



**ASSEMBLY AMENDMENT 2,
TO 2009 ASSEMBLY BILL 260**

February 23, 2010 – Offered by Representatives BERCEAU and MOLEPSKE JR..

1 At the locations indicated, amend the bill as follows:

2 **1.** Page 1, line 2: after “use” insert “and creating a procedure for cities and
3 villages to annex town peninsulas unilaterally”.

4 **2.** Page 2, line 1: before that line insert:

5 “SECTION 1. 66.0218 of the statutes is created to read:

6 **66.0218 Direct annexation of town peninsulas. (1) DEFINITIONS.** In this
7 section:

8 (a) “Legal description” has the meaning given in s. 66.0217 (1) (c).

9 (b) “Members–elect” has the meaning given in s. 59.001 (2m).

10 (c) “Municipality” means a city, village, or town.

11 (d) “Peninsula” means town territory, the boundary of which is not completely
12 surrounded by a city or village but is contiguous to one or more cities or villages for
13 at least 75 percent of its length, excluding areas that border on water, or on land

1 whose condition prohibits development, except that such excluded areas of the
2 border may not exceed 33 percent of the length of the boundary of the territory that
3 is sought to be annexed.

4 (e) “Public services” includes police and fire protection; sewer and water
5 treatment; storm water treatment; building, health, and fire prevention inspections;
6 planning; and public works services.

7 (f) “Scale map” has the meaning given in s. 66.0217 (1) (g).

8 **(2) CITY, VILLAGE ORDINANCES.** (a) *Enactment.* The governing body of a city or
9 village may, by a two-thirds vote of its members-elect, enact an ordinance to annex
10 a peninsula if all of the following apply:

11 1. The annexing city or village is contiguous to more than 50 percent of the
12 peninsula’s length.

13 2. The annexing city or village is capable of providing public services to the
14 territory in the peninsula at a level that at least equals the level of service that is
15 being provided by the town.

16 3. The annexation of the peninsula will reduce any existing problems of
17 duplicative public services being provided within the same area by more than one
18 municipality.

19 (b) *Requirements.* The annexation ordinance shall contain a legal description
20 of the territory annexed and the name of the town from which the territory is
21 annexed. Upon enactment of the ordinance under par. (a), the city or village clerk
22 shall file with the secretary of state 8 certified copies of the ordinance, 8 copies of a
23 scale map, and 8 copies of a plat that shows the boundaries of the city or village,
24 including the annexed territory.

