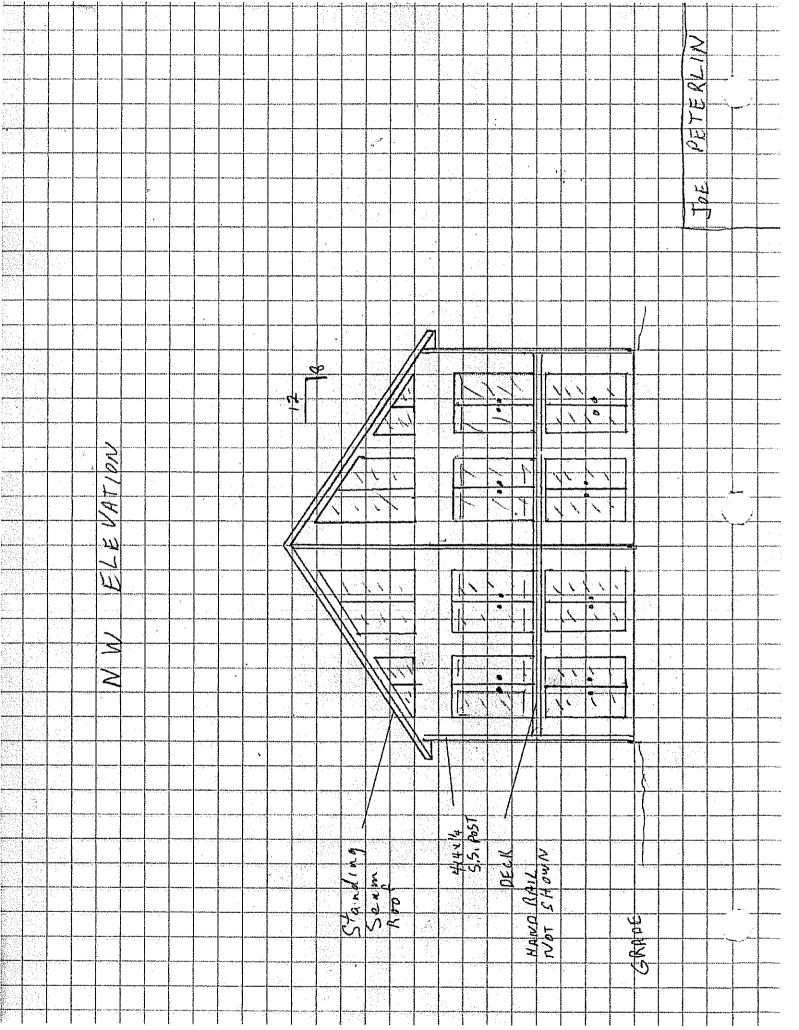


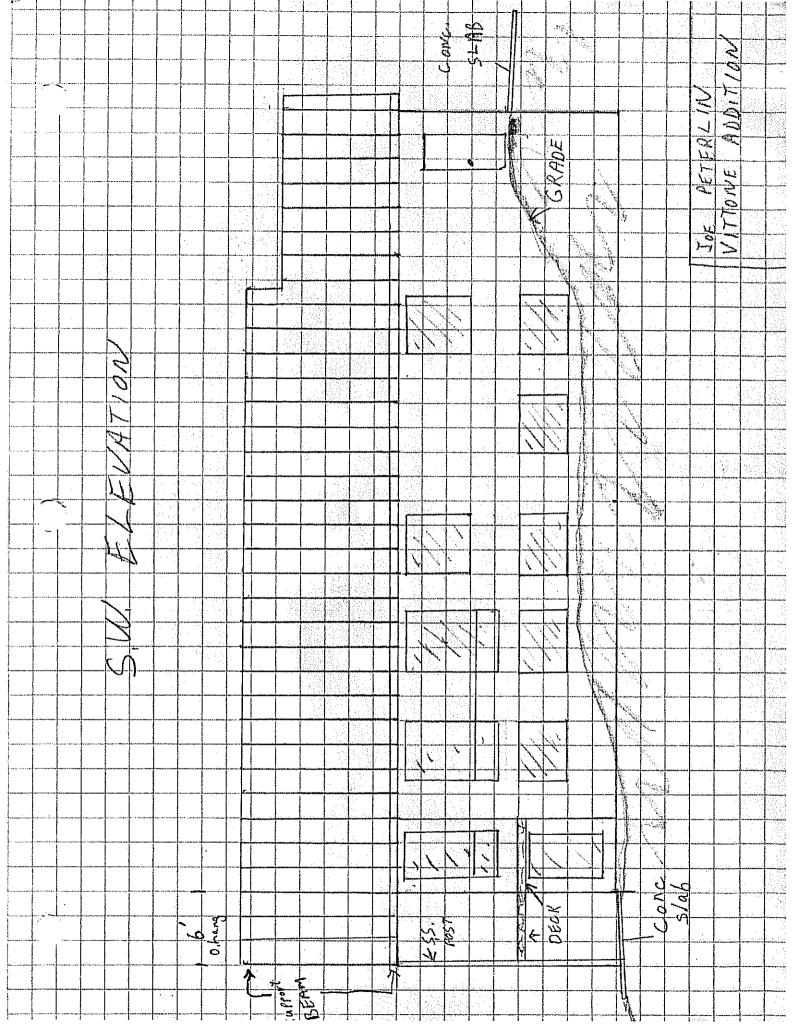
# **ZONING PERMIT APPLICATION**

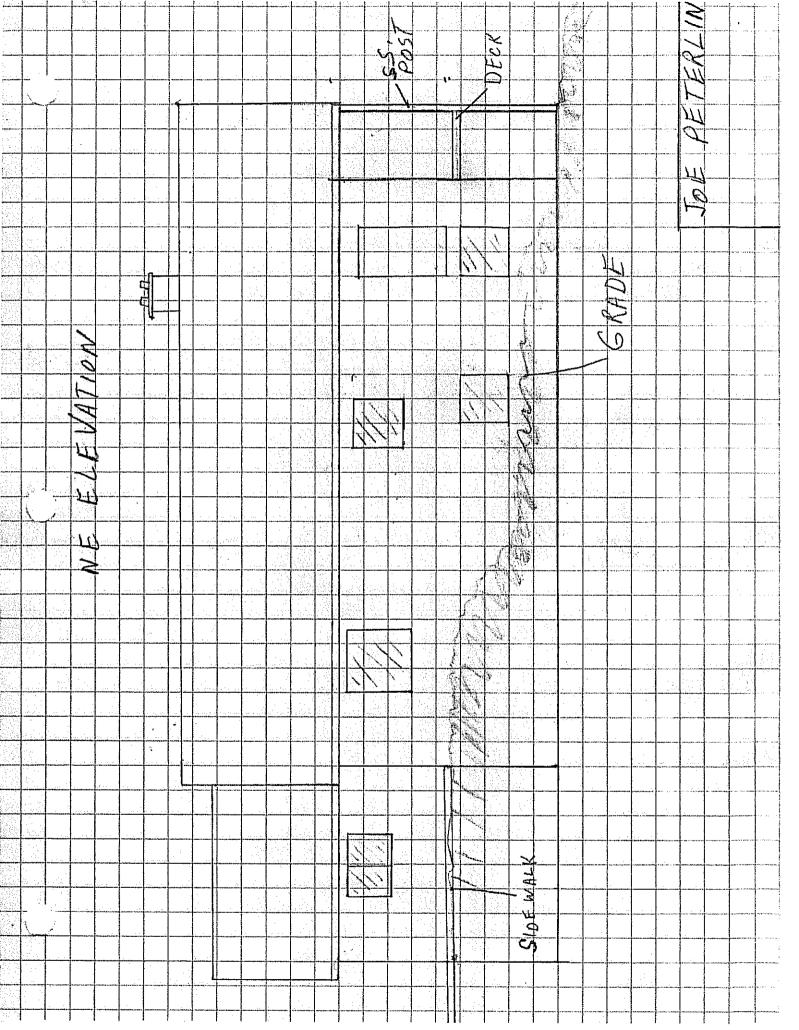
Keweenaw County Zoning Ordinance Sections 18.8.1 requires an approved Zoning Permit for all work. The permit is required prior to beginning any work. A zoning permit must be issued prior to application of a building permit. Zoning Permits are free and include one site visit. Additional site visits are \$50.00 each.

