

**1999 DRAFTING REQUEST**

**Bill**

Received: **01/7/99**

Received By: **shoveme**

Wanted: **Soon**

Identical to LRB:

For: **Administration-Budget 6-7973**

By/Representing: **Grinde**

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

Drafter: **shoveme**

May Contact: **George Hall, DOA  
6-0016**

Alt. Drafters:

Subject: **Munis - miscellaneous**

Extra Copies:

**Topic:**

DOA:.....Grinde - Modify municipal incorporation; create new incorporation procedure

**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>
/P1	shoveme 01/8/99	wjackson 01/11/99	jfrantze 01/12/99	_____	lrb_docadmin 01/12/99		
/P2	shoveme 01/29/99	wjackson 01/29/99	hhagen 01/29/99	_____	gretskl 01/30/99		S&L
/P3	shoveme 01/31/99	ygeller 01/31/99	martykr 02/1/99	_____	lrb_docadmin 02/1/99		S&L
/P4	shoveme 02/1/99	wjackson 02/1/99	lpaasch 02/1/99	_____	lrb_docadmin 02/1/99		S&L

FE Sent For:

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104 MES 2/1/99

FE Sent For:

14 2/1 WLJ  
104 2/1 JLG

2/1/99

2/1/99  
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 FE Sent For: 1/P2 1/29 JLG

01/29 WJ  
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1/P1 MES	1/8/99	/P1 1/11 JLG					

FE Sent For:

<END>

NEW



# Department of Administration (agency) Drafting Request to the Legislative Reference Bureau

➔ Draft for Possible 99-01 Budget Bill Introduction (Agency DI No: NA )

Draft for Possible Introduction as Department-sponsored or Independent Bill

**Subject:** Modify current Municipal incorporation law (Chapter 66)

**Request Date:** December 23, 1998

**Reviewed by:**

**Contact Name in DOA for Drafter:** George Hall - program administrator (6-0683)  
Tara Brunner - Agency budget staff (6-0016)

### Brief Description of Intent:

A. Establish procedural rules for conducting an incorporation review by the Department of Administration. Clarify the process and/or technical information expectations for both petitioners and the department under Chapter 66:

- (1) Decrease the area requirement in s. 66.015 for metropolitan cities and villages that are found by the department to meet all other standards. (This could be called the Brookfield amendment for purposes of discussion.) This would allow the department to work creatively with the parties to possibly permit incorporation of territory that could be said to be truly self-contained and manageable.
- (2) Permit limited incremental annexations to continue from the petitioned territory. annexations that in the opinion of the department would not materially affect the petition.
- (3) Allow the department to require that the petitioner provide complete and factual information on each standard (66.016) or, with the concurrence of the petitioner, have the department research and provide any essential additional information with the associated costs, as determined by the Secretary of DOA, charged to the petitioner.
- (4) Increase the waiting period for re-filing a failed incorporation petition from 1 year to 3 years under s.66.014(9)(h).

B. Create a new method for incorporation in addition to those found in s. 66.012 and s.66.014 as follows:

For those petitioners who enter into s. 66.023, Stats., boundary change by cooperative plan and agreement, allow for the possibility of a combined cooperative agreement/incorporation review process. Allow the department's written review of the cooperative agreement to substitute for the determination normally prepared for the circuit court, perhaps with additional consideration such as impact on the remainder of a town (in any) and impact on incorporated neighbors. This alternative would open the door to alternative dispute resolution and true collaborative problem-solving by affected local units of government.

### Related Stat. Citations

- s. 66.014 Procedure for incorporation of villages and cities
- s. 66.016 Standards to be applied by the department [incorporation petitions]
- s. 66.023 Boundary change pursuant to approved cooperative plan

cc: Dan Caucutt  
Dave Schmiedicke

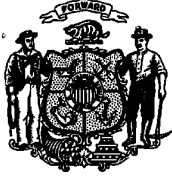
d  
need more info -  
1) set an area req  
2) out of sequence -  
DOA don't review until  
circuit conducts s.66.015  
review  
3) or DOA way w/min. area  
req'ts for metro. cities  
villages & have it forwarded  
all such petitions → DOA

? on what  
basis

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State of Wisconsin  
1999 - 2000 LEGISLATURE

LRB-1641/P1

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WJ

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DOA:.....Grinde – Modify municipal incorporation; create new incorporation procedure

FOR 1999-01 BUDGET — NOT READY FOR INTRODUCTION

DO NOT  
GEN  
CAT

1 AN ACT ...; relating to: modifying the law relating to municipal incorporation and  
2 creating a new method of incorporation<sup>✓</sup> for a town that is a party to a  
3 cooperative municipal boundary agreement.

