

Fiscal Estimate Narratives

DOR 6/21/2011

LRB Number	11-2135/1	Introduction Number	SB-129	Estimate Type	Original
Description Authorizing towns to challenge certain city or village annexation procedures					

Assumptions Used in Arriving at Fiscal Estimate

Under current law, a village or city can directly annex territory from a town if certain conditions are met. If a petition for annexation signed by all of the electors residing in the territory and all of the owners of real property in the territory is filed with the clerk of the village or city to which the territory is proposed to be annexed and filed with the clerk of the town from which the territory is proposed to be removed (along with a scale map and legal description of the territory), the territory may be annexed to the village or city upon approval of an annexation ordinance by a two-thirds vote of the village or city board. The territory so annexed must be contiguous to the village or city. The town from which the territory was removed may not contest the validity of this direct annexation.

Under the bill, a town would be permitted to contest the validity of a direct annexation.

To the extent that towns choose to use their expanded power to challenge annexations, legal costs for towns, villages, and cities would increase. The Department of Revenue (DOR) has no role in reviewing or approving annexations. The DOR therefore does not have information on the number of direct annexations that could be affected by the bill, and therefore is unable to reasonably estimate the increase in local costs that this bill could engender.

Long-Range Fiscal Implications