WAPA NEWSLETTER

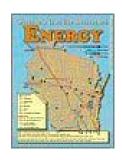
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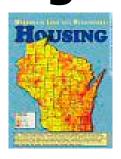
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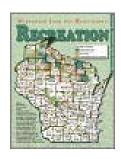
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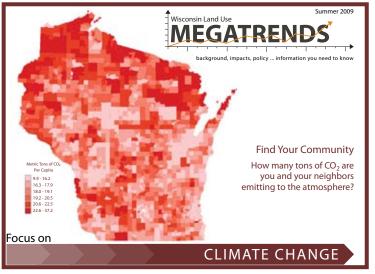
Wisconsin Megatrends: Climate Change











A new set of publications from the Center for Land Use Education. "Wisconsin Land Use Megatrends: Climate Change" explores the interconnections between land use and climate change. The publication draws on state and national trends to form a picture of increasingly unpredictable weather patterns, resulting land use and ecological changes, and impacts on infrastructure and the economy. The publication wraps up by looking at adaptation and mitigation strategies that are suitable for local government officials and policy makers.

You can access an electronic copy on the UWSP CLUE website: http://www.uwsp.edu/cnr/landcenter/pubs-megatrends.html This page includes links to additional publications in the Land Use Megatrends series, including Forests, Housing, Recreation and Energy.

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Submission of Articles: WAPA News welcomes articles, letters to the editor, articles from the WAPA districts, calendar listings, etc. Please send anything that may be of interest to other professional planners in Wisconsin. Articles may be submitted by mail, fax, or email. Articles may be edited for readability and space limitations prior to publication. Content of articles does not necessarily represent the position of APA, the WAPA Executive Committee, or the editor.

Submit articles by email attachment. Graphics are encouraged Deadlines:

Winter issue: submit by January 15. Spring issue: submit by March 15 Summer issue: submit by June 15 Fall issue: submit by September 15

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Visit the WAPA webpage for up-to-date news and information between issues of the WAPA Newsletter.

Planning For the Transition to Alternative Vehicles

By Dan Healy

The State of Wisconsin recently received a Clean Energy Grant of \$15 million from the US Department of Energy to assist local governments and private fleets in converting to alternative-fueled vehicles. Over 500 municipal cars and trucks from at least 120 fleets will be replaced with electric, plug-in hybrids, vehicles that use natural gas or that use biofuels. Part of this money will be used for establishing the refueling infrastructure for these various fuels.

This funding is part of the push by the Obama administration to transform the transportation sector of the US in order to reduce our vulnerability to a potential crisis in the Middle East that could disrupt our oil supply. This policy is put forward in the upcoming "American Clean Energy and Security Act of 2009" (HR2454), which lays out the work that needs to be done in order to build this foundation in order for all of us to share in a stronger national security. There are various areas of this Act in which planners will play a role. This article focuses on establishing the infrastructure for

many of the electric vehicles that are ready to be rolled out by car companies around the world.

Most of the charging of EV's will be done at home at night during off peak hours, but charging will also need to occur while people are out and about on trips longer than their batteries allow. This is where a county or regional planner would look at highway corridors

... even if battery-electric vehicles are recharged with electricity from power plants that use fossil fuels, they are up to 99 percent cleaner than conventional vehicles and can cut global warming emissions by as much as 70 percent.

Union of Concerned Scientists

between cities and try to set up strategic charging stations in between, at places close to exits such as restaurants, hotels, and gas stations. And within cities and towns, planners would try to locate the best spots for commuters, such as parking structures, municipal lots, or parking

lots of large companies. Municipalities can partner with local businesses and utility companies to help in sponsoring some of these charging stations.

As to the charging stations themselves, there is a company called Coulomb Technologies that has already established a number of their Charge-Point Networked Charging Stations around the US and in Europe that can charge at 120 or 240 volts. They are Internet capable which means that they are able to keep track of and document carbon savings for companies and municipalities, which will be of economic value once a new "Cap & Trade" system is in place. The fees paid for the charging sessions are a source of revenue as well, plus there are tax credits and grant opportunities available to help speed up the return on investment.

The ChargePoint's smart network capability is of great benefit to the utility companies, because with the large number of EV's projected to be on the road, there will be the ability to control when charging occurs so it does not overburden their power plants. A home charging smart plug is also in the works, which would help to maximize the efficiency of power plants by having the majority of charging done at night.

One question that comes up quite often is "Will there be much reduction

in pollution if we are charging from our existing power plants"? The Union of Concerned Scientists has stated that by going to electric vehicles, global warming emissions can be reduced by as much as 70%, even if we use our present infrastructure. Then there is also the added benefit of not having the direct contact at street level of exhaust that we have all had the experience of breathing; especially in the case of clunkers.

For more information, go to www.ecmo-bility.com, and also look for the regional distributor (Electricharge Mobility - WI,IL,MN,IA) at The Upper Midwest APA Conference in Chicago (Sept. 24-26).

If you have questions, you can also send your email to sustainabledan@aol. com

If you want an idea of how many electric vehicles will soon be coming out, go to www.pluginamerica.org





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Identifying Training Needs of Wisconsin's Professional and Citizen Planners Final Survey Report

AUGUST 28, 2009 By LINDA STOLL, UWSP

In 2008, the Wisconsin Chapter of the American Planning Association (WAPA) realized that it needed more information about the needs of its members in order to provide value for membership in the organization and to improve the quality of planning in the State of Wisconsin. This need was formally recognized as an action step in the Chapter's 2008-9 Strategic Plan. The chapter Board of Directors recommended that a member survey be conducted. Because the chapter has no paid staff, it voted to hire a person to develop, conduct and analyze the survey. The board sought funding assistance through the APA Chapter Presidents Council grant program.

