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To: Wisconsin State Assembly
From: Curt Witynski, Assistant Director, League of Wisconsin Municipalities
Date: February 22, 2010
Re: **AB 260, Limiting Municipal Extraterritorial Plat Approval Powers**

The League of Wisconsin Municipalities strongly opposes AB 260, which is scheduled for a floor vote on Tuesday, February 23. We urge you to vote “no” on AB 260.

The bill eliminates a key tool municipalities currently have to implement their comprehensive plans, control urban sprawl, and insure adequate space on the community’s fringe for future industrial development.

Municipalities need effective ways to control unsewered commercial and residential growth occurring on their borders. A municipality’s best tool for managing the pattern of development on its borders is its ability to reject a proposed land division within its extraterritorial jurisdiction based on concerns over the plat’s proposed use.

AB 260 prohibits a municipality from denying a proposed land division within its extraterritorial subdivision approval jurisdiction on the basis of concerns over the proposed use of the land. The bill overturns *Wood v. City of Madison*, in which the Wisconsin Supreme Court held that a municipality can consider land use in the extraterritorial plat review process.

We urge you to vote against passage of AB 260. Thanks for considering our comments.