

**Town of Beaver Dam
BOARD OF APPEALS
UNAPPROVED
MEETING MINUTES
Jan 7, 2009**

Chairman Jeff Schmitt called the Jan 7, 2009 Town of Beaver Dam BOA meeting to order at 7:05pm. Members present were Jeff Schmitt, Harold Hicks, Del Guenther, Paul Worth, Tim Stafford and Secretary Cheryl Goodrich.

Minutes from the Aug 13, 2008 meeting were read. Motion by Del Guenther to approve minutes as read, seconded by Paul Worth, all in favor, motion carried.

First order of business is to act on the application by Miles Schwartz, agent for Edgewood Point Condominium Assoc., for a variance to construct 2 stone columns, 28" square x 48" high, within the road setback area located at N7104 Airport Rd, west of Beaver Dam. Mr. Schwartz was present and explained they wanted columns with lighting at the entrance but so not have enough land for the required setbacks. Jeff Schmitt stated if the Town had to purchase

Second order of business is to act on the application of Tom Leuker, agent for WI P&L, for a variance to enlarge an electrical substation within an R-1 zoning district, as stated in Section 62-284(a) (4) of the Town of Beaver Dam zoning code, located at W8511 Cty Rd B, north of Beaver Dam. A construction plan was submitted by WI P&L and a letter of requests was presented to the board by the Shady Oaks Homeowner's Assoc. Paul Worth abstain from any discussion and vote for conflict of interest. WI P & L withdrew their original request for a Conditional Use permit and zoning change in order to comply with a request from the home owners to keep zoning at R-1. Tom Leuker stated a WI P & L has permits in hand from the County and the DNR for the plans submitted. Recesses were granted for WI P & L personnel to review the letter of requests and to Homeowners to discuss alternate proposal requests.

Tom Leuker answered requests from homeowners as follows:

#1 A 40' undisturbed buffer area is not feasible, there will be 15' buffer.
#2 WI P & L is willing to plan 60 Arborvitae trees in staggering rows as a buffer and possibly donate \$10,000-\$15,000 to homeowners to plant additional trees, brush and/or fencing at their discretion. #3 Lighting additional lighting will be needed but plan on using that lighting only in an emergency, not on a daily basis unless needed. #4 A 10 year plan is updated annually is available to the public for viewing.

After more discussion Tom Lueker stated they will proceed with the plan presented and include \$20,000 donation to the homeowner Association, with \$5000 of that, to be used for replacing any private owned trees that may die and \$15,000 for additional trees or fencing, and would like the Board to vote on the plan presented.

Motion by Del Guenther to grant the variance with the following conditions:

1. WI P&L install and maintain the 60 Arborvitae

2. Contribute the \$20,000 to the Shady Oaks Homeowners Association with the Association to be stewards of the money for additional vegetation and/or fencing for additional buffer and screening purposes.

Motion seconded by Jeff Schmitt. Vote called, 4 yeas, Paul Worth abstain, motion carried.

Motion by Tim Stafford to adjourn, seconded by Del Guenther, all in favor, motion carried. Meeting adjourned at 8:45pm.

Respectfully,
Cheryl Goodrich, Secretary