



1995 ASSEMBLY BILL 900

February 19, 1996 - Introduced by Representatives BRANCEL, ALBERS, JENSEN, TURNER, HASENOHRL and BRANDEMUEHL, cosponsored by Senator GROBSCHMIDT. Referred to Committee on Urban and Local Affairs.

1 **AN ACT to amend** 59.97 (4d) (title), 60.61 (3c) (title) and 62.23 (7) (he) (title); and
2 **to create** 59.97 (4dm), 60.61 (3d) and 62.23 (7) (hf) of the statutes; **relating to:**
3 the regulation of certain amateur radio antennas by cities, villages, towns and
4 counties.

Analysis by the Legislative Reference Bureau

This bill restricts the ability of counties, cities, towns and villages (a political subdivision) to regulate the placement, screening or height of amateur radio antennas. Under the bill, a political subdivision may not enact an ordinance or adopt a resolution on or after the effective date of the bill, or continue to enforce an ordinance or resolution on or after the effective date of the bill, that involves the placement, screening or height of amateur radio antennas unless the ordinance or resolution is reasonably crafted to address a specific health or safety concern. Under the bill a political subdivision may not enact an ordinance or adopt a resolution, or continue to enforce an ordinance or resolution, after the effective date of the bill, if the ordinance or resolution is based solely on aesthetic considerations.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

5 **SECTION 1.** 59.97 (4d) (title) of the statutes is amended to read:
6 59.97 (4d) (title) ANTENNA SATELLITE ANTENNA FACILITIES.
7 **SECTION 2.** 59.97 (4dm) of the statutes is created to read:

1 **59.97 (4dm)** AMATEUR RADIO ANTENNA FACILITIES. The board may not enact an
2 ordinance or adopt a resolution on or after the effective date of this subsection [re-
3 visor inserts date], or continue to enforce an ordinance or resolution on or after the
4 effective date of this subsection [revisor inserts date], that involves the placement,
5 screening or height of amateur radio antennas unless the ordinance or resolution is
6 reasonably crafted to address a specific health or safety concern. The board may not
7 enact an ordinance or adopt a resolution on or after the effective date of this subsec-
8 tion [revisor inserts date], or continue to enforce an ordinance or resolution on or
9 after the effective date of this subsection [revisor inserts date], that involves the
10 placement, screening or height of amateur radio antennas, if the ordinance or resolu-
11 tion is based solely on aesthetic considerations.

12 **SECTION 3.** 60.61 (3c) (title) of the statutes is amended to read:

13 **60.61 (3c)** (title) ~~ANTENNA~~ SATELLITE ANTENNA FACILITIES.

14 **SECTION 4.** 60.61 (3d) of the statutes is created to read:

15 **60.61 (3d)** AMATEUR RADIO ANTENNA FACILITIES. The town board may not enact
16 an ordinance or adopt a resolution on or after the effective date of this subsection
17 [revisor inserts date], or continue to enforce an ordinance or resolution on or after the
18 effective date of this subsection [revisor inserts date], that involves the placement,
19 screening or height of amateur radio antennas unless the ordinance or resolution is
20 reasonably crafted to address a specific health or safety concern. The town board
21 may not enact an ordinance or adopt a resolution on or after the effective date of this
22 subsection [revisor inserts date], or continue to enforce an ordinance or resolution
23 on or after the effective date of this subsection [revisor inserts date], that involves
24 the placement, screening or height of amateur radio antennas, if the ordinance or
25 resolution is based solely on aesthetic considerations.

