



WISCONSIN LEGISLATIVE COUNCIL AMENDMENT MEMO

2013 Senate Bill 314

**Senate
Amendments 2 and 4**

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2013 Senate Bill 314

2013 Senate Bill 314, in essence, freezes local regulation relating to land development, as applied to a specific project, at the time that the person proposing the project first applies for a local approval for the project.

Senate Amendment 2

Senate Amendment 2 (SA 2) makes two changes to the bill.

The bill specifies that an application is considered to be filed on the date that the person delivers it to the political subdivision or mails it to the political subdivision by certified mail. SA 2 specifies instead that an application is considered to be filed on the date that the political subdivision receives it.

The bill specifies that an application for an approval expires not less than 60 days after filing if: the application does not comply with form and content requirements; the political subdivision, within 10 days of receiving the application, informs the applicant of the nature of the noncompliance and the date on which the application will expire if the defects are not remedied; and the applicant fails to remedy the noncompliance by the specified date. SA 2 specifies that a political subdivision must notify an applicant of defects in the application within 10 *working* days.

SENATE AMENDMENT 4

Senate Amendment 4 (SA 4) also makes two changes to the bill.

The bill defines “approval” as “a permit or authorization for building, zoning, driveway, stormwater, or other activity related to residential, commercial, or industrial development.” SA 4

revises this definition, replacing “residential, commercial, or industrial development” with “land development.”

SA 4 also provides that an application for an approval may be approved or denied based on regulations adopted after an application is filed if the applicant and the political subdivision agree to this.

Bill History

On November 6, 2013, the Senate Committee on Government Operations, Public Works, and Telecommunications voted to recommend adoption of SA 2 on a vote of Ayes, 7; and Noes, 0; to recommend adoption of SA 4 on a vote of Ayes 4; and Noes, 3; and to recommend passage of Senate Bill 314, as amended, on a vote of Ayes, 4; and Noes, 3.

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