

2001 DRAFTING REQUEST

Bill

Received: **12/06/2000**

Received By: **shoveme**

Wanted: **As time permits**

Identical to LRB:

For: **Jon Richards (608) 266-0650**

By/Representing: **Tara Vasby**

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

Drafter: **shoveme**

May Contact:

Alt. Drafters:

Subject: **Munis - miscellaneous
Tax - property**

Extra Copies: **JK**

Pre Topic:

No specific pre topic given

Topic:

Business improvement districts, tax-exempt parcels

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 12/07/2000	gilfokm 12/07/2000	martykr 12/12/2000	_____	lrb_docadmin 12/12/2000	lrb_docadminLocal 01/03/2001	

FE Sent For:

<END>

2001 DRAFTING REQUEST

Bill

Received: 12/06/2000

Received By: **shoveme**

Wanted: **As time permits**

Identical to LRB:

For: **Jon Richards (608) 266-0650**

By/Representing: **Tara Vasby**

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

Drafter: **shoveme**

May Contact:

Alt. Drafters:

Subject: **Munis - miscellaneous
Tax - property**

Extra Copies: **JK**

Pre Topic:

No specific pre topic given

Topic:

Business improvement districts, tax-exempt parcels

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 12/07/2000	gilfokm 12/07/2000	martykr 12/12/2000	_____	lrb_docadmin 12/12/2000		Local

FE Sent For:

<END>

2001 DRAFTING REQUEST

Bill

Received: 12/06/2000

Received By: shoveme

Wanted: As time permits

Identical to LRB:

For: Jon Richards (608) 266-0650

By/Representing: Tara Vasby

This file may be shown to any legislator: NO

Drafter: shoveme

May Contact:

Alt. Drafters:

Subject: Munis - miscellaneous
Tax - property

Extra Copies: JK

Pre Topic:

No specific pre topic given

Topic:

Business improvement districts, tax-exempt parcels

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	1-12/7 KMG	km 12 T2	Pg 12 KMG 12			

1 MES 12/7/00

FE Sent For:

<END>

DEPARTMENT OF CITY DEVELOPMENT *INTERDEPARTMENTAL MEMORANDUM*

August 17, 2000

To: Julie Penman, Commissioner
From: Brian O'Connell, Manager, Long-Range Planning
Subject: Legislative Program – Revision to BID Law

You asked what changes should be made to the Business Improvement District law, sec. 66.608, Wis. Statutes, so that we are not forced to omit tax-exempt parcels from the boundaries of proposed districts. The necessary changes are one deletion and one addition.

- In sec. 66.608 (1) (b), delete the highlighted phrase
“Business improvement district” means an area within a municipality consisting of contiguous parcels ~~subject to general real estate taxes, other than railroad rights-of-way~~ and may include railroad rights-of-way, rivers or highways continuously bounded by the parcels on at least one side.
- In sec. 66.608 (5) (a), add the underlined phrase:
Real property used exclusively for residential purposes and real property that is exempt from general real estate taxes pursuant to sec. 70.11 may not be specially assessed for purposes of this section.

These changes will allow us to include tax-exempt parcels within district boundaries without subjecting them to special assessment by the BID. If I can provide any other help in accomplishing these changes, please let me know by phone at ext. 5720 or by e-mail at hoconn@mkedcd.org.

Attachment

C: P. McDonnell, Sp. Dpty. City Attorney
P. Park
R. Manuel
file



STATE REPRESENTATIVE
JON RICHARDS

REPRESENTING MILWAUKEE'S
EAST SIDE, DOWNTOWN AND
BAY VIEW NEIGHBORHOODS

Marc -

Per the attached memo -

There is one deletion & one addition to
Chap 66 of Statutes.

If you have questions, please
let me know.

Thanks!

Tara Vasby
Leg. Assistant
Rep. Jon Richards

CAPITOL

P.O. Box 8953, Madison, WI 53708 • (608) 266-0650 • Fax: (608) 282-3619
Email: rep.richards@legis.state.wi.us Toll-free: 1-888-534-0019

DISTRICT

1823 North Oakland Avenue, Milwaukee, WI 53202 • (414) 270-9898



MES...:.....
King

2001 BILL

1 AN ACT ...; relating to: parcels of land that may be included in a business
2 improvement district.

exclusively

Analysis by the Legislative Reference Bureau

Under current law, a city, village, or town (municipality) may create a business improvement district (BID), upon being petitioned to do so by an owner of real property used for commercial purposes, if a number of steps are taken. In general, a BID is an area within a municipality consisting of contiguous parcels that are subject to general real estate taxes, other than railroad rights-of-way. If a BID is created, the municipality may impose special assessments on real property located within the BID, other than property used for residential purposes, ~~under an approved operating plan~~ to provide for the development, redevelopment, maintenance, operation, and promotion of the BID. A BID may not be created, however, if a petition opposing the proposed BID is submitted to the municipality's governing body by the owners of property to be assessed under the proposed plan having a valuation at least equal to 40% of the valuation of all property to be so assessed.

under an approved operating plan

Under this bill, a number of changes are made in the BID law so that tax-exempt parcels of property may be included within the proposed boundaries of a BID. Also under the bill, tax-exempt parcels that are included in a BID may not be subject to a special assessment under the BID law.

