

**1999 DRAFTING REQUEST**

**Assembly Amendment (AA-ASA1-AB133)**

Received: 09/27/1999

Received By: shoveme

Wanted: As time permits

Identical to LRB:

For: Legislative Fiscal Bureau 6-9916

By/Representing: Olin

This file may be shown to any legislator: NO

Drafter: shoveme

May Contact:

Alt. Drafters: kuesejt  
mlief  
kahlepj

Subject: Munis - miscellaneous  
Counties  
State Government - miscellaneous

Extra Copies: PEN

**Pre Topic:**

LFB:.....Olin -

**Topic:**

Comprehensive planning, smart growth, planning grants, model ordinance development

**Instructions:**

See Attached. Make changes according to Rick Olin's memo; based on b0519/5

**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/1	shoveme 10/02/1999	chanaman 10/03/1999	jfrantze 10/03/1999	_____	lrb_docadmin 10/03/1999		
/2	shoveme 10/03/1999	chanaman 10/03/1999	hhagen 10/03/1999	_____	lrb_docadmin 10/03/1999		
/3	mlief	chanaman	martykr	_____	lrb_docadmin		

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
	10/04/1999	10/04/1999	10/04/1999	_____	10/04/1999		
/4	mlief 10/04/1999	chanaman 10/04/1999	mclark 10/04/1999	_____ _____	lrb_docadmin 10/04/1999		
/5	shoveme 10/04/1999	chanaman 10/04/1999	haugeca 10/04/1999	_____ _____	lrb_docadmin 10/04/1999		
/6	shoveme 10/04/1999	chanaman 10/04/1999	mclark 10/04/1999	_____ _____	lrb_docadmin 10/04/1999		

FE Sent For:

<END>

**1999 DRAFTING REQUEST**

**Assembly Amendment (AA-ASA1-AB133)**

Received: **09/27/1999**

Received By: **shoveme**

Wanted: **As time permits**

Identical to LRB:

For: **Legislative Fiscal Bureau 6-9916**

By/Representing: **Olin**

This file may be shown to any legislator: **NO**

Drafter: **shoveme**

May Contact:

Alt. Drafters: **kuesejt  
mlief  
kahlepj**

Subject: **Munis - miscellaneous  
Counties  
State Government - miscellaneous**

Extra Copies: **PEN**

**Pre Topic:**

LFB:.....Olin -

**Topic:**

Comprehensive planning, smart growth, planning grants, model ordinance development

**Instructions:**

See Attached. Make changes according to Rick Olin's memo; based on b0519/5

**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/1	shoveme 10/02/1999	chanaman 10/03/1999	jfrantze 10/03/1999	_____	lrb_docadmin 10/03/1999		
/2	shoveme 10/03/1999	chanaman 10/03/1999	hhagen 10/03/1999	_____	lrb_docadmin 10/03/1999		
/3	mlief	chanaman	martykr	_____	lrb_docadmin		

*copy 10/4/99*      *MRC 10/4*      *MRC/JF 10/4*

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
	10/04/1999	10/04/1999	10/04/1999	_____	10/04/1999		
/4	mliel 10/04/1999	chanaman 10/04/1999	mclark 10/04/1999	_____	lrb_docadmin 10/04/1999		
/5	shoveme 10/04/1999	chanaman 10/04/1999	haugeca 10/04/1999	_____	lrb_docadmin 10/04/1999		

FE Sent For:

<END>

**1999 DRAFTING REQUEST**

**Assembly Amendment (AA-ASA1-AB133)**

Received: **09/27/1999**

Received By: **shoveme**

Wanted: **As time permits**

Identical to LRB:

For: **Legislative Fiscal Bureau 6-9916**

By/Representing: **Olin**

This file may be shown to any legislator: **NO**

Drafter: **shoveme**

May Contact:

Alt. Drafters: **kuesejt  
mlief  
kahlepj**

Subject: **Munis - miscellaneous  
Counties  
State Government - miscellaneous**

Extra Copies: **PEN**

**Pre Topic:**

LFB:.....Olin -

**Topic:**

Comprehensive planning, smart growth, planning grants, model ordinance development

**Instructions:**

See Attached. Make changes according to Rick Olin's memo; based on b0519/5

**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/1	shoveme 10/02/1999	chanaman 10/03/1999	jfrantze 10/03/1999	_____	lrb_docadmin 10/03/1999		
/2	shoveme 10/03/1999	chanaman 10/03/1999	hhagen 10/03/1999	_____	lrb_docadmin 10/03/1999		
/3	mlief	chanaman	martykr	<i>ck</i> <i>yf</i>	lrb_docadmin		

*cm 10/4/99*  
*ck 10/4*  
*yf 10/4*

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
	10/04/1999	10/04/1999	10/04/1999	_____	10/04/1999		
/4	mliel 10/04/1999	chanaman 10/04/1999	mclark 10/04/1999	_____	lrb_docadmin 10/04/1999		

(5) MFS 10/4/99  
FB-Sent For:

<END>

**1999 DRAFTING REQUEST**

**Assembly Amendment (AA-ASA1-AB133)**

Received: **09/27/1999**

Received By: **shoveme**

Wanted: **As time permits**

Identical to LRB:

For: **Legislative Fiscal Bureau 6-9916**

By/Representing: **Olin**

This file may be shown to any legislator: **NO**

Drafter: **shoveme**

May Contact:

Alt. Drafters: **kuesejt  
mlief  
kahlepj**

Subject: **Munis - miscellaneous  
Counties  
State Government - miscellaneous**

Extra Copies: **PEN**

**Pre Topic:**

LFB:.....Olin -

**Topic:**

Comprehensive planning, smart growth, planning grants, model ordinance development

**Instructions:**

See Attached. Make changes according to Rick Olin's memo; based on b0519/5

**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/1	shoveme 10/02/1999	chanaman 10/03/1999	jfrantze 10/03/1999	_____	lrb_docadmin 10/03/1999		
/2	shoveme 10/03/1999	chanaman 10/03/1999	hhagen 10/03/1999	_____	lrb_docadmin 10/03/1999		
/3	mlief	chanaman	martykr	_____	lrb_docadmin		

*cmh 10/4*  
*1/10/4*  
*MRC MRC/OK*  
*10/4*

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
	10/04/1999	10/04/1999	10/04/1999	_____	10/04/1999		

FE Sent For:

**<END>**



**1999 DRAFTING REQUEST**

**Assembly Amendment (AA-ASA1-AB133)**

Received: 09/27/1999

Received By: **shoveme**

Wanted: **As time permits**

Identical to LRB:

For: **Legislative Fiscal Bureau 6-9916**

By/Representing: **Olin**

This file may be shown to any legislator: **NO**

Drafter: **shoveme**

May Contact:

Alt. Drafters: **kuesejt  
mlief  
kahlepj**

Subject: **Munis - miscellaneous  
Counties  
State Government - miscellaneous**

Extra Copies: **PEN**

**Pre Topic:**

LFB:.....Olin -

**Topic:**

Comprehensive planning, smart growth, planning grants, model ordinance development

**Instructions:**

See Attached. Make changes according to Rick Olin's memo; based on b0519/5

**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/1	shoveme 10/02/1999	chanaman 10/03/1999	jfrantze 10/03/1999	_____	lrb_docadmin 10/03/1999		
/2	shoveme 10/03/1999	chanaman 10/03/1999	hhagen 10/03/1999	_____	lrb_docadmin 10/03/1999		

*Am'd 10/14/99*

*for 10/4*      *11/14*  
*km 10/4*

10/03/1999 04:58:24 PM

Page 2

FE Sent For:

**<END>**

**1999 DRAFTING REQUEST**

**Assembly Amendment (AA-ASA1-AB133)**

Received: 09/27/1999

Received By: shoveme

Wanted: As time permits

Identical to LRB:

For: Legislative Fiscal Bureau 6-9916

By/Representing: Olin

This file may be shown to any legislator: NO

Drafter: shoveme

May Contact:

Alt. Drafters: kuesejt  
mlief  
kahlepj

Subject: Munis - miscellaneous  
Counties  
State Government - miscellaneous

Extra Copies: PEN

**Pre Topic:**

LFB:.....Olin -

**Topic:**

Comprehensive planning, smart growth, planning grants, model ordinance development