---

*Analysis by the Legislative Reference Bureau*

To be provided in a future version of the bill

---

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

4 SECTION 1. 66.014 (8) (b)<sup>✓</sup> of the statutes is amended to read:  
5 66.014 (8) (b) On the basis of the hearing the circuit court shall find if the  
6 standards under s. 66.015 are met. If the court finds that the standards are not met,  
7 the court shall dismiss the petition. If the court finds that the standards are met the  
8 court shall refer the petition to the department and thereupon the department shall



1 determine whether ~~or not~~ the standards under s. 66.016 are met, except that if the  
2 incorporation is part of<sup>a</sup> cooperative boundary agreement under s. 66.023, the  
3 department is not required to determine whether the standards under s. 66.016 are  
4 met.

5 History: 1973 c. 37; 1977 c. 29; 1977 c. 187 s. 134; 1983 a. 219; 1991 a. 316; 1993 a. 329; 1995 a. 201.

6 **SECTION 2.** 66.014 (9) (h) of the statutes is amended to read:

7 66.014 (9) (h) Except for an incorporation petition which describes the territory  
8 recommended by the department under s. 66.014 (9) (e) 3., no petition for the  
9 incorporation of the same or substantially the same territory may be entertained for  
10 one year<sup>✓</sup> 3 years following the date of the denial of the petition or the date of any  
election at which incorporation was rejected by the electors.

11 History: 1973 c. 37; 1977 c. 29; 1977 c. 187 s. 134; 1983 a. 219; 1991 a. 316; 1993 a. 329; 1995 a. 201.

12 **SECTION 3.** 66.015 (intro.) of the statutes is amended to read:

13 66.015 Standards to be applied by the circuit court. (intro.) Before  
14 referring the incorporation petition as provided in s. 66.014 (2) to the department,  
15 the court shall determine whether the petition meets <sup>∩</sup>the formal and signature  
16 requirements and shall further find, except as provided in sub. (6)<sup>✓</sup>, that the following  
minimum requirements are met:

17 History: 1977 c. 29.

18 **SECTION 4.** 66.015 (6)<sup>✓</sup> of the statutes is created to read:

19 66.015 (6)<sup>✓</sup> INCORPORATION AS PART OF COOPERATIVE PLAN. If an incorporation is  
20 part of<sup>a</sup> cooperative plan under s. 66.023<sup>✓</sup>, the court may not consider whether any of  
the requirements under subs. (1) to (5)<sup>✓</sup> are met.

21 **SECTION 5.** 66.016 (3)<sup>✓</sup> of the statutes is created to read:

22 66.016 (3)<sup>✓</sup> The department may require the petitioner to provide the  
23 department with sufficient information for the department to determine whether the  
24 requirements under sub. (1)<sup>✓</sup> are met and whether the proposed incorporation is in

1 the public interest under sub. (2). If a petitioner does not provide the department  
2 with such required information the department may, with the consent of the  
3 petitioner, conduct any research or other analytical work that is necessary to enable  
4 the department to make the determinations described in this subsection. Any costs  
5 incurred by the department in conducting such research or analytical work shall be  
6 determined by the secretary of administration and shall be charged to, and payable  
7 by, the petitioner.

8 SECTION 6. 66.023 (title) of the statutes is amended to read:

9 **66.023 (title) Boundary change pursuant to approved cooperative plan;**  
10 **incorporation of certain towns.**

11 SECTION 7. 66.023 (2) (intro.) of the statutes is amended to read:

12 66.023 (2) BOUNDARY CHANGE AUTHORITY. (intro.) Any combination of  
13 municipalities may determine the boundary lines between themselves under a  
14 cooperative plan that is approved by the department under this section. The  
15 cooperative plan may also include the incorporation of all or part of town into a city  
16 or village, as described in sub. (4) (am). No boundary of a municipality may be  
17 changed or maintained under this section unless the municipality is a party to the  
18 cooperative agreement. The cooperative plan shall provide one or more of the  
19 following:

20 SECTION 8. 66.023 (2) (e) of the statutes is created to read:

21 66.023 (2) (e) The date on which all or part of a town that is a party to the plan  
22 is to become incorporated as a city or village and the boundary of the new city or  
23 village if it does not include all of the territory of the town from which it was  
24 incorporated.

