

BOARD OF ZONING APPEALSLa Crosse, WI
DECISION UPON APPEAL

WHP Construction LLC having appealed from an order of the Building Inspector denying a permit with regard to the requirement to provide a five foot side yard setback

at a property known as: 1218 6th St. S., La Crosse, Wisconsin

and described as:

E.S. SMITH'S ADDITION N 40FT LOT 136 BLOCK 12 SUBJ TO RESTR IN DOC NO. 1708760 & SUBJ TO RESTR IN DOC NO. 1713225
LOT SZ: 40 X 140

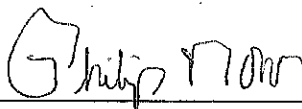
and due notice having been given by mail to all City of La Crosse property owners and lessees within 100 feet of the property which is the subject of this appeal, and similar notice having been published in the La Crosse Tribune more than five (5) days prior to the time of the hearing hereon, and testimony 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)

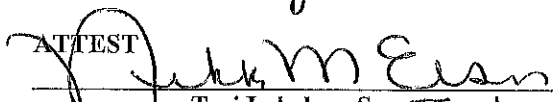
Dated this 16th of October, 2019

Date Filed: 18th of October, 2019


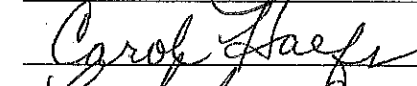
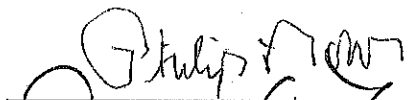




Phil Nohr, Chairman

ATTEST


Teri Lehrke, Secretary deputy city clerk

Concurring:

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

DECISION UPON APPEAL

2635 – WHP Construction LLC - An appeal regarding the requirement to provide a five foot side yard setback at 1218 6th St. S., La Crosse, Wisconsin.

Farmer: The property, Mr. Chairman, has the most unique property limitation I've ever heard. You are not going to beat the burial grounds; that one is a first, and then the lot size. Because of the cooperation of the neighbor it isn't quite the issue. From the neighbor's standpoint, this house will be less close than the previous one was, so the encroachment on the lot line is going to be less. There is no harm to the public interest, and indeed, vacant lots are a harm to the public interest and the more you have of them the worse it is. This would be in the public interest. Obviously the unnecessary hardship is if we don't grant this I suppose you could only build a garage or a storage utility building or something like that which wouldn't be good for the neighbors. This is a classic case of why we are here, so I move for approval.

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