



City of Appleton

100 North Appleton Street
Appleton, WI 54911-4799
www.appleton.org

Meeting Agenda - Final Board of Zoning Appeals

Monday, September 18, 2017

7:00 PM

6th Floor Council Chambers

1. Call meeting to order
2. Roll call of membership
3. Approval of minutes from previous meeting

[17-1276](#) Minutes from July 17, 2017.

Attachments: [July 17, 2017 minutes.pdf](#)

4. Public Hearings/Apearances

5. Action Items

[17-1277](#) 181 S. Riverheath Way (31-4-0828-04) The applicant proposes to erect a sign that is four (4) feet six (6) inches high on the front lot line. Section 23-525(c) of the Zoning Ordinance limits sign height to three (3) feet if closer than fifteen (15) feet from the front property line. The applicant also plans to use the sign to advertise businesses not located on this parcel. Section 23-505(d) of the Zoning Ordinance prohibits off premise signs.

Attachments: [181 Riverheath Way.doc](#)
[181 Riverheath Way Application.doc](#)

[17-1278](#) 6800 N. Purdy Pkwy (31-1-9201-00) The applicant proposes to construct an accessory building (garage) on a lot prior to the construction of the principal residential building. Section 23-43(d)(1) of the Zoning Ordinance prohibits accessory buildings to be constructed prior to the principal building. The applicant also proposes to construct a garage that is 2,358 sq. ft. Section 23-43(i)(2) of the Zoning Ordinance limits the cumulative size of accessory structures on residential lots to 1,600 sq. ft.

Attachments: [6800 Purdy Parkway.doc](#)
[6800 N. Purdy Parkway application.doc](#)

[17-1431](#)

2 Olde Paltzer Lane (31-6-4007-00) The applicant proposes to erect a fence that will be six (6) feet tall and located one (1) foot from the front property line. Section 23-44(a)(1)(a) of the Zoning Ordinance limits fence height to three (3) feet in the front yard setback.

Attachments: [2 Olde Paltzer Lane.doc](#)

[2 olde palter9.pdf](#)

[2 olde palter9\(map\).pdf](#)

[2 Olde Paltzer La.doc](#)

[17-1432](#)

2508 N. Richmond St. (31-6-7695-00) The applicant is appealing the decision of the Inspection Supervisor who is considering the proposed butterfly enclosure to be a structure. Section 23-43(f)(2)(a) of the Zoning Ordinance requires accessory structures to be at least five (5) feet from the north property line and eight (8) feet, two (2) inches from the east property line. The proposed butterfly enclosure will be on the property lines.

Attachments: [2508 N. Richmond St.doc](#)

[2508 n Richmond.doc](#)

[2508 N. Richmond\(map\).pdf](#)

[2508 N. Richmond.pdf](#)

6. Information Items

7. Adjournment

Notice is hereby given that a quorum of the Common Council may be present during this meeting, although no Council action will be taken.

Reasonable Accommodations for Persons with Disabilities will be made upon Request and if Feasible.



City of Appleton

100 North Appleton Street
Appleton, WI 54911-4799
www.appleton.org

Meeting Minutes - Final Board of Zoning Appeals

Monday, July 17, 2017

7:00 PM

6th Floor Council Chambers

1. Call meeting to order

2. Roll call of membership

Present: 5 - McCann, Smith, Joosten, Engstrom and Sperl

Excused: 1 - 2nd Alternate Maloney

3. Approval of minutes from previous meeting

[17-1086](#)

Minutes from June 19, 2017.

Attachments: [June 19, 2017 minutes.pdf](#)

Smith moved, seconded by Engstrom, that the Minutes be approved. Roll Call.
Motion carried by the following vote:

Aye: 5 - McCann, Smith, Joosten, Engstrom and Sperl

Excused: 1 - 2nd Alternate Maloney

4. **Public Hearings/Appealances**

5. **Action Items**

6. **Information Items**

[17-1087](#)

721 N. Rankin St. The applicant proposes to construct an accessory building in the front yard. Section 23-43(f)(1)(e) of the Zoning Ordinance prohibits accessory buildings from the front yard.