BILL

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:

1 **SECTION 1.** 66.1109 (1) (b) of the statutes is amended to read:

2 66.1109 (1) (b) "Business improvement district" means an area within a
3 municipality consisting of contiguous parcels ~~subject to general real estate taxes,~~
4 ~~other than railroad rights-of-way,~~ and may include railroad rights-of-way, rivers^V₂
5 or highways continuously bounded by the parcels on at least one side.

History: 1983 a. 184; 1989 a. 56 s. 258; 1999 a. 150 s. 539; Stats. 1999 s. 66.1109.

6 **SECTION 2.** 66.1109 (5) (a) of the statutes is amended to read:

7 66.1109 (5) (a) Real property used exclusively for residential purposes and real
8 property that is exempted from general property taxes under sec. 70.11 may not be
9 specially assessed for purposes of this section.

History: 1983 a. 184; 1989 a. 56 s. 258; 1999 a. 150 s. 539; Stats. 1999 s. 66.1109.

(END)

S.
—

10

Shovers, Marc

From: Vasby, Tara
Sent: Wednesday, January 03, 2001 10:53 AM
To: Shovers, Marc
Subject: RE: BID Legislation LRB-1369

Not a problem. I'll let them know. **Can you jacket that bill for me?**

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

From: Shovers, Marc
Sent: Wednesday, January 03, 2001 10:52 AM
To: Vasby, Tara
Subject: RE: BID Legislation LRB-1369

Hi Tara:

I don't think it will be possible to make the suggested changes to the analysis. According to the LRB's drafting manual, the purpose of the analysis is to describe clearly, impartially, and objectively the essential parts of a proposal and the bill analysis does that.

The suggested changes are really an explanation of the purpose of the proposal and contain advocacy for the proposal, i.e. "The change to subsection (5)(a) is a *necessary* companion change . . ." Of course there is nothing wrong with engaging in advocacy for one's proposal, but the proper place to do that is at a legislative hearing or during floor debate. I'm sorry I can't make the changes suggested by Mr. O'Connell, but I'm sure you understand the LRB's policies on this issue and the reasons for the policy. Please let me know if I can be of any further assistance.

Marc E. Shovers

Senior Legislative Attorney
Legislative Reference Bureau
Phone: (608) 266-0129
Fax: (608) 264-8522
e-mail: marc.shovers@legis.state.wi.us

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

From: Vasby, Tara
Sent: Tuesday, January 02, 2001 11:09 AM
To: Shovers, Marc
Subject: BID Legislation LRB-1369

Marc,

The following request has been made regarding our draft of LRB 1369 relating to BID Districts. Is it possible to make the highlighted changes to the analysis? Thanks so much!

Sincerely,
Tara J. Vasby
Legislative Assistant
Rep. Jon Richards
6-0650

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

From: Jeff Fleming [<mailto:jflemi@ci.mil.wi.us>] <<mailto:jflemi@ci.mil.wi.us>>
Sent: Tuesday, January 02, 2001 10:52 AM
To: Tara.Vasby@legis.state.wi.us
Subject: Re: BID bill draft

Tara:

Thanks for your efforts on this.

The draft looks good to me. The only concern was raised by Brian O'Connell in Milwaukee's Department of City Development with respect to the analysis. Here is his message to me:

Jeff: I reviewed the draft bill attached to the 12/13/00 letter from Sen. Richards to you. The amendment is the wording that we recommended. I do ask that the analysis section be expanded slightly. Please ask that they reword the second paragraph as follows:

“Under this bill, subsection (1)(b) of the BID law is changed so that tax-exempt parcels may be included in the boundary of a BID, thereby allowing more compact districts with more regular boundaries and eliminating issues that currently arise where the contiguous development in a commercial area is interrupted by a tax-exempt use. The change to subsection (5)(a) is a necessary companion change to preserve the existing exemption of tax-exempt parcels from the special assessments charged by BIDs.”

Brian F. O'Connell
Manager, Long-Range Planning
Department of City Development
414 - 286 -5720
boconn@mkedcd.org