

**CITY OF EDGERTON
ZONING BOARD OF APPEALS MINUTES**

May 15, 2024

A regular meeting of the Zoning Board of Appeals (“ZBA”) was called to order at 6:36 p.m. at the Edgerton City Hall, 12 Albion Street, Edgerton, Rock County, Wisconsin on May 15, 2024.

Present and responding to the roll call in person were ZBA Members Chairperson James Kapellen, Christopher Leitz, Russell Jorstad, Jim Long, and alternates Dave Esau and Mark Wellnitz. Absent Veronica Ellingworth.

Also present in person was City Administrator Ramona Flanigan and City Attorney William Morgan.

Chairperson James Kapellen opened the meeting. The first order of business was confirmation of appropriate meeting notice. City Administrator Ramona Flanigan confirmed that the meeting notice was posted in the appropriate places as required under the Wisconsin Statutes.

An opening statement given by Chairperson Kapellen regarding the general purpose of the ZBA.

City Attorney Morgan provided a brief explanation of variances and the appropriate standard to be applied to the request being considered at the meeting.

Staff provided a brief explanation of the request and the reason for the need for a variance. The ZBA was also provided with additional information and pictures of the property which was the subject of the application.

A motion to open the Public Hearing was made by ZBA Member Jorstad, seconded by ZBA Member Long, and passed by unanimous voice vote at 6:43.

The ZBA went into a public hearing on the variance application of the Edgerton Hospital and Health Services, regarding its property located at 2-4 Burdick Street for a variance from Chapter 450-63 C(1)(c)[1] to allow the installation of additional signage beyond that permitted by Code.

Staff noted that one neighbor called in advance to express that they understood that there was a need for a sign but requested that the sign not be flashing.

No one else spoke regarding the application during the public hearing.

A motion to close the public hearing was made by ZBA Member Jorstad, seconded by ZBA Member Wellnitz at 6:45. Motion carried on a unanimous vote.

Administrator Flanigan presented the Staff Report and recommendations. The Staff Report noted there could be a modification to the request which would better address the concerns of the applicant. In particular they could take their logo off the proposed wall signs and insert an arrow. If they did that the signs would be directional signs which would not need a variance. They would still need a variance for the size of the signage. Given that it is a corner lot, staff believe that there is adequate visibility, which does not justify an oversized sign. The recommendation was to deny the application.

ZBA Esau asked if both sides of the projecting sign count towards the overall calculations. Staff confirmed that both sides do count and if it were only one sided, the need for a variance would be eliminated.

ZBA Wellnitz noted that the request involves a large sign.

After further brief discussion, a motion to deny the variance as requested was made by ZBA Member Wellnitz, seconded by ZBA Member Leitz. The motion was passed by a unanimous roll call vote.

The next order of business was the consideration of the approval of the minutes of the June 12, 2023, Zoning Board meeting. A motion to approve the minutes as presented was made by ZBA Member Jorstad, seconded by ZBA Member Esau. After a brief discussion regarding a question of the attendance of ZBA Long at the June 12 meeting, the minutes were approved by unanimous roll call vote subject to confirmation by staff of Long's attendance with directions to make the change if records reflected that ZBA Long had been present.

There being no further business of the Board, a motion was made by ZBA Member Long, seconded by ZBA Member Wellnitz to adjourn. The motion was approved unanimously. The meeting was adjourned at 6:57.

Dated this 16th day of May 2024.

Respectfully submitted,

CITY OF EDGERTON

/s/ William E. Morgan

By: William E. Morgan, City Attorney