

APPLICATION/APPEAL FORM

[For Completion by All Applicants]

Date 6-3-2020

TO: ZONING BOARD OF ADJUSTMENT
CERRO GORDO COUNTY, IOWA

I (WE), Dan & Mary Bouzmeier
(NAME)

OF 5910 S. Shore Ct. Clear Lake, IA 50428
(MAILING ADDRESS)

respectfully request that a determination be made by the Board of Adjustment on this Application/Appeal based on the letter written by the Zoning Administrator dated 5/22/2020 for the reason that it was a matter which, in his/her opinion, should come before the Board of Adjustment.

This Application/Appeal is: (Please Check One)

- A Variance to a Zoning District requirement where there are unusual conditions or circumstances which cause a hardship when the provisions of Zoning are strictly applied.
- A Special Use listed in Article 20.2 of the Zoning Ordinance upon which the Board is required to act under the Ordinance.
- An Appeal where it is alleged there is error in any order, requirement, decision or determination made by the Zoning Administrator in the enforcement of the Zoning Ordinance.

The property affected is located in Section Lot 14 & 15 of Long Beach Township.

The property affected is zoned Residential according to the Cerro Gordo County Zoning

District Maps. Legal description of the property is: SW half of Lot 14 & Lot 15, Block 2, Long Beach

I am the Owner Contract Purchaser Other (Explain) _____
_____ of the property affected.

Describe what you are proposing to do on the property affected.

Place a visual screen on our side of an
unsightly pump house. The screen^{will} measures
12' x 7' in order to block sight of pump house.
It does not infringe on neighbor's view of lake or
~~it~~ does not impede traffic.

I (We) grant permission to the Planning & Zoning staff and Board of Adjustment members to enter onto
the above described property for purposes of review.

I (We) further state that if this request is granted, I (We) will proceed with the actual construction in
accordance with the purposes herein stated and any conditions and/or requirements the Board of
Adjustment may stipulate.

Signature of Applicant Mary Burgmeier

OFFICE USE ONLY

Date Filed 6/4/20

Case Number 20-35

Date Set for Hearing 6/30/20

Fee Paid \$200

Application/Appeal was Granted

Denied

Tabled

VARIANCE CRITERIA SUPPLEMENTAL INFORMATION

Cerro Gordo County Zoning Board of Adjustment

[For completion by Variance Applicants Only]

This attachment is intended to supplement the Appeal to the Board of Adjustment Application for requests for variances. This attachment shall be submitted as a part of and attached to the Appeal Application and serve to enable the Board to make fair and equitable decisions. Failure to complete this form in its entirety may result in postponing the request until adequate information is submitted.

The Board of Adjustment shall authorize upon appeal, in specific cases, such variance from the terms of the Ordinance as will not be contrary to the public interest, where owing to special conditions a literal enforcement of the provisions of the Ordinance will result in unnecessary hardship, and so that the spirit of the Ordinance shall be observed and substantial justice done.

The Applicant shall be held responsible to provide adequate evidence that the literal enforcement of the Ordinance will result in unnecessary hardship. "Hardship" as used in connection with the granting of a variance means the property in question cannot be put to a reasonable use if used under the conditions allowed by the provisions of the Ordinance, the plight of the landowner is due to circumstances unique to his property not created by the landowner; and the variance, if granted, will not alter the essential character of the locality.

The Board shall ensure that their decision shall not be contrary to the public interest, that the spirit of the Ordinance shall be observed, and substantial justice done.

Applicant(s) Dan & Mary Burgmeier

4 Type of Variance Requested _____

1. The land in question cannot yield a reasonable use for the following reasons:

The pump house supplies water to ¹² ~~15-20~~ lake homes around ~~to~~ our home, but NOT us. We look at the back of the concrete block structure, which is on a platform raising it to a height of nearly 12 feet.

2. What is unique about this property compared to other properties in the vicinity?

This is the only pump house structure along all of S. Shore Ct. The pump does NOT supply ~~the~~ water to our house.

3. Explain how the variance will fit in with the character of the area (i.e., size, height, scale, etc.):

The screen/fence will block the view of what we consider ^{to be} an unsightly structure.

The screen will only be visible from our yard, will not impede traffic or lake views from neighbors

4. The need for the variance cannot be attributed to the present or past property owner for the following reasons:

N/A

5. The Zoning Ordinance requirements have resulted in a need for a variance for the following reasons:

The screen is taller than the allowed 3' limit. We would like to see it 7' so that the concrete block is covered + out of view. We will still be able to see the roof of the house.