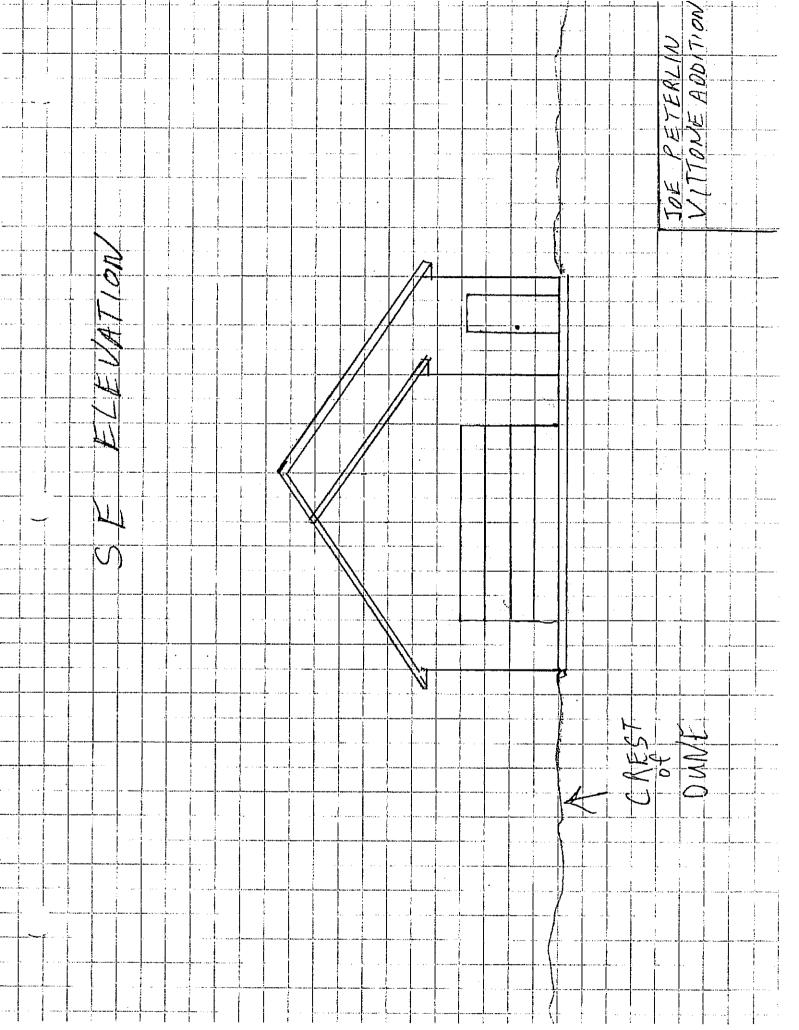
1 11-11-19	el ID (tax) N			ALL INFO	RMATION IS F	REQUIRE	•		
Property Owner(s) Name  JOSEPH FET	ERLIN	/		Applicant(s) Name					
Mailing Address 4254 N. L	-AKKII	V S	57,	Mailing Address					
SHOREWOOD	St	ate	Zip code 532 //	City		State	Zip code		
Day Phone 4/4 - 964 - 5/33	Evening P	hone		Day Phone	Evenir	g Phone			
Current Zoning of Property	Property 4	Address	EPt. Rd.	Location of Property:	side of ハッツ	5 MILE	PT Road		
Lot Size and Total Existing Acr	eage 41/	) cR	E	Between	and		Roads		
Lot Size and Total Existing Acreage  HE X 440 - 49 A CRE  List below or attach legal description of property.  SEC ASSESSORS FLAT									
Describe what this property will $\beta(u)/f$	l be used for くっかん	and an	y structural wo	rk to be performed. $RES$	SIDEN	CE			
DATE		Till Grave B		, , , , , , , , , , , , , , , , , , , ,					
0 1 .									
Permit denied because current plan reguires Side setback variances on both sides -									
Side sutbac	Jc va	منح	ncls	or both	sidus ()	-			
unable to proc	uss	bru	ther-						
A SURVEY OR SCALE	DRAWIN	<u>IG</u> SH	IOWING AI	LL DIMENSIONS, (a	djacent road	s, existin	g buildings,		
<u>proposea worк, prop</u>	<u>osea siruci</u>	ures c	ma <u>setbacks</u> )	MUST ACCOMPAN	IY THIS AP	PLICA'	rion.		
THIS APPLICATION MUST BE SIGNED BY THE PROPERTY OWNER OR THEIR AUTHORIZED AGENT									
I hereby grant permission for members of information related to this application.	of the Planning	Commiss	ion and Zoning Adi	ministrator to enter the above desc	fibed property for t	he purpose o	f gathering		
Signature and Date Applicant(	(s)			Ken Vand	Signature (If	othar than			
	· · · · · · · · · · · · · · · · · · ·	RELOV	WTUIC LINE	– KEWEENAW COUNT		other than	dwiler):		
Date Received	Zoning Per	mit #	A 11119 CHAE	Scheduled Site Visit Date		dress Nun	iber		
Nov 13, 13	Nell Permi		O I 7	NONE Set	78	Permit Nu			
503 42 206	W 03	42	. 138	13-50-17			.,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,		
Critical Dune Permit Number	DEQ Permi	ic ivume	jer /	Addtnl Site Survey Fees ~(\$50.00/Each)	Receipt	. #			
	VIED-reason		<u> </u>		ug Administrator	Date 1	1/14/13		
Return to: Zoning Administrator, 50	95 4 <sup>th</sup> Street •	Eagle F	River, MI 49950	(906) 337-347 • FAX (906)	337-2253	Revision	on June 2013		

