

# State of Wisconsin



1997 Assembly Bill 253

Date of enactment: April 13, 1998  
Date of publication\*: April 27, 1998

## 1997 WISCONSIN ACT 99

AN ACT to renumber 70.27 (3); to amend 70.27 (4) and 236.34 (1) (intro.); and to create 70.27 (3) (b) of the statutes; relating to: dividing land within an assessor's plat by subdivision plat or certified survey map.

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

**SECTION 1.** 70.27 (3) of the statutes is renumbered 70.27 (3) (a).

**SECTION 2.** 70.27 (3) (b) of the statutes is created to read:

70.27 (3) (b) Notwithstanding par. (a), lands within an assessor's plat that are divided by a subdivision plat that is prepared, approved and recorded in compliance with ch. 236 or a certified survey map that is prepared and recorded in compliance with s. 236.34 shall be described for all purposes with reference to the subdivision plat or certified survey map, as provided in ss. 236.28 and 236.34 (3).

**SECTION 3.** 70.27 (4) of the statutes is amended to read:

70.27 (4) AMENDMENTS. Amendments or corrections to an assessor's plat may be made at any time by the governing body by recording with the register of deeds a plat of the area affected by such amendment or correction, made and authenticated as provided by this section. It shall not be necessary to refer to any amendment of the plat, but all assessments or instruments wherein any par-

cel of land is described as being in an assessor's plat, shall be construed to mean the assessor's plat of lands with its amendments or corrections as it stood on the date of making such assessment or instrument, or such plats may be identified by number. This subsection does not prohibit the division of lands that are included in an assessor's plat by subdivision plat, as provided in s. 236.03, or by certified survey map, as provided in s. 236.34.

**SECTION 4.** 236.34 (1) (intro.) of the statutes is amended to read:

236.34 (1) PREPARATION. (intro.) A certified survey map of not more than 4 parcels of land may be recorded in the office of the register of deeds of the county in which the land is situated. A certified survey map may be used to change the boundaries of lots and outlots within a recorded plat, recorded assessor's plat under s. 70.27 or recorded, certified survey map if the redivision does not result in a subdivision or violate a local subdivision regulation. A certified survey map may not alter the exterior boundary of a recorded plat, a recorded assessor's plat, areas previously dedicated to the public or a restriction placed on the platted land by covenant, by grant of an easement or by any other manner. A certified survey must meet the following requirements:

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\* Section 991.11, WISCONSIN STATUTES 1995-96: 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].