

# Committee Meeting Attendance Sheet

## Assembly Committee on Conservation and Land Use

Date: 4-6-99 Meeting Type: Public Hearing  
Location: 415 NW, State Capitol

<u>Committee Member</u>	<u>Present</u>	<u>Absent</u>	<u>Excused</u>
Rep. Michael Powers, Chair	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Neal Kedzie	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. DuWayne Johnsrud	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Kitty Rhoades	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Alvin Ott	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. John Ainsworth	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Terese Berceau	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Spencer Black	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Peter Bock	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Jon Richards	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Totals:	<u>10</u>	<u>0</u>	<u>0</u>

---

Vincent P. Williams, Committee Clerk

**Paul Zimmerman**  
Director  
Governmental Relations Division



**WISCONSIN FARM BUREAU FEDERATION**

1212 Deming Way  
P.O. Box 5550  
Madison, WI 53705-0550  
608/828-5708  
FAX: 608/828-5769

Vince  
Is there going to  
be any CREP  
discussion?

STATE OF WISCONSIN  
DEPARTMENT OF ADMINISTRATION



**JEROME GILL SULLIVAN**  
GIS DATA SPECIALIST

OFFICE OF LAND INFORMATION SERVICES (608) 264-6109  
17 SOUTH FAIRCHILD STREET, 7TH FLOOR FAX (608) 266-5519  
MADISON, WI 53703-3219 jerry.sullivan@doa.state.wi.us

**The Nature Conservancy®**

**HARALD (JORDY) JORDAHL**  
Director of Governmental  
Relations  
(hjordahl@tnc.org)

WISCONSIN CHAPTER

633 West Main Street 608/251-8140  
Madison, Wisconsin 53703 FAX: 608/251-8535  
vm: 608/251-3994 x138

Brownfields

Assembly Hearing Slip

(Please print plainly)

Date: April 6, 1999

Bill No. / Or Subject: Land Use & Brownfields

(Name): Darsi Foss

(Street Address or Route Number): W1 DNR

(City & Zip Code): Brownfields

(Representing): Chief

- Speaking in favor: [ ]
Speaking against: [ ]
Registering in favor: [ ]
Registering against: [ ]
Speaking for information only: [ ]
Neither for nor against: [ ]

Please return this slip to a messenger promptly.

Assembly Sergeant at Arms
Room 411 West
State Capitol
Madison, WI 53702

Annexation

Assembly Hearing Slip

(Please print plainly)

Date: 3/6/99

Bill No. / Or Subject: AB 133 Re: Sadows 1596 & 1599

(Name): Roland Schulte

(Street Address or Route Number): 645 W. Junek Rd

(City & Zip Code): Barre VT 55004

(Representing): Town of Barre VT

- Speaking in favor: [x]
Speaking against: [ ]
Registering in favor: [ ]
Registering against: [ ]
Speaking for information only: [ ]
Neither for nor against: [ ]

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Assembly Sergeant at Arms
Room 411 West
State Capitol
Madison, WI 53702

CRAP

Assembly Hearing Slip

(Please print plainly)

Date: April 6, 99

Bill No. / Or Subject: Budget / Cleverness

(Name): HARVEY E. JOHALL

(Street Address or Route Number): 633 W MAIN ST

(City & Zip Code): MADISON WI 53703

(Representing): WISCONSIN CONSERVATION

- Speaking in favor: [ ]
Speaking against: [ ]
Registering in favor: [ ]
Registering against: [ ]
Speaking for information only: [x]
Neither for nor against: [ ]

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Assembly Sergeant at Arms
Room 411 West
State Capitol
Madison, WI 53702

*Annexation Issues*

Assembly Hearing Slip

(Please print plainly)

Date: 7-6-99

Bill No. \_\_\_\_\_

Or Subject: Annexation Issues

(Name) EO Clark

(Street Address or Route Number) 1445 Du Bois

(City & Zip Code) Madison WI

(Representing) City Alliance of Cities

Speaking in favor:

Speaking against:

Registering in favor:

Registering against:

Speaking for information only:

Neither for nor against:

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Assembly Sergeant at Arms  
Room 411 West  
State Capitol  
Madison, WI 53702

*Annexation Issues / Comprehensive Plan*  
Assembly Hearing Slip

(Please print plainly)

Date: April 6, 1999

Bill No. AB 133

Or Subject: \_\_\_\_\_

(Name) Dan Thompson

(Street Address or Route Number) 202 State St #300

(City & Zip Code) Madison, WI 53703

(Representing) League of Wisconsin Municipalities

Speaking in favor:  *in part*

Speaking against:  *in part*

Registering in favor:

Registering against:

Speaking for information only:

Neither for nor against:

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Assembly Sergeant at Arms  
Room 411 West  
State Capitol  
Madison, WI 53702

*Comprehensive Planning*  
Assembly Hearing Slip

(Please print plainly)

Date: 4/6/99

Bill No. \_\_\_\_\_

Or Subject: Comprehensive Plans

(Name) Eric Thompson

(Street Address or Route Number) 150 Erie Place SW 207

(City & Zip Code) Madison WI 53713

(Representing) W. Citizens Association

Speaking in favor:

Speaking against:

Registering in favor:

Registering against:

Speaking for information only:

Neither for nor against:

Please return this slip to a messenger promptly.

