

Board of Zoning Appeals
CASE SUMMARY

Hearing Date: May 3, 2018

Case : BZZA-18-00096

Premises: 1013 N OLD WORLD THIRD ST
AKA: 1013 N OLD WORLD THIRD ST

Request: to construct a projecting sign that does not meet the minimum clearance from grade (Required: 10 ft. / Proposed: 8.5 ft. / Shortage: 1.5 ft.)

Petitioner: WGS Land LLC

Type of Appeal: Dimensional Variance

Pre-App Filing Date: March 14, 2018

Zoning of Premises: C9G

Section of Code being Appealed: 295-407-2-b-4-d
Minimum clearance from grade: 10 ft.
Proposed: 8.5 ft.
Shortage: 1.5 ft.

Alderman and District: Ald. Robert Bauman , District 4

Interest in Land/Investment: Property Owner

BOZA Notes:

DNS Notes: Based on a review of the information submitted by the petitioner relative to this proposal and without benefit of any testimony which may be presented at the Board of Zoning Appeals hearing, the Department of Neighborhood Services finds that the criteria for a variance under s.295-311 of the City Code have not been met.

If the Board approves the dimensional variance, DNS requests the following conditions be imposed:

1. That the applicant has no outdoor banners or other advertising except signage that has been approved and installed according to the requirements of a sign permit.
2. That no prohibited signage be displayed at the location per code section 295-407-9.

Traffic(DPW) Notes: The Department of Public Works (DPW) opposes this request for dimensional variance on grounds that the sign does not comply with Milwaukee Code of Ordinances (MCO) s.244-10 Signs Projecting into Public Right-of-Way. Per MCO s. 245-4 Permissible Projections and Encroachments, the sign, as it exists, would require a Common Council approval via a Special Privilege. DPW would not recommend approval of a Special Privilege for this sign. It appears that the sign can be repositioned on the building so that it will meet the minimum clearance required by s. 244-10. DPW is of the opinion that the hardship stated by the applicant is self imposed and requests that this dimensional variance not be granted.

DCD Notes: Based on a review of the information submitted by the petitioner relative to this proposal and without benefit of any testimony which may be presented at the Board of Zoning Appeals hearing, the Department of City Development finds that the criteria for a variance under s.295-311 of the City Code have not been met.

Aldermanic Notes: