

2007 DRAFTING REQUEST

Assembly Amendment (AA-ASA1-AB207)

Received: 04/24/2007

Received By: pgrant

Wanted: As time permits

Identical to LRB:

For: Peggy Krusick (608) 266-1733

By/Representing:

This file may be shown to any legislator: NO

Drafter: pgrant

May Contact:

Addl. Drafters:

Subject: Public Util. - telco

Extra Copies:

Submit via email: YES

Requester's email: Rep.Krusick@legis.wisconsin.gov

Carbon copy (CC:) to: john.stolzenberg@legis.wisconsin.gov

Pre Topic:

No specific pre topic given

Topic:

Regulation of aesthetics of video service networks

Instructions:

See Attached

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>
/?	pgrant 04/24/2007	jdyer 04/24/2007		_____			
/1			nmatzke 04/24/2007	_____	sbasford 04/24/2007	sbasford 04/24/2007	

FE Sent For:

<END>

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/?	pgrant	1 4/24 JLD	mm 4/24	nwn/pj 4/24			

FE Sent For:

<END>

Grant, Peter

From: Kunkel, Mark
Sent: Tuesday, April 24, 2007 11:57 AM
To: Grant, Peter
Subject: FW: AB 207 amendment request for Rep. Krusick

Can you do an AA to ASA1 to AB 207 that does what's described below?

From: Stolzenberg, John
Sent: Tuesday, April 24, 2007 11:57 AM
To: Kunkel, Mark
Cc: Moran, Christian
Subject: FW: AB 207 amendment request for Rep. Krusick

Mark,

Here's a modification to this request based on the current statutory restrictions on local zoning laws affecting small satellite dish antennas, such as s. 59.69 (4d) (a), Stats.

In particular, modify the first point in the language I suggested below to read:

s. 182.017 (xx) A reasonable municipal regulation under sub. (1r) includes the reasonable regulation of the aesthetics of any component of a video service network if the regulation has a reasonable and clearly defined aesthetic objective or is necessary to maintain the value of adjoining or nearby private properties.

John

John Stolzenberg,
Legislative Council
266-2988

From: Stolzenberg, John
Sent: Tuesday, April 24, 2007 11:28 AM
To: Kunkel, Mark
Cc: Moran, Christian
Subject: AB 207 amendment request for Rep. Krusick

Mark,

Here's the amendment request to ASA 1 to AB 207 for Rep. Krusick relating to municipal regulation of public rights of way under s. 182.017, as amended by ASA 1, that we just briefly discussed.

She is interested in allowing the "reasonable regulations" that a municipality may prescribe under this substitute amendment to include the regulation of the aesthetics of the video provider's equipment, such as AT&T's curbside boxes. The request is driven by a desire to respect a community's planning, land use, etc. and to protect the property values of affected private properties.

One way to approach the drafting of the amendment would be to:

- Create a new subsection in s. 182.017 that states:

s. 182.017 (xx) A reasonable municipal regulation under sub. (1r) includes the reasonable regulation of the aesthetics of any component of a video service network that is consistent with the current and future regulation of aesthetics by the municipality or that is necessary to maintain the value of adjoining or nearby private properties.

- Add to the definitions in s. 182.017 (1g) that "video service network" has the meaning given in s. 66.0420 (2) (zb).

Let me know if you have any questions on this request.

Please send a copy of the drafted amendment to Christian Moran and myself.

Thanks.

John

John Stolzenberg
Legislative Council
266-2988

2005

Date (time) needed now

LRBa 041211

AMENDMENT

MDK: jld:

See form AMENDMENTS — COMPONENTS & ITEMS.

S A AMENDMENT

~~TO S A AMENDMENT (LRBa)~~

TO S A SUBSTITUTE AMENDMENT 1 (LRBs)

TO 2005 SB SJR SR AB AJR AR 207 (LRB)

At the locations indicated, amend the Substitute amendment as follows:
(fill ONLY if "engrossed ..." or "as shown by")

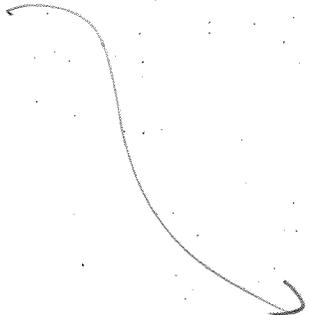
#. Page 31, line 21: alter that line insert

~~#. Page, line:~~

~~#. Page, line:~~

~~#. Page, line:~~

~~#. Page, line:~~



"^d(d)" Video service network" has the
 ↑ meaning given in s. 66.0420 (2) ^{zb}(zb) ."

Page 32, line 24: after the period ^e"VOID" ↑
 insert "The commission may not find a
 regulation ~~unreasonable if it~~ of the
 aesthetics of any component of a video service
 network unreasonable if the regulation has
 a reasonable and ^{clearly} clearly defined aesthetic
 objective ^{or is} or is necessary to maintain the
 value of adjoining ^{or} or nearby private property."

(end)