Village of Salem Board of Appeals
January 24, 2018
Minutes

The Village of Salem Board of Appeals held their Regular Monthly Meeting on Wednesday January 24, 2018, at the Salem Lakes Village Hall Building, 9814 Antioch Road, Salem, WI 53168. Faber, Elfers, McEntegart, Nopenz and Schwartz were present. Also Benjamin Fiebelkorn of Kenosha County, Michael Blue of Teska, Bradly Zautcke, Land Use Coordinator and Eileene Anderson Board of Appeals Secretary were present. A full board was present. Hearing was called to order at 6:00 pm. Open meeting compliance was met.

1. Gary Millard, 26805 96th Pl., Trevor WI 53179 (Owner), requesting a variance (Section III. P. 12.18.4-4(b): that all accessory buildings shall be located in the side or rear yard only, Section V. C. 12.21-5(g)1 that all structures shall be located at least 30' from the right-of-way of all other roads and Section V. C. 12.21-5(g)2 that all structures shall be located at least 75 feet from the ordinary high water mark of any navigable waterway in the R-5 Urban Single-Family Residential Dist.) to construct in the street yard (required side or rear yard) a 30’ x 60’ accessory building to be located 19’ (required setback 30’) from the right-of-way of 96th Pl. and to be located 35’ (required setback 75’) from the ordinary high water mark of a channel to Center Lake on Tax Parcel #66-4-120-211-0281, Village of Salem Lakes.
   https://wi-kenoshacounty2.civicplus.com/DocumentCenter/View/7404
   Public Hearing opened 6:02 pm. Gary Millard was present. Carl Bernhardt was present to speak in favor. There was no one present to speak against the request. Public Hearing closed at 6:15 pm Discussion took place. Judie Schwartz move to approve, second by Kurt Elfers. Motion carried unanimously 5-0.

2. Smith Family Land Trust, 22230 75th St., Salem, WI 53168 (Owner), Timothy Delimat, Black Bull Fireworks, 34231 High Drive, East Troy, WI 53120 (Agent), requesting approval of a temporary use (Section III.S.12.18.7-4: which states that all temporary uses require the Board of Appeals to hear and grant an application in any district) to temporarily use an existing field for the placement of a 30’ x 60’ sales tent and a 8’ x 40’ steel storage container to operate a temporary fireworks sales stand in the A-1 Agricultural Preservation Dist. on Tax Parcel #65-4-120-014-0200, Village of Salem Lakes.
   https://wi-kenoshacounty2.civicplus.com/DocumentCenter/View/7401
   Public hearing opened 6:20 pm. Timothy Delimat was present. There was no one present to speak in favor. There was no one present to speak against. Public hearing closed 6:25 pm. John McEntegart moved to approve stating the conditions listed on Kenosha County memo dated 1/18/18 adding no grilling and subject to Fire department approval, second by Judie Schwartz. Motion carried unanimously 5-0.
3. Michael K. Johnson, 23640 122nd St., Trevor, WI 53179 (Owner), Timothy Delimat, Black Bull Fireworks, 34231 High Drive, East Troy, WI 53120 (Agent), requesting approval of a temporary use (Section III.S.12.18.7-4: which states that all temporary uses require the Board of Appeals to hear and grant an application in any district) to temporarily use an existing parking lot for the placement of a 30' x 60' sales tent and a 8' x 40' steel storage container to operate a temporary fireworks sales stand in the B-3 Highway Business Dist. on Tax Parcel #67-4-120-354-1331, Village of Salem Lakes.

https://wi-kenoshacounty2.civicplus.com/DocumentCenter/View/7402

Public Hearing opened 6:30 pm. Timothy Delimat was present. There was no one present to speak in favor for the request. Phyllis and Harold Collinet were present to speak against the request. Concerns of life safety, location concerns: residential, gas station, and restaurant with open flame outdoor cooking. Public hearing closed 6:40 pm. Discussion took place. Judie Schwartz moved to approve with stipulations listed in Kenosha County memo dated 1/18/18 1-7 and 8, and dates of operation 6/15/18 – 7/8/18, second by Kurt Elfers. Motion carried 3-2, roll call vote: Schwartz – Aye, Nopenz – Aye, Elfers – Aye, Faber – Nay, McEntegart – Nay.

4. Approve minutes from December 27, 2017 Bruce Nopenz moved to approve, Second by Judie Schwartz. Motion carried 5-0

5. Adjournment. Elfers moved to adjourn, second McEntegart. Motion carried meeting adjourned 6:51 pm

Respectfully submitted by

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Eileene Anderson

Board of Appeals for the

Village of Salem Lakes