Attachments: [721 N. Rankin St.doc](#)

Sperl moved, seconded by Smith, that the Report Action Item be approved due to limitations of buildable locations on the property. Roll Call. Motion carried by the following vote:

Aye: 4 - McCann, Smith, Engstrom and Sperl

Nay: 1 - Joosten

Excused: 1 - 2nd Alternate Maloney

7. Adjournment

Smith moved, seconded by Sperl, that the meeting be adjourned. Roll Call.
Motion carried by the following vote:

Aye: 5 - McCann, Smith, Joosten, Engstrom and Sperl

Excused: 1 - 2nd Alternate Maloney

August 14, 2017
August 15, 2017
Acct. 15520

City of Appleton

NOTICE OF HEARING FOR VARIANCE

NOTICE IS HEREBY GIVEN that a meeting of the Board of Appeals, established under the provisions of Chapter 23 of the Ordinance, and known as the Zoning Ordinance, to be held on the 21st day of August, 2017, at 7:00 P.M., in Committee Room "6A/B", 6th Floor, City Hall, 100 North Appleton Street, of the City of Appleton, Wisconsin, will be heard to consider the Appeal of:

from the ruling of the City Building Inspector in granting a permit for the construction, alteration, rebuilding, or occupancy of a nonconforming building on, or for the use of the property known and described as follows:

181 S. Riverheath Way

Tax Key Number: 31-4-0828-04

The applicant proposes to erect a sign that is four (4) feet six (6) inches high on the front lot line. Section 23-525(c) of the Zoning Ordinance limits sign height to three (3) feet if closer than fifteen (15) feet from the front property line. The applicant also plans to use the sign to advertise businesses not located on this parcel. Section 23-505(d) of the Zoning Ordinance prohibits off premise signs.

Notice is further given that the said meeting is open to the public and that the appellant and any other person interested may appear and be heard for or against the granting of aforesaid permit by this Board.

CITY OF APPLETON,
Appleton, Wisconsin
The Board of Appeals

**REASONABLE ACCOMMODATIONS FOR PERSONS WITH DISABILITIES
WILL BE MADE UPON REQUEST AND IF FEASIBLE.**

Return to: Department of Public Works
Inspection Division
100 North Appleton Street
Appleton, Wisconsin 54911
(920) 832-6411

City of Appleton Application for Variance

Application Deadline: **June 26, 2017**

Meeting Date: **July 17, 2017 at 7:00 pm**

Please write legibly and also submit a complete reproducible site plan (maximum size 11" x 17"). A complete site plan includes, but is not limited to, all structures, lot lines and streets with distances to each. There is a non-refundable \$125.00 fee for each variance application. The non-refundable fee is payable to the City of Appleton and due at the time the application is submitted.

Property Information	
Address of Property (Variance Requested) 181 S. Riverheath Way	Parcel Number 31-4-0826-06
Zoning District PDC2	Use of Property Commercial

Applicant Information	
Owner Name Riverheath Prairie LLC	Owner Address 181 S. Riverheath Way Appleton, WI 54915
Owner Phone Number	Owner E Mail address (optional)
Agent Name Ron Erickson Appleton Sign	Agent Address 2400 Holly Road Neenah, WI 54956 (920) 734-1601
Agent Phone Number 920-560-6824	Agent E Mail address (optional) rone@appletonsign.com

Variance Information
Municipal Code Section(s) Project Does not Comply 23-505(d)- Off premise sign are prohibited. 23-525(c)- A ground sign closer than fifteen (15) feet to the right-of-way, or shall not be more than three (3) feet in height.
Brief Description of Proposed Project Erect a monument (ground) sign that is four (4) feet 6 (six) inches high and on the front lot line and advertises businesses that are not located on that parcel.

Owner's Signature (Required): _____ Date: _____

- # Questionnaire

August 14, 2017
August 15, 2017
Acct. 15520

City of Appleton

NOTICE OF HEARING FOR VARIANCE

NOTICE IS HEREBY GIVEN that a meeting of the Board of Appeals, established under the provisions of Chapter 23 of the Ordinance, and known as the Zoning Ordinance, to be held on the 21st day of August, 2017, at 7:00 P.M., in Committee Room "6A/B", 6th Floor, City Hall, 100 North Appleton Street, of the City of Appleton, Wisconsin, will be heard to consider the Appeal of:

from the ruling of the City Building Inspector in granting a permit for the construction, alteration, rebuilding, or occupancy of a nonconforming building on, or for the use of the property known and described as follows:

6800 N. Purdy Parkway

Tax Key Number: 31-1-9201-00

The applicant proposes to construct an accessory building (garage) on a lot prior to the construction of the principle residential building. Section 23-43(d)(1) of the Zoning Ordinance prohibits accessory buildings to be constructed prior to the principal building. The applicant also proposes to construct a garage that is 2,358 sq. ft. Section 23-43(i)(2) of the Zoning Ordinance limits the cumulative size of accessory structures on residential lots to 1,600 sq. ft.

Notice is further given that the said meeting is open to the public and that the appellant and any other person interested may appear and be heard for or against the granting of aforesaid permit by this Board.