**Instructions:**

See Attached. Make changes according to Rick Olin's memo; based on b0519/5

**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/1	shoveme 10/02/1999	chanaman 10/03/1999	jfrantze 10/03/1999	_____	lrb_docadmin 10/03/1999		

10 MES 10/3/99  
CH 10/3 CM/KM 10/3

FE Sent For:

cmH  
10/3  
/2

<END>

**1999 DRAFTING REQUEST**

**Assembly Amendment (AA-ASA1-AB133)**

Received: **09/27/1999**

Received By: **shoveme**

Wanted: **As time permits**

Identical to LRB:

For: **Legislative Fiscal Bureau 6-9916**

By/Representing: **Olin**

This file may be shown to any legislator: **NO**

Drafter: **shoveme**

May Contact:

Alt. Drafters: **kuesejt  
mlief  
kahlepj**

Subject: **Munis - miscellaneous  
Counties  
State Government - miscellaneous**

Extra Copies: **PEN**

**Pre Topic:**

LFB:.....Olin -

**Topic:**

Comprehensive planning, smart growth, planning grants, model ordinance development

**Instructions:**

See Attached. Make changes according to Rick Olin's memo; based on b0519/5

**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
1?	shoveme	CMM 10/3/99 10/1/99	10/3/99	10/3/99			
<i>(CMEs 10/2/99)</i>							

FE Sent For:

<END>



## Legislative Fiscal Bureau

One East Main, Suite 301 • Madison, WI 53703 • (608) 266-3847 • Fax: (608) 267-6873

*Most recent  
version*

September 30, 1999

*arrived at  
4:49 PM  
9/30/99*

TO: Senator Brian Burke  
Representative Michael Powers

FROM: Rick Olin, Fiscal Analyst

SUBJECT: Comprehensive Planning Proposal (Revised)

At your request, this memorandum describes your proposal to modify provisions adopted by the Joint Committee on Finance (JFC) regarding comprehensive planning (Motion #1110). The Committee's motion provides the framework for describing your proposal, and a copy of Motion #1110, as modified by your proposal, is attached to this memorandum.

### **Planning Grants to Local Units of Government (Items 1 through 5)**

Beginning in 1999-00, the JFC proposal would fund planning grants for local governments, one position at DOA and two positions at UW-Extension by authorizing DOA to assess six agencies \$250,000 annually. The assessments would be applied against the agencies' GPR-funded, general program operations appropriations. Your proposal would remove the agency assessments and would fund the planning grants at \$1,500,000 GPR annually, beginning in 2000-01.

The JFC language authorizes DOA to require local governments that receive grants to finance not more than 25% of the planning costs with local revenues. Your proposal would direct DOA to require a local match, and the 25% limitation would be removed. DOA would be directed to adjust the matching requirement to reflect available funding relative to the number of grant applications.

Under the JFC language, DOA and the Land Council are directed to favor grant applications where the local government meets certain procedural requirements and illustrates how its plan would satisfy certain policy goals. Your proposal would clarify that the goals are comprehensive planning goals, rather than state policy goals. Your proposal would require applicants to satisfy all of the procedural requirements and meet all of the policy goals. One such goal is "building of

community identity by maintaining physical separation between urban areas, revitalizing main streets and enforcing design standards." Your proposal would delete the reference to "maintaining physical separation between urban areas." Also, your proposal would modify the current goal relating to the "creation of a range of employment opportunities" by specifying that the creation occur "at the state, regional and local levels." Finally, your proposal would add the following goal:

Providing an integrated, efficient and economical transportation system that provides mobility, convenience and safety and which meets the needs of all citizens, including transit-dependent and disabled.

### **State Agency Activities and Administrative Rules Affecting Land Use (Item 6)**

Provisions adopted by JFC would enumerate certain state land use policy goals and require that all state agency activities and administrative rules affecting land use meet those goals. Your proposal would replace this language with a provision that encourages each state agency to design its rules, programs, policies infrastructure and investments to strike a balance between the comprehensive planning goals (Item 5) and the overall mission of the agency. Because the goals are identical to the goals enumerated under the local planning grant program, the changes described above would be repeated.

### **DOA Staffing for Planning Grant Activities (Item 8)**

The Committee's proposal would provide \$50,000 PR annually from agency assessments and one position in DOA's Office of Land Information Services to administer the planning grant program. Your proposal would change the funding source for the position from PR to GPR and reduce the funding level in 1999-00 to \$12,500 to reflect the delay in the budget's passage.

### **UW-Extension Staffing and Programs (Items 9 and 10)**

The JFC provisions would provide \$20,000 PR in 1999-00 and \$161,800 PR and 2.0 PR positions in 2000-01 to develop a model ordinance for traditional neighborhood development and for a local planning educational and technical assistance program. Your proposal would change the funding source for these activities from PR (agency assessments) to GPR. Relative to the model ordinance, your proposal would require the development of two model ordinances, one for traditional neighborhood developments and one for conservation subdivisions. Conservation subdivisions would be defined as housing developments in rural settings, which are characterized by compact lots and common open space and where the natural features of the land are maintained to the greatest extent possible. In addition, your proposal would require the ordinances to be submitted to the Legislature by January 1, 2001 and approved by the appropriate standing committees in each house under a 14-day passive review procedure.

---

### **Model Ordinance for Traditional Neighborhood Development (Item 16)**

The JFC proposal would require each town, village and city with a population of at least 5,000 to adopt an ordinance for traditional neighborhood development by January 1, 2002. Your proposal would increase the population criteria to 12,500 and condition the requirement upon the approval of the model ordinance by the Legislature, as described above.

### **Approval of Final Plats (Item 11)**

The JFC proposal replaces the current law requirements related to the approval of preliminary or final plats with a provision that directs authorities to approve plats based on the requirements of s. 236.13. Your proposal deletes these changes and maintains current law.

### **Smart Growth Dividend Aid Program (Item 12)**

The JFC proposal would require DOA and DOR to propose a smart growth dividend aid program in their 2001-03 budget requests that would provide grants based, in part, on increased population densities within a local government's boundaries. Your proposal would replace this criteria with one based on new housing units that were sold or rented in the previous year on lots of one-quarter acre or less and new housing units that were sold at prices less than 80% of the median sale price for new homes in the county in the previous year.

### **Comprehensive Planning (Item 13)**

Under JFC provisions, comprehensive plans adopted by local governments must contain nine elements: (1) issues and opportunities; (2) housing; (3) transportation; (4) utilities and community facilities; (5) agricultural, natural and cultural resources; (6) economic development; (7) intergovernmental cooperation; (8) land use; and (9) implementation. Your proposal would make minor modifications to the language in the housing and transportation elements.

### **Certain Programs and Actions to Be Consistent with Comprehensive Plans (Item 14)**

The JFC proposal enumerates certain actions that must be consistent with comprehensive plans, beginning on January 1, 2010. Your proposal clarifies that this requirement extends both to local programs and actions.

---

**Adopting Comprehensive Plans (Item 15)**

The JFC proposal would require copies of ordinances for adoption of comprehensive plans to be filed with public libraries, regional planning commissions and clerks of any adjacent local governments. Your proposal would delete the requirement that copies be filed with regional planning commissions and change the reference to adjacent local governments from "any" to "all."

**County Development Plans (Item 18)**

Your proposal would change the current law provision regarding the preparation of county development plans to specify that county zoning agencies are permitted, rather than required, to prepare county development plans.

If you have any questions on this information, please let me know.