Assembly Sergeant at Arms  
Room 411 West  
State Capitol  
Madison, WI 53702

Comprehensive Plans

Assembly Hearing Slip

(Please print plainly)

Date: 4/6/99

Bill No. State Budget

Subject: \_\_\_\_\_

Name: Dave Cessner

(Street Address or Route Number)

16 N Carroll St.

Madison WI 53703

(City & Zip Code)

1000 Friends of WI (Representing)

Speaking in favor:

Speaking against:

Registering in favor:

Registering against:

Speaking for information only:

Neither for nor against:

Please return this slip to a messenger promptly. Assembly Sergeant at Arms Room 411 West State Capitol Madison, WI 53702

Comprehensive Plans

Assembly Hearing Slip

(Please print plainly)

Date: 4/6/99

Bill No. LRD USE ISSUES

Subject: BUDGET BILL

Name: Rick Stankiewicz

(Street Address or Route Number)

1276 SE ST No 44M

Stoughton Wis

(City & Zip Code)

Wis Towns Assoc (Representing)

Speaking in favor:

Speaking against:

Registering in favor:

Registering against:

Speaking for information only:

Neither for nor against:

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TOM HANLON

SUPPORT COMP PLAN

Annexation Issues

Assembly Hearing Slip

(Please print plainly)

Date: 4-6-99

Bill No. BUDGET

Subject: LRD ROAD - REP. ST. 5th & 6th

Name: REP. ST. 5th & 6th

(Street Address or Route Number)

3645 Emerald Wood

Greenwood, 53805

(City & Zip Code)

99th Assembly (Representing)

Speaking in favor:

Speaking against:

Registering in favor:

Registering against:

Speaking for information only:

Neither for nor against:

Please return this slip to a messenger promptly. Assembly Sergeant at Arms Room 411 West State Capitol Madison, WI 53702

WI Builders Assoc.

Assembly Hearing Slip

(Please print plainly)

Date: 4-6-99

Bill No. or Subject: Land Use

(Name): Jerry Deschane

(Street Address or Route Number): 4868 Hwy 4 Crossings

(City & Zip Code): Madison 53704

(Representing): WI Builders Assoc.

Speaking in favor:

Speaking against:

Registering in favor:

Registering against:

Speaking for information only:

Neither for nor against:

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Assembly Sergeant at Arms  
Room 411 West  
State Capitol  
Madison, WI 53702

Assembly Hearing Slip

(Please print plainly)

Date: 4/6/99

Bill No. or Subject: State Budget Bill  
Land Use Plans

(Name): E. Joe Murray

(Street Address or Route Number): 4801 Forest Run Rd.

(City & Zip Code): Madison WI 53704

(Representing): WI Realtors Assoc.

Speaking in favor:

Speaking against:

Registering in favor:

Registering against:

Speaking for information only:

Neither for nor against:

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State Capitol  
Madison, WI 53702

Assembly Hearing Slip

(Please print plainly)

Date: 4-6-99

Bill No. or Subject: Apples Section to Budget-Only  
in Budget Re: Annexation

(Name): Senator Margaret Farrow

(Street Address or Route Number): Room 101 Both-Caithl

(City & Zip Code): 3rd Senate District

(Representing):

Speaking in favor:

Speaking against:

Registering in favor:

Registering against:

Speaking for information only:

Neither for nor against:

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Assembly Sergeant at Arms  
Room 411 West  
State Capitol  
Madison, WI 53702

Assembly Hearing Slip

(Please print plainly)

Date: 4-6-99

Bill No. Budget Bill

Subject Proposed Annexation Changes

(Name) Tony Stult

(Street Address or Route Number) 44 C. McMillin St. #101

(City & Zip Code) MADISON WI 53703

(Representing) Waukesha County Municipal Executives

Speaking in favor:

Speaking against:

Registering in favor:

Registering against:

Speaking for information only:

Neither for nor against:

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State Capitol  
Madison, WI 53702

WLS/Soils Mapping

Assembly Hearing Slip

(Please print plainly)

Date: 4/6/99

Bill No. Assembly bill #133/Soils

Subject Soils Mapping in WLS

(Name) Ted Koch

(Street Address or Route Number) 550 North Park Street

(City & Zip Code) Verona WI 53593

(Representing) WLS Land Information Board

Speaking in favor:

Speaking against:  #133/445

Registering in favor:

Registering against:

Speaking for information only:

Neither for nor against:

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Assembly Sergeant at Arms  
Room 411 West  
State Capitol  
Madison, WI 53702

WLA

Assembly Hearing Slip

(Please print plainly)

Date: 4/10/99

Bill No. AB 133

Subject Budget Bill LEADS INFORMATION INITIATIVES

(Name) Roxanne Brewer

(Street Address or Route Number) 2410 Co Rd K #126

(City & Zip Code) STEVENAGE WI 54872

(Representing) Wisconsin Information Association

Speaking in favor:

Speaking against:

Registering in favor:

Registering against:

Speaking for information only:

Neither for nor against:

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Assembly Sergeant at Arms  
Room 411 West  
State Capitol  
Madison, WI 53702

WLF

Assembly Hearing Slip

(Please print plainly)

Date: 4-6-99

Bill No. AS133 SB45 Gov Budget  
Of: LAND AND INITIATIVES  
Subject: Jim Johnston

(Name) 311 N GREEN AVE

(Street Address or Route Number) NEW RICHMOND WI 53017

(City & Zip Code) POKE COUNTY / W111A

(Representing)

Speaking in favor:

Speaking against:

Registering in favor:

Registering against:

Speaking for information only:

Neither for nor against:

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Room 411 West  
State Capitol  
Madison, WI 53702

Sibb

Assembly Hearing Slip

(Please print plainly)

Date: 4/6/99

Bill No. AS 35 / Senate 45  
Of:   
Subject: Kennel W. Lubick

(Name) 6515 WELLS ROAD

(Street Address or Route Number) MADISON WISCONSIN 53719

(City & Zip Code) WISCONSIN

(Representing)

Speaking in favor:

Speaking against:

Registering in favor:

Registering against:

Speaking for information only:

Neither for nor against:

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Room 411 West  
State Capitol  
Madison, WI 53702

Sibb

Assembly Hearing Slip

(Please print plainly)

Date: 4/6/99

Bill No. AB133 - SB45  
Of:   
Subject: LISA MORRISON

(Name) DRCP 8911 ARBORETUM DR

(Street Address or Route Number) MADISON WI 53708

(City & Zip Code) MADISON

(Representing)