CITY OF APPLETON,
Appleton, Wisconsin
The Board of Appeals

**REASONABLE ACCOMMODATIONS FOR PERSONS WITH DISABILITIES
WILL BE MADE UPON REQUEST AND IF FEASIBLE.**

Return to: Department of Public Works
Inspection Division
100 North Appleton Street
Appleton, Wisconsin 54911
(920) 832-6411

City of Appleton Application for Variance

Application Deadline: **July 31, 2017**

Meeting Date: **August 21, 2017 at 7:00 pm**

Please write legibly and also submit a complete reproducible site plan (maximum size 11" x 17"). A complete site plan includes, but is not limited to, all structures, lot lines and streets with distances to each. There is a non-refundable \$125.00 fee for each variance application. The non-refundable fee is payable to the City of Appleton and due at the time the application is submitted.

Property Information	
Address of Property (Variance Requested) 6800 N. Purdy Parkway	Parcel Number 31-1-9201-00
Zoning District R1B	Use of Property Residential

Applicant Information	
Owner Name Thomas Purdy	Owner Address 6600 N. Ballard Road Appleton, WI 54913
Owner Phone Number 731-1555	Owner E Mail address (optional) applehillmam@new.rr.com
Agent Name	Agent Address
Agent Phone Number	Agent E Mail address (optional)

Variance Information
Municipal Code Section(s) Project Does not Comply Section 23-43(d)(1) - No accessory building shall be constructed on a lot prior to the principal building being present or under construction. Section 23-43(i)(2) - The maximum cumulative size of all detached accessory buildings on a property is 1,600 sq. ft.
Brief Description of Proposed Project It is proposed that a permit be issued to build a garage on this property prior to plan approval of the principal residential building. I would like to get started on the garage, but have not sold the home that I currently own. Also, I request that this garage be allowed to be 2,358 sq. ft.

Owner's Signature (Required): _____ Date: _____

- # Questionnaire

September 11, 2017
September 12, 2017
Acct. 15520

City of Appleton

NOTICE OF HEARING FOR VARIANCE

NOTICE IS HEREBY GIVEN that a meeting of the Board of Appeals, established under the provisions of Chapter 23 of the Ordinance, and known as the Zoning Ordinance, to be held on the 18th day of September, 2017, at 7:00 P.M., in Committee Room “6A/B”, 6th Floor, City Hall, 100 North Appleton Street, of the City of Appleton, Wisconsin, will be heard to consider the Appeal of:

from the ruling of the City Building Inspector in granting a permit for the construction, alteration, rebuilding, or occupancy of a nonconforming building on, or for the use of the property known and described as follows:

2 Olde Paltzer Lane

Tax Key Number: 31-6-4007-00

The applicant proposes to erect a fence that will be six (6) feet tall and located one (1) foot from the front property line. Section 23-44(a)(1)(a) of the Zoning Ordinance limits fence height to three (3) feet in the front yard setback.

Notice is further given that the said meeting is open to the public and that the appellant and any other person interested may appear and be heard for or against the granting of aforesaid permit by this Board.

CITY OF APPLETON,
Appleton, Wisconsin
The Board of Appeals

**REASONABLE ACCOMMODATIONS FOR PERSONS WITH DISABILITIES
WILL BE MADE UPON REQUEST AND IF FEASIBLE.**

Return to: Department of Public Works
Inspection Division
100 North Appleton Street
Appleton, Wisconsin 54911
(920) 832-6411

City of Appleton Application for Variance

Application Deadline: **August 28, 2017**

Meeting Date: **September 18, 2017 at 7:00 pm**

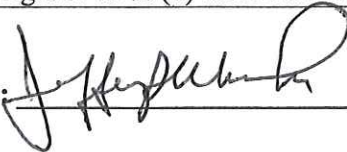
Please write legibly and also submit a complete reproducible site plan (maximum size 11" x 17"). A complete site plan includes, but is not limited to, all structures, lot lines and streets with distances to each. There is a non-refundable \$125.00 fee for each variance application. The non-refundable fee is payable to the City of Appleton and due at the time the application is submitted.

Property Information	
Address of Property (Variance Requested) 2 Olde Paltzer Lane	Parcel Number 31-6-4007-00
Zoning District R1A	Use of Property Residential

Applicant Information	
Owner Name Jeffery Wierichs	Owner Address 2 Olde Paltzer Lane Appleton, WI 54913
Owner Phone Number 213-3321	Owner E Mail address (optional) wierichj@athenet.net
Agent Name	Agent Address
Agent Phone Number	Agent E Mail address (optional)

Variance Information
Municipal Code Section(s) Project Does not Comply 23-44(a)(1)(a) – Fences shall be no taller than three (3) in height in the front yard setback.
Brief Description of Proposed Project The proposed fence will be six (6) feet tall in the front setback area. Section 23-44(a)(1)(a) of the Zoning Ordinance limits fence height to three (3) feet in the front yard setback.