RO/sas  
Attachment



## COMPREHENSIVE PLANNING

### Planning Grants for Comprehensive Planning Activities

#### Motion:

Move to modify the local planning grant program and comprehensive planning provisions of the bill, as proposed by the Governor, as follows:

1. *Planning Grants to Local Units of Government.* Create a new PR GPR-funded, annual appropriation under the Department of Administration (DOA) for the purpose of making planning grants to a county, city, village, town or regional planning commission, **effective in 2000-01**. ~~Authorize DOA to make an annual assessment of the state agencies enumerated below to fund these planning grants. Specify that this appropriation, DOA's authority to assess agencies and the associated grant program would be repealed, effective July 1, 2010.~~

2. ~~*Assessment of Certain State Agencies to Fund the Funding for Planning Grants.* Provide that annually the Secretary of DOA shall assess DOA, DATCP, Commerce, DNR, DOR and the UW System \$250,000 each to support the planning grants and the costs of program delivery. Provide that the annual assessment would be applied against each agency's GPR funded general program operations appropriations, in amounts as determined by the Secretary of DOA, such that the total assessed from all such appropriations under each agency would total \$250,000. Provide that the amounts assessed would be credited to the PR funded planning grant appropriation account, after first deducting the amounts separately appropriated to support DOA staffing for planning grant activities, the UW Extension Local Planning Educational and Technical Assistance Program, and the UW Extension Model Ordinance Development Initiative (all as described below). Provide total expenditure authority under the new planning grant appropriation of \$1,430,000 PR in 1999-00 and \$1,288,200 PR in 2000-01. Provide \$1,500,000 GPR annually, beginning in 2000-01, as funding for planning grants.~~

3. *Purpose of the Planning Grants.* Specify that the activities eligible for funding under the planning grants appropriation would include contracting for planning consultant services, public planning sessions and other planning outreach and educational activities, or the purchase of computerized planning data, planning software or the hardware required to utilize that data or software. Stipulate that only complete comprehensive planning efforts containing all nine planning elements enumerated under s. 66.0295, as created by the bill, would be eligible for grants. Specify that DOA ~~may~~ **shall** require grantees to finance from local resources ~~not more than 25%~~ **a percentage** of the costs of the product or services to be supported by the planning grant **based on the availability of funding and number of applications.**

4. *Approval of Planning Grants.* Specify that prior to awarding any planning grants from the new appropriation, DOA would be required to forward a statement of the proposed expenditures to the Wisconsin Land Council and, through August 31, 2003, obtain the Land Council's written approval of the expenditures. In making such a funding determination, require the Land Council to favor grant applications if they contain **all of** the elements described under paragraph 5 below.

5. *Administrative Rules Establishing Funding Priorities for Awarding Planning Grants.* Authorize the Land Council to promulgate administrative rules specifying how planning grant applications containing **all of** the following provisions will be favored over those grant applications that do not contain these provisions:

a. Joint planning. Planning efforts that involve overlapping or neighboring jurisdictions will be favored over single unit planning efforts.

b. Coordination with state comprehensive planning goals. Applications that are accompanied by a statement that the plans would meet the following state policy goals will be favored over applications that do not include these goals:

- Promotion of the redevelopment of lands with existing infrastructure and public services and the maintenance and rehabilitation of existing residential, commercial and industrial structures.
- Encouragement of neighborhood designs that support a range of transportation choices.
- Protection of natural areas, including wetlands, wildlife habitats, lakes and woodlands, open spaces and groundwater resources.
- Protection of economically productive areas, including farmland and forests.
- Encouragement of land uses, densities and regulations that promote efficient development patterns and relatively low municipal, state government and utility costs.
- Preservation of cultural, historic and archaeological sites.
- Encouragement of coordination and cooperation among nearby units of government.
- Building of community identity by ~~maintaining physical separation between urban areas;~~ revitalizing main streets and enforcing design standards.
- Providing an adequate supply of affordable housing for all income levels throughout each community.
- Providing adequate infrastructure and public services and a supply of developable land to meet existing and future market demand for residential, commercial and industrial uses.

• Promoting the expansion or stabilization of the current economic base and the creation of a range of employment opportunities **at the state, regional and local levels.**

• Balancing individual property rights with community interests and goals.

• Planning and development of land uses that create or preserve varied and unique urban and rural communities.

**•Providing an integrated, efficient and economical transportation system that provides mobility, convenience and safety and which meets the needs of all citizens, including transit-dependent and disabled.**

c. Smart growth areas. Planning efforts that identify smart growth areas to which state and local infrastructure and other investments will be targeted will be favored, if the areas will: (i) promote the development and redevelopment of lands with existing infrastructure and municipal, state and utility services, where practicable; ~~and~~ **or** (ii) encourage efficient development patterns that are both contiguous to existing development and at densities which have relatively low municipal, state government and utility costs.

d. Implementation. Planning efforts, including subsequent updates and amendments that include development of implementing ordinances, including but not limited to zoning, subdivision and land division ordinances, will be favored over planning-only efforts.

e. Completion. Planning efforts that promise completion within 30 months of the date on which the grant would be awarded will be favored.

f. Public participation. Planning efforts that provide opportunities for public participation **throughout the planning process** will be favored.

6. *State Agency Activities and Administrative Rules Affecting Land Use.* Enumerate by statute the ~~state land use~~ policy goals specified under 5.b. above ~~and require that all state agency activities and proposed administrative rules affecting land use must be developed to meet these goals.~~ **Specify that each state agency, where applicable and consistent with other laws, is encouraged to design its rules, programs, policies, infrastructure and investments to strike a balance between the comprehensive planning goals specified under paragraph 5 above and the overall mission of each agency.** Specify that, to the extent ~~applicable~~ **practical**, all state programs that require local units of government to prepare plans would be required to integrate these planning requirements with local comprehensive plans.

7. *Modifications to Planning Grant Program Funded from the Transportation Fund.* Modify the Governor's proposed \$1,000,000 annual local planning grant program funded from

transfers from DOT's highway administration and planning federal funds appropriation to DOA by: (a) allowing DOA to require not more than a 25% local match, rather than requiring a 20% match as recommended by the Governor; and (b) specifying that the grants can only be made for purposes related to the transportation element of a comprehensive plan.

8. *DOA Staffing for Planning Grant Activities.* Provide **\$12,500 GPR in 1999-00 and \$50,000 PR GPR annually in 2000-01**, and authorize 1.0 **PR GPR** position in DOA's Office of Land Information Services in a new annual appropriation ~~funded from the agency planning grant assessments~~ to support the operation of the new planning grant program.

9. *UW-Extension Local Planning Educational and Technical Assistance Program.* Provide \$161,800 **PR GPR** in 2000-01 ~~funded from the agency planning grant assessments~~ in a new annual appropriation for the University of Wisconsin-Extension and authorize 2.0 **PR GPR** positions starting in 2000-01 for a University of Wisconsin-Extension local planning educational and technical assistance program. Specify that the program would be aimed at educating local policy makers on planning and the local planning grants program.

10. *UW-Extension Initiative to Develop a Model Ordinance for Traditional Neighborhood Development.* Provide \$20,000 **PR GPR** in 1999-00 ~~funded from the agency planning grant assessments~~ in the newly-created UW-Extension appropriation and require UW-Extension, in consultation with any other UW institution, a landscape architect, independent planners or any other consultant with an expertise in traditional neighborhood planning and development, to develop a **two model ordinances, one for traditional neighborhood development and one for conservation subdivisions.** Define traditional neighborhood development to mean a compact, mixed-use neighborhood where residential, commercial and civic buildings are within close proximity to each other. **Define conservation subdivisions as housing developments in rural settings, which are characterized by compact lots and common open space and where the natural features of the land are maintained to the greatest extent possible.** Require UW-Extension to develop the model ordinances by January 1, 2001. **Require the two ordinances to be submitted to the Legislature by January 1, 2001 and be referred to the appropriate standing committees.** Provide that no local government shall be required to adopt an ordinance under paragraph 16 until the model ordinances have been approved by the standing committees under a 14-day passive review procedure, similar to s. 16.515.

add def.

11. *Approval of Final Plats.* ~~Repeal the current law provision specifying that no approving authority or agency having the power to approve or object to plats shall condition the approval or base the objection on any requirement other than the provisions of Chapter 236 of the statutes, a local ordinance, a local master plan or rules of the Department of Commerce (relating to certain sewer service connections) and the Department of Transportation (relating to highway entrances). Provide instead that if a preliminary or final plat meets the requirements of s. 236.13, all approving authorities must approve the plat and agencies having the power to approve or object to plats shall approve, or certify non objection to, the plat within the appropriate time frames provided in Chapter 236 of the statutes. Repeal current law provisions that require the approval or~~

review of a plat to be based on consistency with any plan adopted under s. 236.46 or an official map under s. 62.23 and, instead, require the approval or review to be based on consistency with a county development plan or a master plan, if the community does not have a comprehensive plan, effective January 1, 2000.