Speaking in favor:

Speaking against:

Registering in favor:

Registering against:

Speaking for information only:

Neither for nor against:

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State Capitol  
Madison, WI 53702

Sibb

DCRR

Assembly Hearing Slip

(Please print plainly)

Date: 5/6/99

Bill No. Or Subject: REGDARK

(Name) Jim Klemke

(Street Address or Route Number) 1610 Moorland Rd

(City & Zip Code) Madison, WI 53713

(Representing) Sewerage Dept

Speaking In favor:

Speaking against:

Registering In favor:

Registering against:

Speaking for information only:

Neither for nor against:

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DCRR

Assembly Hearing Slip

(Please print plainly)

Date: 4-6-99

Bill No. Or Subject: Dane Co. Regional Planning

(Name) John Hendrick

(Street Address or Route Number) 1315 Spaight Street

(City & Zip Code) Madison, WI 53703

(Representing) Self

Speaking In favor:

Speaking against:

Registering In favor:

Registering against:

Speaking for information only:

Neither for nor against:

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DCRR

Assembly Hearing Slip

(Please print plainly)

Date: 4-6-99

Bill No. Or Subject: Dane Co. Regional Planning

(Name) Helen Johnson

(Street Address or Route Number) 908 Kiedeman Drive

(City & Zip Code) Stoughton, WI 53589

(Representing) Dane Co. Regional Planning Committee

Speaking In favor:

Speaking against:

Registering In favor:

Registering against:

Speaking for information only:

Neither for nor against:

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DC RRC

Assembly Hearing Slip

(Please print plainly)

Date: 4/6/99

Bill No. Budget Bill

Subject: Bond Use

ATTY Richard Lehman

(Name) 1 So Pinkney St

(Street Address or Route Number)

(City & Zip Code) Madison

USCHAPEL, American Planning Assn  
(Representing) and Dunc Co. Regional  
Planning Comm

Speaking in favor:

Speaking against:

Registering in favor:

Registering against:

Speaking for information only:

Neither for nor against:

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Room 411 West  
State Capitol  
Madison, WI 53702

DC RRC

Assembly Hearing Slip

(Please print plainly)

Date: 4/6/99

Bill No. BR 133/SB 45

Subject: Dan Co REC & Comprehensive

Plans PB.1 Salkin

(Name) 187 N Main St

(Street Address or Route Number) Verona WI 53593

(City & Zip Code) Sub-Comm Dane Co Board  
(Representing)

Speaking in favor:

Speaking against:

Registering in favor:

Registering against:

Speaking for information only:

Neither for nor against:

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Room 411 West  
State Capitol  
Madison, WI 53702

Comprehensive Plans

Assembly Hearing Slip

(Please print plainly)

Date: 4/5/99

Bill No. \_\_\_\_\_

Subject: \_\_\_\_\_

BRIAN OHY

USCHAPEL & REGIONAL PLANNING  
ASSN - MADISON

(Name) 925 BASCOM AVE C

(Street Address or Route Number) Madison WI 53705

(City & Zip Code) (Representing)

Speaking in favor:

Speaking against:

Registering in favor:

Registering against:

Speaking for information only:

Neither for nor against:

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Room 411 West  
State Capitol  
Madison, WI 53702

SUPPORT

DC COMPD

Plans

**Conservation and Land Use Committee Hearing**  
**April 6, 1999 10:00 A.M.**

**Brian Ohm (UW)- Comprehensive Planning**

**Lisa Morrison (DATCP)- GIS/Land Information, Soil Surveys**

**Ken Lubich (NRCS)- Soils Mapping**

**George Hall (OLIS)- Annexation Issues**

**Ed Huck (Alliance of Cities)- Annexation Issues**

**Dan Thompson (League of Municipalities)- Annexation Issues**

**Helen Johnson (Dane Co. Regional Planning Commission)- ???**

CLUC 4-6-99

AL Ott will be late 10:30-45

Joan Sanstadt - Copies of testimony from the hearing  
AGRI-VIEW

- WI Land Information System
- Annexation
- Dane Co Regional Planning

Comprehensive Plans

Copies of all of today's materials to Jerry Sullivan  
OLIS

~~AGRI-VIEW~~ 93579731 to 35

Testimony April 6, 1999

Land Information System

- ①
- ②
- ③

Ted Koch - Chair WI Land Info. Bd  
 ① Soils Mapping  
 ② Computerized Land Information System

Roxanne Brown WLIA - President  
 Burnett Co.  
 Jim Johnston WLIA  
 Polk Co.

Kenneth Lubich NRCS (Get copies of 3 maps from Ken)  
 LISA MORRISON DATCP  
 Soils Mapping

DaneCo Regional Planning Commission

Phil Salkin Speaking Against  
 (Sub-committee Dane Co Bd) Zoning + Natural Resource Bd

John Hendrick - Dane County Bd Speaking Against  
 Zoning Committee

Helen Johnson - Chair RPC  
 DaneCo Bd

Jim Nemke - Madison Metro Sewerage District  
 (Speaking for Info Only)

Brian Ohm - UW ~~Urban~~ Urban + Regional Planning  
 Comprehensive Plans

Testimony April 6, 1999  
(Conti)

Rep. Frank Urban  
(Annexation Issues)

Speaking Against

Rick Stadelman > Comprehensive Planning  
Tom Harnisch > WI Towns Association  
Speaking In Favor

Dave Ciestewicz - 4,000 Friends  
Comprehensive Plans

Craig Thompson - WI Counties Assoc.  
Comprehensive Plans

Dan Thompson - League of Municipalities  
Comp Plan (Speaking In Favor)  
Annexation (Speaking Against)

Ed Huck - Alliance of Cities  
Annexation Issues

Richard Schultz - Town of Brookfield  
Annexation Issues (speaking in favor)

Lisa Morrison - Soils initiative - needs to be a 6 yr program  
not reduced to 4 yrs as the budget proposes.

