

## BOARD OF APPEALS

October 5, 2006

The meeting was called to order at New Berlin City Hall, at 7:00 PM.

On roll call, Brian McGrath Chairman, Goetter, Valerius, Loohaus, Klappa and Bohlen. Also present was Inspection Services Manager Robert Sigrist.

Excused: Milton Galke

Motion by John Goetter to approve the minutes from the Board of Appeals meeting from August 3, 2006, seconded by Brian Loohaus and carried unanimously.

Chairman McGrath reviewed the procedures for taking testimony for the pending petitions with the persons assembled for the meeting, noting, that if your case was approved, a building permit is required and it can be picked up at the Building Inspection Department. Mr. McGrath also noted that it takes 4 affirmative votes to approve any variance request.

The first petition called was that of Todd & Christine Pedriana, Case No.2527. Mr. McGrath read the petition. It was noted that 25 addresses were notified by mail and that publication had been made on two occasions. Mr. & Mrs. Pedriana, owner of 17732 W West Lane came forward to speak in favor of the petition. Mr. & Mrs. Pedriana explained the main reason for getting a variance for the shed with a canopy is the 16 x 16 foot slab was already there and they did not realize that the canopy was considered part of the building. Mr. & Mrs. Pedriana are using the building for storing firewood, toys and miscellaneous lawn equipment. There was a letter signed from the neighbors on both sides speaking in favor of the petition.

There was no one further to speak in favor of the petition, and there was no one to speak in opposition to the petition. Case No. 2527 was declared closed.

The second petition called was that of Christopher & Susan Rodkey, Case No. 2528. Mr. McGrath read the petition. It was noted that 18 addresses were notified by mail and that publication had been made on two occasions. Mr. & Mrs. Rodkey, homeowner of 21620 Lochinvar Lane came forward to speak in favor of the petition. Mr. & Mrs. Rodkey explained that the main reason for getting a variance for a detached garage is they need the extra storage space and would like a wood working shop. The slope of the lot limits where they can put the garage they also have trees on the lot that they do not want to take down.

There was no one further to speak in favor of the petition, and there was one person to speak in opposition to the petition.

The person opposed to the variance was Herb Eggie of 21430 Bagpipe Ct. He currently owns the properties at 21545 & 21525 Lochinvar Lane. The area is very picturesque and desirable area. It would be out of character of the subdivision. There is a deed restriction, but there is no architectural control committee for the subdivision at this time.

Case No. 2528 was declared closed.

The Third petition called was that of TRD Real Estate, Case No. 2529. Mr. McGrath read the petition. It was noted that 30 addresses were notified by mail and that publication had been made on two occasions. Mr. Jeff Mass of TRD Real Estate, located at 19700 W Bluemound Rd, Brookfield came forward to speak in favor of the petition. Mr. Mass explained that the main reason for getting a variance to keep the outbuildings is the land is going to be subdivided and then the owner 17910 Observatory is supposed to buy that piece of property and would like the out building left on it. The accessory building is sound and functional. This case is at the plan commission to have the property divided and one of the conditions is that they have a variance for the building that is on that piece of property.

There was no one further to speak in favor of the petition, and there was no one to speak in opposition to the petition. Case No. 2529 was declared closed.

The Fourth petition called was that of Jack Werginz, Case No. 2530. Mr. McGrath read the petition. It was noted that 22 addresses were notified by mail and that publication had been made on two occasions. Mr. Werginz, homeowner of 4110 S Katherine Dr came forward to speak in favor of the petition. Mr. Werginz explained that the main reason for getting a variance is there it would look more appealing and add more equity into his home. Mr. Werginz also stated that he would like the additional space for storage. Mr. McGrath also read a petition from the neighbors in favor of the variance.

There was no one further to speak in favor of the petition, and there was no one to speak in opposition to the petition. Case No. 2530 was declared closed.

**The first petition considered by the Board was that of Todd & Christine Pedriana, Case No. 2527. Mr. McGrath made a**

**motion to deny the petition and, Mr. Goetter seconded the motion. The motion to deny the variance did not pass with a vote of 1 to 4. Mr. Bohlen made a motion to approve the petition and, Mr. Goetter seconded the motion.**

**The petition for a variance was approved 4 to 1.**

**The second petition considered by the Board was that of Christopher & Susan Rodkey, Case No.2528. Mr. Goetter made a motion to deny the request for a variance and Mr. Loohaus seconded the motion.**

**The petition for a variance was denied 5 to 0.**

**The third petition considered by the Board was that of TRD Real Estate, Case No.2529. Mr. Goetter made a motion to table the petition until the November 2nd meeting and Mr. Loohaus seconded the motion. The members asked that they get more information from the Plan Commission.**

**The petition for a variance was tabled until the November 2nd meeting, motion to table passed 5 to 0.**

**The fourth petition considered by the Board was that of Jack Werginz , Case No. 2530. Mr. Goetter made a motion to deny the petition and, Mr. Loohaus seconded the motion.**

**The petition for a variance was denied 5 to 0.**

**There being no further matters to be discussed in front of the Board of Appeals, the said meeting was adjourned at 9:05 PM.**

Respectfully Submitted

Lori Schulpius, Inspection  
Clerk/Typist