WES ✓  
12. *Smart Growth Dividend Aid Program.* Require DOA and DOR to jointly propose a smart growth dividend aid program in their budget requests for 2001-03 to provide aid beginning in 2005-06. Require the proposal to include provisions that would distribute aid to towns, villages, cities and counties that meet the following requirements: (i) the local government has adopted a comprehensive plan that the Land Council and DOA have determined meets the provisions in paragraph 5; (ii) the local government has implemented the plan in accordance with paragraph 14; and (iii) ~~the population density within the local government's boundaries has increased~~ **the local government has zoning and subdivision ordinances that are consistent with its comprehensive plan. Specify that aid would be distributed to eligible local governments on the basis of credits that the local government would accumulate for new housing units that were sold or rented in the previous year on lots of one-quarter acre or less and for new housing units that were sold at prices less than 80% of the median sale price for new homes in the county in the previous year.** Require the proposal to include a provision requiring the Land Council to approve or disapprove grant applications within 60 days of submission.

WES  
13. *Comprehensive Planning.* Modify the Governor's recommendation regarding comprehensive planning as follows:

- a. Replace the definition of the issues and opportunities element with the following:

Background information on the local governmental unit and a statement of overall objectives, policies, goals and programs of the local governmental unit to guide the future development and redevelopment of the local governmental unit over a 20-year planning period. Background information shall include population, household and employment forecasts that the local governmental unit uses in developing its comprehensive plan, and demographic trends, age distribution, educational levels, income levels and employment characteristics that exist within the local governmental unit.

- b. Replace the definition of the housing element with the following:

✓  
A compilation of objectives, policies, goals, maps and programs of the local governmental unit to provide an adequate housing supply that meets existing and forecasted housing demand in the local governmental unit. The element shall assess the age, structural, value and occupancy characteristics of the local governmental unit's housing stock. The element shall also identify specific policies and programs that promote the development of housing ~~for residents of the local governmental unit with all income levels and with various needs~~ **and provide a range of housing choices that meet the needs of persons with all income levels, age groups and special needs,** policies and programs that promote the availability of land for the development or redevelopment

of low-income and moderate-income housing, and policies and programs to maintain or rehabilitate the local governmental unit's existing housing stock.

- c. Replace the definition of the transportation element with the following:

A compilation of objectives, policies, goals, maps and programs to guide the future development of the various modes of transportation, including streets, roads and highways, transit, transportation systems for persons with disabilities, bicycles, walking, railroads, air transportation, trucking and water transportation. The element shall compare the local governmental unit's objectives, policies, goals and programs to state and regional transportation plans. The element shall identify highways and streets within the local governmental unit by function and incorporate **state, regional and** other applicable transportation plans, including transportation corridor plans, county highway functional and jurisdictional studies, urban area or rural area transportation plans, airport master plans and rail plans, that apply to the local governmental unit.

- d. Replace the definition for the utilities and community facilities element with the following:

A compilation of objectives, policies, goals, maps and programs to guide the future development of utilities and community facilities in the local governmental unit such as sanitary sewer service, stormwater management, water supply, solid waste disposal, on-site wastewater treatment technologies, recycling facilities, parks, telecommunications facilities, power-generating plants and transmission lines, cemeteries, health care facilities, child care facilities and other public facilities, such as police, fire and rescue facilities, libraries, schools and other governmental facilities. The element shall describe the location, use and capacity of existing public utilities and community facilities that serve the local governmental unit, shall include an approximate timetable that forecasts the need in the local governmental unit to expand or rehabilitate existing utilities and facilities or to create new utilities and facilities, and shall assess future needs for government services in the local governmental unit that are related to such utilities and facilities.

- e. Replace the definition of the agricultural, natural and cultural resources element with the following:

A compilation of objectives, policies, goals, maps and programs for the conservation, and promotion of the effective management, of natural resources such as groundwater, forests, productive agricultural areas, environmentally sensitive areas, threatened and endangered species, stream corridors, surface water, floodplains, wetlands, wildlife habitat, metallic and nonmetallic mineral resources, parks, open spaces, historic and cultural resources, community design, recreational resources and other natural resources.

- f. Replace the definition of the economic development element with the following:

A compilation of objectives, policies, goals, maps and programs to promote the stabilization, retention or expansion of the economic base and quality employment opportunities in the local governmental unit, including an analysis of the labor force and economic base of the local governmental unit. The element shall assess categories or particular types of new businesses and industries that are desired by the local governmental unit. The element shall assess the local governmental unit's strengths and weaknesses with respect to attracting and retaining businesses and industries, and shall designate an adequate number of sites for such businesses and industries. The element shall also evaluate and promote the use of environmentally contaminated sites for commercial or industrial uses. The element shall also identify county, regional and state economic development policies and programs that apply to the local governmental unit.

g. Replace the definition of the intergovernmental cooperation element with the following:

A compilation of objectives, policies, goals, maps and programs for joint planning and decision making with other jurisdictions, including school districts and adjacent local governmental units, for siting and building public facilities and sharing public services. The element shall analyze the relationship of the local governmental unit to school districts and adjacent local governmental units, and to the region, the state and other governmental entities. The element shall incorporate any plans or agreements to which the local governmental unit is a party under s. 66.023, 66.30 or 66.945. The statement shall identify existing or potential conflicts between the local governmental unit and other governmental units that are specified in this paragraph and describe processes to resolve such conflicts.

h. Replace the definition of the land use element with the following:

A compilation of objectives, policies, goals, maps and programs to guide the future development and redevelopment of public and private property. The element shall contain a listing of the amount, type, intensity and net density of existing uses of land in the local governmental unit, such as agricultural, residential, commercial, industrial and other public and private uses. The element shall analyze trends in the supply, demand and price of land; opportunities for redevelopment; and existing and potential land-use conflicts. The element shall contain projections, based on the background information specified in par. (a), for 20 years with detailed maps, in five-year increments, of future residential, agricultural, commercial and industrial land uses including the assumptions of net densities or other spatial assumptions upon which the projections are based. The element shall also include a series of maps showing current and future land uses that indicate productive agricultural soils, natural limitations for building site development, floodplains, wetlands and other environmentally sensitive lands, the boundaries of areas to which services of public utilities and community facilities, as those terms are used in par. (d), will be provided in the future, consistent with the timetable described in par. (d), and the general location of future land uses by net density or other classifications.

i. Replace the definition of the implementation element with the following:

A statement of programs and specific actions to be completed in a stated sequence, including proposed changes to any applicable zoning ordinances, official maps, sign regulations, erosion and stormwater control ordinances, historic preservation ordinances, site plan regulations, design review ordinances, building codes, mechanical codes, housing codes, sanitary codes or subdivision ordinances, to implement the objectives, policies, plans and programs contained in pars. (a) to (h). The element shall describe how each of the elements of the comprehensive plan will be integrated and made consistent with the other elements of the comprehensive plan, and shall include a mechanism to measure the local governmental unit's progress toward achieving all aspects of the comprehensive plan. The element shall include a process for updating the comprehensive plan. A comprehensive plan under this subsection shall be updated no less than once every 10 years.

MEG  
14. *Certain Programs and Actions to Be Consistent with Comprehensive Plans.* Require that the following **programs and** actions be consistent with comprehensive plans, beginning on January 1, 2010:

- a. municipal incorporations;
- b. annexations;
- c. cooperative boundary agreements;
- d. consolidation of territory;
- e. detachment of territory;
- f. municipal boundary agreements;
- g. official mapping;
- h. subdivision plat review and/or land division processes;
- i. extraterritorial plat review;
- j. county zoning ordinances;
- k. city and village zoning ordinances;
- l. town zoning ordinances;
- m. the transportation facilities economic assistance program;
- n. farmland preservation planning;
- o. development impact fees;
- p. land acquisition for local parks under the Stewardship Fund;
- q. shoreland zoning ordinances and wetland regulations;
- r. stormwater management plans and regulations; **and**
- s. **all other local plans and regulations affecting land use.**

15. *Procedures for Adopting Comprehensive Plans and Related Regulations.* Require local governments to comply with the following procedures when adopting a comprehensive plan:

- a. Require the governing body of the local government to adopt written procedures designed to provide early and continuous public participation in the preparation and amendment of the comprehensive plan and any regulation relating to the implementation of such plan. Require the procedures to provide for broad dissemination of proposals and alternatives, opportunity for written



comments, public meetings after effective notice, open discussion, communication programs, information services, and consideration of and response to public comments.

