

Assembly

Record of Committee Proceedings

Committee on Housing and Real Estate

Assembly Bill 479

Relating to: limiting the authority of local governments to regulate development on substandard lots and require the merging of lots; requiring a political subdivision to issue a conditional use permit under certain circumstances; standards for granting certain zoning variances; local ordinances related to repair, rebuilding, and maintenance of certain nonconforming structures; shoreland zoning of, and the removal of material from the bed of, certain small, private ponds; inverse condemnation proceedings; and the right to display the flag of the United States.

By Representatives Jarchow, R. Brooks, Ballweg, Edming, Felzkowski, Gannon, Horlacher, Hutton, Kremer, Murphy, Sanfelippo, Stafsholt and Tusler; cosponsored by Senators Tiffany, Craig, Darling, Lasee and Nass.

August 24, 2017 Referred to Committee on Housing and Real Estate

October 17, 2017 **Public Hearing Held**

Present: (9) Representative Jagler; Representatives Allen, Katsma, R. Brooks, Murphy, Pronschinske, Stuck, Young and Goyke.

Absent: (0) None.

Excused: (0) None.

Appearances For

- Senator Tom Tiffany - 12th Senate District
- Representative Adam Jarchow
- Tom Larson - Wisconsin Realtors Association & NAIOP-WI
- Brad Boycks - Wisconsin Builders Association
- David Bellman - Bellman Homes & Wisconsin Builders Association
- Brian McKee - Midwest Homes
- Mike Murr - Murr Family
- Donna Murr - Murr Family
- Tim Roehl
- Robert Procter
- Glen Schwalbach
- John Kassner

Appearances Against

- Mike Koles - Wisconsin Towns Association

- Rick Manthy - Wisconsin Towns Association
- Dan Bahr - Wisconsin Counties Association
- Daniel Everson - WCCA County Code Association
- Erik Olsen - Eminent Domain Services, LLC
- Rex Tilley - Brooklyn TWP
- Peggy Citoy
- Curt Witynski - League of Wisconsin Municipalities
- Patricia Hammel

Appearances for Information Only

- Jon W Schultz - Self/Trempealeau Co Board
- Michael Englesoki - Wisconsin Lakes

Registrations For

- Representative Rob Stafsholt
- Chad Lawler - Madison Area Builders Association
- Lucas Vebber - Wisconsin Manufacturers and Commerce
- John Jacobsen - Wisconsin Property Taxpayers Inc
- Thomas Murr - Murr Family
- Joseph Murr - Murr Family
- George Ermert - Aggregate Producers of Wi
- Eric Bott - Americans for Prosperity, WI
- Terrance Wall - T.Wall Enterprises Mgmt
- Ryan Natzke - Marshfield Clinic
- Peggy Heaver - Murr Family

Registrations Against

- Jolene Plautz - Wisconsin Towns Association
- Jennifer Giegerich - WI League of Conservation Voters
- Mary Kolar
- Mickey Biel
- Bill Davis - Sierra Club
- Laura Cherm
- Betty Grotophorst - Self & Green Co Board Supervisor
- Thistle Pettersen
- Jane Jiumaleh
- Anthony Dryle - Town of Garden Valley
- Scott Pitta

Registrations for Information Only

- None.

October 26, 2017

Executive Session Held

Present: (8) Representative Jagler; Representatives Allen, R. Brooks, Murphy, Pronschinske, Stuck, Young and Goyke.

Absent: (0) None.

Excused: (1) Representative Katsma.

Moved by Representative Allen, seconded by Representative Brooks that **Assembly Substitute Amendment 1** be recommended for adoption.

Ayes: (5) Representative Jagler; Representatives Allen, R. Brooks, Murphy and Pronschinske.

Noes: (3) Representatives Stuck, Young and Goyke.

ASSEMBLY SUBSTITUTE AMENDMENT 1 ADOPTION
RECOMMENDED, Ayes 5, Noes 3

Moved by Representative Murphy, seconded by Representative Brooks that **Assembly Bill 479** be recommended for passage as amended.

Ayes: (5) Representative Jagler; Representatives Allen, R. Brooks, Murphy and Pronschinske.

Noes: (3) Representatives Stuck, Young and Goyke.

PASSAGE AS AMENDED RECOMMENDED, Ayes 5, Noes 3

Moved by Representative Goyke, seconded by Representative Stuck that **Assembly Amendment 1 to Assembly Substitute Amendment 1** be recommended for adoption.

Ayes: (3) Representatives Stuck, Young and Goyke.

Noes: (5) Representative Jagler; Representatives Allen, R. Brooks, Murphy and Pronschinske.

ASSEMBLY AMENDMENT 1 TO ASSEMBLY SUBSTITUTE
AMENDMENT 1 ADOPTION NOT RECOMMENDED, Ayes 3,
Noes 5

Moved by Representative Stuck, seconded by Representative Goyke that **Assembly Amendment 2 to Assembly Substitute Amendment 1** be recommended for adoption.

Ayes: (3) Representatives Stuck, Young and Goyke.

Noes: (5) Representative Jagler; Representatives Allen, R. Brooks, Murphy and Pronschinske.

ASSEMBLY AMENDMENT 2 TO ASSEMBLY SUBSTITUTE AMENDMENT 1 ADOPTION NOT RECOMMENDED, Ayes 3, Noes 5

Moved by Representative Goyke, seconded by Representative Stuck that **Assembly Amendment 3 to Assembly Substitute Amendment 1** be recommended for adoption.

Ayes: (3) Representatives Stuck, Young and Goyke.

Noes: (5) Representative Jagler; Representatives Allen, R. Brooks, Murphy and Pronschinske.

ASSEMBLY AMENDMENT 3 TO ASSEMBLY SUBSTITUTE AMENDMENT 1 ADOPTION NOT RECOMMENDED, Ayes 3, Noes 5

Charlie Bellin
Committee Clerk