Owner's Signature (Required):



Date: 8.25.17

Return to: Department of Public Works
Inspection Division
100 North Appleton Street
Appleton, Wisconsin 54911
(920) 832-6411

Questionnaire

In order to be granted a variance each applicant must be able to prove that an unnecessary hardship would be created if the variance were not granted. The burden of proving an unnecessary hardship rests upon the applicant. The attached sheet provides information on what constitutes a hardship. (Attach additional sheets, if necessary, to provide the information requested. Additional information may be requested as needed.

1. Explain your proposed plans and why you are requesting a variance:

see Attached

2. Describe how the variance would not have an adverse impact on the surrounding properties:

see attached

3. Describe the special conditions that apply to your lot or structure that do not apply to surrounding lots or structures:

See attached

4. Describe the hardship that would result if your variance were not granted:

see attached

25 August 2017

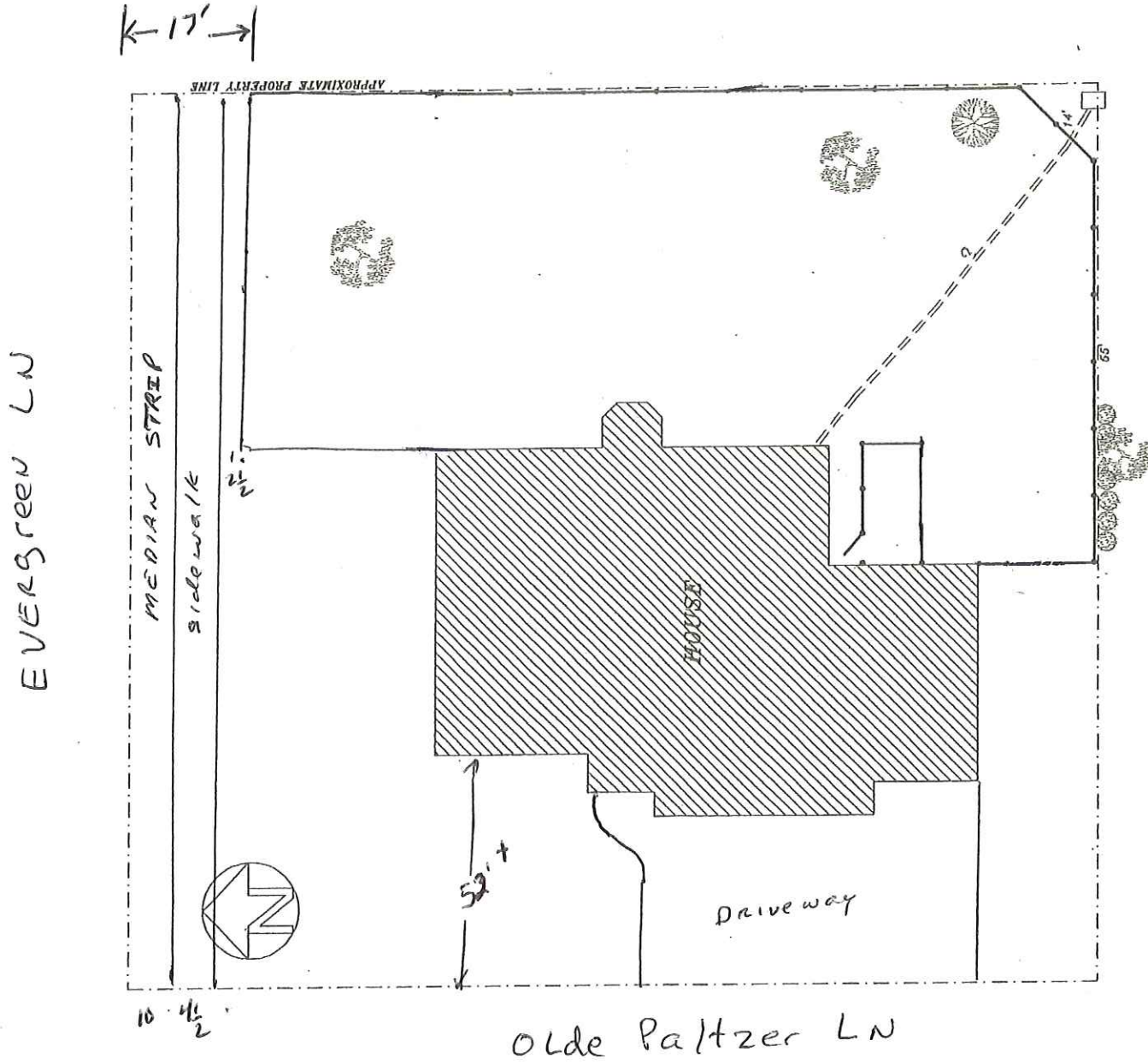
Response to Questionnaire:

Ref: Requesting a variance be granted.