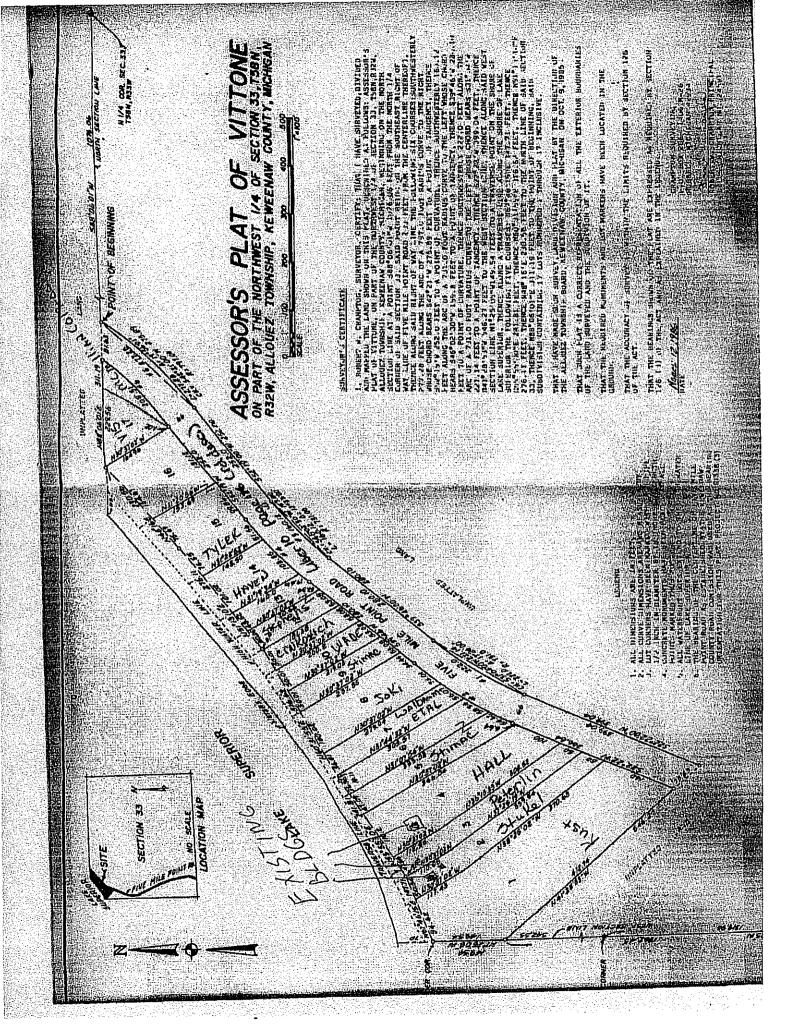
٤١ ٢. Edge " E TOP 38 N56°0 N55°55'30 SAND) 38 S30° 37' 02" E S30°44°14". 110.00 ~ n5'(P) DECK 96.76 5'A5' PRIVY. 12.55'(P) 112.43 N30°38'26"W · N80°37'02" W POWER ELL BOX T QNE Pp 15.67 PHONE 8











01/07/2014
Printed on
County: KEWEENAW
Jurisdiction: ALLOUEZ TWP
Parcel Number: 103-52-000-003

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Peterlin, Edward	Peterlin, Joseph M.	M. et al		03/21/1996	ည	Family	14/471		0.0
					(				
Property Address	•	Class: Resid	Residential	Zoning( R	RR B Building	ding Permit(s)	Date	Number	Status
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	-	P.R.E. 0%							
Owner's Name/Address		Map #:							
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		Public Improvements	ints	Description		* Facto	Rate	. Reason	Value
)escription		Dirt Road Gravel Road	1 nad	GOOD SUPERIOR 48 Actual	[24	# 47.56 250.00 1.0000 1.0000 Front Feet, 0.00 Total Acres	000 875 100 s Total Est.	. Land Value =	41,615
AM-3 LOT 3 47.56' SL ASS	ASSESSOR'S PLAT OF	X Paved Road	ָּ֖֖֖֖֖֖֖֖֖֖֖֖֖֖֖֖֖֖֖֖֖֖֖֖֖֖֖֖֖֖֖֖֖֖֖֖	Work Des	cription i	Work Description for Permit 23-80-17, Issued 09/19/2013: SES	sued 09/19/201	3: SES PERMIT	PERMIT ISSUED PRIOR
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		Who When	n What	2013	20,808	0	20,808		3,771C
	0000	:		2012	13,958	0	13,958		3, 6830
The Equalizer. Copyright (c) 1999 - 2009 Licensed To: County of Keweenaw. Michigan	(c) 1999 - 2009. veenaw. Michigan			2011	15,288	0	15,288		3,5870
				2010	15,288	0	15,288		3,5280
4. 4. 4. 4. 4. 4. 4. 4. 4. 4. 4. 4. 4. 4		4	7 + 1 :						

