

Village of Twin Lakes Board of Appeals Meeting Minutes

Date: November 12, 2024

Location: Twin Lakes Village Hall Board Room, 1:00pm, 105 East Main Street, Twin Lakes, Wisconsin

CALL TO ORDER/PLEDGE OF ALLEGIANCE/ROLL CALL: Tom Porps, Bill Busse, Jordan Cates, Tom Kuhlmeier, Lisa Wallerich (absent) Joe Rhamey (absent)

PUBLIC COMMENTS & QUESTIONS: None

Appeal Issue #1

"The decision to issue a final occupancy permit was based on the plat of survey issued by Ritchie P. Wenzel of Lynch & Associates on August 19, 2024, and last updated on August 26, 2024. Our position is that the plat of survey does not comply with the requirements of Village Code 14.12.050(1)(3), and thus is not reliable for determining the total impervious surface."

Decision: The Board of Appeals found that the evidence submitted by Appellant was persuasive and adequate for Appellant to satisfy their burden of proof. The Board of Appeals finds and orders that the "as-built" survey by Ritchie P. Wenzel last updated on August 26, 2024 and submitted as Appellant's Exhibit #2 must be updated to show all dimensions of size and location as to the setback of walls, dimensions of the deck, dimensions of paved sidewalks and the linear length dimensions and setbacks of the west and east retaining walls. Said additional information must be sufficient so as to enable verification of the "Impervious Surface Calculations" for said Property features as set forth in the left margin of said "as-built" survey. The updated survey shall be filed with the Village within 60 days of the November 12, 2024 hearing. The Board of Appeals approved this finding and order by a 4 to 0 vote.

Prior to the Board of Appeals making a finding in favor of Appellant on this Appeal Issue No. 1, Appellant was asked and did agree to not file any further appeals as to this Property if the Board of Appeals ordered the "as-built" survey to be updated as specified in this first finding.

Appeal Issue #2

"Second, we do not agree with the Building Inspector's determination that the portion of the driveway at 200 W. Park Drive (which previously had concrete gravel over it) is now permeable. As a result, the property is not in compliance with Village Code 17.20.031, which required that properties of less than one acre may not have more than 35% of the lot covered by impervious surfaces."

Decision: The Board of Appeals found that the evidence submitted by Appellant as Appeal Issue No. 2 failed to meet the Appellant's burden of proof. Therefore, the Board did not rule in favor of the Appellant on this Appeal Issue No. 2. The Board of Appeals voted 4 to 0 to this finding. This Appeal Issue No. 2 therefore fails.

Motion to Adjourn at 5:55pm, Porps seconded by Busse

/s/Colleen Hoyt, Village Deputy Clerk