

**TOWN OF TAYCHEEDAH  
BOARD OF APPEALS  
MERCURY MARINE INTERPRETATION VARIANCE  
MAY 24, 2023  
6:00 P.M.  
TAYCHEEDAH TOWN HALL**

The Town of Taycheedah Zoning Board of Appeals conducted a public hearing on Monday, May 24, 2023, at 6:00 p.m., at the Taycheedah Town Hall, for the purpose of considering a variance request submitted by Brian Jenquine of Mercury Marine, Brunswick Corp. regarding interpretation to the Town of Taycheedah's Structures permitted within setback lines. Member's present were Chairman Jerome Bord, John Buechel, Tim Marcoe, Joe Sabel and Jason Meyer. Also present were Town Clerk Kris Marcoe and Building Inspector Doug Hoerth. The Chairman called the meeting to order at 7:06 p.m. The Town Clerk confirmed the open meeting notice and Class 2 publications.

Brian Jenquine requested an interpretation to Section 13-1-24 (E), (2) Structures Permitted within Setback lines. Brian Jenquine and Christopher Haase (Excel Engineering) were sworn in and presented the following information:

- Came before the Board and indicated "utility" in the Town of Taycheedah's ordinance is not defined as public or private and is open-ended.
- Chris proposed the setback for the generator (in previous hearing: installing a generator and placement would be 82' from centerline. Current ordinance is 100' of centerline)
- Mercury Marine currently has private utilities within the setback.
- Putting in a private (generator) within the setback; a letter will be on file with the Town stating if road improvements are needed and the generator interferes with any utility, the generator will be moved at the owner's expense.
- Building Inspector Doug Hoerth provided the Sections and definitions of utility structures and structures along with setback details. He also indicated this is a private utility structure.

No one spoke in support of the interpretation.

No one spoke in opposition of the interpretation.

The Board of Appeals comments were as follows:

- The difference between private and public utilities
- Public utilities to be within setbacks

Motion by Tim Marcoe, second by Jason Meyer, to approve the interpretation as explained by Building Inspector Doug Hoerth.

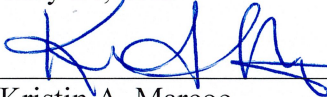
Justin Meyer	aye	Joe Sabel	aye
John Buechel	aye	Jerome Bord	aye
Tim Marcoe	aye		

Motion Carried (5-0)

Motion to adjourn by Joe Sabel second by Tim Marcoe. Hearing adjourned at 7:43 p.m. (5-0)

Dated: May 24, 2023

Attest: \_\_\_\_\_

  
Kristin A. Marcoe  
Board of Appeals Secretary

TOWN of TAYCHEEDAH  
BOARD of APPEALS  
FOND DU LAC COUNTY, WISCONSIN

DECISION

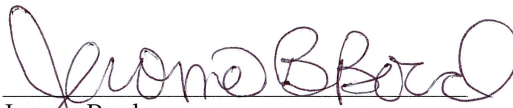
WHEREAS, the Zoning Board of Appeals of the Town of Taycheedah, Fond du Lac County, Wisconsin, conducted a public hearing on September 21, 2022, for the purpose of a variance request submitted by Brian Jenquine of Mercury Marine, Brunswick Corp. regarding interpretation to the Town of Taycheedah's Structures permitted within setback lines. Section 13-1-24 (e)(2), Structures Permitted within Setback lines.

WHEREAS the Zoning Board of Appeals cited the ordinances and discussed in details the definitions of both public and private utilities and setbacks.

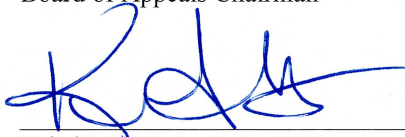
NOW THEREFORE BE IT RESOLVED that the Zoning Board of Appeals voted (5-0) the clarification from Building Inspector Dough Hoerth regarding the Sections and definitions of utility structures and structures along with setback details.

The Board of Appeals decision may be appealed by an action in certiorari in circuit court within 30 days.

Dated this 24<sup>th</sup> day of May 2023.



Jerome Bord  
Board of Appeals Chairman



Kristin A. Marcoe  
Board of Appeals Secretary