

# WCCA Conference Update

Dan Bahr

March 23, 2018

# AB 348/SB 425: Small Cell Legislation

- Limits local control of the Right of Way on County Trunk Highway System.
- Limits County's ability to assess fees for placement of infrastructure in the right of way.
- Added local provision related to cell phone tower siting.
- Status: DEAD. Amended version of bill failed to pass the State Senate.

# Religious Exemption/Water Quality (AB 483/SB394)

- This bill was amended to address a religious wavier issue relating to giving a religious exemptions for “indoor plumbing.”
- The Department of Safety and Professional Services (DSPS) interpreted “indoor plumbing” as including a POWTS system.
- Language added to this bill changes the wording in state statues to read: “INSIDE a one and two family dwelling,” rather than “IN a one and two family dwelling.
- The DSPS legal team now feels the amendment clarifies the definition of the word “in” and thus POWTS systems are eligible for exemptions.

# AB 479/SB 387: Homeowner Bill of Rights (Amended)

- Muir U.S. Supreme Court Case: Merging of Lots (Remained)
- Inverse Condemnation (Removed)
- Consideration of Public Testimony on Conditional Use Permits (Removed)
  
- Status: Bill passed.

# AB 714/SB 601: LOMA

- Bill requires that a floodplain determination and floodplain zoning ordinance conform with a Letter of map amendment (LOMA) issued by FEMA.
- Difference in opinion between county zoning officials and county surveyors.
- Professional surveyors group made a series of amendments to the legislation to address concerns of planners and zoning departments who simply want to comply with FEMA regulations.
- Status: Bill Passed.

# AB 499/SB 395: Nonferrous Metallic Mining

- This bill repeals the existing prohibition on issuing sulfide ore mining permits (Prove it first standard)
- This bill also makes changes to the locations at which groundwater standards may apply at nonferrous metallic mining and prospecting sites. The bill does not make changes to numerical groundwater standards.
- Bill does NOT preempt local government or limit a local governments ability to conduct zoning.
- Status: Bill Passed.

# Latest News

- Last day of session: March 22<sup>nd</sup> 2018!
- Special Election Result January 16, 2018 Senate District 10
- (Vacated by Sen. Sheila Harsdorf (R) River Falls):
  - Patty Schachtner (D) 55%\*
  - Adam Jarchow (R) 44%
- Rep. Adam Jarchow announced on March 1<sup>st</sup> that he would not seek reelection to his 28<sup>th</sup> Assembly District seat in the Fall of 2018.

# The End

- Questions
- Comments
  
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