The primary purpose of this grantfunded project was to identify educational needs of the members of the APA Wisconsin Chapter (WAPA), the Wisconsin members of AICP and the planning

commissioners in the state of Wisconsin. This knowledge will be used to guide WAPA in establishing the content of its annual conference, developing a plan for supporting Certificate Maintenance and, with the assistance of the Center for Land Use Education (CLUE) at UW Stevens Point, creating programs for plan commissioners in Wisconsin. Both WAPA and CLUE have existing programs but session evaluations have indicated that these programs need to be updated and new programs created. It is hoped that by allowing planners to identify their education needs and the chapter to provide appropriate education, we will demonstrate added value for being an APA member and thus potentially increase membership in both the chapter and national organization. An indirect benefit to WAPA and APA through improved plan commissioner training will be public officials and citizens who understand, support, and demand excellence in planning. By providing training that planners truly need, the quality of planning in the state should improve.

Most municipalities as well as state organizations that employ planners are undergoing critical budgeting issues. Among the first items to be cut are funds for professional membership and continuing education. Planners can no longer afford to attend every confer-

ence or workshop that looks interesting. These professionals must be strategic in spending their limited education dollars. Worst case, planners will need to use personal money to pay membership dues and for continuing education. It is imperative that WAPA understand specifically what planners need and the best way to deliver this education. Failure to meet these needs will result in an increased perception that belonging to APA and WAPA is of little or no value and thus lost membership.

While Wisconsin has two core areas containing members of the American Institute of Certified Planners (AICP) - Milwaukee and Madison, most of the state's certified planners are broadly dispersed across the state. Again, with travel and education budgets cuts, it will be increasingly more difficult to provide Certificate Maintenance (CM) programs to AICP members. Recent outreach to these planners has uncovered the harsh fact that unless WAPA can find a way to assist in the delivery of approved CM programs; many members will be forced to drop their AICP membership because they will not be able to afford to belong. Our inquiry also suggested that if members drop AICP membership, they will also drop membership in APA and WAPA. WAPA believes in CM and must find a way to identify what its AICP members need and how to best deliver these programs.

Wisconsin is slightly over three quarters of the way through its state mandated comprehensive plan creation program, which it set in motion in 1999. Although plan creation should continue beyond 2010, the law's intent was to push all local government units, numbering over 1,900, to create a comprehensive plan by that year. However, only the larger cities and villages have a professional planner on staff and, of Wisconsin's 72 counties, only about 25 employ planners. The remainder of the municipalities will depend on citizen plan commissioners to make day to day decisions. Since 1999, approximately 700 new planning commissions have been established in Wisconsin and we expect another 300 by 2010. We estimate that there will be 5,000-6,000 planning commissioners in Wisconsin, the majority of which will not have had any professional planning education.



This grant will allow WAPA to pay for the development, delivery and analysis of a survey to identify the training needs of citizen and professional planners as well as specific needs for continuing education for members of AICP. We will also be able to discover the best methods for delivering these programs and where these needs overlap, thus efficiently serve all the planners in Wisconsin.

Methods

A committee was formed of the Chapter President, Membership Director, Professional Development Officer, Certificate Maintenance Officer, and Planning Official Development Officer to generate a list of questions whose answers would help each committee member better serve the chapter membership. Board members were asked to suggest additional questions for the survey. Linda Stoll, Certificate Maintenance Officer and a staff member of CLUE agreed to

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serve as project director. The committee refined and condensed the question list. The final list of questions was entered into a survey vehicle offered by UW Stevens Point and an invitation to participate in the survey was sent electronically to all WAPA members with known e-mail addresses. We had originally planned to send the survey directly to plan commission members but could find no database for citizen planners in the state. The survey was redesigned to include a section asking planners that work with plan commission members to describe current citizen planner training and suggest topics and ways to improve this training.





Results

DEMOGRAPHICS

A total of 181 individuals participated in the survey of which 79 were members of AICP and 97 worked directly with plan commission members. District response was Northeast – 13%, Northwest – 13%, Southeast – 32% and Southwest – 23%. Thirty percent of respondents have been in the planning field longer than 21 years and twenty seven percent between 4-9 years. Forty six percent hold AICP certification and 62% have obtained a masters degree. More than half hold education in urban and regional planning though the overall mix of education was broad.

CHAPTER NEWSLETTER

Half of the respondents were satisfied or very satisfied with the newsletter. An additional 40% had a neutral opinion. Only 8% of respondents were dissatisfied. About half read a few articles in

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every newsletter. Fifty one percent feel that the newsletter is effective, 40% have a neutral opinion and 6% believe that is it ineffective. Suggestions for content varied but overall there was a request for more case studies and success stories, ideas for implementation of plan goals, detailed information on cutting edge planning tools and trends in planning, and updates on Wisconsin planning issues.

CHAPTER WEBSITE

A strong majority of the respondents felt that the legislative updates section of the website was the most helpful. This was followed by the employment postings and the online newsletter.

CONFERENCE ATTENDANCE

Thirty five percent of respondents attended the 2009 National Conference, however only 12% plan to attend the 2010 Conference. Thirty four percent attended the 2009 Spring Chapter Conference and 30% definitely plan to attend

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the 2010 Spring Conference. Fifty two percent attended the fall 2008 Upper Midwest conference in Madison and only 8% plan to attend the 2010 conference in Chicago. For the majority of the respondents, (52%) their employer pays for their conference attendance and an additional 21% have part of their fees paid for by their employer.

AICP MEMBERS

Slightly less than half of the respondents answering the question indicated that they were AICP members. Of those who are AICP members, sixty six percent have some or all of their dues paid for by their employer. The most effective way to receive CM education was through conferences followed by webinars.

WAPA INVOLVEMENT

Only 6% of respondents rated their involvement in the chapter as large or very large while 44% indicated that their



involvement was very small. The biggest barrier to greater member involvement was time.

PLAN COMMISSIONS

Sixty percent of respondents work with plan commission members. About one third of these represent communities that require or encourage these members to take training. Only 3% indicated that all of their commissioners had some type of training. The majority rely on someone outside of their local government to provide plan commissioner training. They also feel that face-to-face training with just their commissioners is the best way to receive training. The next alternative was face-to-face at the regional level. Most plan commissioners serve at least two terms with 48% serving three or more. The majority of the training focuses on the role of the plan commissioner as well as on comprehensive planning. One third offers some information on ethics. Little is offered on trends and new techniques and concepts.