Subject Property: 2 Olde Paltzer Ln, Appleton, WI

1. We need a variance to keep our fence, along our northern border, as is. Our fence was installed 9 years and 10 months ago. The City informed us someone had made an anonymous complaint about it. In the ten years we have had the fence, we received many compliments on it, never a negative comment. We need a variance so we can be allowed to keep our fence as is.
2. The variance would have no adverse impact on the surrounding properties. I have personally spoken with the adjacent property owners and they have no objections to our fence. The fence is a "see thru" design.
3. Our lot is unique in that it is a corner lot. When we purchased our home, we were not required to have a sidewalk on our northern border; along Evergreen Dr. The City of Appleton placed and maintains a sidewalk there. We had planned to place a fence along/near that boundary. Placing the fence gives us privacy, shields us from Evergreen Dr., and allows us enjoyment of our backyard setting.
4. Our lot being a corner lot, creates a hardship. When my wife, Sandra, applied for the permit it was explained the fence could not the impede line of sight; for traffic in our front yard. Our front yard, is where we enter our home and our driveway. Our house faces Olde Paltzer Ln. She was shown on the diagram that fencing could not be placed in our front yard where it would impede the vision of a driver stopped at the stop sign on that corner. The fence was placed based upon the information and guidance given. The hardship is simply the fence based on guidance given.. The Ordinance questions front yard fence placement. The Ordinance and guidance was followed. Not placing the fencing in our front yard, nor impeding traffic vision at the corner. We see the fence placement in our side yard. The fence allows us our freedom to enjoy our property. It would be a hardship not to utilize our yard.

Subject Property:
2 olde Paltzer LN
Appleton, WI



City of Appleton - INSPECTION DIVISION
BUILDING PERMIT APPLICATION

**STATE BUILDING
PERMIT NO.**

Permit No. 949
Receipt No. 3022766
Permit Fee \$25.00
Stormwater No. _____

Owner Sandra Wierichs Type Building Fence
Location of Building
No. 2 Olde Paltzer Lane Street _____ Zip _____
Aldermanic District 13

Key No. 31-6-4007-00 Legal Description _____

Comments: 6'-0" height max, 3'-0" high max in setback area
Zoning District RIA
Date of Application: 10/16/07
Date Issued: 10/16/07

Reason Issued

☐ New Building
☐ Addition
☐ Remodel-Interior
☐ Remodel-Exterior
☐ Wrecking
☐ Moving
☒ Fence Other

Estimated Cost \$ 6000.00

Accessory Building

Set Back from Front Property Line _____
Distance from Main Bldg. _____
Side Yard Setback _____
Rear Yard Setback _____

Type of Building Const.

Frame _____
Masonry _____
Steel _____
Exterior Finish vinyl / chain link

Type of Building

☒ One Family
☐ Two Family
☐ Multi-Family
☒ Garage-Att.
☐ Garage-Sep.
☐ Commercial
☐ Other

Lot Information

Type _____
Corner _____
Interior ☒ _____
Size _____
Area _____

Foundation

☒ Full Bsmt.
☐ Partial Bsmt.
☐ Crawl Space
☐ Frost Wall
☐ Conc. Slab

Building Size Information

O.A. Dimension 210'-0" linear
No. Stories Ht. 6'-0"
Basement Area _____
Garage Area _____
1st Floor Area _____
2nd Floor Area _____
Volume _____
Total Area _____

Main Building

Set Back _____
Side Yard _____
Side Yard _____
Rear Yard _____

Type of Foundation

Block/Concrete _____
Cross Wall _____
Steel Beams _____
Wood Beams _____
Posts _____ Number _____

Contractor OWNER Address _____ Telephone 991-1073
Architect or Designer _____ Address _____ Telephone _____

The undersigned agrees to construct the above described building in accordance with plans and specifications submitted herewith, and in strict compliance with all the provisions of the Building Code and Zoning Ordinance of the City of Appleton and the Building Code of the State of Wisconsin, and to grant permission for reasonable inspections as a condition of receiving this permit.