25 SECTION 9. 66.023 (4) (am) of the statutes is created to read:



**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRB-1641/P1dn

MES.....f:...

Wlj  
+  
JLg

Please review this bill carefully. I'm not sure exactly how you want the incorporation provisions described in par. B of your instructions to be instituted, so I had to guess about what you wanted in a number of instances. In addition, I was not able to execute your instructions under par. A (1) and (2).

With respect to instruction A (1), I have a number of comments and questions. To what level do you want to reduce the area requirement in s. 66.015? Also, it seems like this instruction is out of sequence with regard to the incorporation process. Under current law, the circuit court makes the findings under s. 66.015 before the department makes the determinations under s. 66.016, so this instruction can't really be accomplished. To accomplish your intent as stated in instruction A (1), it seems like you would need to *repeal* all of the area requirements under s. 66.015 and merely require the court to determine whether the petition meets the formal and signature requirements (see s. 66.015 (intro.)) and then let the department act under s. 66.016. Is this your intent?

I'm not sure what instruction A (2) means. On what basis are "incremental annexations" to be allowed to continue? How big is an "increment?" During what period of time may such incremental annexations be permitted? What does it mean to <sup>not</sup> materially affect the petition?

Marc E. Shovers  
Senior Legislative Attorney  
266-0129

**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRB-1641/P1dn  
MES:wj&jlg:jf

January 12, 1999

Please review this bill carefully. I'm not sure exactly how you want the incorporation provisions described in par. B of your instructions to be instituted, so I had to guess about what you wanted in a number of instances. In addition, I was not able to execute your instructions under par. A (1) and (2).

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Marc E. Shovers  
Senior Legislative Attorney  
266-0129

## Shovers, Marc

---

**From:** Grinde, Kirsten  
**Sent:** Thursday, January 28, 1999 8:49 AM  
**To:** Shovers, Marc  
**Subject:** FW: LRB Draft: 99-0345/P3 and 99-1641/P1

Marc,

Please go ahead and make the changes we discussed on these two drafts. As the message below indicates, the area review is fine as drafted.

Thanks,

Kirsten

-----Original Message-----

**From:** Saunders, Mark  
**Sent:** Wednesday, January 27, 1999 4:59 PM  
**To:** Grinde, Kirsten  
**Subject:** RE: LRB Draft: 99-0345/P3 and 99-1641/P1

Hi Kirsten--I have no changes to this draft, because the sequence is correct as I understand George Hall's ideas. This is because of the nature of cooperative agreements. I'm going to forward the draft to george for his final comment. I'll be out Thursday and Friday at the State Bar Convention, so you will have to go through him on this. Thanks for your work.

-----Original Message-----

**From:** Grinde, Kirsten  
**Sent:** Wednesday, January 27, 1999 4:23 PM  
**To:** Saunders, Mark  
**Subject:** FW: LRB Draft: 99-0345/P3 and 99-1641/P1

Mark,

Did you have any changes to these drafts or responses to the drafter's notes? Marc Shovers has asked me to consider the sequence of events that would occur under the changes in LRB 1641/P1 as drafted. Is it DOA's intent to have DOA make its determinations before the circuit court makes its findings?

Please let me know ASAP. All drafts have to be final by the end of the week.

Thanks,

Kirsten

-----Original Message-----

**From:** Grinde, Kirsten  
**Sent:** Friday, January 15, 1999 11:23 AM  
**To:** Saunders, Mark  
**Subject:** FW: LRB Draft: 99-0345/P3 and 99-1641/P1

Mark,

Below I have attached the latest versions of the municipal boundary review procedures and municipal incorporation modifications drafts.

Please let me know if you have any questions or changes that should be made to the language as drafted.

Kirsten

Following is the PDF version of draft 99-1641/P1.