b. Provide that planning commissions shall recommend comprehensive plans, elements of plans, amendments to plans and additions to plans by resolution adopted by a majority of the commission's membership. Require the resolution to refer expressly to maps and other descriptive matter intended by the planning commission to form the whole or an element for the recommended plan. Require the resolution to be recorded in the official minutes of the planning commission. Require one copy of the comprehensive plan or amendment to the plan to be transmitted to: (i) each of the affected governing bodies within the jurisdiction, including, but not limited to, the local school district, sewer district and parks commission; (ii) adjacent units of government; (iii) the county in which the local unit of government is located; and (iv) the Wisconsin Land Council, or to DOA after September 1, 2003.

c. Specify that a comprehensive plan or an amendment to the plan that has been recommended by the local planning commission must be adopted as an ordinance by the governing body of the local government to become effective. Prohibit the governing body of the local government from adopting a comprehensive plan that does not contain all of the elements specified under the comprehensive planning provisions. Require ordinances adopting a plan or amendments to a plan to be by majority vote of the entire membership. Require the local unit of government to make the comprehensive plan and related amendments available for purchase to the public at the actual cost associated with photocopying the comprehensive plan, or at a lesser amount. Require the plan to be filed with: (i) the clerk of the local unit of government; (ii) the public library that serves the area in which the local government unit is located; (iii) ~~the regional planning commission in the region where the local government is located;~~ and (iv) the clerks of any **all** adjacent local units of government.

d. Require the governing body of a local government to hold at least one public hearing prior to adopting a comprehensive plan or an amendment to the plan. Require the governing body to give notice by publication in a newspaper having general circulation within the local unit of government at least 30 days before the public hearing. Authorize the governing body to give notice by publication on a computer-accessible information network or by other appropriate means. Require the form of the notice to include: (i) the date, time and place of the hearing; (ii) a description of the substance of the proposed plan or related amendment, including maps where appropriate; (iii) a contact person from the local government from whom additional information may be obtained; (iv) the time and place where the proposed plan or related amendment may be inspected by any interested person prior to the hearing; and (v) the location where copies of the proposed plan or related amendment may be obtained or purchased.

16. *Required Adoption of Model Ordinance for Traditional Neighborhood Development.*  
Require each town, village and city with a population of at least 5,000 **12,500** to adopt an ordinance for traditional neighborhood development by January 1, 2002, that is substantially similar

to the model ordinance to be developed by the University of Wisconsin-Extension, **as approved by the standing committees**. Provide that the ordinance is not required to be mapped.

17. *Plan Commission Memberships*. Modify current law provisions regarding membership on town, village or city plan commissions to permit, rather than require, local officials to serve on such a commission.

*MEY* 18. *County Development Plans*. Change the current law provision regarding the preparation of county development plans to specify that county zoning agencies are permitted, rather than required, to prepare county development plans.

[Change to Bill: ~~\$3,000,000 PR REV; \$3,000,000 PR;~~ **\$1,744,300 GPR**]



State of Wisconsin  
1999 - 2000 LEGISLATURE

LRBb1849P  
MS/JTK/ML/PK/PP:.....

RMP

LFB:.....Olin – Comprehensive planning, smart growth, planning grants,  
model ordinance development

FOR 1999-01 BUDGET — NOT READY FOR INTRODUCTION

ASSEMBLY AMENDMENT ,

TO ASSEMBLY SUBSTITUTE AMENDMENT 1,

TO 1999 ASSEMBLY BILL 133

1 At the locations indicated, amend the substitute amendment as follows:

2 1. Page 3, line 5: delete lines 5 and 6 and substitute: JTK INS 1

3 2. Page 4, line 16: delete lines 16 and 17 and substitute: JTK INS 2

4 3. Page 5, line 2: after that line insert: JTK INS 2-24

5 4. Page 5, line 6: delete "applicable" and substitute "practical".

6 5. Page 56, line 5: delete "and" and substitute "or".

7 6. Page 56, line 8: delete lines 8 to 11.

8 7. Page 56, line 12: delete "(kh)" and substitute "(cm)".

9 8. Page 56, line 17: delete "may" and substitute "shall".

shall

- 1           **9.** Page 56, line 18: delete "not more than 25%" and substitute "a percentage".
- 2           **10.** Page 56, line 20: after "unit." insert **JTK INS 5-6**.
- 3           **11.** Page 57, line 13: delete "one or more" and substitute "all".
- 4           **12.** Page 57, line 17: delete that line and substitute **JTK INS 6**
- 5           **13.** Page 58, line 7: delete lines 7 and 8 and substitute: **JTK INS 6 A**
- 6           **14.** Page 58, line 15: after "opportunities" insert "at the state, regional and
- 7 local levels".
- 8           **15.** Page 58, line 18: after that line insert: **JTK INS 7-5**
- 9           **16.** Page 58, line 25: after "participation" insert "throughout the planning
- 10 process".
- 11           **17.** Page 59, line 9: delete lines 9 to 16.
- 12           **18.** Page 60, line 9: after that line insert: **JTK INS 8-22**
- 13           **INS MJL 1**
- 14 <sup>20 505</sup> <sub>(1)(xh)</sub> **19.** Page 236, line 22: delete lines 22 and 23.
- 15           **INS MJL 2**
- 16           **20.** Page 371, line 9: after that line insert: **JTK INS 9**
- 17           **21.** Page 374, line 3: delete lines 3 to 18.
- 18           **22.** Page 761, line 23: delete "shall" and substitute "shall may".
- 19           **23.** Page 770, line 2: delete that line and substitute: **MES INS 13-5**
- 20           **24.** Page 770, line 13: after "incorporate" insert "state, regional and".
- 21           **25.** Page 773, line 19: after "any" insert "program or".
- 22           **26.** Page 774, line 19: after that line insert:

*no colon*

*move insert*

text  
treat

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22

91

“(s) Any other ordinance, plan or regulation of a local governmental unit that relates to land use.” ✓

27. Page 776, line 4: delete “and the regional planning commission”. ✓

28. Page 776, line 6: delete that line and substitute: ✓

“2. The clerk of all adjacent local governmental units.” ✓

29. Page 776, line 23: after “developments” insert “and conservation subdivisions”. ✓

30. Page 776, line 24: after that line insert: ✓

“(a) “Conservation subdivision” means a housing development in a rural setting ~~which~~ <sup>that</sup> is characterized by compact lots and common open space, and where the natural features of land are maintained to the greatest extent possible.” ✓

31. Page 776, line 25: delete “(a)” and substitute “(b)”. ✓

32. Page 777, line 1: delete “(b)” and substitute “(c)”. ✓

33. Page 777, line 4: before “Not” insert “(a)”. ✓

34. Page 777, line 9: after that line insert: ✓

“(b) The model ordinances developed under par. (a) shall be presented to the chief clerk of each house of the legislature, and shall be referred immediately by the speaker of the assembly and the majority leader of the senate to the appropriate standing committee in each house. The model ordinances shall be considered to have been approved by a standing committee if within 14 working days of the referral, the committee does not schedule a meeting for the purpose of reviewing the model ordinance. If the committee schedules a meeting for the purpose of reviewing the

text  
treat

text  
treat

1 model ordinance, the ordinance may not be considered to have been approved unless  
2 the committee approves the model ordinance."

3 **35.** Page 777, line 11: delete "5,000" and substitute "12,500".

4 **36.** Page 777, line 13: after "(2)" insert "(a) if the ordinance is approved under  
5 sub. (2) (b)".

6 **37.** Page 777, line 15: on lines 15 and 18 delete "5,000" and substitute  
7 "12,500".

8 **38.** Page 1194, line 11: delete "state land use" and substitute "local,  
9 comprehensive".

10 **39.** Page 1194, line 12: after "that," insert "where applicable and".

11 **40.** Page 1194, line 13: delete "are designed to further" and substitute "reflect  
12 a balance between the mission of the agency and".

13 **41.** Page 1208, line 5: delete lines 5 to 24.

14 **42.** Page 1209, line 13: delete lines 13 to 19.

