

BOARD OF ZONING APPEALS

La Crosse, WI
DECISION UPON APPEAL

La Crosse County having appealed from an order of the Building Inspector denying a permit with regard to the requirement to provide a vision clearance triangle in four locations

at a property known as: 300 4th St. N., La Crosse, Wisconsin

and described as:

CERTIFIED SURVEY MAP NO. 2 VOL 4 DOC NO. 996413 LOTS 1 & 2 & PRT LOT 1 BLOCK 31 TOWN OF LA CROSSE COM MOST NLY COR LOT 1 BLOCK 31 TOWN OF LA CROSSE BEING INTER SELY LN N 4TH ST & SWLY LN PINE ST S27D27M39SW 28.7FT ALG SELY LN N 4TH ST TO POB S27D27M39SW 9.58FT ALG SELY LN N 4TH ST E 86.2FT TO INTER SLY R/W LN PINE ST N63D38M21SW 19.14FT ALG SWLY LN PINE ST W 64.63FT TO SELY LN N 4TH ST & POB & INCL PRT GOVERNMENT LOT 4 SEC 31-16-7 & PRT SW-SW SEC 32-16-7 BEING PRT VAC PINE ST LYG SELY OF SE R/W 4TH ST & WLY OF W R/W 6TH ST EX THAT PRT VAC IN V732 P702 & EX THAT PRT VAC IN V782 P996 & EX THAT PRT LYG NE OF NELY LN LOT 1 BLK 31 OF PLAT OF TOWN OF LACROSSE & SW OF A LN LOCATED 5FT SW OF C/L OF VAC PINE ST SUBJ TO PLE IN DOC NO. 1683484 & IN DOC NO. 1708463

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 16th of October, 2019

Date Filed: 18th of October, 2019

ATTEST

Teri Lehrke
Teri Lehrke, Secretary deputy
city clerk

Concerning:

Phil Nohr
Phil Nohr
Carol Hayes

Dissenting:

Phil Nohr, Chairman

Douglas L. Tanner

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

DECISION UPON APPEAL

2632 – La Crosse County - An appeal regarding the requirement to provide a vision clearance triangle in three locations at 300 4th St. N., La Crosse, Wisconsin.

Motion by Farmer, second by Haefs, to combine number 2631, 2632, 2633, and 2634 into one package. Motion carried.

Farmer: Mr. Chairman, then in terms of the motion to approve, I would address the unique property limitation in that the downtown properties all have some form of unique property limitation especially inside of 7th Street simply because of urban congestion. Each one of these pieces of property are inside of 7th Street and as a rule all have that same issue and it is an issue across every single block in the downtown area. I don't think there's any harm to the public interest; in fact, I think the County should be applauded for taking signs that are extremely dated and are doing nothing to approve downtown and they are replacing them with signs that have some aesthetic appeal. These will be much better than what we have. The unnecessary hardship would be on the public if we had to put the signs where the Code would mandate, the signs basically would be back far enough and in such fashion as to not be readily seen. They would be, in some cases, sitting in the parking lot and that is not what people expect to see. So I would move for approval.

Clemence seconded.

Farmer made an amendment to his motion: assuming the County is in good faith, we request that they be placed as far back as possible in that area as practical and as possible.

Clemence seconded.

CONCURRING: Lu Seloover
 Carol Haefs
 Phil Nohr
 Charles Clemence
 Doug Farmer

DISSENTING: None

Date Filed: October 18, 2019

ATTEST: Nikki Elsen, Deputy Clerk