

**BOARD OF ZONING APPEALS**

La Crosse, WI  
DECISION UPON APPEAL

Impact Seven having appealed from an order of the Building Inspector denying a permit with regard to the requirement that fill around the perimeter of a building shall be not less than one foot below the flood protection elevation and shall extend at least 15 feet beyond the limits of any structures

at a property known as 733 Kane St., La Crosse, Wisconsin

and described as:

MC CONNELL & WHITTLESEY ADDN PRT LOTS 8, 9, 10, 11 & 14 & ALL LOTS 12 & 13 BLOCK 10 & PRT VAC ST CLOUD ST BEING PRT SE-NW BEG SW COR LOT 14 ON N R/W LN HAGAR ST & E R/W LN 20FT ALLEY NLY ALG E R/W LN 151.61FT TO SW COR LOT 11 ALG E R/W LN NELY 202.64FT TO S R/W LN ST CLOUD ST DESC IN V759 P191 WHICH VAC A PORTION OF ST CLOUD ST R/W ELY ALG S R/W LN TO INTER W R/W LN KANE ST SLY ALG W R/W LN 19.79FT TO NE COR LOT 8 SLY ALG W R/W LN TO INTER N R/W LN HAGAR ST OPENED IN V1044 P827 WLY ALG N R/W LN 153.53FT TO POB

and due notice having been given by mail to all City of La Crosse property owners and lessees within 100 feet of the property which is the subject of this appeal, and similar notice having been published in the La Crosse Tribune more than five (5) days prior to the time of the hearing hereon, and testimony having been received and heard by said Board in respect thereto, and having been duly considered, and being fully advised in the premises,

WHEREFORE, IT IS ORDERED: That the decision of the Building Inspector be: Affirmed ☐ Reversed ☒

(See attached)

Dated this 20<sup>th</sup> of June 2018

Date Filed: June 21, 2018

ATTEST

Teri Lehrke  
Teri Lehrke, Secretary

Phil Nohr  
Phil Nohr, Chairman

Concurring:

Carol Hayes  
Charles Omer  
Phil Nohr

(CHIEF)  
Lu Selover

Dissenting:

The decision of the Board may be appealed to circuit court within 30 days of the decision being filed pursuant to Wisconsin Statute sec. 62.23(7)(e)10.

NOTE: WORK SHALL BEGIN WITHIN 180 DAYS AFTER THE DATE OF THIS DETERMINATION

You are hereby notified that when a variance is granted from the provisions of the flood plain regulations, increased flood insurance premiums may result.

# ***DECISION UPON APPEAL***

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**2610 – Impact Seven** - An appeal regarding the requirement that fill around the perimeter of a building shall be not less than one foot below the flood protection elevation and shall extend at least 15 feet beyond the limits of any structures at 733 Kane St., La Crosse, Wisconsin.

Cherf: the motion for file 2610, an appeal that fill around the perimeter of a building shall be not less than one foot below the flood protection elevation and shall extend at least 15 feet beyond the limits of any structures at 733 Kane St., La Crosse, Wisconsin, the motion is to allow the project to proceed as proposed by granting a variance to allow numerous sets of stairs and an ADA ramp in the 15 feet of fill area. The unique property limitation is because of the elevation that is needed to get up to the structure. There is no harm to the public interest. This is a unique physical setting. The unnecessary hardship is the fact that it is in the floodplain and they are doing everything to bring it out of the floodplain to allow this project to proceed.

Clemence seconded.

CONCURRING:      Lu Seloover  
                         James Cherf  
                         Phil Nohr  
                         Charles Clemence  
                         Carol Haefs

DISSENTING:      None

Date Filed:              June 21, 2018

ATTEST:                Teri Lehrke, City Clerk