHER BUSINESS FOR ITEM #2)

2. The vacation of Marion Street between Kernan Avenue and Walden Avenue. BE APPROVED (5-0)
3. Contract Amendment for BT² for consulting services for the Mackville Landfill. BE APPROVED (5-0)
4. Request from Richard Weix, 218 East Spring Street, for an extension to meet the Front Yard Parking Ordinance based on extenuating circumstances. BE APPROVED (5-0)
5. Request from Michael Frank for a new driveway access to 1400 West College Avenue. BE APPROVED (5-0)
6. Request from Appleton Sign Company for a permanent street occupancy permit to install an awning at Antibes Boutique, 109 East College Avenue, be approved with a minimum clearance of 8 feet. BE APPROVED (5-0)
7. Request from Voith Paper of Wisconsin for a permanent street occupancy permit to install fiber optic cable between their two facilities on East Glendale Avenue be approved subject to the following conditions:
 - a. Location be registered with Digger’s Hotline.
 - b. Equipment be replaced at owner’s expense if location conflicts with any future city construction projects. BE APPROVED (5-0)
8. Request from Tropical Smoothie Café for a permanent street occupancy permit to place a sandwich board in the beautification strip at 10 College Avenue be approved contingent upon meeting all conditions stated in the Sign Code and Sandwich Board Policy. BE APPROVED (5-0)