

**RESOLUTION OF THE PLANNING COMMISSION**

Authorizing and directing the proper city official(s) to approve a resolution opposing Assembly Bill 260, Amendment of Wis. Stat. 59.69 (3)(b)

Committee Action: PC

Fiscal Impact: None

**File Number:** R- -2011

**Date Introduced:**

The Common Council of the City of Stoughton, Dane County, Wisconsin, does ordain as follows:

**WHEREAS**, Assembly Bill 260 has been introduced in the Wisconsin Assembly, and has been referred to the Committee on Ways and Means; and

**WHEREAS**, Wis. Stat. 59.69(3)(b) currently requires any county zoning agency which prepares a county development plan must include in the county development plan, the master plan, if any, of any city or village; and

**WHEREAS**, Assembly Bill 260, if approved by the legislature and enacted into law, would eliminate the requirement that the county development plan include the master plan of any city or village, and

**WHEREAS**, this amendment would deprive cities and villages of the right to control development and use of land, both within the corporate boundaries of the city or village and in the unincorporated areas adjacent to the city or village; and

**WHEREAS**, enactment of Assembly Bill 260 would create conflict between master plans adopted by cities and villages and county development plans adopted by county zoning agencies, which conflict would create confusion and would inhibit development of residential commercial development; and

**NOW THEREFORE, BE IT RESOLVED**, the Common Council of the City of Stoughton, Wisconsin, opposes the proposed amendment of Wis. Stat. 59.69(3)(b) as set forth in Assembly Bill 260, and hereby urges the Wisconsin State Legislature to reject Assembly Bill 260

**Council Action:**  **Adopted**       **Failed**      **Vote** \_\_\_\_\_

**Mayoral Action:**  **Accept**       **Veto**

\_\_\_\_\_  
Donna Olson, Mayor

\_\_\_\_\_  
Date

**Council Action:** \_\_\_\_\_  **Override**      **Vote** \_\_\_\_\_



## 2011 ASSEMBLY BILL 260

September 15, 2011 - Introduced by Representatives KERKMAN, BROOKS, JACQUE, KESTELL, LEMAHIEU and STROEBEL, cosponsored by Senators MOULTON and HOLPERIN. Referred to Committee on Ways and Means.

1     **AN ACT** *to amend* 59.69 (3) (b) of the statutes; **relating to:** changing the  
2           elements that must be included in a county development plan.

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### *Analysis by the Legislative Reference Bureau*

Under current law, a county may create a county zoning agency, which is a policy-making body in the county that determines the broad outlines and principles governing the county's administrative zoning powers. The county agency may direct the preparation of a county development plan. Currently, if a county creates a development plan, the plan must include a master plan adopted by a city, or village. If one exists, it must also include, without changes, the city's or village's official map.

Under this bill, the inclusion of a city's or village's master plan in a county development plan is optional. The bill also eliminates the requirement that any official map be included without changes.

For further information see the *local* fiscal estimate, which will be printed as an appendix to this bill.

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

3           **SECTION 1.** 59.69 (3) (b) of the statutes is amended to read:  
4           59.69 (3) (b) The development plan shall may include the master plan, if any,  
5           of any city or village, that was adopted under s. 62.23 (2) or (3) and the official map,

**ASSEMBLY BILL 260**

**SECTION 1**

1 if any, of such city or village, that was adopted under s. 62.23 (6) in the county,  
2 without change.

3 (END)



RECEIVED

OCT 05 2011

CITY OF STOUGHTON

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500 Genesee Street, Delafield WI 53018

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Tuesday, October 4, 2011

City of Stoughton  
Donna Olson, Mayor  
381 E. Main St.  
Stoughton, WI 53589

Dear Mayor Olson,

At the Monday, October 03, 2011 Common Council meeting, the City of Delafield Common Council adopted Resolution 2011-15 opposing Assembly Bill 260 which makes the inclusion of a municipality's master plan in a county development plan optional. The bill also eliminates the requirement that a county development plan include municipal official maps without changes.

If Assembly Bill 260 is passed, it would empower the County with the ability to push for developments that might not necessarily agree with the City or Village's Master Plan. This proposed legislation may diminish the municipality's ability to control land use at a local level.

Please consider adopting the enclosed resolution.

Ed McAleer  
City of Delafield Mayor  
Waukesha County  
[emcaleer@ci.delafield.wi.us](mailto:emcaleer@ci.delafield.wi.us)

c.c.: Governor Walker  
Lt. Governor Kleefisch  
All League of Wisconsin Municipality Members (582)  
All Wisconsin State Representatives (99)  
All Wisconsin State Senators (33)