6. The variance is in accord with the purposes and intent of the Zoning Ordinance and Comprehensive Plan for the following reasons:

Not sure I understand this question, but the screen will not impede traffic sight or flow ~~and~~ nor will it impede the lake views of either neighbor.

7. The variance will not impair the public health, safety and general welfare of the residents of the County for the following reasons:

Does not impede traffic or lake views.

I, Mary Burgmeier certify that

all of the above statements are true to the best of my knowledge and belief.

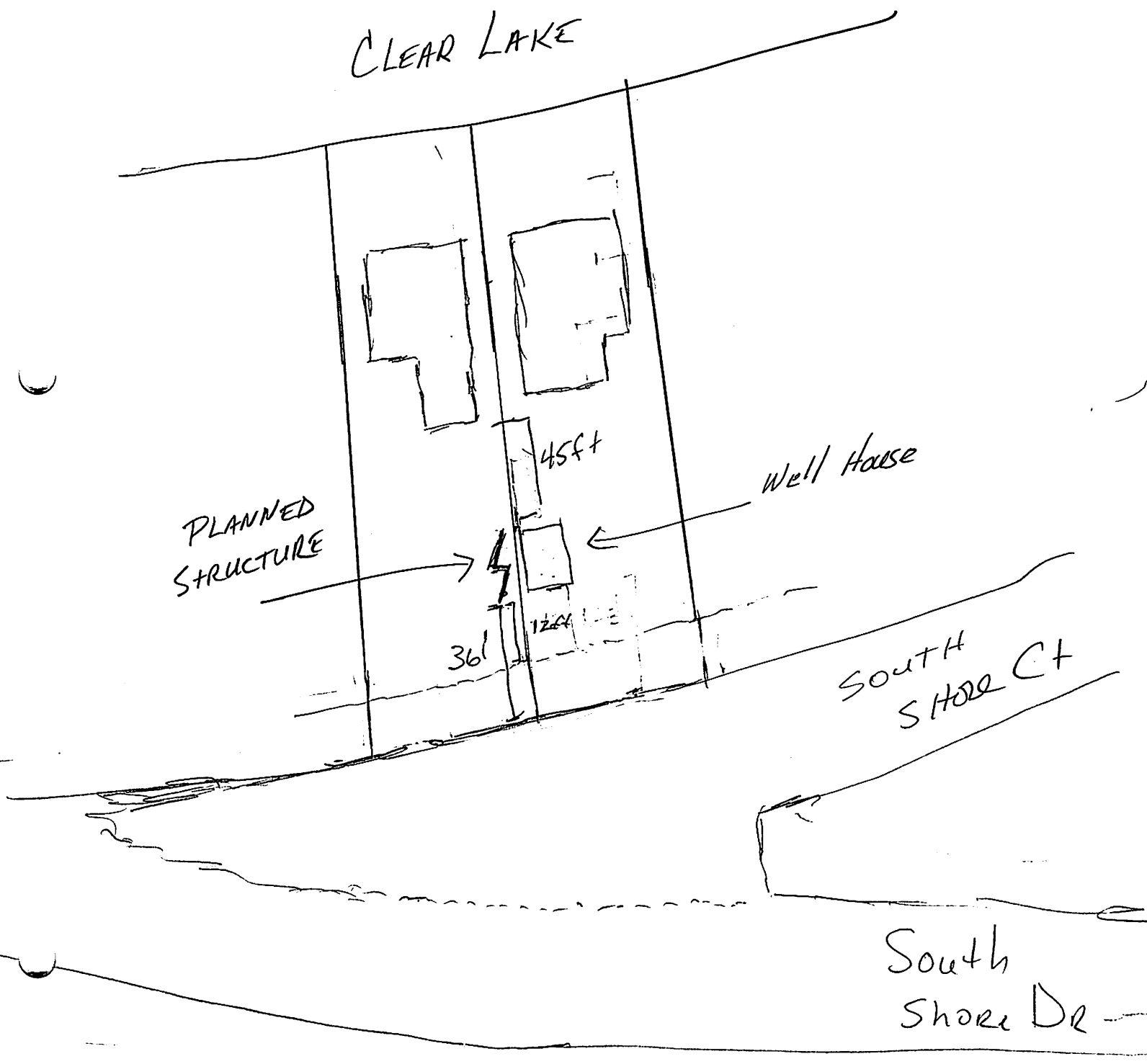
CLEAR LAKE

PLANNED
STRUCTURE

Well House

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SHORE CT

South
Shore Dr



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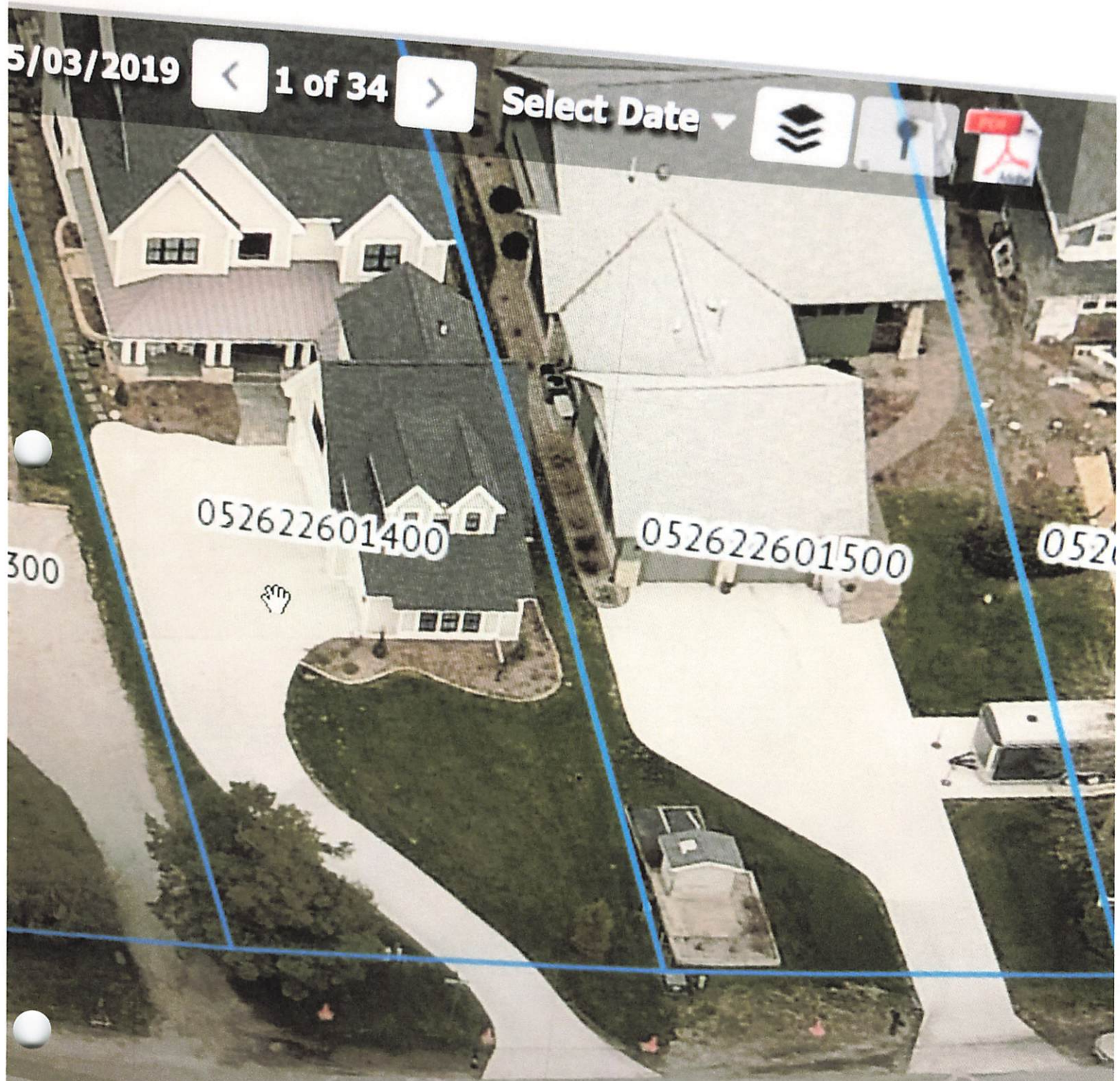
Southshore



5/03/2019

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Select Date

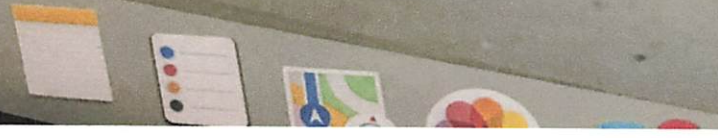


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