15 **43.** Page 1480, line 7: delete lines 7 and 8 and substitute:

*then that's*

16 "2. To be eligible to receive aid a city, village, town or county **INS MES 23-18**

17 ". "

18 **44.** Page 1480, line 8: after that line insert: **INS MES 23-20**

19 **45.** Page 1480, line 10: after that line insert: **JTK INS 25-7**

20 **46.** Page 1604, line 8: delete lines 8 to 14.

21 **47.** Page 1605, line 16: delete "(kh) and (ki)" and substitute "(cm) and (cn)".

22 (END)

# Page 1605, line 16: delete "and (b)".

JTK changes

1999 - 2000 LEGISLATURE

LRBb0519/5

MS/JTK/PK/PN/ML:kg:jf

LFB:.....Olin - Comprehensive planning, planning grants, model ordinance development, plat approval

FOR 1999-01 BUDGET -- NOT READY FOR INTRODUCTION

LFB AMENDMENT

TO 1999 ASSEMBLY BILL 133 AND 1999 SENATE BILL 45

JTK inserts

1 At the locations indicated, amend the bill as follows:

2 1. Page 121, line 1: before that line insert:

3 "SECTION 1b. 1.13 of the statutes is created to read:

4 1.13 Land use planning activities. (1) In this section:

5 (a) "Local governmental unit" has the meaning given in s. 1.12 (1) (a).

6 (b) "State agency" has the meaning given in s. 1.12 (1) (b).

7 (2) Each state agency shall ensure that, <sup>where applicable and</sup> consistent with other laws, the <sup>programs, policies, infrastructure and investments</sup> ~~actions~~ of the agency ~~are designed to further~~ the following goals: <sup>reflect a balance between the mission of the agency and</sup>

8 (a) Promotion of the redevelopment of lands with existing infrastructure and <sup>and</sup>  
9 public services and the maintenance and rehabilitation of existing residential,  
10 commercial and industrial structures.  
11

leave it in  
stat. 14

text  
treat

local, comprehensive  
planning

1 (b) Encouragement of neighborhood designs that support a range of  
2 transportation choices.

3 (c) Protection of natural areas, including wetlands, wildlife habitats, lakes,  
4 woodlands, open spaces and groundwater resources.

5 (d) Protection of economically productive areas, including farmland and  
6 forests.

7 (e) Encouragement of land uses, densities and regulations that promote  
8 efficient development patterns and relatively low municipal, state governmental  
9 and utility costs.

10 (f) Preservation of cultural, historic and archaeological sites.

11 (g) Encouragement of coordination and cooperation among nearby units of  
12 government.

JTKINS. d ↓

text  
mark

13 (h) Building of community identity by ~~maintaining physical separation~~  
14 ~~between urban areas, revitalizing main streets and enforcing design standards.~~

15 (i) Providing an adequate supply of affordable housing for individuals of all  
16 income levels throughout each community.

17 (j) Providing adequate infrastructure and public services and an adequate  
18 supply of developable land to meet existing and future market demand for  
19 residential, commercial and industrial uses.

20 (k) Promoting the expansion or stabilization of the current economic base and  
21 the creation of a range of employment opportunities *at the state, regional and local levels*

22 (L) Balancing individual property rights with community interests and goals.

23 (m) Planning and development of land uses that create or preserve varied and  
24 unique urban and rural communities.

JWS  
2/24 →



JTK INS. 6

1 (a) Planning efforts that address the interests of overlapping or neighboring  
2 jurisdictions.

3 (b) Planning efforts that contain a specific description of the means by which  
4 ~~one or more~~ of the following goals will be achieved: " *local, comprehensive planning*

5 1. Promotion of the redevelopment of lands with existing infrastructure and  
6 public services and the maintenance and rehabilitation of existing residential,  
7 commercial and industrial structures.

8 2. Encouragement of neighborhood designs that support a range of  
9 transportation choices.

10 3. Protection of natural areas, including wetlands, wildlife habitats, lakes,  
11 woodlands, open spaces and groundwater resources.

12 4. Protection of economically productive areas, including farmland and forests.

13 5. Encouragement of land uses, densities and regulations that promote  
14 efficient development patterns and relatively low municipal, state governmental  
15 and utility costs.

16 6. Preservation of cultural, historic and archaeological sites.

17 7. Encouragement of coordination and cooperation among nearby units of  
18 government.

JTK INS. 6A

text  
treat

19 8. Building of community identity by ~~maintaining physical separation between~~  
20 ~~urban areas~~ revitalizing main streets and enforcing design standards. "

21 9. Providing an adequate supply of affordable housing for individuals of all  
22 income levels throughout each community.

23 10. Providing adequate infrastructure and public services and an adequate  
24 supply of developable land to meet existing and future market demand for  
25 residential, commercial and industrial uses.

1999-2000 DRAFTING INSERT  
FROM THE  
LEGISLATIVE REFERENCE BUREAU

LRBb1849/linsJTK  
JTK.....

*n*  
*JTK*  
INSERT 2-24

*text  
treat*

*(9)* " (a) Providing an integrated, efficient and economical transportation system that affords mobility, convenience and safety and that meets the needs of all citizens, including transit-dependent and disabled citizens. "

↑

↓  
INSERT 5-6  
*Nope*

The department shall determine the percentage of the cost to be funded by a local governmental unit based on the number of applications for grants and the availability of funding to finance grants for the fiscal year in which grants are to be provided. "

↑

↓  
INSERT 7-5  
*(9)*

*text  
treat*

" 14. Providing an integrated, efficient and economical transportation system that affords mobility, convenience and safety and that meets the needs of all citizens, including transit-dependent and disabled citizens. "

↑

✓  
INSERT 8-22

1. Page 235, line 10: after that line insert:

"(cm) Comprehensive planning grants	GPR	A	-0-	1,500,000
(cn) Comprehensive planning; administrative support	GPR	A	12,500	50,000".

*schd.*

*208044*

*(END INSERT 8-22)*

JTK  
INS-9

1 ~~20.285 (1) (ks) Extension local planning program. The amounts in the schedule~~  
2 ~~for the University of Wisconsin-Extension local planning program under s. 36.11~~  
3 ~~(37) and for development of a model ordinance for traditional neighborhood~~  
4 ~~development under s. 66.034. All moneys transferred from the appropriation~~  
5 ~~account under s. 20.505 (1) (kh) shall be credited to this appropriation account."~~

6 7. Page 453, line 1: after that line insert:  
7 "SECTION <sup>509V > (b)</sup> ~~509m.~~ 20.505 (1) <sup>(cm)</sup> ~~(kh)~~ of the statutes is created to read:  
8 20.505 (1) <sup>(cm)</sup> ~~(kb)~~ *Comprehensive planning grants/ ~~state agency support~~*. The  
9 amounts in the schedule to provide comprehensive planning grants to local  
10 governmental units under s. 16.965 (2) <sup>(cm)</sup> ~~(kh)~~ and to transfer to the appropriation accounts  
11 under par. (ki) and s. 20.285 (1) (ks) ~~the amounts in the schedule under those~~  
12 ~~paragraphs. All moneys received from assessments paid by supporting agencies~~  
13 ~~under s. 16.965 (4) shall be credited to this appropriation account.~~

14 SECTION <sup>509w > (b)</sup> ~~523w.~~ 20.505 (1) <sup>(cm)</sup> ~~(kh)~~ of the statutes, as created by 1999 Wisconsin Act  
15 .... (this act), is repealed.

16 SECTION <sup>509x</sup> ~~523w.~~ 20.505 (1) <sup>(cm)</sup> ~~(kh)~~ of the statutes is created to read:  
17 20.505 (1) <sup>(cm)</sup> ~~(kb)~~ *Comprehensive planning; administrative support*. The amounts  
18 in the schedule for administrative support of comprehensive planning assistance  
19 under s. 16.965. ~~All moneys transferred from the appropriation account under par.~~  
20 ~~(kh) shall be credited to this appropriation account.~~

21 SECTION <sup>509y > (b)</sup> ~~523w.~~ 20.505 (1) <sup>(cm)</sup> ~~(kh)~~ of the statutes, as created by 1999 Wisconsin Act  
22 .... (this act), is repealed."