<< File: 99-1641/P1 >> << File: 99-1641/P1dn >>



State of Wisconsin  
1999 - 2000 LEGISLATURE

LRB-1641/P  
MES:wlf&&jlg:jf

2  
RMR

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FOR 1999-01 BUDGET -- NOT READY FOR INTRODUCTION

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~~(To be provided in a future version of the bill.)~~

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9 ~~one year ~~3 years~~ following the date of the denial of the petition or the date of any~~  
10 ~~election at which incorporation was rejected by the electors.~~

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8 **66.023 (title) Boundary change pursuant to approved cooperative**  
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22 village if it does not include all of the territory of the town from which it was  
23 incorporated.

24 SECTION 9. 66.023 (4) (am) of the statutes is created to read:



1999-2000 DRAFTING INSERT  
FROM THE  
LEGISLATIVE REFERENCE BUREAU

LRB-1641/P2ins  
MES:wlj&&jlg:jf

INS ANL

✓ LOCAL GOVERNMENT ✓

✓ OTHER LOCAL GOVERNMENT ✓

Under current law, most towns may incorporate as a city or village only after following certain procedures and receiving approval for the incorporation from a circuit court and from the department of administration (DOA).<sup>1</sup> The circuit court must review the incorporation petition to ensure compliance with procedural and signature requirements and must make several determinations relating to minimum area and population density requirements of the area to be incorporated. DOA must determine whether certain requirements relating to the overall characteristics of the territory and the characteristics of the territory beyond the most densely populated area of the territory are met. DOA must also determine whether the proposed incorporation is in the public interest, based on present and potential sources of tax revenue in proposed city or village, the level of governmental services that are provided or needed and the impact of the proposed incorporation on the remainder of the town and on the surrounding metropolitan community.

Under the bill, if an incorporation petitioner does not provide DOA with enough information for it to determine whether the requirements relating to the characteristics of the territory are met or whether the proposed incorporation is in the public interest DOA may, with the petitioner's consent, conduct any research or other work that is necessary to enable DOA to make such determinations. Any costs DOA incurs in conducting the research or other work is payable by the petitioner.

~~Also under current law, if a town wishes to consolidate with another contiguous city, village or town, the consolidation may not take effect unless a circuit court and DOA find that the proposed consolidation is in the public interest.~~

Current law also allows any combination of cities, villages or towns (municipalities) to determine the boundary lines between them by under a cooperative plan that is approved by DOA.

This bill authorizes municipalities that enter into a cooperative plan to include as part of the plan the incorporation of all or part of a town into a city or village. Because an incorporation that is part of a cooperative plan may not take effect unless it is approved in a referendum, such a plan must include a contingency cooperative plan that will take the place of the plan if the proposed incorporation is defeated in the referendum.

If a cooperative plan includes a proposed incorporation, a circuit court's review of the incorporation petition is limited to a review of the procedural and signature requirements, and DOA is not required to make any of the determinations it would otherwise be required to make if the incorporation petition was not part of a cooperative plan. Under the bill, DOA is still required to determine whether the cooperative plan, including the proposed incorporation, is in the public interest under the standards that apply to its review of cooperative plans. In making ~~this~~ determination, DOA may apply the standards that are required if a proposed incorporation is not part of a cooperative plan.

the public interest

meets certain statutory

requirements and whether the proposed incorporation

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

**Shovers, Marc**

---

**From:** Grinde, Kirsten  
**Sent:** Sunday, January 31, 1999 5:05 PM  
**To:** Shovers, Marc  
**Subject:** LRB 1641/P2

Marc,

Please make the following change to LRB 1641/P2:

Page 3, lines 13-23, remove Section 4 and the related analysis at the top of page 2.

Let me know if you have any questions.

Thanks,

Kirsten



State of Wisconsin  
1999 - 2000 LEGISLATURE

LRB-1641/PZ<sup>3</sup>  
MES:wlj&jlg:hmh

RMR

DOA:.....Grinde – Modify municipal incorporation; create new incorporation procedure

FOR 1999-01 BUDGET — NOT READY FOR INTRODUCTION

do not gen

- 1 AN ACT ...; relating to: modifying the law relating to municipal incorporation and
- 2 creating a new method of incorporation for a town that is a party to a
- 3 cooperative municipal boundary agreement.