---

Phil Salkin - RPC 6 county South Central RPC  
No single County RPC

Interim Bd - 3 yrs

Remove From the Gov's Budget.

Dane Co Towns Assoc. - Was sent a draft from DCB  
DCB has not voted in favor or against dissolving RPC.

Partners - Dane Co, Dane Co Towns Assoc., County Partners

RPC - water quality, MPO

Brown Co. Bay Lakes RPC +  
model Single Co. Planning organization

Dodge, Columbia, Jefferson, Dane, Sauk + ~~Waukesha~~  
Rock

6  
Counties

\* John Hendrick -  
Metropolitan Planning Organization - MPO

Wants RPC ~~to~~ out of the budget

8 cities, 19 villages, 34 towns

Other 5 counties have different views than Dane Co.

\* Helen Johnson -  
more local perspective.

Mayor of Stoughton until April 98

Many communities in Dane Co used RPC services.  
Want to make sure services still available.  
Update Master Plans.

Remove RPC language from Budget.  
Common theme - they need more time.

When will that time be?

- Jim Nemke
- No position ~~etc~~ on any particular proposal/composition
  - Out of Budget
- 

- Brian Ohm - Defn of a Comprehensive Plan.
- Consensus Defn
- Additional Changes to Gov's budget  
Language
- 

Representative Frank Urban

Where did this come from? How did it get in the budget?

---

Rick Stadelman - WI Towns Assoc.  
Comprehensive Plans.

Farmland Preservation - 35 acres is no longer effective

Amend ss 60.10 to allow towns to levy taxes.

Review of Boundary agreements should ~~be~~ changed to an approval/disapproval basis, now it is just a recommendation.

Consider Effective Date on Comprehensive Plan.

Dave Piestewicz - 1,000 Friends

Wants Comprehensive Plans to stay in Budget.  
State Aid for Planning  
Add'l sources of Revenue

\*

Set of Changes - replace master or development plan w/ "comprehensive plan"

Craig Thompson - ~~also~~  
Statute reads County shall have a "Comprehensive Plan" in whole or in part. (In the current language if you replace master or development plan w/ comp. plan)

Dan Thompson - Don't go from 4 sq. mi to 3 sq. mi.  
Do not change review to 60 from 20  
Keep Review @ 20 days

No purpose served by having DOT review annexations.  
No position on the APC

Ed Hueh - Soil Mapping - Very concerned  
359. miles

Time line

66.015 + 66.016 SS on Incorporation

Ed Huck (cont.)

4 mi to 3 mi criteria

- Remove this language from the budget.
- In consensus w/ Town gov't.
- Introduce as separate legislation.

Richard Schultze - Town of Brookfield

Difference b/w an Urban Town and Rural Town

4/6/92

Vince & Mike

I'm sorry I had to hold  
before speaking. My written  
testimony (attached) covers the  
main points from our perspective  
on CRBP. I have a 1:30 meeting  
that I have to lead with other  
town staff & staff.

I'll touch base with you  
& Mike to hear some of your  
thoughts on CRBP in the next  
week -

Please call with any questions

John Jordan

Please attach my sig to "Registration  
for information only"

Revisions  
to Comp.  
Plan Def'n.  
in Budget.

## IDENTICAL TO 1999 AB-133 (LRB-2079/1) AND 1999 SB-45 (LRB-2107/1)

1 surcharge, the amounts required by s. 973.046 for the deoxyribonucleic acid analysis  
 2 surcharge, the amounts required by s. 961.41 (5) for the drug abuse program  
 3 improvement surcharge, the amounts required by s. 100.261 for the consumer  
 4 information assessment, the amounts authorized by s. 971.37 (1m) (c) 1. or required  
 5 by s. 973.055 for the domestic abuse assessment surcharge, the amounts required by  
 6 s. 253.06 (4) (c) for the enforcement assessment under the supplemental food  
 7 program for women, infants and children, the amounts required by ss. 346.177,  
 8 346.495 and 346.65 (4r) for the railroad crossing improvement assessment, the  
 9 amounts required by s. 346.655 for the driver improvement surcharge, the amounts  
 10 required by s. 102.85 (4) for the uninsured employer assessment, the amounts  
 11 required by s. 299.93 for the environmental assessment, the amounts required under  
 12 s. 29.983 for the wild animal protection assessment, the amounts required under s.  
 13 29.987 (1) (d) for the natural resources assessment surcharge, the amounts required  
 14 by s. 29.985 for the fishing shelter removal assessment, the amounts required by s.  
 15 350.115 for the snowmobile registration restitution payment and the amounts  
 16 required under s. 29.989 (1) (d) for the natural resources restitution payments. The  
 17 payments shall be made by the 15th day of the month following receipt thereof.

18 SECTION 1578. 59.69 (3) (a) of the statutes is amended to read:

19 59.69 (3) (a) The county zoning agency shall direct the preparation of a <sup>Comprehensive</sup> county  
 20 development plan <sup>as described in s. 66.0295</sup> or parts thereof for the ~~physical~~ development of the  
 21 unincorporated territory within the county and areas within incorporated  
 22 jurisdictions whose governing bodies by resolution agree to having their areas  
 23 included in the county's <sup>comprehensive</sup> development plan. The plan may be adopted in whole or in  
 24 part and may be amended by the board and endorsed by the governing bodies of  
 25 incorporated jurisdictions included in the plan. The county development plan, in <sup>comprehensive</sup>

## IDENTICAL TO 1999 AB-133 (LRB-2079/1) AND 1999 SB-45 (LRB-2107/1)

1 whole or in part, in its original form or as amended, is hereafter referred to as the  
 2 ~~development~~ <sup>comprehensive</sup> plan. ~~The development plan shall contain at least the elements~~  
 3 ~~described in s. 66.0295.~~

4 SECTION 1579. 59.69 (3) (b) of the statutes is repealed and recreated to read:

5 59.69 (3) (b) The ~~development~~ <sup>comprehensive</sup> plan shall include the ~~master~~ <sup>comprehensive</sup> plan, if any, of any  
 6 city or village, which was adopted under s. 62.23 (2) or (3) and the official map, if any,  
 7 of such city or village, which was adopted under s. 62.23 (6) in the county, without  
 8 change.

