

**MINUTES OF
GREEN COUNTY BOARD OF ADJUSTMENT
Wednesday, October 30, 2019**

1. CALL TO ORDER AND ROLL CALL

The Board of Adjustment met in the County Boardroom of the Green County Courthouse in Monroe on Wednesday, October 30, 2019. At 7:30 p.m., the meeting was called to order by Chairman Fahey. Roll call was taken and present were Ted Fahey, Cal Wasserstrass, Larry Eakins, Ken Clark and Wayne Dieckhoff. Also present was Sara Patterson, Zoning Technician

2. CONDUCT HEARING(S)

- A. At 7:30 p.m., Fahey called the STUCKEY public hearing to order, stating that the purpose was to consider applications #2019-352, 2019-353, 2019-354 and 2019-355 to consider variances for the construction of a residence in the setback area of Twin Grove Road, 39' from the centerline vs county code minimum of 63'; for the construction of a residence in the setback area of Twin Grove Road 43' from the centerline vs county code minimum of 63'; for the construction of a deck in the setback area of Twin Grove Road, 39' from the centerline vs county code minimum of 63' and for the use of a nonconforming structure for the raising of fish and vegetables in the setback area of Twin Grove Road, 39' from the centerline vs county code minimum of 63'. The land is zoned agricultural and is located at N398 Twin Grove Road, section 34, Town of Jefferson. Roll call of the parties of interest was taken and present was Dennis Stuckey. All other parties of interest were absent. For testimony and evidence presented at the public hearing, refer to shared/Public Hearings 2019/APP 2019-352, 353, 354 and 355. After hearing all testimony and evidence presented at the public hearing, Wasserstrass made a motion that was seconded by Clark to approve the variances as requested. Roll call on the motion was as follows: Clark, aye, Dieckhoff, aye, Eakins, aye and Wasserstrass, aye. The motion carried. Motion by Dieckhoff seconded by Clark to recess the public hearing. The motion carried by unanimous voice vote.
- B. At 8.00 p.m., Fahey called the BORNTRAGER public hearing to order, stating that the purpose was to consider application #2019-351 for the issuance of a conditional use permit for the operation of a furniture business. The land is zoned agricultural and is located at W282 Atkinson Road, section 36, Town of Albany. Roll call of the parties of interest was taken and present was Raymond and Elmina Borntrager, landowners. All other parties of interest were absent. For testimony and evidence presented at the public hearing, refer to shared/Public Hearings APP 2019-351. After hearing all testimony and evidence presented at the public hearing, Clark made a motion that was seconded by Dieckhoff to approve the Conditional use permit with the following conditions:
1. Hours 9-5 Monday- Saturday;
 2. Retail sales;
 3. Limit of size 8,600 square feet, plus lean to
 4. Must comply with State Building Inspector;
 5. Send letter to fire department with copy to zoning;
 6. No parking on road;
 7. No backing on or off road; and
 8. Dumpster on-site.

Roll call on the motion was as follows: Clark, aye, Dieckhoff, aye Eakins, aye and Wasserstrass, aye. The motion carried. Motion by Clark, second by Wasserstrass to recess the public hearing. The motion carried by unanimous voice vote.

- C. At 8:30 p.m., Fahey called the BLUM/ROSZAK public hearing to order, stating that the purpose was to consider application #2019-364 for the issuance of a conditional use permit for the operation of a seed corn business. The land is zoned agricultural and is located on Greenbush Road, section 26, Town of Sylvester. Roll call of the parties of interest was taken and present was Justin Blum, applicant. All other parties of interest were absent. For testimony and evidence presented at the public hearing, refer to shared/Public Hearings 2019-364. After hearing all testimony and evidence presented at the public hearing, Dieckhoff made a motion that was seconded by Clark to approve the conditional use permit request with the following conditions:
1. Building built to commercial code if necessary;
 2. No outside sales/display area;
 3. Lighting facing downward (outside lighting);
 4. No long term outside storage;
 5. Notify fire department of your business by letter and send a copy to Zoning Department;
 6. Not open to public;
 7. Maximum size 60 x 80 (for building); and
 8. Delivery trucks must be able to turn around off the road.

Roll call on the motion was as follows: Clark, aye, Dieckhoff, aye, Eakins, aye and Wasserstrass aye. The motion carried. Motion by Wasserstrass, second by Clark to recess the public hearing. The motion carried by unanimous voice vote.

- D. At 9:00 p.m., Fahey called the SCHUMACKER public hearing to order, stating that the purpose was to consider applications #2019-178 for the issuance of a conditional use permit for the operation of a shooting range. The land is zoned agricultural and is located at W1777 Alpine Road, section 5, Town of Brooklyn. Roll call of the parties of interest was taken and present were Theodore Schumacher, landowner; Jennifer and Thomas Athanas, Gary and Jackie Splitter, Janice Schulz, Terry and Kimberly Schubert and Brian and Tracy Meyer, adjoining landowners. All other parties of interest were absent. For testimony and evidence presented at the public hearing, refer to shared/Public Hearings 2019/APP 2019-178. After hearing testimony and evidence presented at the public hearing, Eakins made a motion that was seconded by Wasserstrass to postpone the public hearing until November 20, 2019 at 8:00 p.m. The motion carried by unanimous voice vote.

3. ADJOURNMENT

Motion by Eakins, second by Wasserstrass to adjourn. The motion carried by unanimous voice vote.

Larry Eakins
Secretary

Sara Patterson
Acting Secretary