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*Analysis by the Legislative Reference Bureau*

**LOCAL GOVERNMENT**

**OTHER LOCAL GOVERNMENT**

Under current law, most towns may incorporate as a city or village only after following certain procedures and receiving approval for the incorporation from a circuit court and from the department of administration (DOA). The circuit court must review the incorporation petition to ensure compliance with procedural and signature requirements and must make several determinations relating to minimum area and population density requirements of the area to be incorporated. DOA must determine whether certain requirements relating to the overall characteristics of the territory and the characteristics of the territory beyond the most densely populated area of the territory are met. DOA must also determine whether the proposed incorporation is in the public interest, based on present and potential sources of tax revenue in the proposed city or village, the level of governmental services that are provided or needed and the impact of the proposed incorporation on the remainder of the town and on the surrounding metropolitan community.

~~Under the bill, if an incorporation petitioner does not provide DOA with enough information for it to determine whether the requirements relating to the characteristics of the territory are met or whether the proposed incorporation is in the public interest DOA may, with the petitioner's consent, conduct any research or other work that is necessary to enable DOA to make such determinations. Any costs DOA incurs in conducting the research or other work is payable by the petitioner.~~

Current law also allows any combination of cities, villages or towns (municipalities) to determine the boundary lines between them under a cooperative plan that is approved by DOA.

This bill authorizes municipalities that enter into a cooperative plan to include as part of the plan the incorporation of all or part of a town into a city or village. Because an incorporation that is part of a cooperative plan may not take effect unless it is approved in a referendum, such a plan must include a contingency cooperative plan that will take the place of the plan if the proposed incorporation is defeated in the referendum.

If a cooperative plan includes a proposed incorporation, a circuit court's review of the incorporation petition is limited to a review of the procedural and signature requirements, and DOA is not required to make any of the determinations it would otherwise be required to make if the incorporation petition was not part of a cooperative plan. Under the bill, DOA is still required to determine whether the cooperative plan, including the proposed incorporation, meets certain statutory requirements and whether the proposed incorporation is in the public interest. In making the public interest determination, DOA may apply the standards that are required if a proposed incorporation is not part of a cooperative plan.

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

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

1           **SECTION 1.** 66.014 (8) (b) of the statutes is amended to read:

2           66.014 (8) (b) On the basis of the hearing the circuit court shall find if the  
3 standards under s. 66.015 are met. If the court finds that the standards are not met,  
4 the court shall dismiss the petition. If the court finds that the standards are met the  
5 court shall refer the petition to the department and ~~thereupon~~ the department shall  
6 determine whether ~~or not~~ the standards under s. 66.016 are met, except that if the  
7 incorporation is part of a cooperative boundary agreement under s. 66.023, the

1 department is not required to determine whether the standards under s. 66.016 are  
2 met.

3 SECTION 2. 66.015 (intro.) of the statutes is amended to read:

4 **66.015 Standards to be applied by the circuit court.** (intro.) Before  
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6 the court shall determine whether the petition meets the formal and signature  
7 requirements and shall further find, except as provided in sub. (6), that the following  
8 minimum requirements are met:

9 SECTION 3. 66.015 (6) of the statutes is created to read:

10 66.015 (6) INCORPORATION AS PART OF COOPERATIVE PLAN. If an incorporation is  
11 part of a cooperative plan under s. 66.023, the court may not consider whether any  
12 of the requirements under subs. (1) to (5) are met.

13 ~~SECTION 4. 66.016 (3) of the statutes is created to read:~~

14 ~~66.016 (3) The department may require the petitioner to provide the~~  
15 ~~department with sufficient information for the department to determine whether the~~  
16 ~~requirements under sub. (1) are met and whether the proposed incorporation is in~~  
17 ~~the public interest under sub. (2). If a petitioner does not provide the department~~  
18 ~~with such required information the department may, with the consent of the~~  
19 ~~petitioner, conduct any research or other analytical work that is necessary to enable~~  
20 ~~the department to make the determinations described in this subsection. Any costs~~  
21 ~~incurred by the department in conducting such research or analytical work shall be~~  
22 ~~determined by the secretary of administration and shall be charged to, and payable~~  
23 ~~by, the petitioner.~~