23 8. Page 454, line 6: delete "Planning" and substitute "Transportation  
24 *planning*". (END OF INSERT 9)

2. Page 236, line 22: delete lines 22 to 23.

JTK -  
INSERT 25-7

letter "g"

19g

3. Page 1480, line 10: after that line insert:

nonstat

~~20.505~~ POSITION AUTHORIZATION. The authorized FTE positions for the department of administration are increased by 1.0 GPR position, to be funded from the appropriation under section 20.505 (1) (cn) of the statutes, as created by this act."

help ( )

(END OF INSERT)

1999-2000 DRAFTING INSERT  
FROM THE  
LEGISLATIVE REFERENCE BUREAU

LRB 61849/ins  
MJL:.....

INS. MJL-1

1

1. Page 135, line 14: after that line insert: ✓

2

"(ep) Extension local planning pro-

3

gram

GPR

A

20,000

161,800". ✓

4

2. Page 137, line 16: delete that line. 20.285 (1) (hs)

5

4. Page 309, line 24: delete the material beginning with that line and ending

6

with page 310, line 5.

Ins A

INS  
MJL-2  
✓

on  
next  
page

to  
sched.

JNSA

1 appropriations for general program operations from general purpose revenue in the  
2 amounts specified by the secretary.

3 SECTION 110v. 16.965 (6) of the statutes, as created by 1999 Wisconsin Act ...  
4 (this act), is repealed.

5 SECTION 110w. 16.9651 of the statutes is created to read:

6 **16.9651 Transportation planning grants to local governmental units.**

7 (1) In this section, "local governmental unit" means a county, city, village, town or  
8 regional planning commission.

9 (2) From the appropriation under s. 20.505 (1) (z), the department may provide  
10 grants to local governmental units to be used to finance the cost of planning activities  
11 related to the transportation element, as described in s. 66.0295 (2) (c), of a  
12 comprehensive plan, as defined in s. 66.0295 (1) (a), including contracting for  
13 planning consultant services, public planning sessions and other planning outreach  
14 and educational activities, or for the purchase of computerized planning data,  
15 planning software or the hardware required to utilize that data or software. The  
16 department may require any local governmental unit that receives a grant under  
17 this section to finance not more than 25% of the cost of the product or service to be  
18 funded by the grant from the resources of the local governmental unit. Prior to  
19 awarding a grant under this section, the department shall forward a detailed  
20 statement of the proposed expenditures to be made under the grant to the secretary  
21 of transportation and obtain his or her written approval of the proposed  
22 expenditures."

23

307 19 ✓  
3. Page 400, line 5: after that line insert:

24

"SECTION 20.285 (1) (ep) of the statutes is created to read:

(B) 285

ep  
ep  
ep  
ep  
ep

1 20.285 (1) (~~kh~~) *Extension local planning program*. The amounts in the schedule  
 2 for the University of Wisconsin-Extension local planning program under s. 36.11  
 3 (37) and for development of <sup>ga</sup> model ordinance<sup>s</sup> for traditional neighborhood  
 4 development <sup>and conservation development</sup> under s. 66.034. ~~All moneys transferred from the appropriation~~  
 5 ~~account under s. 20.505 (1) (kh) shall be credited to this appropriation account."~~

6 7. Page 453, line 11: after that line insert:

7 "SECTION 523m. 20.505 (1) (kh) of the statutes is created to read:

8 20.505 (1) (kh) *Comprehensive planning grants; state agency support*. The  
 9 amounts in the schedule to provide comprehensive planning grants to local  
 10 governmental units under s. 16.965 (2) and to transfer to the appropriation accounts  
 11 under par. (ki) and s. 20.285 (1) (ks) the amounts in the schedule under those  
 12 paragraphs. All moneys received from assessments paid by supporting agencies  
 13 under s. 16.965 (4) shall be credited to this appropriation account.

14 SECTION 523n. 20.505 (1) (kh) of the statutes, as created by 1999 Wisconsin Act  
 15 .... (this act), is repealed.

16 SECTION 523no. 20.505 (1) (ki) of the statutes is created to read:

17 20.505 (1) (ki) *Comprehensive planning; administrative support*. The amounts  
 18 in the schedule for administrative support of comprehensive planning assistance  
 19 under s. 16.965. All moneys transferred from the appropriation account under par.  
 20 (kh) shall be credited to this appropriation account.

21 SECTION 523p. 20.505 (1) (ki) of the statutes, as created by 1999 Wisconsin Act  
 22 .... (this act), is repealed."

23 8. Page 454, line 6: delete "Planning" and substitute "Transportation  
 24 planning".

MES INS  
13-5

1 meets existing and forecasted housing demand in the local governmental unit. The  
 2 element shall assess the age, structural, value and occupancy characteristics of the  
 3 local governmental unit's housing stock. The element shall also identify specific  
 4 ~~policies and programs that promote the development of housing for residents of the~~  
 5 "local governmental unit with all income levels and with ~~various~~ needs, policies and  
 6 programs that promote the availability of land for the development or redevelopment  
 7 of low-income and moderate-income housing, and policies and programs to  
 8 maintain or rehabilitate the local governmental unit's existing housing stock.

9 (c) *Transportation element.* A compilation of objectives, policies, goals, maps  
 10 and programs to guide the future development of the various modes of  
 11 transportation, including highways, transit, transportation systems for persons  
 12 with disabilities, bicycles, walking, railroads, air transportation, trucking and water  
 13 transportation. The element shall compare the local governmental unit's objectives,  
 14 policies, goals and programs to state and regional transportation plans. The element  
 15 shall also identify highways within the local governmental unit by function and  
 16 incorporate <sup>state, regional and</sup> other applicable transportation plans, including transportation corridor  
 17 plans, county highway functional and jurisdictional studies, urban area and rural  
 18 area transportation plans, airport master plans and rail plans that apply in the local  
 19 governmental unit.

20 (d) *Utilities and community facilities element.* A compilation of objectives,  
 21 policies, goals, maps and programs to guide the future development of utilities and  
 22 community facilities in the local governmental unit such as sanitary sewer service,  
 23 storm water management, water supply, solid waste disposal, on-site wastewater  
 24 treatment technologies, recycling facilities, parks, telecommunications facilities,  
 25 power-generating plants and transmission lines, cemeteries, health care facilities,

persons  
and provide a range of housing choices that meet the needs of  
communities age groups special  
))



SDC:.....Walter - Caucus # 1404, Technical changes to comprehensive planning, smart growth motion

FOR 1999-01 BUDGET — NOT READY FOR INTRODUCTION

CAUCUS AMENDMENT

TO ASSEMBLY SUBSTITUTE AMENDMENT 1,

TO 1999 ASSEMBLY BILL 133

INS. MES  
0016.23-18

1 At the locations indicated, amend the substitute amendment as follows:

2 1. Page 59, line 13: delete "from general purpose revenue".

3 2. Page 1479, line 22: after "aid" insert "credit".

4 3. Page 1479, line 24: after "aid" insert "credits".

5 4. Page 1480, line 3: after "act," insert "and must ~~also~~ have in effect zoning  
6 ordinances and subdivision regulations, as described in section 66.0295 (3) (h), (j),  
7 (k) and (L) of the statutes, as created by this act, that are consistent with the  
8 comprehensive plan,".

9 5. Page 1480, line 10: after that line insert:

PL 03

*INS. 23-20*  
*MES* ↓ *keep*

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11

*reworded.* (c) The proposal shall specify that a city, village, town or county shall receive one aid credit for each new housing unit that was sold or rented, on lots that are no more than one-quarter acre, in the year before the year in which the grant application is made. The proposal shall also specify that a city, village, town or county shall receive one credit for each new housing unit that was sold at no more than 80% of the median sale price for new homes in the county in which the city, village or town is located or primarily located in the year before the year in which the grant application is made. Grants shall be awarded based on the number of credits that a city, village, town or county receives in the year to which its application relates.

↑ *keep*

(END)



State of Wisconsin  
1999 - 2000 LEGISLATURE

LRBb1849/5 6  
MSUTKALPK:cmh:ch

NOW

LFB:.....Olin - Comprehensive planning, smart growth, planning grants,  
model ordinance development

FOR 1999-01 BUDGET - NOT READY FOR INTRODUCTION

ASSEMBLY AMENDMENT,

TO ASSEMBLY SUBSTITUTE AMENDMENT 1,

TO 1999 ASSEMBLY BILL 133

PP. 6 & 7

1 At the locations indicated, amend the substitute amendment as follows:

2 1. Page 3, line 5: delete lines 5 and 6 and substitute:

3 "(2) Each state agency, where applicable and consistent with other laws, is  
4 encouraged to design its programs, policies, infrastructure and investments of the  
5 agency to reflect a balance between the mission of the agency and the following local,  
6 comprehensive planning goals:"

7 2. Page 4, line 16: delete lines 16 and 17 and substitute:

8 "(h) Building of community identity by revitalizing main streets and enforcing  
9 design standards."

