



**ASSEMBLY AMENDMENT 2,  
TO ASSEMBLY BILL 603**

January 19, 2016 – Offered by Representative JARCHOW.

1           At the locations indicated, amend the bill as follows:

2           **1.** Page 3, line 2: after “constructed” insert “wholly or partially within the  
3 shoreland setback area”.

4           **2.** Page 4, line 10: delete “pars. (b), (c), and (d)” and substitute “pars. (b), (bm),  
5 (c), and (d)”.

6           **3.** Page 4, line 12: delete lines 12 to 24 and substitute:

7           “(b) Except as provided in pars. (bm) and (c), if the closest principal structure  
8 in each direction along the shoreline to a proposed principal structure exists within  
9 250 feet of the proposed principal structure and both of the existing principal  
10 structures are set back less than 75 feet from the ordinary high-water mark, a  
11 county shoreland zoning ordinance shall establish a setback equal to the average of  
12 the distances that those structures are set back from the ordinary high-water mark  
13 but no less than 35 feet.

1 (bm) If a principal structure exists within 250 feet of a proposed principal  
2 structure in only one direction along the shoreline, is the closest principal structure  
3 to the proposed principal structure, and is set back less than 75 feet from the ordinary  
4 high-water mark, a county shoreland zoning ordinance may establish a setback  
5 equal to the average of 75 feet and the distance that the existing structure is set back  
6 from the ordinary high-water mark but no less than 35 feet.

7 (c) 1. Except as provided in subd. 2., if the closest principal structure in each  
8 direction along the shoreline to a proposed principal structure exists within 200 feet  
9 of the proposed principal structure and both of the existing principal structures are  
10 set back more than 75 feet from the ordinary high-water mark at or farther  
11 landward from the setback that was required at the time each structure was built,  
12 a county shoreland zoning ordinance may establish a setback equal to the average  
13 of the setbacks required for those structures at the time they were built.

14 2. Subdivision 1. does not apply if the resulting setback limits the placement  
15 of the proposed principal structure to an area on which the structure cannot be  
16 built.”.

17 (END)