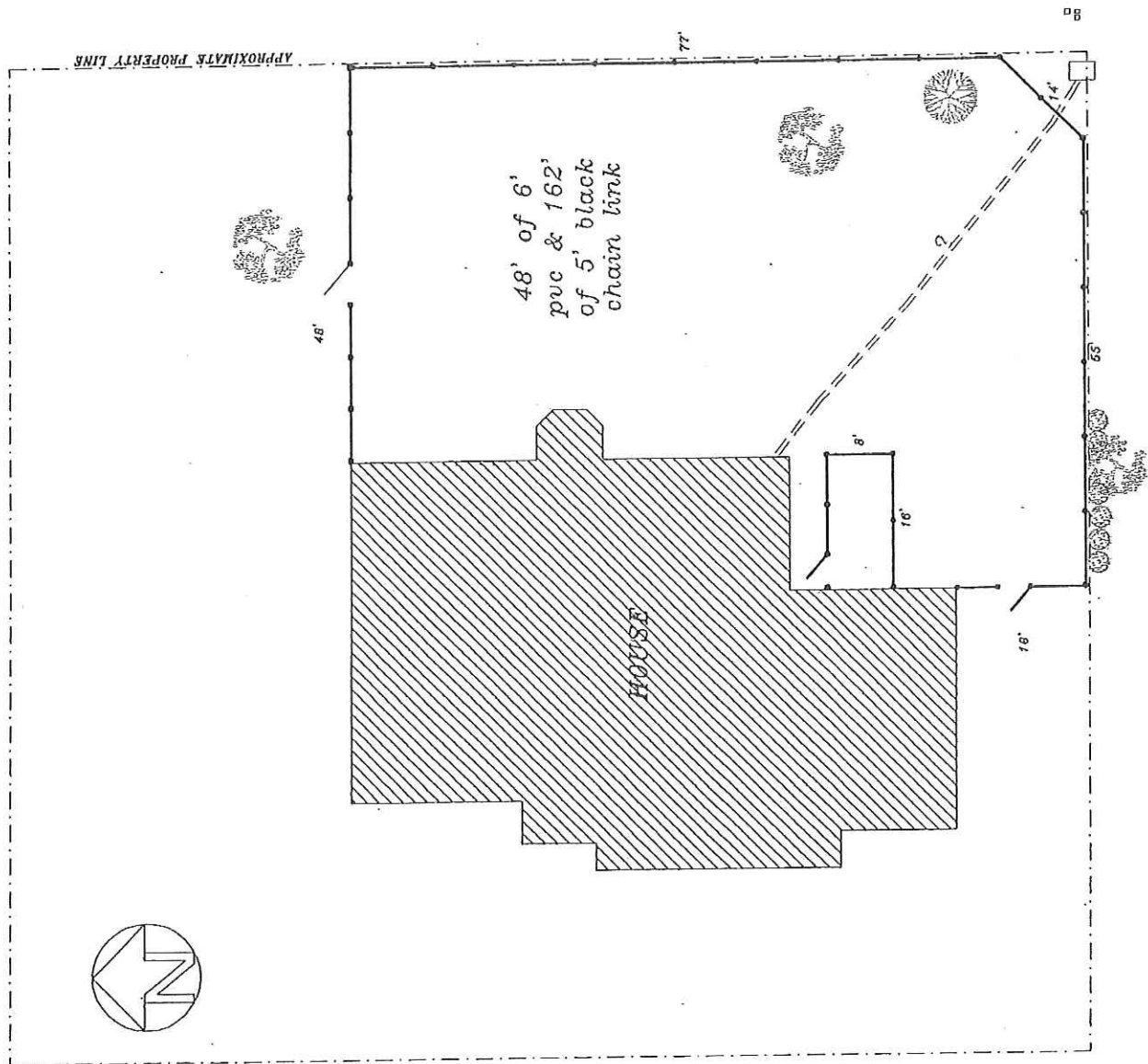
THIS PERMIT DOES NOT COVER PLUMBING, ELECTRICAL OR HEATING INSTALLATIONS.

Permit granted by
Board of Appeals
Board of Building Inspection
Approved by: [Signature]

Applicant Sandra P. Wierichs
Address _____
By _____
State Certification No. _____

APPLICANT SHALL CALL THE INSPECTION DIVISION FOR REQUIRED INSPECTIONS: 832-6411

Reasonable Accommodations for persons with disabilities will be made upon request and if feasible.



Return to: Department of Public Works
Inspection Division
100 North Appleton Street
Appleton, Wisconsin 54911
(920) 832-6411

City of Appleton Application for Variance

Application Deadline: **August 28, 2017**

Meeting Date: **September 18, 2017 at 7:00 pm**

Please write legibly and also submit a complete reproducible site plan (maximum size 11" x 17"). A complete site plan includes, but is not limited to, all structures, lot lines and streets with distances to each. There is a non-refundable \$125.00 fee for each variance application. The non-refundable fee is payable to the City of Appleton and due at the time the application is submitted.

