

Resolution approving a professional services agreement with MSA to review policies and ordinances for compliance with 2017 Wisconsin Act 67.

RESOLUTION

WHEREAS, 2017 Wisconsin Act 67 changed Wis. Stats. [62.23 \(7\) \(de\)](#) 2. a. to require cities approve conditional use permits (CUPs) that have met “all of the requirements and conditions specified in the city ordinance or those imposed by the city zoning board,” and that conditions “must be related to the purpose of the ordinance and be based on substantial evidence.”; and

WHEREAS, 2017 Wisconsin Act 67 changed Wis. Stats. [62.23 \(7\) \(de\)](#) 1. b. to define substantial evidence as “facts and information, other than merely personal preferences or speculation, directly pertaining to the requirements and conditions an applicant must meet to obtain a conditional use permit and that reasonable persons would accept in support of a conclusion.”

WHEREAS, the Common Council would benefit from a study ensuring conditions it is imposing are related to the purpose of the CUP ordinance and are based on substantial evidence; and

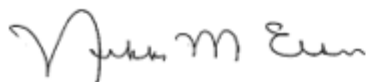
WHEREAS, the Planning, Development, and Assessment has budgeted \$50,000 and engaged MSA to conduct a policy and ordinance review; and

WHEREAS, MSA requested a modification of the City’s Standard Terms and Conditions.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of La Crosse that it hereby approves a professional services agreement with MSA to conduct a study justifying the use of payment for municipal services agreements.

BE IT FURTHER RESOLVED that the Director of Planning, Development, and Assessment and the City Attorney are hereby authorized and directed to take all necessary steps to implement this resolution.

I, Nikki M. Elsen, certify that this resolution was duly and officially adopted by the Common Council of the City of La Crosse on October 12, 2023.



*Nikki M. Elsen, WCMC, City Clerk
City of La Crosse, Wisconsin*