

1973 Assembly Bill 1115

Date published:
July 6, 1973

CHAPTER 60 , Laws of 1973

AN ACT to amend 59.99 (1), 60.75 (1) and 62.23 (7) (e) 1 of the statutes, relating to the power of counties, towns and municipalities to prescribe procedures for granting of special exceptions to zoning ordinances.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. 59.99 (1) of the statutes is amended to read:

59.99 (1) APPOINTMENT, POWER. The county board may provide for the appointment of a board of adjustment, and in the regulations and restrictions adopted pursuant to ~~the authority of section s.~~ 59.97 may provide that ~~the said such~~ board of adjustment may, in appropriate cases and subject to appropriate conditions and safeguards, make special exceptions to the terms of the ordinance in harmony with its general purpose and intent and in accordance with general or specific rules therein contained. Nothing in this subsection shall preclude the granting of special exceptions by the county zoning agency designated under s. 59.97 (2) (a) or the county board in accordance with regulations and restrictions adopted pursuant to s. 59.97 which were in effect on the effective date of this act (1973) or adopted after that date.

SECTION 2. 60.75 (1) of the statutes is amended to read:

60.75 (1) The town board may provide for the appointment of a board of adjustment, and in the regulations and restrictions adopted pursuant to ~~the authority of section s.~~ 60.74 may provide that such board of adjustment may, in appropriate cases and subject to appropriate conditions and safeguards, make special exceptions to the terms of the ordinance in harmony with its general purpose and intent and in

accordance with general or specific rules therein contained. Nothing in this subsection shall preclude the granting of special exceptions by the town zoning agency designated under s. 60.74 (2) or the town board in accordance with regulations and restrictions adopted pursuant to s. 60.74 which were in effect on the effective date of this act (1973) or adopted after that date.

SECTION 3. 62.23 (7) (e) 1 of the statutes is amended to read:

62.23 (7) (e) 1. The council which enacts zoning regulations pursuant to this section shall by ordinance provide for the appointment of a board of appeals, and shall provide in such regulations that said board of appeals may, in appropriate cases and subject to appropriate conditions and safeguards, make special exceptions to the terms of the ordinance in harmony with its general purpose and intent and in accordance with general or specific rules therein contained. Nothing in this subdivision shall preclude the granting of special exceptions by the city plan commission or the common council in accordance with the zoning regulations adopted pursuant to this section which were in effect on the effective date of this act (1973) or adopted after that date.