Property Information	
Address of Property (Variance Requested) 2 Olde Paltzer Lane	Parcel Number 31-6-4007-00
Zoning District R1A	Use of Property Residential

Applicant Information	
Owner Name Jeffery Wierichs	Owner Address 2 Olde Paltzer Lane Appleton, WI 54913
Owner Phone Number 213-3321	Owner E Mail address (optional) wierichj@athenet.net
Agent Name	Agent Address
Agent Phone Number	Agent E Mail address (optional)

Variance Information
Municipal Code Section(s) Project Does not Comply 23-44(a)(1)(a) – Fences shall be no taller than three (3) in height in the front yard setback.
Brief Description of Proposed Project The proposed fence will be six (6) feet tall in the front setback area. Section 23-44(a)(1)(a) of the Zoning Ordinance limits fence height to three (3) feet in the front yard setback.

Owner's Signature (Required): _____ **Date:** _____

- # Questionnaire

September 11, 2017
September 12, 2017
Acct. 15520

City of Appleton

NOTICE OF ADMINISTRATIVE APPEAL

NOTICE IS HEREBY GIVEN that a meeting of the Board of Appeals, established under the provisions of Chapter 23 of the Ordinance, and known as the Zoning Ordinance, to be held on the 18th day of September, 2017, at 7:00 P.M., in Committee Room "6A/B", 6th Floor, City Hall, 100 North Appleton Street, of the City of Appleton, Wisconsin, will be heard to consider the Appeal of:

from the ruling of the City Building Inspector in granting a permit for the construction, alteration, rebuilding, or occupancy of a nonconforming building on, or for the use of the property known and described as follows:

2508 N. Richmond St.

Tax Key Number: 31-6-7695-00

The applicant is appealing the decision of the Inspection Supervisor who is considering the proposed butterfly enclosure to be a structure. Section 23-43(f)(2)(a) of the Zoning Ordinance requires accessory structures to be at least five (5) feet from the north property line and eight (8) feet, two (2) inches from the east property line. The proposed butterfly enclosure will be on the property lines.

Notice is further given that the said meeting is open to the public and that the appellant and any other person interested may appear and be heard for or against the granting of aforesaid permit by this Board.

CITY OF APPLETON,
Appleton, Wisconsin
The Board of Appeals

**REASONABLE ACCOMMODATIONS FOR PERSONS WITH DISABILITIES
WILL BE MADE UPON REQUEST AND IF FEASIBLE.**

Return to: Department of Public Works
Inspection Division
100 North Appleton Street
Appleton, Wisconsin 54911
(920) 832-6411

City of Appleton Application for Administrative Appeal

Application Deadline August 28, 2017 Meeting Date Sept. 18, 2017 at 7pm

Please write legibly and also submit a complete reproducible site plan (maximum size 11" x 17"). A complete site plan includes, but is not limited to, all structures, lot lines and streets with distances to each. There is a non-refundable \$125.00 fee for each variance application. The non-refundable fee is payable to the City of Appleton and due at the time the application is submitted.

Property Information	
Address of Property (Variance Requested) 2508 N. Richmond St.	Parcel Number 31-6-7695-00
Zoning District C2	Use of Property Residential
Applicant Information	
Owner Name Jack Voight	Owner Address 2508 N. Richmond St. Appleton, WI 54911
Owner Phone Number 475-0777	Owner E Mail address (optional) voightinsurance@aol.com
Variance Information	
Municipal Code Section(s) Section 23-68 of the Zoning Ordinance, Administrative Appeal. Appealing the decision of the Inspection Supervisor who is considering the proposed butterfly enclosure to be a structure. The applicant does not consider the butterfly enclosure a structure. Section 23-43(f)(2)(a) of the Zoning Ordinance requires accessory structures to be at least five (5) feet from the north property line and ninety eight (98) inches from the east property line. The proposed butterfly enclosure will be on the property lines.	
Brief Description of Proposed Project It is being proposed that a twenty-four (24) foot by twenty-four (24) foot butterfly enclosure that is eight (8) feet tall is allowed to be constructed on the north and east property line without permits, plan review and is not subject to the standards in the Zoning Ordinance.	

