

House \_\_\_\_\_ Amendment NO. \_\_\_\_\_

Offered By  
\_\_\_\_\_

1 AMEND House Committee Bill No. 23, Page 3, Section 59.800, Line 41, by inserting after all of  
2 said section and line the following:

3  
4 "64.002. For purposes of a zoning law, ordinance, or code authorized and enacted under this  
5 chapter, a zoning or property classification of agricultural or horticultural shall include any sawmill  
6 or planing mill as defined in the U.S. Department of Labor's Standard Industrial Classification  
7 (SIC) Manual under Industry Group 242 with the SIC number 2421.

8 65.702. For purposes of a zoning law, ordinance, or code authorized and enacted under  
9 sections 65.650 to 65.700, a zoning or property classification of agricultural or horticultural shall  
10 include any sawmill or planing mill as defined in the U.S. Department of Labor's Standard  
11 Industrial Classification (SIC) Manual under Industry Group 242 with the SIC number 2421."; and  
12

13 Further amend said bill, Page 15, Section 88.770, Line 47, by inserting after all of said section and  
14 line the following:

15  
16 "89.020. 1. For the purpose of promoting health, safety, morals or the general welfare of  
17 the community, the legislative body of all cities, towns, and villages is hereby empowered to  
18 regulate and restrict the height, number of stories, and size of buildings and other structures, the  
19 percentage of lot that may be occupied, the size of yards, courts, and other open spaces, the density  
20 of population, the preservation of features of historical significance, and the location and use of  
21 buildings, structures and land for trade, industry, residence or other purposes.

22 2. For the purpose of any zoning law, ordinance or code, the classification single family  
23 dwelling or single family residence shall include any home in which eight or fewer unrelated  
24 mentally or physically handicapped persons reside, and may include two additional persons acting  
25 as houseparents or guardians who need not be related to each other or to any of the mentally or  
26 physically handicapped persons residing in the home. In the case of any such residential home for  
27 mentally or physically handicapped persons, the local zoning authority may require that the exterior  
28 appearance of the home and property be in reasonable conformance with the general neighborhood  
29 standards. Further, the local zoning authority may establish reasonable standards regarding the  
30 density of such individual homes in any specific single family dwelling neighborhood.

31 3. No person or entity shall contract or enter into a contract which would restrict group  
32 homes or their location as described in this section from and after September 28, 1985.

33 4. Any county, city, town or village which has a population of at least five hundred and  
34 whose boundaries are partially contiguous with a portion of a lake with a shoreline of at least one  
35 hundred fifty miles shall have the authority to enforce its zoning laws, ordinances or codes for one  
36 hundred yards beyond the shoreline which is adjacent to its boundaries. In the event that a lake is

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1 not large enough to allow any county, city, town or village to enforce its zoning laws, ordinances or  
2 codes for one hundred yards beyond the shoreline without encroaching on the enforcement powers  
3 granted another county, city, town or village under this subsection, the counties, cities, towns and  
4 villages whose boundaries are partially contiguous to such lake shall enforce their zoning laws,  
5 ordinances or orders under this subsection pursuant to an agreement entered into by such counties,  
6 cities, towns ~~and~~ or villages.

7 5. Should a single family dwelling or single family residence as ~~defined~~ described in  
8 subsection 2 of this section cease to operate for the purpose as set forth in subsection 2 of this  
9 section, any other use of such home, other than allowed by local zoning restrictions, must be  
10 approved by the local zoning authority.

11 6. For purposes of any zoning law, ordinance or code the classification of single family  
12 dwelling or single family residence shall include any private residence licensed by the children's  
13 division or department of mental health to provide foster care to one or more but less than seven  
14 children who are unrelated to either foster parent by blood, marriage or adoption. Nothing in this  
15 subsection shall be construed to relieve the children's division, the department of mental health or  
16 any other person, firm or corporation occupying or utilizing any single family dwelling or single  
17 family residence for the purposes specified in this subsection from compliance with any ordinance  
18 or regulation relating to occupancy permits except as to number and relationship of occupants or  
19 from compliance with any building or safety code applicable to actual use of such single family  
20 dwelling or single family residence.

21 7. Any city, town, or village that is granted zoning powers under this section and is located  
22 within a county that has adopted zoning regulations under chapter 64 may enact an ordinance to  
23 adopt by reference the zoning regulations of such county in lieu of adopting its own zoning  
24 regulations.

25 8. For purposes of any zoning law, ordinance, or code authorized and enacted under this  
26 section, a zoning or property classification of agricultural or horticultural shall include any sawmill  
27 or planing mill as defined in the U.S. Department of Labor's Standard Industrial Classification  
28 (SIC) Manual under Industry Group 242 with the SIC number 2421."; and  
29

30 Further amend said bill by amending the title, enacting clause, and intersectional references  
31 accordingly.