Five Most Significant Planning Issues Effecting Planners Today

The top issue was economic development followed equally by downtown revitalization and sustainable community development. Next mentioned were bike

and pedestrian routes and stormwater management in that order.

Future Planning Issues

The top five future issues in order of importance are sustainable community development, economic development, water resources, local energy planning, and general infrastructure needs.

Requests For Additional Training

Training needs were spread over a wide range of topics. Top five vote getters in order of importance are sustainable community development, local energy planning, economic development, downtown revitalization and form-based codes.

Additional Comments

Forty one additional comments were received on a wide variety of topics. Several of the comments focused around issue with Certificate Maintenance such as access to training, affordability of training, AICP dues and training in their area of work. Those working in small and rural communities seem to have the greatest concern. Expanded web-based training was requested. Decreased employer subsidization of expenses was also mentioned. Several have indicated

that they will be dropping their membership in 2010.

Mention was made that conferences need to move past general information and offer detailed case studies on implementation and solutions to problems on a wider variety of topics. Sessions need to be more "how-to". Specific requests were made for information on Food Systems, Economic Development and Transportation Planning. Several requests were made to offer more session for small and rural communities. Several would like to see activities outside of the Madison-Milwaukee area. Others would appreciate more local activities for networking and training that would come at a lower cost.

A request was made to modernize the website and more actively use electronic communication to provide more frequent updates and information. Another suggested more outreach to new members/planners.

Recommendations

TOPICS FOR TRAINING

Conferences, the newsletter and the website need to provide more detailed information focusing on detailed information and case studies that demonstrate how to implement objectives. There is also interest on cutting edge technology and methodology. Respondents

wanted "how-to" information. Topics of interest include food systems, economic development, transportation planning, sustainable community development (implementation), local energy planning, downtown revitalization and form-based codes. Innovative storm water management was mentioned in the comments. More conference sessions and newsletter articles with a small/rural community focus were requested.

DELIVERY METHODS

Education through conferences was the preferred method of training followed by webinars. However, comments suggested that members would like more local networking and educational opportunities. WAPA should explore potential ways to modernize its website and increase its use of electronic communication. WAPA should consider a program to reach out to new members and young planners.

PLAN COMMISSIONER TRAINING

WAPA should continue to look for ways to educate plan commissioners but it is requested that this be done as close to commissioners' community of residence as possible or at conferences these people may already be attending. Currently, these volunteer citizen planners seem to associate more with munic-

ipal elected officials than they do with the planning community. More outreach will be needed to change this.

The State of Wisconsin does not have a comprehensive list of current plan commissioners. This makes outreach to this group of planners problematic. Effort should be made to develop a means of identifying these planners as well as ways to communicate with them.



COSTS FOR TRAINING

For the majority of respondents, employers pay all or at least part of their training costs. With community budgets becoming tighter, this source of funds may decrease potentially reducing attendance at any WAPA training event. Fees for all WAPA events should be kept as reasonable as possible and more low-cost opportunities offered.



AICP Review CDs Coming Soon!

WAPA is purchasing the AICP Exam Review CDs offered by the Chapter Presidents' Council. We will give away the CDs for **free**.

Contact Nancy Frank to reserve your copy: frankn@uwm.edu.



Boundary Agreements: A Report of Research in Wisconsin

By Eric Ryer Town of Cedarbjrg

Unless a boundary agreement between communities is in place, annexation and boundary disputes are ever-present problems facing planners, public managers and officials. Speaking in simplified terms, towns are motivated to keep land within their borders, while villages and cities generally seek to annex land for economic growth and tax base expansion. The demand placed on municipalities by this common interest in land often creates tense relationships between towns and villages/cities, which can worsen over time if local governments fail to consider and successfully address annexation and boundary dispute issues.

As part of a graduate thesis, I conducted a study that allowed attorneys specializing in municipal boundary agreement negotiations to share their experiences and perceptions of boundary agreement negotiations via a questionnaire. Specifically, the following research questions were addressed:

What variables are perceived to help communities reach boundary agree-

ments, or conversely, what variables are perceived to prevent them from reaching a boundary agreement? What is the perceived importance of the different variables to the boundary agreement process?

The qualitative survey data was analyzed to determine the importance of the variables, and whether they are perceived to have a positive or negative effect on the outcome of the negotiations. The attorneys completed questionnaires pertaining to both successful and unsuccessful boundary agreement negotiations for which they worked. Although this method did not result in a representative sample, there was justification for gathering data in this fashion (targeting attorneys) instead of a random mailing.

The attorneys completing the questionnaire were intricately involved in the negotiation process and possess a great understanding of the inner happenings of the specific agreements. This knowledge would enable them to answer all of the questions in the questionnaire. They could reference case notes to correctly answer the questions, whereas elected officials and administrators may not remember all of the details correctly and may not have notes from which to confirm information (not to mention those municipal officials involved in the process

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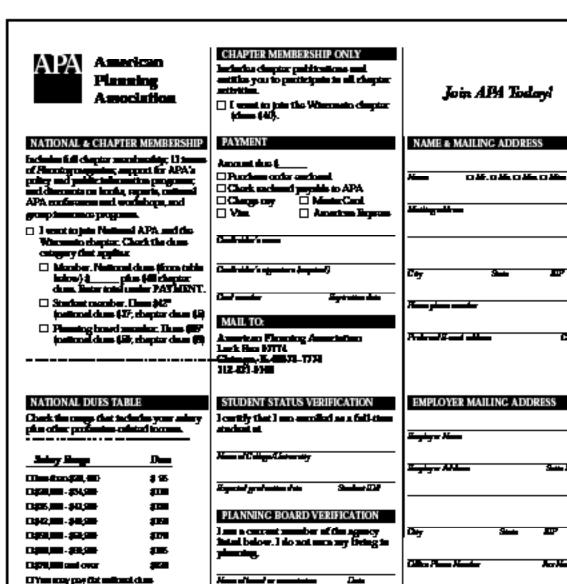


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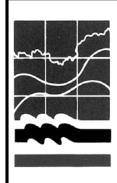
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Wisconsin Chapter, American Planning Association

Variables Perceived to Affect Outcome of Negotiations				
*=(N/A=1)	Rank Order	Successful Agreement Reached	Unsuccessful in reaching agreement	
Overall		72.7% (N=16)	27.3% (N=6)	
Good history / working relationship (N=5)	1	100%	0%	
Presence of shared services in negotiations (N=16)*	2	87.5%	12.5%	
Presence of revenue sharing in negotiations (N=7)*	3	85.7%	14.3%	
Open-minded approach (N=14)*	4	85.7%	14.3%	
Inter-local staff relationships indicated as positive (N=13) (N/A=8)	5	84.6%	15.4%	
Presence of open dialogue (N=19)*	б	84.2%	15.8%	
Town possessed item desired by Village/City (N=19)	7	78.9%	21.1%	
Presence of land use planning (N=18)	8	77.7%	22.3%	
Attorney knowledge rated above average or very knowledgeable	9	71.4%	28.6%	
Attorney knowledge rated below average or not knowledgeable	10	66.6%	33.4%	
Lack of revenue sharing in the negotiations (N=14)	11	66.6%	33.3%	
Poor history/ working relationship (N=17)	12	64.7%	35.3%	
Lack of land use planning (N=4)	13	50%	50%	
Lacked open-minded approach (N=7)	14	42.8%	57.2%	
Lack of shared services in negotiations (N=5)	15	40%	60%	
Town did not possess item desired by Village/City (N=3)	16	33%	66%	
Lack of open dialogue (N=2)	17	0%	100%	
Inter-local staff relationships indicated as negative (N=1)	18	0%	100%	



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Appleton, WI 800.571.6677 www.omnni.com Comprehensive Planning Economic Development Community Design Ordinance Development Environmental Planning Mapping/GIS may not be present in that specific community any longer). The attorneys also have a complete understanding of the statutes governing the process.

Many of the questions in the questionnaire measured perceptions of the respondents, and are not of an objective nature. Measuring this type of qualitative information, however, was the purpose of the study. To get at the heart of the issues of annexation and boundary agreement negotiations, the perceptions of the respondent are critical to presenting new information that is not contained in the literature regarding municipal boundary agreements. This information can be beneficial and help guide those embroiled in annexation and boundary disputes.

Although state statutes make available a menu of options from which to choose to end annexation/boundary disputes, the study focused principally on cooperative boundary agreements. It should be of note that 16 of the 22 questionnaires completed were for cases in which the negotiations resulted in a successful boundary agreement. In addition, the attorneys completing the questionnaires represented townships in 15 of the 22 cases, villages in six cases, and in one case represented the town and city involved.

Perceived Importance of the Variables

Table 1 shows the results of the respondents' perceptions of the importance of the different variables to the boundary agreement process. The variable perceived to be most important was whether or not the elected officials of the primary community (the community for which the attorney was completing the questionnaire) generally took an open-minded approach, or lacked an open-minded approach when considering elements of boundary agreement proposals made by the secondary communities (the other community involved in the negotiations). The respondent indicated this variable being very or somewhat beneficial in 86.7% of the cases in which the elected officials of the primary community were generally open-minded when considering elements of boundary agreement proposals made by the secondary communities, while the



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. . . WAPA is still searching for a volunteers willing to devote long hours for low pay to be our next conference coordinator.

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... it's time to vote.

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respondent indicated this variable being very or somewhat detrimental in 85.7% of the cases in which the elected officials of the primary community were generally not open-minded when considering elements of boundary agreement proposals made by the secondary communities. These results demonstrate the importance of an open and receptive mind to the boundary agreement process.

Other variables perceived as significantly important to the boundary agreement negotiations process are communication related, coming in the form of dialogue (open dialogue or lack thereof) (ranked #3) and history/working relationship (ranked #4). The remainder of the variables, apart from the importance of inter-local staff relationships, could be grouped together as planning related variables. These include the presence or lack thereof of the following: land use planning (ranked #5), town possessions desired by the village/city (ranked #6), shared services component (ranked #7) and revenue sharing component (ranked #9). Overall, these results demonstrate a higher perceived importance of healthy communication than other variables.

Variables Perceived to Help Reach Boundary Agreements

Table 2 shows the results of respondents' perceptions of which variables are

perceived by the attorneys that help communities reach boundary agreements, and which variables are perceived by the attorneys to prevent communities from reaching a boundary agreement. Each variable was presented in the positive and negative form, which demonstrates how either form of the variable is perceived by the respondents to affect the outcome of the boundary agreement negotiations.

The presence of variables such as a good history and working relationship, an open-minded approach toward the consideration of proposals made by secondary communities, and the presence of open dialogue were anticipated to be perceived as helping the communities reach a boundary agreement and did end up ranking toward the top. Conversely, a lack of an open-minded approach toward the consideration of proposals made by secondary communities, lack of open dialogue, and instances in which interlocal staff relationships were indicated as negative were anticipated to be ranked toward the bottom, and found themselves in the bottom five.

However, some results did not turn out as anticipated. For instance, the presence of shared services and revenue sharing components ranked in the top three variables in helping a successful outcome of the negotiations. Also, the possessions of a township desired







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Tel: 608.233.1827 Cell: 608.516.8423 by a village or city such as land was anticipated to be perceived as having a stronger affect on the outcome of the negotiations than shared services and revenue sharing components, but ranked considerably lower (ranked #7).

At the conclusion of the questionnaire was an open-ended question which asked the respondent to provide variables they considered important to the process that were not listed within the questionnaire. The fact that only two additional variables were listed by the respondents more than once (each additional variable was repeated only two times) indicated the questionnaire correctly identified and included those variables perceived by the attorneys to be most important to the boundary agreement process. Hopefully this information will be useful to communities grappling with annexation and boundary dispute issues.



Law Update

Court Decisions

By Brian W. Ohm, JD
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Wisconsin Court of Appeals opinions

Town's Approval of Condominium Violated Village ET Moratorium

In Village of Newburg v. Town of Trenton, the Wisconsin Court of Appeals held that the Town of Trenton in Washington County violated a temporary moratorium enacted by the Village of Newburg in the Village's extraterritorial jurisdiction. The Village's moratorium, enacted under the extraterritorial zoning process outlined in section 62.23(7a) of the Wisconsin Statutes, prohibited

the town from changing the zoning or land within the extraterritorial jurisdiction of the Village (one and one-half miles beyond the border of the Village) for 2 years. (There is no county zoning in Washington County. All the towns administer their own zoning ordinances.)

While the moratorium was in place, the Town approved a six-unit condominium development on a parcel zoned for "country estate residential" located within the Village's extraterritorial jurisdiction. The zoning allowed for single-family residential development at densities of one dwelling unit per acre. The proposed condominium development included one commercial/industrial unit and five residential units. The Village argued the development required a rezoning, an action prohibited by the moratorium.

The Town argued that since the development was condominium, the zoning process did not apply. The Court of Appeals noted that while section 703.37 of the Wisconsin Statutes states that zoning may not prohibit the condominium form of ownership, the proposed use envisioned by for the condominium development must comply with applicable zoning ordinances. If a condominium development proposes a use for a parcel of land prohibited by the zoning for that parcel, the Town needs to rezone the parcel if it wants to approve the develop-

ment, something the Town could not do because of the moratorium. The Court declared the Town's approval of the condominium development to be a "de facto rezoning" in violation of the Village's moratorium. The case is recommended for publication.

Legislative Update

By Steve Hiniker 1000 Friends of Wisconsin

September 1, 2009

These legislative updates and other related information are on the WAPA website's Law and Legislation page for members to access and continue to personally track the bills that they are interested in following more closely.

2009 - 2010 Wisconsin Legislative Session Bill Tracking New LEGISLATIVE PROPOSALS

AB 399 – Relating to costs eligible for reimbursement under the Local Roads Improvement Program administered by the Department of Transportation.

Under current law, the Department of Transportation (DOT) administers a Local Roads Improvement Program

(program) to assist counties, cities, villages, and towns (political subdivisions) in improving seriously deteriorating local roads.

Under the program, DOT may reimburse a political subdivision for up to 50 percent of the eligible costs of a completed improvement. An "improvement" is defined to include a highway construction project with a projected design life of at least ten years. With limited exceptions, improvements are eligible for reimbursement under the program only if they are made under contract awarded on the basis of competitive bidding.

Under this bill, a qualified, registered professional engineer employed by a political subdivision may perform engineering work for an improvement of the political subdivision and this engineering work is eligible for reimbursement under the program.

8/26/2009 – Referred to Committee on Transportation.

AB 408 Relating to financial assistance related to bioenergy feed-stocks, biorefineries, and conversion to biomass energy; the definition of the term agricultural use for the purpose of determining the assessed value of a parcel of land; requiring a strategic bioenergy feedstock assessment; creation of a bioenergy council; the agricultural and forestry diversification programs;

biofuels training assessment; a study of regulatory burdens relating to biofuel production facilities; marketing orders and agreements for bioenergy feedstocks; exempting personal renewable fuel production and use from the motor vehicle fuel tax, the petroleum inspection fee, and business tax registration requirements; an income and franchise tax credit for installing or retrofitting pumps that mix motor vehicle fuels from separate storage tanks; offering gasoline that is not blended with ethanol to motor fuel dealers; state renewable motor vehicle fuels sales goals; required sales of renewable motor vehicle fuels; use of petroleum-based transportation fuels by state vehicles; use of alternative fuels in flex fuel vehicles owned by the state; use of public alternative fuel refueling facilities; duties of the Office of Energy Independence; granting rulemaking authority; requiring the exercise of rulemaking authority; making appropriations; and providing penalties.

8/31/2009 – introduced by Joint Legislative Council

8/31/2009 – Referred to Committee on Renewable Energy & Rural Affairs.

SB 270 Relating to limiting the searchability of a governmental Internet listing of property taxes assessed. Under this bill, if a city, village, town, or county that maintains property

tax assessment records (taxation district) maintains an Internet listing of property taxes assessed by the taxation district and if the listing contains the name of a property owner whose property is assessed, the listing may not be searchable, by name, by members of the general public. Such an Internet listing may contain the property taxes assessed by the taxation district or each parcel number or street address within the jurisdiction. The bill also specifically authorizes a taxation district to maintain records in its offices that contain the property taxes assessed by the taxation district for each parcel number or street address within the jurisdiction, and these office records may also contain the name of the property owner.

8/21/2009 referred to committee on Health, Health Insurance, Privacy, Property Tax Relief, and Revenue

SB 276 Relating to requiring governmental bodies of school districts and certain political subdivisions to post meeting notices and minutes on their Web sites.

Currently, under the open meetings law, with certain exceptions, meetings of state and local governmental bodies must be preceded by public notice, must be held in places that are reasonably accessible to the public, and must be open to the public at all times, although

such meetings may convene in closed session for the purpose of considering certain matters specified by law. A public notice of a meeting of a governmental body must contain the time, date, place, and subject matter of the meeting and must be given at least 24 hours before the start of the meeting, although shorter notice, but never less than two hours, may be given under limited circumstances. The notice must be given to news media that have filed a request to receive such a notice and the notice must appear in the governmental body's official newspaper or, if none exists, in a news medium likely to give notice in the area.

Under this bill, a governmental body of a city, village, town, or county (political subdivision), or school district, that has a Web site is required to post a public notice of a meeting that is subject to the open meetings law on that political subdivision's or school district's Web site and also must post any minutes of the meeting that relate to business conducted during an open session of the meeting. The bill also allows a town that could otherwise comply with current law notice requirements by posting the notice in at least three places to meet the requirements by posting at the town hall and one other public place if the notice is also posted on the town's Web site. The bill defines "governmental body" to include

any formally constituted subunit of the governing body of a political subdivision or school district.

8/26/2009 referred to committee on Rural Issues, Biofuels, and Information Technology

SB 277 Relating to costs eligible for reimbursement under the Local Roads Improvement Program administered by the Department of Transportation.

Companion Bill to AB 399 (see above)

8/26/2009 referred to committee on Transportation, Tourism, Forestry, and Natural Resources.

