

# State of Wisconsin



2021 Senate Bill 387

Date of enactment: **December 3, 2021**

Date of publication\*: **December 4, 2021**

## 2021 WISCONSIN ACT 105

AN ACT *to amend* 59.692 (1k) (am) 3.; and *to create* 59.692 (1) (ar) and 59.692 (1n) (d) 7. of the statutes; **relating to: county shoreland zoning ordinances relating to fences near public highways.**

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

**SECTION 1.** 59.692 (1) (ar) of the statutes is created to read:

59.692 (1) (ar) "Roadway" has the meaning given in s. 340.01 (54).

**SECTION 2.** 59.692 (1k) (am) 3. of the statutes is amended to read:

59.692 (1k) (am) 3. The standards prohibit considering a roadway, as defined in s. 340.01 (54), or a sidewalk, as defined in s. 340.01 (58), as impervious surfaces.

**SECTION 3.** 59.692 (1n) (d) 7. of the statutes is created to read:

59.692 (1n) (d) 7. A fence that is all of the following:

- a. No taller than 15 feet.
- b. Located no less than 2 feet landward of the ordinary high-water mark.
- c. Located entirely outside of a highway right-of-way, no less than 10 feet from the edge of a roadway, and no more than 40 feet from the edge of a roadway or highway right-of-way, whichever is greater.
- d. Generally perpendicular to the shoreline.

---

\* Section 991.11, WISCONSIN STATUTES: Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication."