

**CITY OF NEW BERLIN
PROCEEDINGS OF THE BOARD OF APPEALS
Thursday, December 02, 2010**

Please note: Minutes are unofficial until approved by the Board of Appeals at their next regular scheduled meeting.

ROLL CALL: Chairman Brian McGrath called the meeting to order at 7:00 PM. Present were John Goetter, Perry Grutza, Dennis Bohlen, Milton Galke, Brian Loohaus, and James Klappa. Also present were Corliss Tischer, Code Enforcement and Lead Building Inspector Al Wnek.

This meeting was noticed in accordance with the Open Meetings Law.

APPROVAL OF MINUTES

Motion by Dennis Bohlen to approve the September 02, 2010 minutes. Seconded by Brian McGrath and carried unanimously.

Chairman Brian 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 the City of New Berlin. Bob Schulpus, Director Facilities Management for the City of New Berlin represented the City of New Berlin for Case No. 2592, located at 16280-16550 W. National Ave. Mr. McGrath read the petition. Bob Schulpus came forward to speak on behalf of the City of New Berlin. He explained that the City requests a 20-foot variance to construct a drive-through canopy over the City's Fueling Island, which will be 5-feet from the base setback line. The property is zoned I-1 Institutional and is owned by the City. City Code requires drive-through canopies to be 25-feet from the base setback line. A variance of 20-feet is required to obtain a building permit. Mr. Schulpus stated that the existing Fuelmaster system with its pumps and equipment either needs to be replaced or upgraded because of the age and to meet new state compliance and Wisconsin COMM10 requirements. He further explains that after completing these upgrades a canopy will help to protect their investment. The current Fuelmaster system is over 15 years old.

There was no one further to speak in favor of the petition, and there was no one to speak in opposition to the petition. The evidence in Case No. 2592 was declared closed.

The sole petition considered by the Board was that of the City of New Berlin, Case No. 2592. Mr. Bohlen made a motion to approve the request for a drive through canopy with a 15-foot Variance and Mr. Goetter seconded the motion.

The motion to approve the variance passed, 4 to 1.

There being no further matters to be discussed in front of the Board of Appeals, the said meeting was adjourned at 7:31 PM.

Respectfully Submitted,

Donna Cox
Community Relations / City Clerk's Office