

Assembly Hearing Slip

(Please print plainly)

Date: 6/5/97

Bill No. AB 253

Or
Subject: _____

Rep Mike Hebsch
(Name)

20 N. State Capitol
(Street Address or Route Number)

Madison WI
(City & Zip Code)

N/A
(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

Assembly Hearing Slip

(Please print plainly)

Date: 6-5-97

Bill No. AB 253

Or
Subject: _____

OVERLA COUNTY PLANNING & ZONING
(Name)

(Street Address or Route Number)

Rhinelander WI 54501
(City & Zip Code)

(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

Assembly Hearing Slip

(Please print plainly)

Date: June 5 1997

Bill No. AB 253

Or
Subject: _____

FRANCIS THOSEN
(Name)

513 SPANISH AVE
(Street Address or Route Number)

MADISON WI 53716
(City & Zip Code)

MY SELF
(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

Assembly Hearing Slip

(Please print plainly)

Date: 6/5/97

Bill No. 253

Or Subject

William Jung

(Name)

N 5416 Abbey Rd.

(Street Address or Route Number)

Duvalaska, WI 54650

(City & Zip Code)

La Crosse Co.

(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
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State Capitol
Madison, WI 53702

Assembly Hearing Slip

(Please print plainly)

Date: 6/4/97

Bill No. AB 253

Or Subject ASSASSIN'S PLAT

Howard Licht

(Name)

7574 Valley View Ct

(Street Address or Route Number)

Verona, WI 53583

(City & Zip Code)

Wisconsin Society of Law Spewers

(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.

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State Capitol
Madison, WI 53702

Assembly Hearing Slip

(Please print plainly)

Date: June 5, 1997

Bill No. AB 253

Or Subject

Dan Thompson

(Name)

202 State St

(Street Address or Route Number)

Madison WI 53703

(City & Zip Code)

League of Wisconsin

(Representing)

Municipalities

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: 6/5/97

Bill No. AB 253

Subject: _____

(Name) David Eisele

(Street Address or Route Number) 1160 Howe Av.

(City & ZIP Code) Wenasha, WI, 54952

(Representing) Land Surveyor's Advisory Panel to Plat Com.

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

Assembly Hearing Slip

(Please print plainly)

Date: June 5th 1997

Bill No. AB 253

Subject: _____

(Name) Jeanne Strom Gammee

(Street Address or Route Number) 281 Heritage Drive

(City & ZIP Code) Madison WI 53708

(Representing) DEPT OF REVENUE

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

Assembly Hearing Slip

(Please print plainly)

Date: 6/05/97

Bill No. AB 253

Subject: SUB DIVISION of ASSESSOR PLATS

(Name) ARLEN T. SANDERS

(Street Address or Route Number) 4705 Steeles Access Road

(City & ZIP Code) Madison, WI 53716

(Representing) Wis. Society of Surveyors

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

Vote Record

Assembly Committee on Land Use

Date: 8-14-97
 Moved by: BOCK Seconded by: Ainsworth
 AB: 253 Clearinghouse Rule: _____
 SB: _____ Appointment: _____
 AJR: _____ SJR: _____ Other: _____
 A: _____ SR: _____

A/S Amdt: _____
 A/S Amdt: _____ to A/S Amdt: _____
 A/S Sub Amdt: _____
 A/S Amdt: _____ to A/S Sub Amdt: _____
 A/S Amdt: _____ to A/S Amdt: _____ to A/S Sub Amdt: _____

Be recommended for:

- Passage
- Introduction
- Adoption
- Rejection

- Indefinite Postponement
- Tabling
- Concurrence
- Nonconcurrence
- Confirmation

Committee Member

Rep. Michael Powers, Chair
 Rep. John Ainsworth
 Rep. Carol Owens
 Rep. Peter Bock
 Rep. John Steinbrink

Aye	No	Absent	Not Voting
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Totals: 4 _____ 1 _____

Motion Carried Motion Failed

Public Hearing Testimony
of
Jeanne Storm
Plat Review Supervisor
Department of Commerce

Assembly Bill 253
Land Use Committee
Room 328 NW, State Capitol
June 5, 1997 - 10:00 a.m.

Representative Powers and Committee Members:

My name is Jeanne Storm and I supervise the plat review program which is statutorily located in the Department of Commerce. Under a 1996 Memorandum of Understanding between the Departments of Commerce and Revenue, administration of the plat review program was transferred to the Department of Revenue. I am testifying today for the Department of Revenue in support of AB 253.

This bill clarifies how an assessor's plat can be changed.

This bill is necessary because a 1995 Pierce County Circuit Court decision, upheld by the appeals court in 1996, has resulted in considerable confusion on redividing and reconfiguring parcels located within an assessor's plat. Because of the interpretations of this court decision, unnecessary burdens have been placed on the assessor's plat property owner. Within an assessor's plat, redividing land has become significantly more cumbersome, time consuming and costly and sometimes just not possible.

Assessor's plat reconcile grossly inadequate or conflicting land descriptions and untraceable parcels of record. Subdivision plat or certified survey map, which are limited in their use, create new parcels for sale or building purposes.

Our program is responsible for reviewing both assessor's plats and subdivision plats.

We certify assessor's plats under the provisions of s.70.27, Wis. Stats. Our program is the sole review authority. We determine compliance with surveying, monumenting and mapping requirements, specified by state statute, that insure the platted lots and outlots are accurately described for assessment, taxation, title and conveyance purposes.