SB 279 Relating to financial assistance related to bioenergy feedstocks, biorefineries, and conversion to biomass energy; the definition of the term agricultural use for the purpose of determining the assessed value of a parcel of land; requiring a strategic bioenergy feedstock assessment; creation of a bioenergy council; the agricultural and forestry diversification programs; biofuels training assessment; a study of regulatory burdens relating to biofuel production facilities; marketing orders and agreements for bioenergy feedstocks; exempting personal renewable fuel production and use from the motor vehicle fuel tax, the petroleum inspection fee, and business tax registration requirements; an income and franchise tax credit for installing or retrofitting pumps that mix motor vehicle fuels from separate storage tanks; offering gasoline that is not blended with ethanol to motor fuel dealers; state renewable motor vehicle fuels sales goals; required sales of renewable motor vehicle fuels: use of petroleum-based transportation fuels by state vehicles: use of alternative fuels in flex fuel vehicles owned by the state; use of public alternative fuel refueling facilities; duties of the Office of Energy Independence; granting rulemaking authority; requiring the exercise of rulemaking authority; making appropriations; and providing penalties.

Companion Bill to AB 408 (see above)

8/28/2009 Introduced by JOINT LEGISLATIVE COUNCIL. (This bill was prepared for the Joint Legislative Council's Special Committee on Domestic Biofuels.)

8/28/2009 Referred to committee on Rural Issues, Biofuels, and Information Technology

Updates on previously reported LEGISLATIVE PROPOSALS

Assembly Bills

Assembly Joint Resolution 65

To renumber and amend section 1 of article VIII; and to create section 1 (1) (e) of article VIII of the constitution; relating to: different property tax levy rates for parts of cities, villages, towns, counties, and school districts added by attachments to school districts, consolidations, and boundary changes under cooperative agreements (first consideration).

7/28/2009 referred to committee on State Affairs and Homeland Security.

AB 18 Tax Credit for Historic Rehabilitation

4/23/2009 – Passed in Assembly and sent to the Senate

4/26/2009 Referred to Senate Committee on Health, Health Insurance, Privacy, Property Tax Relief and Revenue.

AB 25 Relating to school board approval of subdivision plats

2/5/2009 Referred to committee on Urban and Local Affairs

AB 90 The operation of motorboats, other than personal watercraft, at slow- no-wake speed within a given distance of the shoreline of a lake.

2/24/2009 Referred to committee on Natural Resources

3/4/2009 – Fiscal Estimate Received

AB 92 The regulation, preservation, and restoration of historic buildings; the supplement to the federal historic rehabilitation tax credit and the state historic rehabilitation tax credit; requiring the certification of downtowns; promoting certain downtown areas in this state; highway projects involving business and downtown areas; granting rulemaking authority; and making appropriations.

2/24/2009 Referred to committee on Jobs, the Economy and Small Business (AB 92 is a Companion Bill to SB 55) 3/25/2009 – Fiscal Estimate received

AB 109 Relating to authorizing a city or village to extend the life of a tax

incremental district for one year to benefit housing in the city or village.

3/4/2009 Referred to the Committee on Housing

3/19/2009 – Fiscal Estimate received

4/15/2009 Public Hearing held

AB 113 Relating to changes to economic development tax benefit programs, providing an exemption from emergency rule procedures, and requiring the exercise of rule-making authority.

Consolidation of economic development zone programs

3/4/2009 Referred to committee on Jobs, the Economy and Small Business 4/30/2009 – Fiscal Estimate received

AB 165 Relating to expanding the types of property that may be specially assessed by a neighborhood improvement district.

5/13/09 – Passed in the Assembly and sent to the Senate

Referred to the Senate Committee on Labor, Elections & Urban Affairs.

AB 174 Authoring sharing of tax increments by certain remediation tax incremental districts.

Referred to Committee on Urban and Local Affairs

5/8/09 – Recommended passage and referred to Rules Committee.

AB 180 Changes to and extension

of the Environmental Results Program, extension of the Environmental Improvement Program and the length of a compliance schedule under that program, and reporting requirements for certain environmental programs.

Companion bill to SB 126 5/6/09 – Public Hearing held.

AB 205 – adopting changes to the Internal Revenue Code for state income tax purposes related to deductions for energy efficient commercial building.

Referred to Committee on Jobs, Economy and Small Business.

5/12/09 – Public Hearing held. 5/26/09 – Executive Action taken. 6/16/2009 – Passed in Committee 130 and referred to Joint Finance.

AB 213 relating to establishing and changing compensation for city and village elective offices; signing village contracts; bidding procedure for village public construction contracts; officer-of-the-peace status of village officers; publication by the city clerk of fund receipts and disbursements; village and 4 th class city regulation of political signs; liability of counties and cities for mob damage; means of providing police and fire protection by cities and villages; holdover status of appointed city and village officers; use of the s. 32.05 proce-

dure in villages for certain housing and urban renewal condemnation; and application of public contract bidder prequalification to 1st class cities.

Referred to Urban and Local Affairs Committee

5/5/09 Public Hearing held. 6/16/2009 – Passed out of committee and referred to Rules.

AB 243 relating to delaying the implementation date of the comprehensive planning statute for certain local governmental units.

4/30/2009 Referred to Committee on Urban and Local Affairs.

5/27/2009 – Fiscal Estimate received.

AB 256 – relating to the regulation of wind energy systems.

A special note on AB 256 Assembly Substitute Amendment 1 that was adopted includes language that allows a community to deny a site based on a comprehensive plan that designates an area for future residential or commercial use. However, the proposed language is problematic in that it does not define "residential" or "commercial" development. These terms can vary greatly among comp. plans. While it might not make sense to put a wind farm next to an area planned for dense residential development at 7 units per acre, it might make

sense to not prohibit wind farms in areas planned for residential development at

one unit per 20 acres.

This is may be something that WAPA would care to see clarified.

5/5/09 Referred to Committee on Energy & Utilities

5/12/09 – Public Hearing held.

7/8/2009 – Substitute Amendment 1 adpoted.

7/8/2009 – Passed out of committee 111

7/8/2009 – Referred to Rules committee

AB 260 related to extraterritorial plat approval on basis of land's use.

5/8/09 Referred to Committee on Renewable Energy and Rural Affairs.