9 SECTION 1580. 59.692 (6m) of the statutes is created to read:

10 59.692 (6m) For an amendment to an ordinance enacted under this section that  
 11 affects an activity that meets all of the requirements under s. 281.165 (1) to (5), the  
 12 department may not proceed under sub. (6) or (7) (b) or (c), or otherwise review the  
 13 amendment, to determine whether the ordinance, as amended, fails to meet the  
 14 shoreland zoning standards.

15 SECTION 1581. 59.70 (1) of the statutes is amended to read:

16 59.70 (1) BUILDING AND SANITARY CODES. The board may enact building and  
 17 sanitary codes, make necessary rules and regulations in relation thereto and provide  
 18 for enforcement of the codes, rules and regulations by forfeiture or otherwise. The  
 19 codes, rules and regulations do not apply within municipalities which have enacted  
 20 ordinances or codes concerning the same subject matter. "Sanitary code" does not  
 21 include a private small sewage system ordinance enacted under sub. (5). "Building  
 22 and sanitary codes" does not include well code ordinances enacted under sub. (6).

23 SECTION 1582. 59.70 (5) of the statutes is amended to read:

24 59.70 (5) PRIVATE SMALL SEWAGE SYSTEM ORDINANCE. (a) Every governmental  
 25 unit responsible for the regulation of private small sewage systems, as defined under

## IDENTICAL TO 1999 AB-133 (LRB-2079/1) AND 1999 SB-45 (LRB-2107/1)

1           60.77 (5) (j) Administer the private small sewage system program if authorized  
2 under s. 145.20 (1) (am).

3           **SECTION 1590.** 62.23 (2) of the statutes is amended to read:

4           62.23 (2) FUNCTIONS. It shall be the function and duty of the commission to  
5 make and adopt a <sup>comprehensive</sup> ~~master~~ plan for the ~~physical~~ development of the city, including any  
6 areas outside of its boundaries which in the commission's judgment bear relation to  
7 the development of the city provided, however, that in any county where a regional  
8 planning department has been established, areas outside the boundaries of a city  
9 may not be included in the master plan without the consent of the county board of  
10 supervisors. The <sup>Comprehensive</sup> ~~master~~ plan, with the accompanying maps, plats, charts and  
11 descriptive and explanatory matter, shall show the commission's recommendations  
12 for such ~~physical~~ development, and ~~may include, among other things without~~  
13 ~~limitation because of enumeration, the general location, character and extent of~~  
14 ~~streets, highways, freeways, street grades, roadways, walks, bridges, viaducts,~~  
15 ~~parking areas, tunnels, public places and areas, parks, parkways, playgrounds, sites~~  
16 ~~for public buildings and structures, airports, pierhead and bulkhead lines,~~  
17 ~~waterways, routes for railroads and buses, historic districts, and the general location~~  
18 ~~and extent of sewers, water conduits and other public utilities whether privately or~~  
19 ~~publicly owned, the acceptance, widening, narrowing, extension, relocation,~~  
20 ~~removal, vacation, abandonment or change of use of any of the foregoing public ways,~~  
21 ~~grounds, places, spaces, buildings, properties, utilities, routes or terminals, the~~  
22 ~~general location, character and extent of community centers and neighborhood~~  
23 ~~units, the general character, extent and layout of the replanning of blighted districts~~  
24 ~~and slum areas, and a comprehensive zoning plan shall contain at least the elements~~  
25 described in s. 66.0295. The commission may from time to time amend, extend or add

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1 to the master plan or carry any part or subject matter into greater detail. The  
2 commission may adopt rules for the transaction of business and shall keep a record  
3 of its resolutions, transactions, findings and determinations, which record shall be  
4 a public record.

5 **SECTION 1591.** 62.23 (3) (b) of the statutes is amended to read:

6 62.23 (3) (b) The commission may adopt the <sup>Comprehensive</sup> master plan as a whole by a single  
7 resolution, or, as the work of making the whole <sup>comprehensive</sup> master plan progresses, may from  
8 time to time by resolution adopt a part or parts thereof, any such part to correspond  
9 generally with one or more of the functional subdivisions of the subject matter of the  
10 plan elements specified in s. 66.0295. The adoption of the plan or any part,  
11 amendment or addition, shall be by resolution carried by the affirmative votes of not  
12 less than a majority of all the members of the city plan commission. The resolution  
13 shall refer expressly to the ~~maps, descriptive matter,~~ elements under s. 66.0295 and  
14 other matters intended by the commission to form the whole or any part of the plan,  
15 and the action taken shall be recorded on the adopted plan or part thereof by the  
16 identifying signature of the secretary of the commission, and a copy of the plan or  
17 part thereof shall be certified to the common council. The purpose and effect of the  
18 adoption and certifying of the master plan or part thereof shall be solely to aid the  
19 city plan commission and the council in the performance of their duties.

20 **SECTION 1592.** 62.231 (6m) of the statutes is created to read:

21 62.231 (6m) CERTAIN AMENDMENTS TO ORDINANCES. For an amendment to an  
22 ordinance enacted under this section that affects an activity that meets all of the  
23 requirements under s. 281.165 (1) to (5), the department of natural resources may  
24 not proceed under sub. (6), or otherwise review the amendment, to determine  
25 whether the ordinance, as amended, fails to meet reasonable minimum standards.

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1 incorporation that is part of the final cooperative plan is defeated in the referendum  
2 that is described under subd. 4.

