



*"In the Spirit of Town Government"*

**TOWN OF BUCHANAN, OUTAGAMIE COUNTY, WI  
MINUTES OF BOARD OF APPEALS MEETING  
WEDNESDAY, SEPTEMBER 16, 2020 AT 6:00 P.M.  
BUCHANAN TOWN HALL, N178 COUNTY RD N, APPLETON, WI 54915**

- 1) **CALL MEETING TO ORDER:** Meeting was called to order by Van Lanen at 6:00 p.m.
- 2) **PLEDGE OF ALLEGIANCE:** The Pledge of Allegiance was recited.
- 3) **ROLL CALL & VERIFY PUBLIC NOTICE:** Public notice verified. Board members present: Ebben, Jensema, Van Lanen, Walsh and Van Sambeek. Also present was Town Clerk Sieracki and members from the public.
- 4) **APPROVE PREVIOUS MINUTES:**
  - a) July 22, 2020 Board of Appeals Meeting Minutes

*Motion by Ebben/Jensema to approve the Minutes from July 22, 2020. Motion passed unanimously by voice vote 5 to 0.*

**5) PUBLIC HEARING:**

- a) Application for a Variance (#2020-03) to Sec. 525-34C(3)(a) – Detached buildings or structures shall meet the following side and rear setbacks, AGD zoning: 25 feet. Applicant Jeff and Kari Kosmosky, is requesting the variance for Parcel ID number 030 255200, W178 Erv Ct, Kaukauna.

Van Lanen opened the public hearing at 6:02 p.m.

- b) Van Lanen called for comments favoring application for Variance #2020-03 to Sec. 525-34C(3)(a) – Detached buildings or structures shall meet the following side and rear setbacks, AGD zoning: 25 feet. Applicant Jeff and Kari Kosmosky, is requesting the variance for Parcel ID number 030 255200, W178 Erv Ct, Kaukauna. The following spoke favoring the Application for Variance:
  - Jeff Kosmosky, W178 Erv Ct, Kaukauna stated he is the owner and he would like to build an unattached garage and is looking for a variance. The holding tank was moved from the original spot and the shared well was placed where the holding tank was supposed to go. He stated that he has several issues with the company that did the holding tank. Had it not been moved, he would have plenty of room for the structure. He stated he thought he was zoned residential and not general ag. He asked the Board to consider the shape of his lot, the setbacks, and the pond.

Van Lanen called for comments opposing application for Variance #2020-03 to Sec. 525-34C(3)(a) – Detached buildings or structures shall meet the following side and rear setbacks, AGD zoning: 25 feet. Applicant Jeff and Kari Kosmosky, is requesting the variance for Parcel ID number 030 255200, W175 Erv Ct, Kaukauna. No one spoke opposing the Application for Variance:

*Motion by Walsh/Ebben to close the public hearing at 6:12 p.m. Motion passed 5 to 0 by voice vote.*

**6) APPLICATIONS FOR APPROVAL OR DENIAL:**

- a) Application for a Variance to 525-34C(3)(a) – Detached buildings or structures shall meet the following side and rear setbacks, AGD zoning: 25 feet. Applicant Jeff and Kari Kosmosky, is requesting the variance for Parcel ID number 030 255200, W175 Erv Ct, Kaukauna. – For Approval/Denial.

The Board discussed the application and asked the applicant questions. The Board discussed the zoning and municipal code. The Board discussed the septic system and discussed if it was a hardship and if so, was this self-imposed?

The Board discussed some concerns with the current ordinance. Van Lanen stated he would like this to go before the Plan Commission and Town Board with some proposed changes to this ordinance. The Board stated that they agreed.

*Motion by Walsh/Jensema to approve a variance for Jeff and Kari Kosmosky located at W178 Erv Ct, Kaukauna, stating that the hardship was due to the septic system that is currently in place and the owner had no say in where the septic system should be placed. Ebben – Aye, Van Sambeek – Aye, Van Lanen – Aye, Jensema – Aye, Walsh – Aye. Motion carried 5 to 0 by roll call vote.*

Mr. Kosmosky was reminded to get the building permit before he starts to build.

**7) NEW BUSINESS: NONE**

**8) OLD BUSINESS: NONE**

**9) ADJOURN:** Before adjourning Van Lanen thanked Ebben for his service. This is his last meeting since he will be moving. Jennifer Rottier and Mark Lenz were introduced as individuals who are interested in joining the Board of Appeals.

*Motion by Jensema/Walsh to adjourn at 7:01 p.m. Motion carried 5 to 0 by voice vote.*

Cynthia Sieracki, Clerk  
Drafted: September 20, 2020

Motion to approve: Chair approved - Date: 07/22/2021