24 SECTION 5. 66.023 (title) of the statutes is amended to read:



1           **66.023 (title) Boundary change pursuant to approved cooperative**  
2 **plan; incorporation of certain towns.**

3           **SECTION 6.** 66.023 (2) (intro.) of the statutes is amended to read:

4           66.023 (2) BOUNDARY CHANGE AUTHORITY. (intro.) Any combination of  
5 municipalities may determine the boundary lines between themselves under a  
6 cooperative plan that is approved by the department under this section. The  
7 cooperative plan may also include the incorporation of all or part of a town into a city  
8 or village, as described in sub. (4) (am). No boundary of a municipality may be  
9 changed or maintained under this section unless the municipality is a party to the  
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13           66.023 (2) (e) The date on which all or part of a town that is a party to the plan  
14 is to become incorporated as a city or village and the boundary of the new city or  
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16 incorporated.

17           **SECTION 8.** 66.023 (4) (am) of the statutes is created to read:

18           66.023 (4) (am) *Procedure if cooperative plan includes an incorporation.* 1. For  
19 a proposed plan to include an incorporation, the steps contained in ss. 66.014 (1) to  
20 (4) and (8) and 66.015 shall be concluded before the start of the hearing under par.  
21 (b).

22           2. If the steps described in subd. 1 are concluded before the start of the hearing  
23 and if the final cooperative plan is submitted to the department for review under sub.  
24 (5), the department shall, as part of its review, consider the effect of the proposed

1 incorporation on the remainder of the town, if any, and on the other parties to the  
2 plan.

3 3. The final cooperative plan shall also contain a contingency cooperative plan  
4 that will take the place of the final cooperative plan in the event that the proposed  
5 incorporation that is part of the final cooperative plan is defeated in the referendum  
6 that is described under subd. 4.

7 4. If the department approves a final cooperative plan under sub. (5) that  
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9 effect until it is approved in a referendum that shall be held under s. 66.018. If the  
10 majority of votes cast in the referendum is against the incorporation, the contingent  
11 cooperative plan shall take the place of the final cooperative plan.

12 **SECTION 9.** 66.023 (5) (c) 7. of the statutes is created to read:

13 66.023 (5) (c) 7. If the cooperative plan contains a proposed incorporation, the  
14 incorporation is in the public interest. In determining whether the incorporation is  
15 in the public interest, the department may apply the standards under s. 66.016.

16

(END)



State of Wisconsin  
1999 - 2000 LEGISLATURE

LRB-1641/P3  
MES:wj&jlg:km

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RMR

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FOR 1999-01 BUDGET — NOT READY FOR INTRODUCTION

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potential sources of tax revenue in the proposed city or village, the level of governmental services that are provided or needed and the impact of the proposed incorporation on the remainder of the town and on the surrounding metropolitan community.

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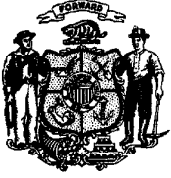
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66.015 (5) STANDARDS WHEN NEAR FIRST, SECOND OR THIRD CLASS CITY. Where the proposed boundary of a metropolitan village or city is within 10 miles of the boundary of a city of the first class or 5 miles of a city of the second or third class, the minimum area requirements shall be ~~4~~ <sup>3</sup> and 6 square miles for villages and cities, respectively.

History: 1977 c. 29.





State of Wisconsin  
1999 - 2000 LEGISLATURE

LRB-1641/P4  
MES:wlj&jlg:lp

DOA:.....Grinde – Modify municipal incorporation; create new incorporation procedure

FOR 1999-01 BUDGET — NOT READY FOR INTRODUCTION

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7 (END)

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**NOTE TO DRAFTING FILE for LRB-1641:**

Per the drafter, this draft has been redrafted to a “/1” as no problems remain in the draft that require resolution before introduction of the budget bill. There are no changes between the “/PX” and the “/1.”

DOA:.....Grinde – Modify municipal incorporation; create new incorporation procedure

FOR 1999-01 BUDGET — NOT READY FOR INTRODUCTION

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4 66.023 (5) (c) 7. If the cooperative plan contains a proposed incorporation, the  
5 incorporation is in the public interest. In determining whether the incorporation is  
6 in the public interest, the department may apply the standards under s. 66.016.

7 (END)