

1999 DRAFTING REQUEST

Bill

Received: **01/31/2000**

Received By: **shoveme**

Wanted: **As time permits**

Identical to LRB:

For: **Terese Berceau (608) 266-3784**

By/Representing:

This file may be shown to any legislator: **NO**

Drafter: **shoveme**

May Contact:

Alt. Drafters:

Subject: **Munis - miscellaneous**

Extra Copies:

Pre Topic:

No specific pre topic given

Topic:

Changes to purposes for which municipal zoning ordinances may be enacted

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>
/1	shoveme 02/15/2000	csicilia 02/16/2000	martykr 02/16/2000	_____	lrbdocadmin 02/16/2000	lrb_docadminLocal 02/22/2000	

FE Sent For:

<END>

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3/7/00

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11 MES 2/15/00							

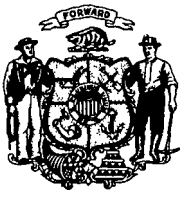
FE Sent For:

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Proposed changes to s. 62.23(7)(c)

(c) Purposes in view. Such regulations shall be made in accordance with a comprehensive plan and designed ~~to lessen congestion in the streets;~~ to secure safety from fire, ~~panic~~ and other dangers; to promote health and the general welfare; ~~to provide adequate light and air, including access to sunlight for solar collectors and to wind fuel wind energy systems;~~ to encourage maximum healthy densities and a mix of residential, commercial and businesses which result in pleasant, walkable neighborhoods; to encourage the protection of groundwater resources; ~~to prevent the overcrowding of land; to avoid undue concentration of population;~~ to facilitate the adequate provision of transportation, water, sewerage, schools, parks and other public requirements; and to preserve burial sites, as defined in s. 157.70(1)(b). Such regulations shall be made with reasonable consideration, among other things, of the character of the district and its peculiar suitability for particular uses, and with a view to conserving the value of buildings and encouraging the most appropriate use of the land throughout the city.



State of Wisconsin
1999 - 2000 LEGISLATURE

, LRB-445 1/1

MES.....

J/RMK

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1999 BILL

*Wed,
if possible*

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1

AN ACT ...; relating to: *???*

*changing the purposes for
which municipal zoning ordinances
may be enacted.*

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Analysis by the Legislative Reference Bureau

Under current law, a city, village, ^{or town} that is authorized to exercise village powers (municipality) or county is authorized to enact zoning ordinances that regulate and restrict the height, number of stories and size of buildings and other structures, the percentage of lot that may be occupied, the size of yards and other open spaces, the density of population and the location and use of buildings, structures and land for various purposes.

Current law requires that such zoning ordinances be made in accordance with a comprehensive plan and be designed for certain purposes, such as to lessen congestion in the streets, to secure safety from fire, panic and other dangers and to provide adequate light and air, including access to sunlight for solar collectors. This bill eliminates some of these purposes, such as to lessen congestion in the streets, to secure safety from panic, to prevent the overcrowding of land and to avoid undue concentration of population and adds the purpose of encouraging maximum healthy densities and a mix of residential, commercial and businesses ^{with regard to municipalities,} which result in pleasant, walkable neighborhoods. ^{areas}

For further information see the **local** fiscal estimate, which will be printed as an appendix to this bill.

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

BILL

SECTION 1

A

1 SECTION 1. 62.23 (7) (c) of the statutes is amended to read:

2 62.23 (7) (c) *Purposes in view.* Such regulations shall be made in accordance

3 with a comprehensive plan and designed to ~~lessen congestion in the streets;~~ to secure

4 safety from fire, ~~panic~~ and other dangers; to promote health and the general welfare;

5 to provide adequate light and air, including access to sunlight for solar collectors and

6 ~~to wind for wind energy systems;~~ to encourage maximum healthy densities and a mix

7 of residential, commercial and business areas which result in pleasant walkable

8 neighborhoods; to encourage the protection of groundwater resources; ~~to prevent the~~

9 ~~overcrowding of land; to avoid undue concentration of population;~~ to facilitate the

10 adequate provision of transportation, water, sewerage, schools, parks and other

11 public requirements; and to preserve burial sites, as defined in s. 157.70.(1) (b). Such

12 regulations shall be made with reasonable consideration, among other things, of the

13 character of the district and its peculiar suitability for particular uses, and with a

14 view to conserving the value of buildings and encouraging the most appropriate use

15 of land throughout such city.

History: 1973 c. 60; 1975 c. 281; 1977 c. 205; 1979 c. 221,355; 1981 c. 289, 341, 354, 374; 1983 a 49,410; 1985 a. 136 ss. 7 to 9, 10; 1985 a. 187, 225, 281, 316; 1987 a. 161, 395; 1989 a. 201; 1991 a. 255,316; 1993 a. 27, 184, 301, 327, 400, 446, 471, 490, 491; 1995 a. 27 ss. 9126 (19), 9130 (4); 1995 a. 225, 1997 a 3, 35, 246; 1999 a. 9.

**SUBMITTAL
FORM**

**LEGISLATIVE REFERENCE BUREAU
Legal Section Telephone: 266-3561
5th Floor, 100 N. Hamilton Street**

The attached draft is submitted for your inspection. Please check each part carefully, proofread each word, and sign on the appropriate line(s) below.

Date: 02/16/2000

To: Representative Berceau

Relating to LRB drafting number: LRB-445 1

Topic

Changes to purposes for which municipal zoning ordinances may be enacted

Subject(s)

Munis - miscellaneous

1. JACKET the draft for introduction _____



in the Senate ____ or **the Assembly** (check only one). Only the requester under whose name the drafting request is entered in the **LRB's** drafting records may authorize the draft to be submitted. Please allow one day for the preparation of the required copies.

2. REDRAFT. See the changes indicated or attached _____

A revised draft will be submitted for your approval with changes incorporated.

3. Obtain **FISCAL ESTIMATE NOW**, prior to introduction _____

If the analysis indicates that a fiscal estimate is required because the proposal makes an appropriation or increases or decreases existing appropriations or state or general local government fiscal liability or revenues, you have the option to request the fiscal estimate prior to introduction. If you choose to introduce the proposal without the fiscal estimate, the fiscal estimate will be requested automatically upon introduction. It takes about 10 days to obtain a fiscal estimate. Requesting the fiscal estimate prior to introduction retains your flexibility for possible redrafting of the proposal.

If you have any questions regarding the above procedures, please call 266-3561. If you have any questions relating to the attached draft, please feel free to call me.

Marc E. Shovers, Senior Legislative Attorney
Telephone: (608) 266-O 129