

June 8, 2020 (Board of Appeals)  
**ALLOUEZ BOARD OF APPEALS (Virtual Meeting)**  
**MONDAY, JUNE 8, 2020**  
**5:15 P.M., ALLOUEZ VILLAGE HALL**

CALL TO ORDER / ROLL CALL

In the absence of a Chair, Baenen called the meeting to order at 5:15 p.m.

Present: Lefebvre, Matuszek, Kopperud, Cody  
Also Present: Fuller  
Unexcused: Kapla

SELECTION OF CHAIRPERSON

**Matuszek / Kopperud moved to nominate and elect Lefebvre as Chair. Motion carried.**

APPROVAL OF MINUTES FROM 01/13/20

**Matuszek / Cody moved to approve minutes dated January 13, 2020. Motion carried.**

PETITION OF MICHAEL AND SHIRLEY RYAN, 3279 DELAHAUT STREET REQUESTING A 14' VARIANCE OF THE SIDE YARD SETBACK REQUIREMENT AT 3279 DELAHAUT STREET, PARCEL AL-123-10 TO INSTALL A 6' FENCE ON THE BACK SIDE OF THE SIDEWALK ON HOFFMAN ROAD

Petition was received from Shirley Ryan, 3279 Delahaut Street requesting a 14' variance of the side yard setback requirement to install a 6' fence on the back side of the sidewalk on Hoffman Road.

Shirley Ryan

- Surveyor came out since the petition was submitted and marked the lot line. It is actually 2' into their yard from the sidewalk rather than right to the sidewalk.
- Bushes that were in the intersection line of site on the corner of their lot have been removed.
- Request is to allow a fence from the back of their lot up to 18' east of the driveway.
- 6' fence would create a barrier from the noise (construction, squad cars) and allow grandkids and dogs to be outside and run around.
- Would lose use of 15 x 60+' of her back yard and have to remove trees if installed as required.

Discussion:

- 30' vision triangle requirement for corner lots and for driveways. A vision triangle addresses safety concerns.
- 6' fence would not be allowed in the area requested.
- There are a number of fences on Hoffman Road within the vision triangle. Were they granted a variance or built without a permit? If this request is not granted, will the

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zoning code be enforced and require existing fences in vision triangle to be taken down?

- Some driveways had to be relocated when the round-a-bout went in and are now up against fences but they were in compliant prior to the round-a-bout.
- Request is not to put the fence up to their driveway. Kopperud – but there is a 30' vision triangle.
- Code is confusing as written.
- Couldn't they put a fence inside the tree line and not along the sidewalk?
- Correspondence was received from Todd at 240 Terrace Ct opposed to the 14' fence variance. Todd was present at the meeting and stated he would have a concern if it was on the Delahaut Street side but between the house and back lot on Hoffman, he has no issue.
- Site triangles are for the safety of the property owner backing out of the driveway just as much as it's for those on Hoffman to make sure they are able to see when someone is backing out of a driveway.
- Could the fence be moved further to the east of the driveway and come in at a different angle? Start to the right of the ash tree, remove one arborvitae and go at an angle to the east - straight without the jog.

**Matuszek / Cody moved to table action and schedule another meeting the week of the 22<sup>nd</sup> to get an exact drawing with the proposal superimposed on the drawing to have a clear understanding on what was suggested to straighten that line and the impact it would have on the practical sense of the triangle.**

Discussion:

- How do you determine the difference in level of safety between a 14' variance and 10'? 30' is a tested standard.
- What others have done has no bearing on this petition.

**Upon the vote, the motion carried.**

#### ANNOUNCEMENTS

- None

#### ADJOURNMENT

**Kopperud / Matuszek moved to adjourn at 6:23 p.m. Motion carried.**

Minutes submitted by Debbie Baenen, Clerk-Treasurer

**UPDATE:**

**From:** ryansofgb@aol.com

**Sent:** Thursday, June 11, 2020 3:20 PM

**Subject:** Re: FW: Board of Appeals

Mike and I have chosen to formally withdraw of appeal.  
Shirley Ryan