



Board of Appeals

335 South Broadway
De Pere, WI 54115
<http://www.de-pere.org>

Regular Meeting

Final Minutes

Monday, July 22, 2019

4:45 PM

De Pere City Hall Council Chambers

Call to Order

The meeting was called to order at 4:45 PM by Chairman Bob De Groot

Attendee Name	Title	Status	Arrived
Scott Bonfigt	Board Member	Present	
Bob De Groot	Chairman	Present	
Paul De Leeuw	Board Member	Excused	
James Stadler	Board Member	Present	
William Vande Hei	Board Member	Present	
Andy Van Remortel	Board Member	Present	
Michelle Manke	Board Member	Present	

Also present: Zoning Administrator Peter Schleinz and City Attorney Judy Schmidt-Lehman.

2. Approval of the minutes of the June 24, 2019 Board of Appeals meeting.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James Stadler, Board Member
SECONDER:	Andy Van Remortel, Board Member
AYES:	Bonfigt, De Groot, Stadler, Vande Hei, Van Remortel
EXCUSED:	Paul De Leeuw

3. Staff recommendation and possible action regarding a variance request for a new building to encroach 14 feet into the Municipal Code 14-40 (8)(2)(c) required 50 foot rear yard setback, thereby allowing for the rear yard setback to be reduced to 36 feet on multi-family property and single family property (proposed to be rezoned with a conditional use for a dental office) located at 221-233 S. Erie Street (Parcels ED-1112, ED-1113, ED-1114). Submitted by Katie Nemitz, Design Unlimited, authorized representative for HNM LLC, property owner.

Bob De Groot asked staff for direction on this agenda item since the rezoning of the property was defeated by the Common Council on July 16, 2019. Zoning Administrator Peter Schleinz stated that because the rezoning did not occur, the site plan and variance could not happen on an R-2 zoned property. He added that the petitioner withdrew the variance request, but that request occurred after the agenda had already been published. Therefore, staff recommended that the board deny the variance request due to the fact that the rezoning was not approved. James Stadler moved, seconded by Michelle Manke, to deny the variance request based on the fact that the property isn't properly zoned and no conditional use exists for a dental office on Parcel ED-1114. Upon vote, motion carried unanimously.

RESULT:	DEFEATED [UNANIMOUS]
MOVER:	James Stadler, Board Member
AYES:	Bonfigt, De Groot, Stadler, Vande Hei, Van Remortel
EXCUSED:	Paul De Leeuw

Adjournment

James Stadler moved, seconded by Andy Van Remortel, to adjourn the meeting at 4:48 pm. Upon vote, motion carried unanimously.

Respectfully submitted,
Kelly Barker