

# State of Wisconsin



2011 Senate Bill 21

Date of enactment: **March 24, 2011**

Date of publication\*: **April 7, 2011**

## 2011 WISCONSIN ACT 11

AN ACT *to amend* 60.85 (2) (c), 60.85 (3) (h) 4., 60.85 (3) (h) 5. a. and 60.85 (3) (h) 5. c.; and *to create* 60.85 (2) (b) 7. of the statutes; **relating to:** authorizing the town of Brookfield in Waukesha County to create a tax incremental district for a retail project.

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

**SECTION 1.** 60.85 (2) (b) 7. of the statutes is created to read:

60.85 (2) (b) 7. A project that is related either to retail purposes, or to a purpose for which a city may create a district under s. 66.1105, except that this subdivision applies only to the town of Brookfield in Waukesha County, and the town may create only one district to which this subdivision applies.

**SECTION 2.** 60.85 (2) (c) of the statutes is amended to read:

60.85 (2) (c) ~~No~~ Except as provided in par. (b) 7., no town may exercise any power under this subsection within the extraterritorial zoning jurisdiction of a city or village, as that term is defined in s. 62.23 (7a) (a), unless the city's or village's governing body adopts a resolution which approves the town's exercise of power under this subsection within such an extraterritorial zoning jurisdiction.

**SECTION 3.** 60.85 (3) (h) 4. of the statutes is amended to read:

60.85 (3) (h) 4. Declares the district to be either an agricultural project district, forestry project district, manufacturing project district, or tourism project district, and identifies the North American Industry Classification System industry number of each activity under each project for which project costs are to be expended; or declares the district to be a project described in sub. (2) (b) 7.

**SECTION 4.** 60.85 (3) (h) 5. a. of the statutes is amended to read:

60.85 (3) (h) 5. a. That not less than 75 percent, by area, of the real property within the district is to be used for projects of a single one of the project types listed under sub. (2) (b) 1. to 4. or 7. and in accordance with the declaration under subd. 4.

**SECTION 5.** 60.85 (3) (h) 5. c. of the statutes is amended to read:

60.85 (3) (h) 5. c. That the project costs of the district are limited to those specified under sub. (2) (b) and relate directly to a project described in sub. (2) (b) 7. or to promoting agriculture, forestry, manufacturing, or tourism development.

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\* Section 991.11, WISCONSIN STATUTES 2009-10 : Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication as designated" by the secretary of state [the date of publication may not be more than 10 working days after the date of enactment].