- 1           **3.** Page 4, line 24: after "opportunities" insert "at the state, regional and local  
2 levels".
- 3           **4.** Page 5, line 2: after that line insert:  
4           "(n) Providing an integrated, efficient and economical transportation system  
5 that affords mobility, convenience and safety and that meets the needs of all citizens,  
6 including transit-dependent and disabled citizens."
- 7           **5.** Page 5, line 6: delete "applicable" and substitute "practical".
- 8           **6.** Page 56, line 5: delete "and" and substitute "or".
- 9           **7.** Page 56, line 8: delete lines 8 to 11.
- 10          **8.** Page 56, line 12: delete "(kh)" and substitute "(cm)".
- 11          **9.** Page 56, line 17: delete "may" and substitute "shall".
- 12          **10.** Page 56, line 18: delete "not more than 25%" and substitute "a  
13 percentage".
- 14          **11.** Page 56, line 20: after "unit." insert "The department shall determine the  
15 percentage of the cost to be funded by a local governmental unit based on the number  
16 of applications for grants and the availability of funding to finance grants for the  
17 fiscal year in which grants are to be provided."
- 18          **12.** Page 57, line 13: delete "one or more" and substitute "all".
- 19          **13.** Page 57, line 17: delete that line and substitute "all of the following local,  
20 comprehensive planning goals will be achieved:".
- 21          **14.** Page 58, line 7: delete lines 7 and 8 and substitute:  
22           "8. Building of community identity by revitalizing main streets and enforcing  
23 design standards."



1 (37) and for development of model ordinances for traditional neighborhood  
2 development and conservation development under s. 66.034.”

3 **25.** Page 309, line 24: delete the material beginning with that line and ending  
4 with page 310, line 5.

5 **26.** Page 371, line 9: after that line insert:

6 “SECTION 509v. 20.505 (1) (cm) of the statutes is created to read:

7 20.505 (1) (cm) *Comprehensive planning grants*. The amounts in the schedule  
8 to provide comprehensive planning grants to local governmental units under s.  
9 16.965 (2).

10 SECTION 509w. 20.505 (1) (cm) of the statutes, as created by 1999 Wisconsin  
11 Act .... (this act), is repealed.

12 SECTION 509x. 20.505 (1) (cn) of the statutes is created to read:

13 20.505 (1) (cn) *Comprehensive planning; administrative support*. The amounts  
14 in the schedule for administrative support of comprehensive planning assistance  
15 under s. 16.965.

16 SECTION 509y. 20.505 (1) (cn) of the statutes, as created by 1999 Wisconsin Act  
17 .... (this act), is repealed.”.

18 **27.** Page 374, line 3: delete lines 3 to 18.

19 **28.** Page 761, line 23: delete “shall” and substitute “shall may”.

20 **29.** Page 770, line 2: delete that line and substitute “local governmental unit  
21 and provide a range of housing choices that meet the needs of persons of all income  
22 levels and of all age groups and persons with special needs, policies and”.

23 **30.** Page 770, line 13: after “incorporate” insert “state, regional and”.

24 **31.** Page 773, line 19: after “any” insert “program or”.

- 1           **32.** Page 774, line 19: after that line insert:  
2           “(s) Any other ordinance, plan or regulation of a local governmental unit that  
3           relates to land use.”.
- 4           **33.** Page 776, line 4: delete “and the regional planning commission”.
- 5           **34.** Page 776, line 6: delete that line and substitute:  
6           “2. The clerk of all adjacent local governmental units.”.
- 7           **35.** Page 776, line 23: after “developments” insert “and conservation  
8           subdivisions”.
- 9           **36.** Page 776, line 24: after that line insert:  
10           “(a) “Conservation subdivision” means a housing development in a rural  
11           setting that is characterized by compact lots and common open space, and where the  
12           natural features of land are maintained to the greatest extent possible.”.
- 13           **37.** Page 776, line 25: delete “(a)” and substitute “(b)”.
- 14           **38.** Page 777, line 1: delete “(b)” and substitute “(c)”.
- 15           **39.** Page 777, line 4: delete “ORDINANCE” and substitute “ORDINANCES”.
- 16           **40.** Page 777, line 4: before “Not” insert “(a)”.
- 17           **41.** Page 777, line 9: after “development” insert “and an ordinance for a  
18           conservation subdivision”.
- 19           **42.** Page 777, line 9: after that line insert:  
20           “(b) The model ordinances developed under par. (a) shall be presented to the  
21           chief clerk of each house of the legislature, and shall be referred immediately by the  
22           speaker of the assembly and the presiding officer of the senate to the appropriate  
23           standing committee in each house. The model ordinances shall be considered to have

1 been approved by a standing committee if within 14 working days of the referral, the  
2 committee does not schedule a meeting for the purpose of reviewing the model  
3 ordinance. If the committee schedules a meeting for the purpose of reviewing the  
4 model ordinance, the ordinance may not be considered to have been approved unless  
5 the committee approves the model ordinance.”.

6 **43.** Page 777, line 11: delete “5,000” and substitute “12,500”.

7 **44.** Page 777, line 13: after “(2)” insert “(a) if the ordinance is approved under  
8 sub. (2) (b)”.

9 **45.** Page 777, line 15: on lines 15 and 18, delete “5,000” and substitute  
10 “12,500”.

11 **46.** Page 777, line 16: after “(2)” insert “(a) if the ordinance is approved under  
12 sub. (2) (b)”.

13 **47.** Page 1194, line 11: delete <sup>state law</sup> state land use <sup>and</sup> and substitute <sup>local,</sup> local,  
14 comprehensive <sup>and</sup> and

15 **48.** Page 1194, line 12: delete “shall ensure that, consistently” and substitute  
16 “, where applicable and consistent”.

17 **49.** Page 1194, line 12: after “administers,” insert “is encouraged to design”.

18 **50.** Page 1194, line 13: delete “are designed to further” and substitute “to  
19 reflect a balance between the mission of the agency and”.

20 **51.** Page 1208, line 5: delete lines 5 to 24.

21 **52.** Page 1209, line 13: delete lines 13 to 19.

22 **53.** Page 1480, line 7: delete lines 7 and 8 and substitute:



1           "2. To be eligible to receive aid a city, village, town or county must have in effect  
 2 zoning ordinances and subdivision regulations, as described in section 66.0295 (3)  
 3 (h), (j), (k) and (L) of the statutes, as created by this act, that are consistent with the  
 4 comprehensive plan."

5           **54.** Page 1480, line 10: after that line insert:

6           "(c) The proposal shall specify that a city, village, town or county shall receive  
 7 one aid credit for each new housing unit that was sold or rented, on lots that are no  
 8 more than one-quarter acre, in the year before the year in which the grant  
 9 application is made. The proposal shall also specify that a city, village, town or  
 10 county shall receive one credit for each new housing unit that was sold at no more  
 11 than 80% of the median sale price for new homes in the county in which the city,  
 12 village or town is located or primarily located in the year before the year in which the  
 13 grant application is made. Grants shall be awarded based on the number of credits  
 14 that a city, village, town or county receives in the year to which its application  
 15 relates."

16           **55.** Page 1480, line 16: after that line insert:

17           "(19g) POSITION AUTHORIZATION. The authorized FTE positions for the  
 18 department of administration are increased by 1.0 GPR position, to be funded from  
 19 the appropriation under section 20.505 (1)(cn) of the statutes, as created by this act."

20           **56.** Page ~~1500~~<sup>1558</sup> line ~~10~~<sup>23</sup> after that line insert:

21           "(1g) POSITION AUTHORIZATION. The authorized FTE positions for the board of  
 22 regents of the University of Wisconsin System are increased by 2.0 GPR positions,  
 23 to be funded from the appropriation under section 20.285 (1) (ep) of the statutes, as  
 24 created by this act."

