

2017 DRAFTING REQUEST

Assembly Amendment (AA-ASA1-AB479)

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Date: 10/25/2017 May Contact:

Same as LRB:

Submit via email: YES
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Pre Topic:

No specific pre topic given

Topic:

Require procedure before small pond exemption

Instructions:

See attached

Drafting History:

Table with 6 columns: Vers., Drafted, Reviewed, Submitted, Jacketed, Required. It contains two rows of drafting history data.

FE Sent For:

<END>



PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION
ASSEMBLY AMENDMENT ,
TO ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO ASSEMBLY BILL 479

D-NOTE

1 At the locations indicated, amend the substitute amendment as follows:

2 1. Page 4, line 8: after that line insert:

3 "SECTION ^{pre 1m} 30.20 (1r) (a) of the statutes is amended to read:

4 30.20 (1r) (a) A person may submit to the department a written statement
5 requesting that the department determine whether a proposed activity is exempt
6 under sub. (1g), except that a person shall submit a written statement requesting
7 that the department determine whether a proposed activity is exempt under sub.
8 (1g) (d). The statement shall contain a description of the proposed activity and site
9 and shall give the department consent to enter and inspect the site."

History: 1977 c. 391; 1979 c. 34 s. 2102 (39) (g); 1981 c. 330; 1983 a. 27 s. 2202 (38); 1985 a. 332 s. 251 (1); 1987 a. 374; 1999 a. 9, 185; 2003 a. 118; 2011 a. 167.

10 2. Page 7, line 5: after that line insert:

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“SECTION ?? 59.692 (1e) of the statutes is created to read:

59.692 (1e) (a) Before conducting any activity that is regulated under a county’s shoreland zoning ordinance within 1,000 feet of a pond described under sub. (1) (am) 1. to 4., a person shall submit to the county a written statement requesting that the county determine whether the pond is a navigable water.

(b) The county shall do all of the following after receipt of a statement under par. (a):

1. Enter and inspect the site on which the activity is located if the county determines such an inspection is necessary.
2. Make a determination as to whether the pond is a navigable water and notify the person in writing.”.

(END)

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

LRBa1437/?dn

EHS: *klm*

- Date -

With respect to shoreland zoning, I created a procedure that loosely follows the procedure for determining exemptions under s. 30.20, without the 15-day response requirement. Let me know if you would like any change.

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

LRBa1437/1dn
EHS:klm

October 25, 2017

With respect to shoreland zoning, I created a procedure that loosely follows the procedure for determining exemptions under s. 30.20, without the 15-day response requirement. Let me know if you would like any change.

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