

SHEBOYGAN COUNTY ORDINANCE NO. 07 (2006/07)

Re: **Modifying Fee Schedule for Certified Survey Map Review and Repealing and Re-creating Stewardship Fund**

WHEREAS, the enactment of 2005 Wisconsin Act 477 by the Wisconsin legislature and signed by Governor Doyle significantly modifies Sheboygan County's ability to finance the Stewardship Fund through fee revenues and payments in lieu of land dedications, and

WHEREAS, the current fees for reviewing plats, certified survey maps, and planned unit developments are to be split between general revenues and the Stewardship Fund pursuant to Section 71.13(d) of the County Code, and

WHEREAS, such fee-splitting under Section 71.13(d) of the County Code is no longer allowed under the terms of 2005 Wisconsin Act 477, and

WHEREAS, the Resources Committee has determined that devoting even 100% of the fees charged under the current fee schedule does not adequately compensate the County for the expense of undertaking the reviews, and

WHEREAS, devoting 100% of the fees for plats, certified survey maps, and planned unit developments plus raising the certified survey map fee to One Hundred Fifty Dollars (\$150.00) would result in the fees being reasonably related to the expense and costs of preparing the review as required by Wis. Stat. § 66.0628, and

WHEREAS, Section 71.14(b) of the County Code provides for subdividers to either provide a public land dedication, or in lieu thereof, to pay a fee to be divided between the local municipality and Sheboygan County, and 2005 Wisconsin Act 477 now prohibits this practice, and

WHEREAS, based on the foregoing, it is necessary to amend the County Code to adjust the fee schedule and provide for a funding mechanism for the Stewardship Fund that complies with 2005 Wisconsin Act 477;

NOW, THEREFORE, the County Board of Supervisors of the County of Sheboygan does ordain as follows:

Section 1. **Amending Certified Survey Map Fees.** Section 71.13(b) of the Sheboygan County Code of Ordinances is hereby amended as follows:

71.13(b) Certified Survey Maps. The subdivider shall submit to the Commission a fee amounting to One Hundred Fifty Dollars (~~\$100.00~~ \$150.00) prior to receiving Commission approval to assist in defraying the costs of necessary inspections and for review of the map.

Section 2. **Repealing Stewardship Fund Review Fee.** Section 71.13(d) is repealed.

~~(d) — Stewardship Fund. One-half (1/2) of the foregoing fees shall be set aside and placed in a separate Stewardship Fund as set forth in Section 71.14 of this Code.~~

Section 3. **Repealing and Re-creating Section 71.14(b).** Section 71.14(b) is repealed and re-created to read as follows:

71.14(b) Stewardship. While regulation of land division serves to lessen congestion in the streets and highways; furthers the orderly layout and use of land; secures safety from fire, panic, or other dangers; provides for adequate light and air, including access to sunlight for solar collectors and to wind for wind energy systems; prevents the overcrowding of land; avoids undue concentration of population; and facilitates adequate provision for transportation, water, sewerage, schools, parks, playgrounds, and other public requirements, additional measures beyond regulation of land division are necessary and appropriate. To that end, there is created a special "Stewardship Fund" into which fund on a non-lapsing basis the County Board may appropriate sums for the furtherance of the foregoing purposes. The Stewardship Fund shall be administered by the Planning and Resources Department.

Section 4. **Effective Date.** The herein Ordinance shall take effect upon enactment.

Respectfully submitted this 18th day of July, 2006.

RESOURCES COMMITTEE

Keith Abler
Keith Abler, Chairperson

Harold H. Riemer
Harold H. Riemer, Vice-Chairperson

Michael S. Ogea
Michael S. Ogea, Secretary

David Cary

Henry Nelson
Henry Nelson

ENACTED 08.15.2006