AB 270 relating to utility aid payments to towns and counties for production plants that generate electricity from wind power.

5/19/2009 – Referred to Committee on Energy and Utilities.

5/27/2009 – Assembly Amend 1 offered.

AB 271 relating to professional land surveyors, the practice of professional land surveying, surveying land

abutting navigable waters, and granting rule-making authority.

5/19/2009 – Referred to the Consumer Protection committee.

7/01/2009 Public Hearing held.

8/26/2009 – Senator Schultz removed from sponsorship list.

AB 282 relating to the creation of regional transit authorities and making

appropriations.

5/27/09 – Referred to Committee on Transportation.

AB 288 relating to education and work experience requirements for registration as a professional engineer and examinations for professional engineering credentials.

6/2/2009 – Referred to Committee on Labor, Elections and Urban Affairs. 6/15/2009 – Fiscal Estimate

6/15/2009 – FISCAI ESTIMATE received.

AB 338 relating to retaining the real estate transfer fee.

7/8/2009 – Referred to Committee on Urban and Local Affairs.

7/31/2009 – Fiscal Estimate Received

Senate Bills

SB 47 Designating portions of the Totogatic River as a wild river

2/26/2009 Recommended by committee on Transportation, Tourism, Forestry, and Natural Resources. Available for scheduling.

SB 50 Legislative oversight of expenditure of federal economic stimulus funds

2/11/2009 Referred to committee on Ethics Reform and Government Operations

2/23/2009 – Fiscal Estimate received

SB 55 The regulation, preservation, and restoration of historic buildings; the supplement to the federal historic rehabilitation tax credit and the state historic rehabilitation tax credit; requiring the certification of downtowns; promoting certain downtown areas in this state; highway projects involving business and downtown areas; granting rule-making authority; and making appropriations.

State Historic Building Code Historic buildings used as multifamily dwellings

Historic rehabilitation tax credit

Certification and promotion of down-towns

Referred to Committee on Economic Development.

3/31/09 - Public hearing held.

SB 77 Changes to economic development tax benefit programs, providing an exemption from emergency rule procedures, and requiring the exercise of rule-making authority.

Consolidation of economic development zone programs

2/18/2009 Referred to Committee on Economic Development

5/7/2009 – Fiscal Estimate received.

SB 78 Protections for tenants in foreclosure actions

2/18/2009 Referred to committee on Judiciary, Corrections, Insurance, Campaign Finance Reform, and Housing

SB 81 Authorizing a city or village to extend the life of a tax incremental district for one year to benefit housing in the city or village.

2/18/2009 Referred to committee on Ethics Reform and Government Operations

4/29/2009 – Public hearing held. 6/3/2009 Passage recommended by committee 41.

Available for scheduling.

SB 117 Relating to extraterritorial plat approval on basis of land's use.

3/17/2009 Referred to committee on Rural Issues, Biofuels, and Information Technology

SB 131 Relating to authorizing the cities of Cudahy and Oak Creek to use environmental remediation tax increments generated by one environmental tax incremental district to benefit another environmental remediation tax incremental district.

3/24/2009 Referred to committee on Health, Health Insurance, Privacy, Property Tax Relief, and Revenue

SB 132 Relating to expanding the life of a tax incremental district in the city of Racine.

3/24/2009 Referred to committee on Health, Health Insurance, Privacy, Property Tax Relief, and Revenue

4/14/09 Public Hearing held.

SB 144 Authorizing sharing of tax increments by certain environmental remediation tax incremental districts.

3/31/2009 – Referred to committee on Health, Health Insurance, Privacy, Property Tax Relief, and Revenue. (Companion bill to AB 174)

4/13/2009 – Fiscal estimate received.

SB 145 Determining the value of billboards for personal property tax purposes.

3/31/2009 Referred to committee on Health, Health Insurance, Privacy, Property Tax Relief, and Revenue.

5/12/2009 – Fiscal Estimate received.

SB 172 Relating to limiting a city's and village's use of direct annexation and authorizing limited tow challenges to an annexation.

4/23/2009 Referred to Committee on Labor, Elections, and Urban Affairs.

5/8/2009 - Fiscal Estimate received.

SB 173 Relating to the removal of nonconforming outdoor advertising signs.

4/23/2009 Referred to committee on Transportation, Tourism, Forestry, and Natural Resources

5/21/09 – Public Hearing held.

SB 185 Relating to the regulation of wind energy systems.

5/4 Referred to Committee on Utilities, Energy and Rail.

5/12 – Public hearing held. (AB 256 is companion bill)

SB 205 Relating to the creation of regional transit authorities and making appropriations.

05/18/09 Introduced by JOINT LEGISLATIVE COUNCIL.

Referred to committee on Transportation, Tourism, Forestry, & Natural Resources (AB 282 is companion bill.)

6/9/2009 - Fiscal Estimate received.

WAPA Spring Conference

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APA Illinois is partnering with Landmarks Illinois and AIA Chicago to offer this landmark event, offering sessions appealing to all of these disciplines. Whether you're a planner, preservationist, architect, landscape architect or simply someone interested in these themes, we welcome your participation. If you are not a member of the American Planning Association, don't worry - you can create a free guest account at APA's conference registration page and

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EXTRA OFFERINGS

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Join over 500 planners from all over the Midwest for an exciting night in one of Chicago's most beautiful venues. The Crystal Gardens at Navy Pier will also allow you to experience the lakefront as only Daniel Burnham could have dreamed it! One ticket is included free with full registration.

AICP Exam Training Course

If you are interested in joining the American Institute of Certified Planners, this all-day course will provide a thorough look at the AICP exam and its major typical topic areas to help you prepare for your certification. This session is presented by the creators of Planning Prep and Houseal Lavigne Associates.

Food for Thought

There is no better way to immerse yourself in Chicago than by experiencing its historic neighborhoods during a night out with friends and colleagues. These events fill on a first come basis and are not included in the registration price.

