



City of Waukesha

City Hall,
201 Delafield Street
Waukesha, WI 53188

Meeting Agenda - Final Board of Building Appeals

Tuesday, November 16, 2021

4:00 PM

Council Chambers, City Hall

1. Call to Order
2. Roll Call
3. Public Comment
4. Approval of Minutes

[ID#21-3062](#) Minutes for the Meeting of August 17, 2021.

Attachments: [081721 BBA Minutes](#)

5. New Business

[ID#21-3063](#) The appeal of Cole Larson, owner, of the property at 1490 Cedar Ln., to appeal the cited code violation of the Uniform Dwelling Code, section SPS 321.06, ceiling height, as referenced by section 16.01(b) of the Waukesha Building Code. The existing home was built in 1965, therefore, the owner is permitted to appeal the requirements as allowed in code section 16.17 of the Waukesha Building Code. The appellant alleges the provisions of the code do not cover the ceiling height that was permitted by code in effect at the time of construction. If the appeal is granted, the appeal would allow the ceiling height to be less than the required 7 feet. This would vary from the requirements of the Uniform Dwelling Code.

SPS321.06 Ceiling height. All habitable rooms, kitchens, hallways, bathrooms, and corridors shall have a ceiling height of at least 7 feet.

Attachments: [1490 Cedar Lane BBA Application BZAV21-00025](#)
[1490 Cedar Lane BBA Statement BZAV21-00025](#)
[BOBA denial 1490 Cedar Ln 10-29-2021](#)

[ID#21-3064](#)

The appeal of Sandra Meunier, owner, of the property at 1520 Minor Ln., to appeal the cited code violation of the Uniform Dwelling Code, section, SPS 321.04(2)(d), Stairways and elevated areas, as referenced by section 16.01(b) of the Waukesha Building Code. The existing home was built in 1970, therefore, the owner is permitted to appeal the requirements as allowed in code section 16.17 of the Waukesha Building Code. The appellant alleges the provisions of the code do not cover the ceiling height at landings that was permitted by code in effect at the time of construction. If the appeal is granted, the appeal would allow the ceiling height at the landing to be less than the required 6'4". This would vary from the requirements of the Uniform Dwelling Code.

SPS321.04(2)(d) Headroom.

1. Stairways shall be provided with a minimum headroom clearance of 76 inches measured vertically from a line parallel to the nosing of the treads to the ceiling, soffit, or any overhead obstruction directly above that line.
2. The headroom clearance shall be maintained over an intermediate landing.
3. The headroom clearance shall be maintained over a landing that is at the top or bottom of a stairway for a minimum distance of 36 inches in the direction of travel of the stairway.

Attachments:

[1520 Minor Lane BBA Application BZAV21-00026](#)

[1520 Minor Lane BBA Photos BZAV21-00026](#)

[1520 Minor Lane BBA Maps BZAV21-00026](#)

[BOBA denial, 1520 Minor Ln, 10-29-2021](#)

ID#21-3088

The appeal of Casey Miller, owner, to appeal the cited violations of the Uniform Dwelling Code, sections, SPS321.04(2)(d)3, SPS321.04(4)(b), SPS321.04(2)(d)1 SPS 321.06, as referenced by section 1601(b) of the Waukesha Building Code. The existing home was built in 1920, therefore, the owner is permitted to appeal the requirements as allowed in Code Section 16.17 of the Waukesha Building Code. The appellant alleges the provisions of the code do not cover headroom height at bottom landing of the stairway the width of the stair, and landing depth in direction of travel and ceiling height in the basement. If the appeal is granted, the appeal would allow the stairway width to be less than the required 36" and the landing at the bottom of the stairwell to be less than the minimum of 36" wide and 3' in length of the direction of travel. It would allow the ceiling height in the stairway to be less than the required 6'4". It would allow a ceiling height of less than the required 7'. This would vary from the requirements of the Uniform Dwelling code.

SPS321.04(2)(a)1

(a) Width.

1. Except for spiral staircases under sub. 2., stairways shall measure at least 36 inches in width

SPS321.04(2)(a)1

SPS321.04(2)(d)1

d) Headroom.

1. Stairways shall be provided with a minimum headroom clearance of 76 inches measured vertically from a line parallel to the nosing of the treads to the ceiling, soffit or any overhead obstruction directly above that line.

SPS321.04(4)(b)

(b) Landings at the top and base of stairs. A level landing shall be provided at the top and base of every stairs except as provided in par. (d). The landing shall be at least as wide as the treads and shall measure at least 3 feet in the direction of travel.

SPS321.06

(1)

(a) Rooms may have ceiling heights of less than 7 feet provided at least 50% of the room's floor area has a ceiling height of at least 7 feet. Any area with a ceiling height of less than 5 feet may be ignored in this calculation.

Attachments: [1041 Genesee St BBA Application BZAV21-00027](#)
 [1041 Genesee St BBA Letter BZAV21-00027](#)
 [1041 Genesee St BBA Building Permit Review BZAV21-00027](#)
 [1041 Genesee St BBA Photos BZAV21-00027](#)
 [BOBA denial 1041 Genesee St. 10-26-21](#)

6. Adjournment