

**MINUTES
BOARD OF ADJUSTMENT
FRIDAY, SEPTEMBER 18, 2009**

Members Present: Mr. Krause, Supervisor Schmidt, and Mr. Schuh

Others Present: Steven Swanson, Deputy Zoning Administrator
Pat Scherer, Program Assistant

Absent: Mr. Fox

Attendance sheets on file

The meeting was called to order at 8:30 a.m.

Minutes:

Mr. Krause moved to approve the minutes of July 17, 2009, seconded by Supervisor Schmidt.
MOTION CARRIED UNANIMOUSLY.

Review the petition of Dirk Kermitz for a Variance request (V-10-09), Town of Dale:

Mr. Swanson stated all the notices were properly published, and illustrated the site on a 2005 aerial photo. The applicant is proposing to construct a detached accessory building next to his existing home. Discussion continued. The applicant spoke in favor of granting the Variance. At 8:51 a.m. Supervisor Schmidt moved to close the public hearing, seconded by Mr. Schuh.

MOTION CARRIED UNANIMOUSLY. Supervisor Schmidt moved to grant the Variance with the condition that if at anytime in the future the building would impede a public project, the owner is responsible for moving the building to the 25 ft setback at no cost to the public or municipality. Supervisor Schmidt stated his reasons for granting the Variance are: uniqueness of structure locations along with the location of the septic system and drainage there is a lack of other suitable locations, and that it would not be contrary to the public. Mr. Schuh seconded the motion. **MOTION CARRIED UNANIMOUSLY.** At 9:05 a.m. Mr. Krause moved to approve the written Decision, seconded by Supervisor Schmidt. **MOTION CARRIED UNANIMOUSLY.** At 9:05 a.m. the Committee members signed the decision.

Adjournment:

At 9:06 a.m. Mr. Krause moved to adjourn the meeting, seconded by Supervisor Schmidt.
MOTION CARRIED UNANIMOUSLY.

Respectfully submitted,

Pat Scherer
Program Assistant
Zoning Administration