



WISCONSIN LEGISLATIVE COUNCIL AMENDMENT MEMO

2005 Senate Bill 253

Senate Amendment 1

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Contact: Dan Schmidt, Senior Analyst (267-7251)

Current law prohibits county zoning ordinances relating to shorelands and navigable waters from preventing the restoration of a nonconforming structure that has been destroyed by violent wind, vandalism, fire, or flood. Restoration is subject to a number of specified statutory restrictions including that the structure must generally be restored to the same size location and use as it was prior to the damage or destruction.

The bill applies the same prohibitions on preventing restoration to general city, village, town, and county zoning ordinances and city and village wetland and shoreland zoning ordinances. The bill also adds the term “other natural occurrence” to the list of factors that may cause restorable damage.

The amendment deletes the term “other natural occurrence” from the list of factors that may cause restorable damage under the bill and substitutes “ice, snow, mold or infestation.”

Senate Amendment 1 to 2005 Senate Bill 253 was recommended by the Senate Committee on Housing and Financial Institutions by a vote of Ayes, 7; Noes, 0, on September 9, 2005.

The committee then recommended Senate Bill 253 for passage, as amended, by a vote of Ayes, 6; Noes, 1, on September 9, 2005. The Senate voted for passage of Senate Bill 253, as amended, by a unanimous voice vote on September 27, 2005.

DWS:ksm