



Allouez Village Hall • 1900 Libal Street • Green Bay, WI 54301-2453 • (920) 448-2800 • Fax (920) 448-2850  
[www.villageofallouez.com](http://www.villageofallouez.com)

### **NOTICE OF BOARD OF APPEALS HEARING**

NOTICE IS HEREBY GIVEN that the Allouez **Board of Appeals** will meet at the Allouez Village Hall, 1900 Libal Street on **Monday, December 9, 2019 at 5:15 p.m.** to hear and consider the following petition:

PETITION OF RICHARD KRIEG, 1428 S. CLAY STREET, GREEN BAY, WI 54301 REQUESTING A 2' VARIANCE OF THE SIDE YARD SETBACK TO CONSTRUCT A DETACHED GARAGE ON THE LOT AT 1428 S. CLAY STREET, PARCEL AL-885.

Village Code 475-14C(2)(b) Detached accessory buildings shall not project to within four feet of any side lot line.

All interested parties, or their representatives, may appear at the hearing and be heard.

Dated this 15<sup>th</sup> day of November, 2019

*Debra M. Baenen*  
Village Clerk-Treasurer



richkrieg@new.rn.com

FEE: \$150.00

VILLAGE OF ALLOUEZ  
BOARD OF APPEALS PETITION

Date Paid 11/14/2019  
Rept. No. 148230

(Form must be returned for publication 15 days prior to meeting date)

NAME Rich Krieg PHONE 920-660-3557  
ADDRESS 1428 S Clay St

1. The petitioner's interest in the property under consideration is as Owner
2. The owner of record presently is Richard J. Krieg
3. The legal description of the property under consideration is (parcel # & street address) AL-885  
5,926 SqFt FARM GARDEN CO'S PLAT E 106 Ft of Lot 8  
EX S 2.3 Ft BLK 3
4. A CSM or copy of the plat on which the property is shown is attached.
5. On the 7<sup>th</sup> day of Nov, 20 20, the petitioner was denied a permit by the Building Inspector and hereby petitions the Board for the following variance:  
To allow a 26' side set back as original garage.

6. Statements which would justify the granting of the variance requested (see attached) -

- a. Unnecessary Hardship - Older/traditional neighborhood. Variance would allow owner to maintain current appearance of structures to greatest extent possible. Adjacent neighbors have agreed.
- b. Unique Property Limitation - Very small backyard. Owner would lose 48 sq ft of garden/yard space.
- c. Protection of the Public Interest - Variance would prevent the loss of a long-standing raspberry/blackberry garden that neighbors use and aligns with Village sustainability goals.

Dated this 8 day of November, 20 19.

(Signed) \_\_\_\_\_  
Petitioner

(Signed) Richard J. Krieg  
Owner-other than petitioner

Fiber Pointe Homes  
2930 Circle Oak Lane  
Green Bay  
(Adam Delas)

Code → 475-142(2)(b)



TIAN YOUNG  
HUSTAL

9

53

AL-886

53'

AMY L  
WILDE

Length: 24.0 Feet

8

Length: 28.0 Feet

106'

AL-885

58.7'

1418

RAPHAEL  
SPENCER

RICHARD J  
KRIEG

0.926 SF

56.4'

1428

MEGAN M  
JEHRING

AL-884

2.3'

58.7'

430

106'

0.409 SF

0 0.004 0.008  
mi

This is a custom map created by an online user of GIS map services provided by  
Brown County Municipalities, Brown County, Brown County WI

## Part of Brown County WI

Map printed on 10/31/2019

1:240

1 inch = 20 feet\*

1 inch = 0.00379 miles\*

\*original page size: 8.5"x11"

Appropriate format depends on zoom level



### Parcel ownership key

- Parcel Boundary
- Condominium
- Gap or Overlap

- Parcel line
- Right of Way line
- Meander line
- Lines between deeds or lots
- Historic Parcel Line
- Vacated Right of Way

"hooks" indicate  
parcel ownership  
crosses a line

SC-190-2 Parcel ID Number  
2500000 Document Number  
0.814 AC Area of parcel  
279.8' Line Distance  
3547 Address

A complete key (legend) is available at:  
<https://tinyurl.com/BrownDogKey>



(920) 448-6480  
[maps.gis.co.brown.wi.us](https://maps.gis.co.brown.wi.us)



# Memo

To: Board of Appeals

Fr: Trevor Fuller, Planning and Zoning Administrator

Re: PETITION OF RICHARD KRIEG, 1428 S. CLAY STREET, GREEN BAY, WI 54301 REQUESTING A 2' VARIANCE OF THE SIDE YARD SETBACK TO CONSTRUCT A DETACHED GARAGE ON THE LOT AT 1428 S. CLAY STREET, PARCEL AL-885.

Date: November 21, 2019

## Ordinance Purpose

### **§ 475-1 Authority; purpose.**

*This chapter is adopted pursuant to §§ 61.35 and 62.23(7), Wis. Stats., for the following purposes: to lessen congestion in the streets; to secure safety from fire, panic and other dangers; to promote and to protect the public health, safety, comfort, convenience and general welfare; to provide adequate standards of light, air and open space; to maintain the aesthetic appearance and scenic values of the Village; to prevent the overcrowding of land; to avoid undue concentration of population; to facilitate the adequate provision of transportation, water, sewerage, schools, parks, and other public requirements; and to foster a more rational pattern of relationship between residential, business, commercial, and manufacturing uses for the mutual benefit of all.*

## Context

Richard Krieg is requesting a 2' variance of the side yard setback to construct a detached garage at 1428 S. Clay Street. The petition, sketch of the proposed project, and pictures of the property are attached. The parcel is a corner lot zoned "B Residential." The proposed project would need a variance according to Village Ordinance 475-15C(2)(b): *Detached accessory buildings shall not project to within four feet of any side lot line.*

## Staff Comments

The petition and proposed project have been reviewed by staff. Staff recommends that the Board decline the petitioner the requested variance because other feasible garage configurations are available to the petitioner within the questioned property.

## Action

The Board of Appeals is asked to review the petition request and determine whether to grant, grant with conditions, or deny and defer the variance to Village Ordinance 475-15C(2)(b). The Board of Appeals shall state the grounds of such a determination.