<sup>\*\*\*</sup> Information herein deemed reliable but not guaranteed\*\*\*



## **KEWEENAW COUNTY ZONING BOARD OF APPEALS ZONING VARIANCE REQUEST**

					Ap	plicati	lon Fee	is <u>\$250.00</u>				
Date 1/2/2013 Pa	Date 1/2/2013 Parcel ID Number 42-103-52-000-003											
					ALL INFORMATION IS REQUIRED							
Property Owner(s) Name Joseph & Svetlana Peterlin				Applicant(s	Applicant(s) Name same							
Mailing Address 4254 N Larkin St				Mailing Add	Mailing Address							
City Milwaukee State Zip Code WI 53211					City State Zip Code							
Day Phone 414-694-5133 Evening Phone				Day Phone	<u> </u>	Evenin	 g Phone					
THIS APPLICATION M LET					NER(S) OR THE OV ACT ON THEIR B			ROVIDE A				
Current Zoning of Property RI	B Pro	perty Add	lress 5807 Five	Mile Pt								
Location of Property: No Point	th :	side of Fiv	e Mile Road	Between	and			Roads				
	e of Requ			Article a	and/or Section of the 2	Coning O	rdinance t	peing appealed				
A variance of a requirement of the Zoning Ordinance  A review of an administrative decision					Five – Schedule of Dis	trict Reg	ulations	- 11				
An appeal of a special approval denial					1, RRB Side setback	of 10'						
☐ An interpretation of the Zoning Ordinance text☐ An interpretation of the Zoning Map					on _ t							
							,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,					
Variance requested (The difference between what is required and what is proposed) a 10 foot setback is required. The lot is only 47.38' wide. I have asked and received acceptance from the neighbors to have the setback on the southwest lot line from 10 to 8 and on the northeast lot line from 10 to 5. I have attached copies of the letters and the survey for your review.												
In order for a variance to be granted, applicant must demonstrate a hardship or practical difficulty pursuant to the Keweenaw County Zoning Ordinance. Describe the reason(s) for seeking this variance.												
Please see the attached letter from the applicant and the Supplemental Information on the following page.												
A COMPLETE SITE PLAN CONTAINING ALL OF THE APPLICABLE DATA OUTLINED IN THE KEWEENAW COUNTY ZONING ORDINANCE MUST ACCOMPANY THIS APPLICATION.												
I certify the information on and accompanying this application to be complete, true and correct under penalty of perjury by the laws of the State of Michigan.  I also hereby grant permission for members of the Planning Commission, Zoning Board of Appeals and county staff to enter the above described property for the purpose of gathering information related to this application.												
Authorized Signature(s) & Date (Letter of authorization required					Joseph M. Peterlin, signed electronically on 1/6/14 (hard copy mailed 1/9/14)							
DO NOT WRITE BELOW THIS LINE -KEWEENAW COUNTY USE ONLY												
Date Received	Applic 5	ation Fee	, <del>-</del>	Receipt Nu	mber 176	Case N		R 01				
Zoning Administrator Signatur	e & Date			·	-							
Publication Date	Date I	Notices Ma	1	Public Hear	1 ' 1	Other						
1 400:1	<del></del>	(A) 1	· · · · · · · · · · · · · · · · · · ·	1 1 2 3	2014	L						

# Supplemental Information Zoning Board of Appeals Case No. 2014-VAR-01

Please answer each of the following questions which correspond to the findings required for variance approval. The responses will be used by the Zoning Board of Appeals in its review of this case. The case will be heard whether or not the questions are completely answered. It is to **your advantage** to provide as detailed and complete a response to each question since it is your responsibility to provide information on each of the approval standards.

1. Why would strict compliance with the applicable Zoning Ordinance Standard(s) prevent the owner from using the property for a permitted purpose or be unnecessarily burdensome?

Unfortunately, a lesser variance, or no variance would cause me to reconsider my plan to build a structure on this property. I have completed and paid for the building plan at a thirty-two foot width, in order to accommodate the most efficient and responsible use building materials. Due to the plan design of cement walls for maximum insulating value and durability and a floor plan which is divided by a supporting wall running approximately perpendicular to the lake shore and Five Mile Point Road, I would have remaining room widths of 14.5 feet. Any more narrow room widths and a need to reconfigure and pay for a revised plan would likely cause me to list the property for sale, as is, at this point.

2. How will the requested variance ensure substantial justice (fairness) to both the applicant as well as other property owners?

The owners of both adjoining properties have signed specific letters of approval regarding this setback variance, which I have included with this request. I also sent a detailed informational letter to all of the neighboring property owners within three hundred feet of the lot on November 15, 2013 and have received no objections from any of those property owners to date.

3. Why would a lesser variance that would be more fair to other property owners not give substantial relief to the applicant?

I believe the issue of fairness, regarding the other property owners has been evidenced by their cooperation and signed agreement. The issue of substantial relief, justice and fairness to the applicant is addressed in Sections 1 and 5.

4. What is unique about the property that is different from other properties in the area or the same zoning district?

I believe that this property is more narrow than many of the lots in this area; especially when regarding those without existing structures.