3 4. If the department approves a final cooperative plan under sub. (5) that  
4 contains an incorporation of all or part of a town, the incorporation may not take  
5 effect until it is approved in a referendum that shall be held under s. 66.018. If the  
6 majority of votes cast in the referendum is against the incorporation, the contingent  
7 cooperative plan shall take the place of the final cooperative plan.

8 **SECTION 1604.** 66.023 (5) (c) 7. of the statutes is created to read:

9 66.023 (5) (c) 7. If the cooperative plan contains a proposed incorporation, the  
10 incorporation is in the public interest. In determining whether the incorporation is  
11 in the public interest, the department may apply the standards under s. 66.016.

12 **SECTION 1605.** 66.023 (7m) of the statutes is amended to read:

13 66.023 (7m) ZONING IN TOWN TERRITORY. If a town is a party to a cooperative plan  
14 with a city or village, the town and city or village may agree, as part of the cooperative  
15 plan, to authorize the town, city or village to adopt a zoning ordinance under s. 60.61,  
16 61.35 or 62.23 for all or a portion of the town territory covered by the plan. The  
17 exercise of zoning authority by a town under this subsection is not subject to s. 60.61  
18 (3) or 60.62 (3). If a county zoning ordinance applies to the town territory covered  
19 by the plan, that ordinance and amendments to it continue until a zoning ordinance  
20 is adopted under this subsection. If a zoning ordinance is adopted under this  
21 subsection, that zoning ordinance continues in effect after the planning period ceases  
22 until a different zoning ordinance for the territory is adopted under other applicable  
23 law. This subsection does not affect zoning ordinances adopted under ss. 59.692,  
24 87.30 or ~~91.71 to 91.78~~ 91.73 to 91.77.

25 **SECTION 1606.** 66.0295 of the statutes is created to read:

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1           **66.0295 Comprehensive planning.** (1) DEFINITIONS. In this section:

2           (a) "Comprehensive plan" means:

3           1. For a county, a develop~~ment~~ plan that is prepared or amended under s. 59.69

4           (2) or (3).

5           2. For a city or a village, or for a town that exercises village powers under s.  
6           60.22 (3), a master~~plan~~ plan that is adopted or amended under s. 62.23 (2) or (3).

7           3. For a regional planning commission, a master~~plan~~ plan that is adopted or  
8           amended under s. 66.945 (8), (9) or (10).

9           (b) "Local governmental unit" means a city, village, town, county or regional  
10          planning commission that may adopt, prepare or amend a comprehensive plan.

11          (2) CONTENTS OF A COMPREHENSIVE PLAN. A comprehensive plan shall contain  
12          all of the following elements:

13          (a) *Issues and opportunities element.* Background information on the local  
14          governmental unit and a statement of <sup>overall</sup> objectives, policies, goals and programs of the  
15          local governmental unit to guide the future ~~growth and~~ <sup>and redevelopment</sup> development of the local  
16          governmental unit over a 20-year planning period. Background information shall  
17          include population, household and employment forecasts that the local  
18          governmental unit uses in developing its <sup>comprehensive</sup> plan, and demographic trends, age  
19          distribution, educational levels, income levels and employment characteristics that  
20          exist within the local governmental unit. ~~The statement may also include similar~~  
21          ~~elements related to federal and state programs and background information on~~  
22          ~~nearby local governmental units that affect the local governmental unit.~~

23          (b) *Housing element.* A <sup>compilation</sup> statement of objectives, policies, goals, <sup>maps</sup> and programs  
24          ~~of the local governmental unit~~ to provide an adequate housing supply that meets  
25          existing and forecasted housing demand in the local governmental unit, ~~and in~~

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1 ~~nearby local governmental units.~~ <sup>element</sup> The ~~statement shall contain a map and~~ shall  
2 assess the age, structural, value and occupancy characteristics of the local

3 governmental unit's housing stock. <sup>element</sup> The ~~statement shall also identify specific policies~~  
4 and programs that promote the <sup>availability of land for the development</sup> ~~development of housing for residents of the local~~  
5 <sup>or redevelopment of low and moderate income housing</sup> ~~governmental unit with all income levels and with various needs, and policies and~~

6 programs to maintain or rehabilitate the local governmental unit's existing housing  
7 stock.

*and provide a range of housing choices recognizing local and regional housing needs for all income levels and for all age groups and special needs.*

8 (c) *Transportation element.* A ~~map and a statement~~ <sup>compilation</sup> of objectives, policies, goals, ~~maps~~

9 and programs to guide the future development of ~~transportation infrastructure and~~ <sup>the</sup>  
10 various modes of transportation, including <sup>streets, roads and highways, transit,</sup> ~~public transportation,~~ transportation

11 systems for persons with disabilities, bicycles, walking, railroads, air transportation,  
12 trucking and water transportation. The ~~statement~~ <sup>element</sup> shall compare the local

13 governmental unit's objectives, policies, goals and programs to state and regional  
14 transportation plans. The ~~statement~~ <sup>element</sup> shall also identify highways and streets within

15 the local governmental unit by <sup>function</sup> ~~type~~ and <sup>incorporate other</sup> applicable transportation plans, including

16 transportation corridor plans, county highway functional and jurisdictional studies,  
17 urban area <sup>or</sup> ~~and~~ rural area transportation plans, airport master plans and rail plans  
18 that apply <sup>to</sup> ~~in~~ the local governmental unit.

19 (d) *Utilities and community facilities element.* A ~~map and a statement~~ <sup>compilation</sup> of

20 objectives, policies, goals, <sup>maps</sup> ~~and~~ programs to guide the future development of utilities  
21 and community facilities in the local governmental unit such as sanitary sewer

22 service, stormwater management, water supply, solid waste disposal, on-site  
23 wastewater treatment technologies, recycling facilities, parks, telecommunications

24 facilities, power-generating plants and transmission lines, cemeteries, health care  
25 facilities, child care facilities and other public facilities, such as police, fire and rescue

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1 facilities, libraries, schools and other governmental facilities. The <sup>element</sup>~~statement~~ shall  
 2 describe the <sup>location,</sup> use and capacity of existing public utilities and community facilities  
 3 that serve the local governmental unit, shall include an approximate timetable that  
 4 forecasts the need in the local governmental unit to expand or rehabilitate existing  
 5 utilities and facilities or to create new utilities and facilities and shall assess future  
 6 needs for government services in the local governmental unit that are related to such  
 7 utilities and facilities.