Subdivision plats are reviewed under the provisions of Chapter 236, Wis. Stats. Depending on the location of the development, as many as three state agency programs and three local units of government may have review authority. These review authorities determine compliance with not only state statutes, but with state agency administrative rules and the ordinances, plans and official maps adopted by the local units of government. These reviews insure that the newly created lots and streets are viable, marketable, correct in dimension and area and meet a minimum layout standard for the health and welfare of the residents of our state.

Our policy, dating back to 1946 when the current assessor's plat process was enacted by the legislature, is based upon two basic principles:

- Assessor's plats may not be used to divide land into lots or outlots, or to dedicate public streets; and,
- Plats and maps that divide land into lots or outlots or dedicate public streets must comply with chapter 236, Wis. Stats., standards and review procedures.

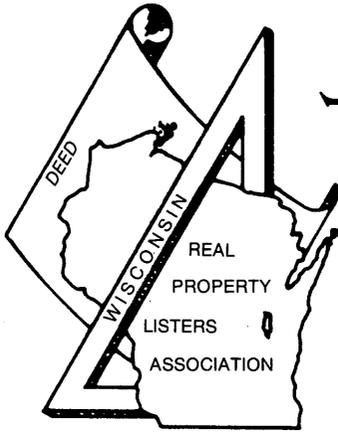
The Honorable Michael Powers
Land Use Committee
Assembly Bill 253 Testimony
June 5, 1997
Page 2

Because of the confusing interpretations of the recent court decision, assessor's plats have been submitted to our office which try to create lots and outlots and dedicate public land. Our policy has not changed. We reject these documents as assessor's plats and require that they be resubmitted and processed in compliance with subdivision law requirements.

I urge the Committee to clarify the appropriate method for redividing land within an assessor's plat. The current situation places undue and unnecessary burdens on citizens of this state whose property is located in an assessor's plat. With the assessor's plat law, Wisconsin has a unique and extremely valuable tool available to fix parcel boundary problems that are being uncovered with statewide land records modernization. But the current situation, with its long-term consequences and limitations placed on an assessor's plat parcel are precluding its use.

New parcels created for the purpose of sale or building development must comply with the state and local requirements enacted to provide for the orderly and planned development of all the communities of the state. Assessor's plats must be limited to their proper function of reconciling boundaries of existing parcels of land.

Thank you for the opportunity to testify. I would be happy to answer any questions you might have.



Wisconsin Real Property Listers Association

TO: Representative Mike Powers and the
Assembly Land Use Committee

FR: Jeff Bluske, President Wisconsin Real
Property Listers Association

DA: June 4, 1997

RE: Assembly Bill 253 - Assessor's Plat; Dividing

Please accept this letter from the Wisconsin Real Property Listers Association as testimony for the June 5, 1997 public hearing affecting Assessor's Plats.

The Association would like to go on record in support of allowing a subdivision plat or a certified survey map to change the boundaries of parcels of land within an assessor's plat. An informal survey of County property listers indicated this practice was, in fact, the norm up until a Circuit Court Judge from Pierce County ruled against the dividing of lots in an assessor's plat.

The proposed legislation will allow registered land surveyors to subdivide, by plat or certified survey, those lots that conform to local subdivision control ordinances. The new lots would then be described and referenced to the subdivision plat or the certified survey map. In effect, existing lots in a recorded assessor's plat are no different than lots in any other subdivision.

If your Committee has any questions, we would be glad to respond. Thanks for your support.

- Dan Thompson, League of Wisconsin Municipalities, Madison, WI
- Representative Mike Huebsch, 94th Assembly District, LaCrosse, WI
- Oneida County Planning and Zoning, Rhinelander, WI

Registrations against

- None.

Kathi Kilgore
Committee Clerk

Assembly

COMMITTEE HEARINGS

Committee on Land Use

The committee will hold a public hearing on the following items at the time specified below:

Thursday, June 5, 1997
10:00 A.M.
328 Northwest, State Capitol

Assembly Bill 58

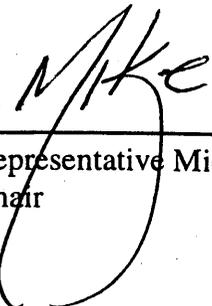
Relating to: limitations on improvements of nonconforming buildings in shorelands and on improvements of certain nonconforming buildings in floodplains.

By Representatives Owens, Olsen, Albers, Musser, M. Lehman, Hahn, Ainsworth, Seratti, Gronemus, Dobyns, Zukowski, Grothman and Skindrud.

Assembly Bill 253

Relating to: dividing land within an assessor's plat by subdivision plat or certified survey map.

By Representatives Powers, Hanson, Musser, Hahn, Albers, Travis, Olsen, Ott, Owens, Handrick, F. Lasee, Ladwig, Brandemuehl, Schneider, Vrakas, Goetsch, Grothman, Meyer, Freese, Urban, Kaufert, Ryba, Baumgart, Huebsch, Sykora, Kedzie, Johnsrud, Kelso, Hasenohrl, Zukowski and Skindrud; cosponsored by Senators Welch, Rude, Risser, Farrow and Drzewiecki, by request of the Wisconsin Society of Land Surveyors.



Representative Michael Powers
Chair