5. Explain why the requested variance is not due to the actions of the applicant, owner, or their predecessors.

The requested variance is absolutely due to the actions of the applicant, owner and the predecessors; my parents and grandparents. When this lot was purchased by my deceased mother, Edith Peterlin (nee, Vittone), from the estate of her parents, Mary and James Vittone of Mohawk, I was not able to influence the decision with regards to the width of the lot. At that time, there were already existing structures on the adjoining properties and this narrow lot was not only available, but was also owned and used by our family since the mid-nineteen forties for family picnics and walks along the beach. At the risk of sounding too sentimental, but honest; the property holds very dear childhood memories for me and I would part with it with great sadness and regretfully seek a retirement property in another state.

Please note: The applicant intends to use only less than three feet of the five foot variance granted by Susan and Robert Hall, owners of the adjoining property to the northeast. Please see the applicant letter accompanying this request.

Thank you for your consideration. I would be pleased to answer any further questions and provide any additional details as needed.

Signed: Joseph M. Peterlin, signed electronically on 1/6/14 (hard copy mailed 1/9/14)

Printed Name: Joseph M. Peterlin

This form must be submitted along with the application form, plans, and fee. Applications which do not include this form will not be accepted.

4254 N. Larkin St.

Shorewood, WI 53211

Monday, January 6, 2014

**Keweenaw County Zoning Board of Appeals** 

c/o Ann Gasperich

5095 4th St.

Eagle River MI 49950

Keweenaw County Zoning Board of Appeals Members,

Please allow me to introduce myself. My name is Joe Peterlin. As the deed holder of Lot 3 of the Assessor's Plat of Vittone, at 5807 Five Mile Point Road, I'm requesting a setback variance of a few feet along both adjoining lot lines of my property, in order to build a single family home this year.

Both adjoining property owners have agreed to the setback variance. The deed holders of Lot 2, 5801 Five Mile Point Road; Marcia, Frederick, Julie and Raymond Stukel, have agreed to grant a two foot setback variance along the southwest lot line of the property; from the current ten foot setback, to an eight foot setback. The deed holders of Lot 4, 5811 Five Mile Point Road; Susan and Robert Hall, have agreed to a five foot setback variance along the northeast lot line of the property; from the current ten foot setback, to a five foot setback.

I have enclosed signed copies of those agreements, along with the property survey, a footprint of the proposed building drawn over an enlarged copy of the survey and drawings of each face of the proposed building.

As you may refer to on Robert Crampton's October 24, 2013 survey of my property, the lot width is 47.38 feet at the crest of the dune along the lake side. This currently allows us a 27.38 foot width on which to build.

The foremost reason that I'm requesting these setback variances, beyond the obvious advantage of larger room sizes, is to get to a 32 foot width, in order to make the most conscientious and cost-effective use of building materials. Simply stated; 32 feet will allow the most efficient and environmentally sound construction.

With board approval, I plan on using the southwest property line as the guide for laying out the project; beginning the footings at eight feet from the adjoining Stukel property line and continuing with a 32 foot wide footing; using only slightly less than three feet of the five foot setback variance agreed to by Susan and Robert Hall on the northeast property line. Stated another way, I only intend to use slightly less than three feet of the five foot variance granted by the Halls. The final setback will be slightly more than seven feet from the adjoining northeast Hall property line.

As a side note, the property has been in our immediate family during three generations. The plat is named after my maternal grandfather, James Vittone of Mohawk. I believe the planned home has been well-conceived over several decades and it will be built entirely by local tradespeople, with the only exception being work done by myself and a long time Wisconsin friend. I graciously request your assistance in both finally putting the property to good use and in fulfilling a lifelong goal.

I appreciate your consideration. Thank you.