8 (e) *Agricultural, natural and cultural resources element.* A <sup>Compilation</sup>~~map and a~~  
 9 ~~statement~~ of objectives, policies, goals <sup>maps</sup> and programs for the conservation, and  
 10 promotion of the effective management, of natural resources such as groundwater,  
 11 forests, productive agricultural areas, environmentally sensitive areas, threatened  
 12 and endangered species, stream corridors, surface water, floodplains, wetlands,  
 13 wildlife habitat, metallic and nonmetallic mineral resources, parks, open spaces,  
 14 historic and cultural resources, <sup>community design</sup>~~aesthetic resources~~, recreational resources and other  
 15 natural resources.

16 (f) *Economic development element.* A <sup>compilation</sup>~~map and a~~ statement of objectives,  
 17 policies, goals <sup>maps</sup> and programs to promote the stabilization, retention or expansion, of  
 18 the economic base and quality employment opportunities in the local governmental  
 19 unit, including an analysis of the labor force and economic base of the local  
 20 governmental unit. The <sup>element</sup>~~statement~~ shall assess categories or particular types of new  
 21 businesses and industries that are desired by the local governmental unit. The  
 22 <sup>element</sup>~~statement~~ shall assess the local governmental unit's strengths and weaknesses with  
 23 respect to attracting and retaining businesses and industries, and shall designate an  
 24 adequate number of sites for such businesses and industries. The <sup>element</sup>~~statement~~ shall  
 25 also evaluate, and promote the use of environmentally contaminated sites for

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1 commercial or industrial uses. The ~~statement~~<sup>element</sup> shall also identify county, regional and  
 2 state economic development ~~programs~~<sup>policies and</sup> that apply to the local governmental unit.

3 (g) *Intergovernmental cooperation element.* A ~~map and a statement~~<sup>Compilation</sup> of  
 4 objectives, policies, goals ~~and~~<sup>maps</sup> and programs for joint planning and decision making with  
 5 other jurisdictions, including school districts and adjacent local governmental units,  
 6 for siting and building public facilities and sharing public services. The ~~statement~~<sup>element</sup>  
 7 shall analyze the relationship of the local governmental unit to school districts and  
 8 adjacent local governmental units, and to the region, the state and other  
 9 governmental ~~units~~<sup>entities</sup>. The ~~statement~~<sup>element</sup> shall incorporate any plans or agreements to  
 10 which the local governmental unit is a party under s. 66.023, 66.30 or 66.945. The  
 11 statement shall identify existing or potential conflicts between the local  
 12 governmental unit and other governmental units that are specified in this  
 13 paragraph and describe processes to resolve such conflicts.

14 (h) *Land-use element.* A ~~map and a statement~~<sup>compilation</sup> of objectives, policies, goals ~~and~~<sup>maps</sup>  
 15 programs to guide the future development and redevelopment of public and private  
 16 property. The ~~statement~~<sup>element</sup> shall contain a listing of the amount, type, intensity and net  
 17 density of existing uses of land in the local governmental unit, such as agricultural,  
 18 residential, commercial, industrial and other public and private uses. The ~~statement~~<sup>element</sup>  
 19 shall analyze trends in the supply; demand and price of land; opportunities for  
 20 redevelopment; and existing and potential land-use conflicts. The ~~statement~~<sup>element</sup> shall  
 21 contain projections, based on the background information specified in par. (a), for 20  
 22 years with detailed maps, in 5-year increments, of future residential, agricultural,  
 23 commercial and industrial land uses including the assumptions of net densities or  
 24 other spatial assumptions upon which the projections are based. The ~~statement~~<sup>element</sup>  
 25 shall also include a series of maps that shows current land uses and future land uses

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1 that indicate productive agricultural soils, natural limitations for building site  
2 development, floodplains, wetlands and other environmentally sensitive lands, the  
3 boundaries of areas to which services of public utilities and community facilities, as  
4 those terms are used in par. (d), will be provided in the future, consistent with the  
5 timetable described in par. (d), and the general location of future land uses by net  
6 density or other classifications.

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

20 SECTION 1607. 66.04 (1m) (a) of the statutes is amended to read:

21 66.04 (1m) (a) No city, village or town, family care district under s. 46.2895 or  
22 agency or subdivision of a city, village or town may authorize funds for or pay to a  
23 physician or surgeon or a hospital, clinic or other medical facility for the performance  
24 of an abortion except those permitted under and which are performed in accordance  
25 with s. 20.927.

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1 this determination a county, part or all of which is within the region, shall be counted  
2 as a local unit, but the population of an approving county shall not be counted. In  
3 the absence of the necessary approval by the local units, the membership  
4 composition of a commission shall be determined as follows:

5 **SECTION 1643.** 66.945 (3) (bm) of the statutes is created to read:

6 66.945 (3) (bm) The membership composition of a regional planning  
7 commission that includes a county that contains a 2nd class city and that is created  
8 after December 31, 2001, shall be as provided in par. (a).

