

State of Misconsin 2003 - 2004 LEGISLATURE

LRBa1986/1 MES:wlj:pg

SENATE AMENDMENT 1, TO 2003 SENATE BILL 237

February 3, 2004 – Offered by Committee on Homeland Security, Veterans and Military Affairs and Government Reform.

| 1 | At the locations indicated, amend the bill as follows: |
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| 2 | 1. Page 2, line 1: delete lines 1 and 2 and substitute: |
| 3 | "SECTION 1. 59.69 (2) (bm) of the statutes is amended to read:". |
| 4 | 2. Page 2, line 3: delete "(intro.)". |
| 5 | 3. Page 2, line 11: delete that line and substitute " <u>not condition or withhold</u> |
| 6 | approval of a conditional use permit under this section based upon the property |
| 7 | owner entering into a contract, or discontinuing, modifying, extending, or renewing |
| 8 | any existing contract, with a 3rd party under which the 3rd party is engaging in a |
| 9 | lawful use of the property.". |
| 10 | 4. Page 2, line 12: delete lines 12 to 20. |
| 11 | 5. Page 2, line 21: before that line insert: |
| 12 | "SECTION 3m. 60.61 (4) (e) of the statutes is created to read: |

2003 – 2004 Legislature

1 60.61 (4) (e) Neither the town board nor the town zoning committee may 2 condition or withhold approval of a conditional use permit under this section based 3 upon the property owner entering into a contract, or discontinuing, modifying, 4 extending, or renewing any contract, with a 3rd party under which the 3rd party is 5 engaging in a lawful use of the property.".

6 **6.** Page 3, line 3: delete lines 3 to 9 and substitute "appeals may condition or 7 withhold approval of a conditional use permit under this section based upon the 8 property owner entering into a contract, or discontinuing, modifying, extending, or 9 renewing any contract, with a 3rd party under which the 3rd party is engaging in a 10 lawful use of the property.".

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(END)