1. Explain your proposed plans and why you are requesting a variance:
2. Describe how the variance would not have an adverse impact on the surrounding properties:
3. Describe the special conditions that apply to your lot or structure that do not apply to surrounding lots or structures:
4. Describe the hardship that would result if your variance were not granted:

Return to: Department of Public Works
Inspection Division
100 North Appleton Street
Appleton, Wisconsin 54911
(920) 832-6411

N. RICHMOND STREET

76.5'

XXX.XX
FIRE HYDRANT
ACROSS THE
STREET AT XXXX
N. RICHMOND STREET

EXISTING
ASPHALT
PARKING

EXISTING
OFFICE
BUILDING
C-2 ZONED
6-7695

WOOD
FENCE

AC
AC

SAND

GARAGE

DOWNSPOUTS
TO SWALE

DOWNSPOUTS
TO SWALE

VERIFY LOCATION
OF POWER POLE
AND PROPERTY LINE

VERIFY LOCATION
OF GUIDE WIRE
AND ANCHOR POST

WOOD
FENCE

NEW TEMPORARY
SCREENED
BUTTERFLY
ENCLOSER

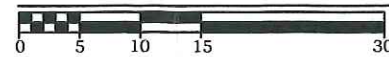
WEST ELEVATION

NORTH ELEVATION

EAST ELEVATION

SOUTH ELEVATION

PROPOSED SITE PLAN



C-2 ZONED



REVISIONS

PHONE:
(920) 729-9632
EMAIL:
acordrj@aol.com

ROBERT ACORD - ARCHITECT
1210 MAPLE STREET
NEENAH, WI 54956

PROPOSED TEMPORARY BUTTERFLY SHELTER FOR :
VOIGHT BUILDING
2508 N. RICHMOND STREET, APPLETON, WI 54911

DATE
28 AUG 17

PROJECT NUMBER
16-040

SHEET

A-1

Return to: Department of Public Works
Inspection Division
100 North Appleton Street
Appleton, Wisconsin 54911
(920) 832-6411

AUG 28 2017

City of Appleton Application for Administrative Appeal

Application Deadline August 28, 2017 Meeting Date Sept. 18, 2017 at 7pm

Please write legibly and also submit a complete reproducible site plan (maximum size 11" x 17"). A complete site plan includes, but is not limited to, all structures, lot lines and streets with distances to each. There is a non-refundable \$125.00 fee for each variance application. The non-refundable fee is payable to the City of Appleton and due at the time the application is submitted.

Property Information	
Address of Property (Variance Requested) 2508 N. Richmond St.	Parcel Number 31-6-7695-00
Zoning District C2	Use of Property Residential
Applicant Information	
Owner Name Jack Voight	Owner Address 2508 N. Richmond St. Appleton, WI 54911
Owner Phone Number 475-0777	Owner E Mail address (optional) voightinsurance@aol.com
Variance Information	
Municipal Code Section(s) Section 23-68 of the Zoning Ordinance, Administrative Appeal. Appealing the decision of the Inspection Supervisor who is considering the proposed butterfly enclosure to be a structure. The applicant does not consider the butterfly enclosure a structure. Section 23-43(f)(2)(a) of the Zoning Ordinance requires accessory structures to be at least five (5) feet from the north property line and ninety eight (98) inches from the east property line. The proposed butterfly enclosure will be on the property lines.	
Brief Description of Proposed Project It is being proposed that a twelve (12) foot by twelve (12) foot butterfly enclosure that is eight (8) feet tall is allowed to be constructed on the north and east property line without permits, plan review and is not subject to the standards in the Zoning Ordinance.	

Owner's Signature (Required):

Jack Voight

Date:

8-28-2017

Variance Questionnaire

1. Explain your proposed plans and why you are requesting a variance:

My plan is to have a butterfly tent to be used by my tenant, Vets and Friends of Wisconsin Inc., a non-profit 501c3 organization to provide quality of life services to military veterans only during the summer season. Many combat veterans suffer from PTSD and die from suicide. The tent is constructed with 2"x6"x8' treated studs that rest on a concrete slab(12"wide and 3"height) which supports a 36'x40' shaded poly cloth for the sides and flat top. There are no permanent walls or roof structure. The shaded cloth keeps butterflies within the tent and it is removed in September and re-installed the following June. Within the tent area, there is also a small pond and waterfall. The tent, coffeehouse and detached pantry structure provides a wholesome environment for veterans and family, especially having a backyard garden area to rest and relax.

2. Describe how the variance would not have an adverse impact on the surrounding properties:

I believe there are no adverse impacts on surrounding properties. My north property owner allowed me to paint their concrete wall to match the color of my office building and gated, enclosed fence area. Also, a portion of the north side tent area restricts unwelcomed people to have access to my neighbors(commercial & residential) backyards.

3. Describe the special conditions that apply to your lot or structure that do not apply to surrounding lots or structures:

I believe the city's definition of my butterfly tent as a structure is too broad. This is not a permanent structure. There are numerous "structures" within Appleton that could be viewed as structures of the city's code....such as jungle jims, carports, art displays, greenhouses, vegetable stands on a neighbor's property line.

4. Describe the hardship that would result if your variance were not granted:

I would need to reduce size of the existing tent, remove some of the concrete slab, thus less space for veterans and family to enjoy a backyard garden and a smaller butterfly tent during the summer time.