Sincerely,

Joe Peterlin

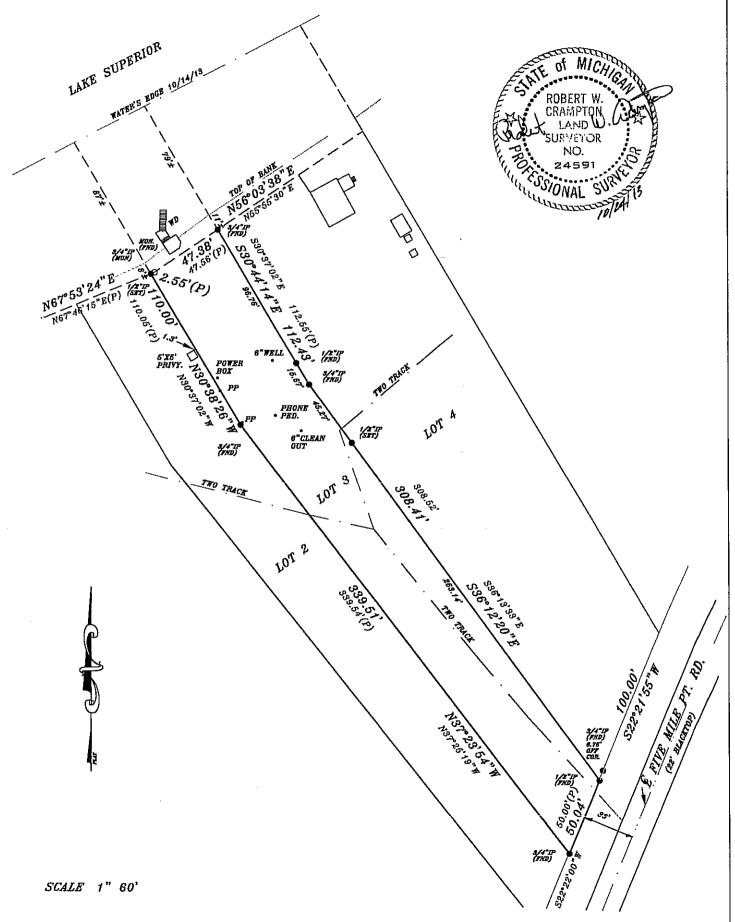
Email: jodens2000@gmail.com

Home: (414) 964-5133 (preferred)

Cell: (414) 326-5860 (texts, or urgent)

SURVEY OF PROPERTY LEGALLY DESCRIBED AS:

LOT 3, ASSESSOR'S PLAT OF VITTONE, ON PART OF THE NORTHWEST 1/4 OF SECTION 33, T58N, R32W, ALLOUEZ TOWNSHIP, KEWEENAW COUNTY, MICHIGAN.



THE UNDERSIGNED PROFESSIONAL SURVEYOR HEREBY CERTIFIES THAT A SURVEY WAS MADE UNDER HIS SUPERVISION OF THE PROPERTY SHOWN ON THE ANNEXED PLAT. AND THAT THE ABOVE SKETCH INDICATES THE DIMENSIONS AND ENCROACHMENTS OF

905 Fairground

Plymouth, MI 48170

Monday, November 25th, 2013

**Keweenaw County Zoning Board of Appeals** 

5095 4<sup>th</sup> St.

Eagle River MI 49950

Ann Gasperich & Zoning Board of Appeals Members,

As deed holders of Lot 2 of the Assessor's Plat of Vittone, at 5801 Five Mile Point Road, we grant our permission for a two foot side setback variance; to an eight foot side setback from the required ten foot side setback for Joe Peterlin, deed holder of the adjoining Lot 3, 5807 Five Mile Point Road.

Signed,

Raymond Stukel

Julié Stukel

P.O. Box 249

Mohawk, MI 49950

Monday, November 25, 2013

**Keweenaw County Zoning Board of Appeals** 

5095 4<sup>th</sup> St.

Eagle River MI 49950

Ann Gasperich & Zoning Board of Appeals Members,

As deed holders of Lot 4 of the Assessor's Plat of Vittone, at 5811 Five Mile Point Road, we grant our permission for a five foot side setback variance; to a five foot side setback from the required ten foot side setback for Joe Peterlin, deed holder of the adjoining Lot 3, 5807 Five Mile Point Road.

Signed,

Robert Hall

Pobest Ball

Susan Hall

58925 Church St.

Kearsarge, MI 49913

Monday, November 25, 2013

Keweenaw County Zoning Board of Appeals

5095 4<sup>th</sup> St.

Eagle River MI 49950

Ann Gasperich & Zoning Board of Appeals Members,

As deed holders of Lot 2 of the Assessor's Plat of Vittone, at 5801 Five Mile Point Road, we grant our permission for a two foot side setback variance; to an eight foot side setback from the required ten foot side setback for Joe Peterlin, deed holder of the adjoining Lot 3, 5807 Five Mile Point Road.

Signed,

Frederick J. Stukel

marcia L. Stukel

٠,

Marcia L. Stukel

#### NOTICE OF PUBLIC HEARING

## Keweenaw County Zoning Board of Appeals

The Keweenaw County Zoning Board of Appeals will meet on January 23, 2014 at 6:00 p.m. at the Keweenaw County Courthouse, 5095 4<sup>th</sup> Street, Eagle River, MI to hold a public hearing and take public comment regarding two variance requests.

Property Owner: Verona Bant Etal

Property Address: 7446 Pine St, Eagle River, Houghton Township

Parcel Number 42-403-51-012-003

Zoning: RR b

Applicant: Leslie R Bant.

Applicant Contact: 630-293-5043

Request: Lot Split Application, Variance Necessary

Applicant Property Owner: Joseph & Svetlana Peterlin Property Address: 5807 Five Mile Point, Allouez Twp

Parcel Number 42-103-52-000-003

Zoning: RR B

Applicant Contact: 414-694-5133

Request: side setback variance from 10'

The public may appear at the hearing in person or by counsel, be heard and submit evidence and written comments with respect to the application. Written comments will be received until 4:00 PM January 21st, at the County Courthouse at 5095 Fourth Street Eagle River. Handicapped access will be accommodated by closed circuit TV.