- ☐ Berghoff German Restaurant (Chicago Loop) \$63
- ☐ Sangria Restaurant & Tapas Bar (Clybourn) \$37
- ☐ Calvoso Cafe & Checkerboard Lounge (Hype Park) \$40.
- ☐ Gino's East Pizzeria (River North)\$26
- ☐ Rumba (River North) \$74
- ☐ Blackie's (Printers Row) \$39
- □ Ed Debevic's Short Order Deluxe Diner (River North) \$24
- ☐ Three Happiness (Chinatown) \$20.
- ☐ Pump Room, Ambassador East Hotel (Gold Coast) \$84
- ☐ Pegasus (Greektown) \$22
- ☐ Rosebud (Little Italy) \$39
- ☐ Retaurante Nuevo Leon (Pilsen) \$15

Shows and Events

A number of special events have been added to further enhance your conference going experience. These events are not included in the conference registration.

Saturday Night

☐ The White City: Daniel Burnham's Dream \$25 ☐ Blue Man Group - Briar Street Theater \$64

Sunday Morning

☐ House of Blues Gospel Brunch (Adult) \$37.50

☐ House of Blues Gospel Brunch (Child: Age 6 thru 12) \$22

Wednesday (Optional - Advance Registration Needed) 8:30A-4:30P - AICP Exam Training Course (\$50.00 per person)

8:30A - 9:30A - Plenary Session - The Legacy of the Plan of Chicago CM 1

9:45A - 11:45A - Morning Mobile Sessions (Choose 1 - Advance Registration Needed)

T03. Waterfront Planning (Northerly Island - A Century of Progress) CM 1.5

- T01 Burnham by Boat Ch T02. Chicago's Near North Transformation into a Mixed-Income Community CM 2
- T04. 100 Years of Wacker Drive CM
- T05. Redevelopment & Revitalization in Rockford CM 1.5 T06. Chicago's Central Area Action Plan: Envisioning \$15B in Capital Improvements by 2020 CM 1.5
- T07 Gold Coast Evolving CM
- T08, Addressing Rapid Neighborhood Change ("Reconnecting Neighborhoods" Series) CM 1.5
- T09 Planning a Riverwalk: Capturing a Public Space on a Waterway CM 2
- T10. Underground Chicago CM:
- T11 Extreme Re-Use Projects CM 2
- T12. State Street Redevelopment CM 2
- ☐ T13. Chicago's South Lakefront Bike Tour (Short Version) CM 1.5

12:00P - 1:15P - Lunch Plenary Session - The Chicago 2016 Olympic Bid CM 0.5

- 1:45P 5:45P Afternoon Mobile Sessions (Choose 1 Advance Registration Needed) ☐ RO1. CREATE: Freight, Passenger, & Economic Benefits for the Nation CM 4
- R02. Quality of Life Planning in Urban Neighborhoods CM 2
- R03. Rogers Park Glenwood Ave Arts District CM 3
- R04. Legacy of the Plan of Chicago CM
- R05. Mr. Obama's Neighborhood: Hyde Park CM 4 R06. TODs in the South/Southwest Suburbs CM
- R07. Early 20th-Century Industrial Housing as a 21st-Century CM 2.5
- R08. Law & Ethics Seminar & Panel Discussion CM 3 Ethics and Law
- R09, 100 Years of Wacker Drive CM 2
- R10. Uptown Park Ridge CM
- R11. Comprehensive Planning for a Mature Unique City CM 1.5
- ☐ R12. Pullman: Model Industrial Town CM 4
- R13. Revitalizing the Central Axis: the Congress Parkway Streetscape & the Burnham Plan CM 2.5
- ☐ R14. Small Plans, Big Impacts: Near Southside's Hull House CM
- R15. Motor Row Landmark District Past, Present, & Future CM
- ☐ R16. Leveraging Olympic Investments ("Reconnecting Neighborhoods" Series) CM 3
- ☐ R17. Burnham by Bicycle: Ripping Up the Road CM R18. Chicago's South Lakefront Bike Tour (Long Version) CM

6:30P - 8:30P - Opening Reception - Crystal Gardens at Navy Pier (1 ticket included with registration)

8:30A - 9:30A - Plenary Session - Virtual Burnham 9:45A - 11:45A - PowerPlanningPalooza CN

12:15P - 1:15P - Awards Luncheon

1:45P - 5:45P - Afternoon Mobile Sessions (Choose 1 - Advance Registration Needed

- ☐ F01. Rogers Park Glenwood Ave Arts District CM
- ☐ F02. "The Last Four Miles" Plan & Northerly Island CM 3
- ☐ F03. Creating New Chicago Neighborhoods CM 4
- ☐ F04. The Neighborhood Sports Arena: An Oxymoron? ("Reconnecting Neighborhoods" Series) CM 3
- □ F05. Rails to Trails Urban Parkway Project CM
- ☐ F06. Chicago's Parks & Boulevards: Burnham & Beyond CM 3
- ☐ F07. Forging Successful Housing Partnerships in Suburbia CM 3
- F08. The Legacy of Edward Bennett in Lake County CM F09. AICP Code of Ethics & Ethical Behavior in Planning Practice CM 2 Ethics
- F10. A Century of TOD via the CTA's Brown-Line CM 4 F11. Riverside Historic Planned Community CM 3.
- ☐ F12. Comprehensive Planning for a Mature Unique City CM 1.5
- E13 TODs in the Western Suburbs CM
- ☐ F14. Downtown Evanston Walking Tour: Downtown Planning, Economic Development, & TOD CM 2
- ☐ F15. Campus Environment: Having It Both Ways CM 2.5
- ☐ F16. Preservation Planning in Oak Park CN ☐ F17. Planning a Riverwalk: Capturing a Public Space on a Waterway CM 2
- ☐ F18. Revive Wacker Drive: the Burnham Plan & the 2002 Rehabilitation of Wacker Drive CM 2
- ☐ F19. Burnham by Bicycle: Ripping Up the Road CM :
- F20. Chicago's South Lakefront Bike Tour (Long Version) CN

6:00P - 9:00P Food For Thought - Excursions to Chicago's Ethnic Neighborhoods (not included in reg.)

Saturday

9:00A - 12:00P Burnham Colloquium CM 3



Certification Maintenance (CM) Credits pending approval. Detailed descriptions of sessions and events are available at www.ilapa.org.