

**VILLAGE OF WHITEFISH BAY  
PLAN COMMISSION MINUTES**

**June 22, 2020 – 6:00pm  
Whitefish Bay Village Hall  
5300 N. Marlborough Dr., Whitefish Bay, WI 53217**

**1. Call to Order.**

President Siegel called the meeting to order at 6:00 pm.

Present: President Siegel, Trustee Fuda, Commissioners Moore, Sauer, Roth, and Koltun.

Also Present: Village Manager Paul Boening, Assistant Village Manager Tim Blakeslee and Village Attorney Chris Jaekels.

**2. Approval of the Minutes of the Regular Meeting of February 24, 2020.**

*Commissioner Moore moved, seconded by Trustee Fuda to approve the minutes of the regular meeting of February 24, 2020. Motion Carried, 6-0.*

**3. PUBLIC HEARINGS**

- a. **On Ordinance 1864 – pertaining to Conditional Uses in the Business District.**
- b. **On Ordinance 1865 – pertaining to Conditional Use Procedure.**
- c. **On Ordinance 1868 – to repeal and recreate Section 16-31 of the Municipal Code with regard to maintaining or eliminating nonconforming or substandard lots.**
- d. **On Conditional Use Application for Edward Jones (Financial Advisors) at 829 E. Henry Clay St.**
- e. **On Conditional Use Application for Red Element, LLC (DBA Mathnasium Whitefish Bay) at 423 E. Silver Spring Dr.**

*There were no public comments. President Siegel Closed the Public Hearing portion of the meeting at 6:01pm.*

**4. NEW BUSINESS**

*With the consent of the Commission, President Siegel moved item e forward on the agenda.*

**e. Review and action on Conditional Use Application for Red Element, LLC (DBA Mathnasium Whitefish Bay) at 423 E. Silver Spring Dr.**

Assistant Village Manager Blakeslee explained that Mathnasium was seeking approval to move to the former “Regina’s Bay Bakery” space. Commissioner Sauer questioned the length of the lease agreement. Business owner Rohita Shah stated that the new lease would be for five years.

*Commissioner Moore moved, seconded by Commissioner Roth to approve the Conditional Use Permit Application for Red Element, LLC (DBA Mathnasium Whitefish Bay) subject to all aforementioned conditions, including the waiver of the parking space requirements, provisions of Section § 16-16 of the Municipal Code, and subject to the following additional conditions:*

- *Given the close proximity to residential development, deliveries to the south side of the*

*building shall be prohibited between the hours of 10:00 pm and 6:00 am.*

- *The business shall be permitted to utilize full hours of operation as permitted by Whitefish Bay's Municipal Code.*

*Motion Carried, 6-0.*

**a. Review and recommendation to Village Board on proposed Ordinance 1864 to the Plan Commission (pertaining to Conditional Uses in the Business District).**

**b. Review and recommendation to Village Board on proposed Ordinance 1865 to the Plan Commission (pertaining to Conditional Use Procedure).**

**c. Review and recommendation to Village Board on proposed Ordinance No. 1868 – to repeal and recreate Section 16-31 of the Municipal Code with regard to maintaining or eliminating nonconforming or substandard lots.**

Attorney Jaekels summarized the Ordinances referenced in items a-c above. Discussion followed.

*Trustee Fuda moved, seconded by Commissioner Roth to recommend that the Village Board adopt Ordinances 1864, 1865 and 1868. Motion Carried, 6-0.*

**d. Review and action on Conditional Use Application for Edward Jones (Financial Advisors) at 829 E. Henry Clay St.**

Assistant Village Manager Blakeslee provided a summary of the staff memo. Discussion followed.

*Commissioner Sauer moved, seconded by Roth to approve the Conditional Use Permit Application for Edwards Jones at 829 E. Henry Clay St subject to all aforementioned conditions, including the waiver of the parking space requirements, provisions of § 16-21F(1)(b)(3) of the Municipal Code, and subject to the following additional condition:*

- *Given the close proximity to residential development, deliveries to the building shall be prohibited between the hours of 10:00 pm and 6:00 am.*

*Motion Carried, 6-0.*

## **5. Adjournment**

*Trustee Fuda moved, seconded by Commissioner Roth to adjourn the meeting at 6:13pm. Motion Carried, 6-0.*

Respectfully Submitted,  
Paul Boening – Village Manager