Ann Gasperich, Zoning Administrator

Date of Publication 1/8/2014 Wednesday



### Keweenaw County Zoning Eagle River, Michigan January 8, 2014

#### Allouez Township Board:

Property Address: 5807 Five Mile Point Rd

Parcel Number 42-103-52-000-003

Property Owner/Applicant: Joseph & Svetlana Peterlin

Applicant Contact: 414-694-5133 Public Hearing: January 23, 6:00 PM

Location: Keweenaw County Courthouse, Courtroom

Parcel is zoned: RR B

You are receiving this letter because the above mentioned property is in your township. The lot is 3 in the Assessors plat of Vittone. The owner/applicant of this property has filed for a side setback variance request. In order for the variance request to be discussed, a public hearing must be held to take public comment.

The Township Board may review the petition and make comment or recommendation within thirty (30) days after receipt. If no written correspondence is received by the Zoning Administrator, the Planning Commission, Zoning Board of Appeals or the County Board of Commissioners shall assume the Township has no objection or other input to offer.

A public hearing is set for Thursday January 23rd, 2014 at 6:00 PM in the Courtroom of the County Courthouse. You may appear at the hearing in person or by counsel, be heard and submit evidence and written comments with respect to the application. Written comments will be received through 4:00 PM Tuesday January 21st at the County Courthouse at 5095 Fourth Street Eagle River. Handicapped access will be accommodated with closed circuit TV.

More information may be available on the County website. Please check at <a href="https://www.keweenawcountyonling.org">www.keweenawcountyonling.org</a>. If you have any questions, please call. I can be reached at 337-3471.

Sincerely,

Ann Gasperich

Zoning Administrator



Keweenaw County Zoning Eagle River, Michigan January 8, 2014

Property Address: 5807 Five Mile Point Rd

Parcel Number 42-103-52-000-003

Property Owner/Applicant: Joseph & Svetlana Peterlin

Applicant Contact: 414-694-5133 Public Hearing: January 23, 6:00 PM

Location: Keweenaw County Courthouse, Courtroom

Parcel is zoned: RR B

#### To whom it may concern:

You are receiving this letter because you are the owner of record for property within 300' of lot 3 in the Assessors plat of Vittone. The owner/applicant of this property has filed for a side setback variance request. In order for the variance request to be discussed, a public hearing must be held to take public comment.

A public hearing is set for Thursday January 23rd, 2014 at 6:00 PM in the Courtroom of the County Courthouse. You may appear at the hearing in person or by counsel, be heard and submit evidence and written comments with respect to the application. Written comments will be received through 4:00 PM Tuesday January 21<sup>st</sup> at the County Courthouse at 5095 Fourth Street Eagle River. Handicapped access will be accommodated with closed circuit TV.

More information may be available on the County website. Please check at <a href="https://www.keweenawcountyonling.org">www.keweenawcountyonling.org</a>. If you have any questions, please call. I can be reached at 337-3471.

Sincerely

Ann Gasperich

Zoning Administrator

101-53-019-004-002 ALLOUEZ TOWNSHIP P O BOX 64 MOHAWK MI 49950

403-19-301-001 HOUGHTON TOWNSHIP 5059 4TH STREET EAGLE RIVER MI 49924

103-32-150-002 KUST DANIEL P CROONE ETAL 16705 W OBSERVATORY ROAD NEW BERLIN WI 53151

103-52-000-005 STIMAC JAMES J & ROBERTA 22133 TENNY DEARBORN MI 48124

103-52-000-010 WADE TRUST GRETCHEN A 22133 GREGORY ST DEARBORN MI 48124 103-32-150-001 FLEMING RAY F TRUST 4377 WEST MAPLE ROAD BLOOMFIELD HILLS MI 48301-2901

103-52-000-008 JOKI MARK & LORI KAY 5829 FIVE MILE POINT ROAD ALLOUEZ MI 49805

103-52-000-001 KUST ROBERT MARY LOU (TRUST) 16705 WEST OBSERVATORY ROAD NEW BERLIN WI 53151

103-52-000-009 STIMAC PAUL N 720 BENHOY AVE APT B PLAINWELL MI 49080

103-52-000-007 WALBAUM CHERYL SMITH SCHUMACHER 44 VIA ALICIA SANTA BARBARA CA 93108 103-52-000-004 HALL ROBERT & SUSAN 5811 FIVE MILE POINT ROAD MOHAWK MI 49950

103-33-100-003 KEWEENAW CO RD COMM MOHAWK MI 49950

103-52-000-003

PETERLIN JOSEPH & SVETLANA TR
4254 NORTH LARKIN STREET
SHOREWOOD WI 53211

103-52-000-002 STUKEL FREDERICK ET AL 58925 CHURCH STREET CALUMET MI 49913

300' notice sent to