9 **SECTION 1644.** 66.945 (8) (a) of the statutes is amended to read:

10 66.945 (8) (a) The regional planning commission may conduct all types of  
11 research studies, collect and analyze data, prepare maps, charts and tables, and  
12 conduct all necessary studies for the accomplishment of its other duties; it may,  
13 consistent with the elements specified in s. 66.0295, make plans for the physical,  
14 social and economic development of the region, and may, consistent with the  
15 elements specified in s. 66.0295, adopt by resolution any plan or the portion of any  
16 plan so prepared as its official recommendation for the development of the region; it  
17 may publicize and advertise its purposes, objectives and findings, and may distribute  
18 reports thereon; it may provide advisory services on regional planning problems to  
19 the local government units within the region and to other public and private agencies  
20 in matters relative to its functions and objectives, and may act as a coordinating  
21 agency for programs and activities of such local units and agencies as they relate to  
22 its objectives. All public officials shall, upon request, furnish to the regional planning  
23 commission, within a reasonable time, such available information as it requires for  
24 its work. In general, the regional planning commission shall have all powers  
25 necessary to enable it to perform its functions and promote regional planning. The

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1 functions of the regional planning commission shall be solely advisory to the local  
2 governments and local government officials comprising the region.

3 SECTION 1645. 66.945 (9) of the statutes is amended to read:

4 66.945 (9) PREPARATION OF ~~MASTER~~ <sup>COMPREHENSIVE</sup> PLAN FOR REGION. The regional planning  
5 commission shall have the function and duty of making and adopting a ~~master~~ <sup>Comprehensive</sup> plan  
6 for the physical development of the region. The ~~master~~ <sup>Comprehensive</sup> plan, with the accompanying  
7 maps, plats, charts, programs and descriptive and explanatory matter, shall show  
8 the commission's recommendations for such physical development and may include,  
9 ~~among other things without limitation because of enumeration, the general location,~~  
10 ~~character and extent of main traffic arteries, bridges and viaducts; public places and~~  
11 ~~areas; parks; parkways; recreational areas; sites for public buildings and structures;~~  
12 ~~airports; waterways; routes for public transit; and the general location and extent~~  
13 ~~of main and interceptor sewers, water conduits and other public utilities whether~~  
14 ~~privately or publicly owned; areas for industrial, commercial, residential,~~  
15 ~~agricultural or recreational development~~ shall contain at least the elements  
16 described in s. 66.0295. The regional planning commission may amend, extend or  
17 add to the ~~master~~ <sup>Comprehensive</sup> plan or carry any part or subject matter into greater detail.

18 SECTION 1646. 66.945 (10) of the statutes is amended to read:

19 66.945 (10) ADOPTION OF ~~MASTER~~ <sup>COMPREHENSIVE</sup> PLAN FOR REGION. The ~~master~~ <sup>Comprehensive</sup> plan shall be  
20 made with the general purpose of guiding and accomplishing a coordinated, adjusted  
21 and harmonious development of the region which will, in accordance with existing  
22 and future needs, best promote public health, safety, morals, order, convenience,  
23 prosperity or the general welfare, as well as efficiency and economy in the process  
24 of development. The regional planning commission may adopt the ~~master~~ <sup>Comprehensive</sup> plan as  
25 a whole by a single resolution, or, as the work of making the whole ~~master~~ <sup>Comprehensive</sup> plan

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1 progresses, may by resolution adopt a part or parts thereof, any such part to  
2 correspond generally with one or more of the functional subdivisions of the subject  
3 ~~matter of the plan~~ elements specified in s. 66.0295. The resolution shall refer  
4 expressly to the maps, plats, charts, programs and descriptive and explanatory  
5 matter, and other matters intended by the regional planning commission to form the  
6 whole or any part of the plan, and the action taken shall be recorded on the adopted  
7 plan or part thereof by the identifying signature of the chairperson of the regional  
8 planning commission and a copy of the plan or part thereof shall be certified to the  
9 legislative bodies of the local governmental units within the region. The purpose and  
10 effect of adoption of the <sup>comprehensive</sup> ~~master~~ plan shall be solely to aid the regional planning  
11 commission and the local governments and local government officials comprising the  
12 region in the performance of their functions and duties.

13 **SECTION 1647.** 67.04 (5) (b) 2. of the statutes is repealed.

14 **SECTION 1648.** 67.05 (6a) (a) 2. a. of the statutes is amended to read:

15 67.05 (6a) (a) 2. a. Direct the school district clerk to call a ~~special election~~  
16 referendum for the purpose of submitting the resolution to the electors for approval  
17 or rejection, ~~or direct that the resolution be submitted at the next regularly~~  
18 ~~scheduled primary or~~ spring election or general election to be held not earlier than  
19 45 days after the adoption of the resolution or at a special election held on the  
20 Tuesday after the first Monday in November in an odd-numbered year if that date  
21 occurs not earlier than 45 days after the adoption of the resolution. The resolution  
22 shall not be effective unless adopted by a majority of the school district electors voting  
23 at the referendum.

24 **SECTION 1649.** 67.12 (12) (a) of the statutes is amended to read:

Dane County Regional Planning Comm.

Ken Lubich - Soils Mapping

DNR? Brownfields

Brian Ohm - Comp Plans

Keith Foye / John Pohlman - CREP Maybe Abbreviated testimony.

Lisa Morrison - DATCP

Not invited testimony.  
Let's hear from Public?

Alliance of Cities } Will they testify.  
League of Municipalities } ? Annexation Issue?  
If they are there, we need George Hall.

Call Andy Radtke.....

off the record Some support, <sup>Some</sup> neutral & <sup>Some</sup> opposed  
- Grudging support.

No problem w/ the Ohm group. If alleged language problem can be resolved.

Did Mike call Stan Milam back?

Funding problems (Terry Mulcahy) - w/ Federal Funding

League is concerned w/ Funding for Comprehensive Plan.

## Land Information Proposal.

Depending on #, may be able to encourage them to register.

Would be nice to know if we are going to have an argument over this.

Randy  
Aadtke  
(cont.)

League of Municipalities — opposed to change from 20 to 60 days.

Dan or Kathy ⇒ Randy didn't know if they would testify

\* Talked to Brian Ohm — he will attend & testify.

Gail Sumi — talked w/ her, she said that they met w/ Mike Blaska & George Hall today

Ed Huck — will be testifying.

\*