

**MINUTES OF THE WHITEFISH BAY  
BOARD OF APPEALS  
Wednesday, September 14, 2016**

A meeting of the Whitefish Bay Board of Appeals was held in the Village Hall, 5300 North Marlborough Drive, Whitefish Bay, Wisconsin on September 14, 2016.

Pursuant to law, written notice of this meeting was published on the official Village website and posted on the three public bulletin boards.

Present were: Chairman - Mark Johnson. Members: Sean Finnigan, Russ Eisenberg, Leon Flagg, Tom Brown & Mike Kelley. Village Inspector - Joel Oestreich  
Village Attorney - Chris Jaekels

**CASE NO. 1 - 6003 N. Kent Ave. - Tom & Wendy Luljak**

Request for a Special Exception for proposed air conditioners in the side yard that do not meet Code. The homeowners were present to explain the project while the Board reviewed the submitted pictures, site plan and letter from the neighbor. The neighbor's letter indicated they are not in favor of the current placement. No other neighbors were present. After further discussion, **Sean Finnigan made a motion to grant the Special Exception as applied for. Tom Brown seconded. A vote was taken and passed. (4-1)**

**CASE NO. 2 - 130 E. Henry Clay Ave. - Shawn & April Preisler**

Request for a Special Exception for a fence height in the side yard that does not meet Code. The homeowners were present to explain the request while the Board reviewed the submitted pictures and police reports. No neighbors were present. **After further discussion, Tom Brown made a motion to grant the Special Exception for the request of a 6' tall fence along Henry Clay for a 2 year period, and then it expires. Sean Finnigan seconded. After more discussion about possibly tabling the case to consider other options, Tom Brown withdrew his motion. Sean Finnigan seconded. Leon Flagg made a motion to table the case until May, 2017. Russ Eisenberg second. A vote was taken and passed. (5-0)**

**CASE NO. 3 - 6040 N. Lake Dr. - Justin & Kristin Fischer**

Request for a Variance for a rear yard setback for a new three car garage that doesn't meet Code. Maretes, the Contractor/Builder from COR and Doug Allis, the Architect, were present to explain the request for both the size and placement of the proposed garage. The Board reviewed the submitted pictures, survey and plans. No neighbors were present and no letters from

neighbors were submitted. **After further discussion, Leon Flagg made a motion to grant the Variance as applied for. Sean Finnigan seconded. A vote was taken and motion denied. (0-5)**

**CASE NO. 4 - 4619 N. Cramer St. - Robert Chandler**

Request for a review of an Administrative Decision made by the ARC for a proposed new house. Paul Giesen, the Designer, and Rod Carter, the Attorney for the homeowner were present to explain the request. Chris Jaekels stated that this is a DE Novo case. The Board reviewed the submitted plans and survey. Neighbors in attendance: John O'Neil from 4613 Cramer spoke; Amy and Peter Hellman from 4614 Cramer spoke, Stuart & Lalicia Smith from 4625 Cramer spoke; Ellen Angelo from 4622 Oakland spoke. Two letters from neighbors were submitted and reviewed.

Michael Corrigan from 4929 Woodburn, an ARC member, was in attendance and explained ARC's process in determining their decision. **After further discussion, Sean Finnigan made a motion to affirm the decision made by ARC. Leon Flagg seconded. A vote was taken and unanimously passed. (5-0)**

**The BOA meeting minutes from July 13, 2016 were reviewed. Leon Flagg made a motion to approve the minutes as submitted. Sean Finnigan seconded. A vote was taken and passed. (5-0)**

**With no other matters to discuss, Sean Finnigan made a motion to adjourn. Russ Eisenberg seconded. A vote was taken and passed. (5-0) The meeting adjourned at 9:00 p.m.**

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Mark Johnson, Chairman

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Cynthia Wallner, Secretary



