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October 27, 2017

HAND DELIVERED

Laura Gutierrez, Secretary
State of Wisconsin Department of Safety and Professional Services
1400 East Washington Avenue, Room 112
Madison, Wisconsin 53703

RE: Petition for Extension of Time Under Raze Order
Pursuant to Wis. Stat. § 101.02(6)(d)

Dear Ms. Gutierrez:

This firm represents the Sturgeon Bay Historical Society, Inc., a Wisconsin nonstock corporation organized and existing pursuant to ch. 181, Stats., whose address is P.O. Box 827, Sturgeon Bay, Wisconsin 54235. On October 17, 2017, the City of Sturgeon Bay Fire Chief, acting as a deputy of the Department, issued an Order to Raze and Remove Structure to the City pursuant to Wis. Stats. § 101.14(1)(a). The Raze Order directs and orders the City to raze and remove the historic Teweles & Brandeis grain elevator located on City-owned property at 92 East Maple Street, in Sturgeon Bay (the "Granary").

The deadline specified in the Raze Order to raze and remove the Granary is November 16, 2017. A copy of the Raze Order is attached for reference. The purpose of this letter is request an extension of time to allow the City to remedy conditions of the Granary that could create a public safety hazard.

The Sturgeon Bay Historical Society was incorporated in 2016 for the specific purpose of submitting a nomination for the listing of the Granary on the Wisconsin State and National Registers of Historic Places, and to restore and preserve the Granary as a community venue and public space. On August 18, 2017, the Granary was officially listed on the Wisconsin State Register of Historic Places. The iconic, 116-year old Granary is the last-surviving example of this type of grain elevator, reflecting the history of Door County agriculture production and contributes to Sturgeon Bay's unique sense of place.

Secretary Laura Gutierrez
Wisconsin Department of Safety and Professional Services
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The Society accelerated its fundraising and planning efforts in response to a Resolution adopted by the Sturgeon Bay City Council in August 2017, which contemplates the razing of the structure if private funds do not become available for restoration. The City's Resolution sought proposals for the cost of razing the Granary (which is currently closed to the public due to unsanitary conditions) but directed that any such demolition work would not begin prior to January 1, 2018. We understand that this postponed date to reflect the City's determination that the now-closed Granary does not pose an imminent threat to public health and safety.

The Society is unaware of any inspection report substantiating that the Granary is especially liable to fire or that it contains combustible or explosive material or inflammable conditions that endanger safety, nor does the Raze Order so specify. The Order does not comply with the applicable standard under s. 101.14(a)(1), Stats. and s. SPS 314.01(g)1., because it does not make these required findings. As such, the Society is separately filing a petition for hearing as to the reasonableness of the Order. The Granary needs repairs and needs cleaning. The Society has the funds and is well-situated to address those issues.

The Society has received contributions and commitments for funds in excess of \$1.25 million, well in excess of the estimate given by the City's structural engineering consultant of the amount required to stabilize and restore the Granary. The Society is actively involved in preparing plans for the Granary to be reopened as a community space.

Accordingly, the Society hereby petitions pursuant to Wis. Stat. § 101.02(6)(d) for an extension of time to address the Raze Order, through at least March 31, 2018, to provide time for City consideration and approval of a Society-sponsored plan for restoration and reuse of the Granary, and further extensions as necessary to complete that work.

Thank you for your consideration.

Sincerely,

WHEELER, VAN SICKLE & ANDERSON, S.C.



Mary Beth Peranteau

cc: Sturgeon Bay Historical Society, Inc.
Tim Dietman, Sturgeon Bay Fire Chief

ORDER TO RAZE AND REMOVE STRUCTURE

TO: City of Sturgeon Bay
c/o Stephanie Reinhardt, City Clerk
421 Michigan Street
Sturgeon Bay, WI 54235

YOU ARE HEREBY NOTIFIED, as representative of the City of Sturgeon Bay, which is the record owner of property containing a structure at 92 East Maple Street, City of Sturgeon Bay, Door County, Wisconsin, legally described as set forth in the legal description attached hereto and incorporated herein as Exhibit A, also known as Tax Parcel No. 281-12-10080101 as follows:

1. On the basis of inspection made by the Fire Chief of the Sturgeon Bay Fire Department, the Granary Building upon the property is hereby found and declared, by virtue of its dilapidated condition and location as it is so situated to endanger other buildings, persons or property, upon such site or adjacent property, as to require removal of the granary structure.

By reason of the above alleged facts, said premises are subject to an Order to Raze under Wis. Stats. §101.14 (1) (a).

Accordingly, in order that the above premises be made safe and not detrimental to the public health and safety, I do hereby direct and order you to raze the building described above and restore the site to a dust free and erosion free condition within 30 days from the date of service of this order upon you.

EXHIBIT A

Being a part of Lot One (1), Block Nine (9), according to the recorded Plat of Harris First Addition and also a part of Lots One (1), Six (6) and Seven (7), Block Eight (8) of Bay View Plat, and all of Lots Two (2), Three (3), Four (4) and Five (5), Block Eight (8), of Bayview Plat, and part of Subdivision 76, all in the Northeast Quarter (NE1/4), Section Seven (7), Township Twenty-seven (27) North, Range Twenty-six (26) East, in the City of Sturgeon Bay, Door County, Wisconsin, described as follows:

Commencing at the intersection point of the East line of Neenah Avenue and the North line of Maple Street; thence North 89 deg. 59 min. 38 sec. West, 91.92 feet along the North line of Maple Street to the point of beginning of lands to be described; thence North 13 deg. 34 min 55 sec. East, 47.11 feet; thence North 33 deg. 52 min. 22 sec. East, 263.80 feet; thence North 47 deg. 16 min. 59 sec. West, 200.38 feet; thence South 42 deg. 16 min. 00 sec. West, 229.08 feet; thence South 40 deg. 01 min. 00 sec. West, 33.71 feet; thence South 32 deg. 53-min. 44 sec. West, 33.77 feet; thence West 92.01 feet; thence South 06 deg. 01 min. 06 sec. East, 178.01 feet to the North line of Maple Street; thence South 89 deg. 59 min. 38 sec. East, 256.57 feet along said North line to the point of beginning.

Excepting therefrom:

Lot One (1) of Certified Survey Map No. 2952, recorded in Volume 18 of Certified Survey Maps, Page 57, as Document No. 788826, in Door County Register of Deeds, Door County, Wisconsin.