

**2011 DRAFTING REQUEST**

**Senate Amendment (SA-SB300)**

Received: 02/27/2012

Received By: mshovers

Wanted: As time permits

Companion to LRB:

For: Frank Lasee (608) 266-3512

By/Representing: Rob

May Contact:

Drafter: mshovers

Subject: Local Gov't - zoning

Addl. Drafters:

Extra Copies: EVM

Submit via email: YES

Requester's email: Sen.Lasee@legis.wisconsin.gov

Carbon copy (CC:) to:

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**Pre Topic:**

No specific pre topic given

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**Topic:**

The length of time for which a variance applies

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**Instructions:**

See attached

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**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>
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/1	mshovers 02/27/2012	mduchek 02/27/2012	jmurphy 02/27/2012	_____	lparisi 02/27/2012	lparisi 02/27/2012	

FE Sent For:

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1/1/12  
MVS 2/27/12

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me  
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SELF  
2/27

FE Sent For:

<END>

**Shovers, Marc**

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**From:** Kovach, Robert  
**Sent:** Friday, February 24, 2012 3:13 PM  
**To:** Shovers, Marc  
**Cc:** Steineke, Jim; Bates, Katherine  
**Subject:** FW: SB 300/AB 403 (Variances)

Dear Marc,

Can you please draft an amendment, one for the senate and another for the assembly version with the language below?

Both the Assy and Senate versions are going to have exec action on them this week. Can it be done by Tuesday morning?

Rob Kovach  
Chief of Staff  
Office of State Senator Frank Lasee  
608-266-3512

Greetings,

A few legislators have asked me questions about language in the bill. They want to make sure that this bill is not giving the authority to local governments to issue temporary variances that would allow them to grant a variance for a deck, for example, and then require the homeowner to tear down the deck after a certain period of time. I think local governments have the authority to do this now (they can place any conditions on variances that they wish), but if we want to make the bill more clear that a variance can only expire if the property owner does not start or complete the activity authorized by the variance by a certain date, here is some additional language:

Section 1, line 7 -- after the word "paragraph" add "if the activity authorized by the variance is not commenced or completed by a specific date."

Section 1, line 10 – replace "after which the variance does not apply." with "in which the activity authorized by the variance must be commenced or completed."

Section 2, line 5 -- after the word "subdivision" add "if the activity authorized by the variance is not commenced or completed by a specific date."

Section 2, lines 7 and 8 – replace "after which the variance does not apply." with "in which the activity authorized by the variance must be commenced or completed."

If you agree that this language, the amendment would need to be drafted ASAP. Both standing committees are planning to exec on the bill next week. Please let me know if you have questions.

2/24/2012



State of Wisconsin  
2011 - 2012 LEGISLATURE



LRBa2502/1  
MES:1:1:...

RMR

mead

~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~

SENATE AMENDMENT,  
TO 2011 SENATE BILL 300

now

Bhr

- 1 At the locations indicated, amend the bill as follows:
- 2 1. Page 2, line 7: after "paragraph" insert "if the expiration date relates to a
- 3 specific date by which the action authorized by the variance must be commenced or
- 4 completed".
- 5 2. Page 2, line 10: delete "date after which the variance does not apply" and
- 6 substitute "specific date by which the action authorized by the variance must be
- 7 commenced or completed".
- 8 3. Page 3, line 5: after "subdivision" insert "if the expiration date relates to a
- 9 specific date by which the action authorized by the variance must be commenced or
- 10 completed".

