



## **September Case Law Update September 30, 2017**

### **A summary of Wisconsin court opinions decided during the month of September related to planning**

For previous Case Law Updates, please go to: [www.wisconsinplanners.org/learn/law-and-legislation](http://www.wisconsinplanners.org/learn/law-and-legislation)

### ***Wisconsin Supreme Court Opinions***

[No planning-related cases to report.]

### ***Wisconsin Court of Appeals Opinions***

#### **County Levy for County-Wide Services Upheld**

In [Town of Grant v. Portage County](#), the Town and three residents sued the County over property taxes that Town property owners pay to the County for ambulance services provided by the County. The County has provided the service since 1950. Since 2012, the Town contracted with a different ambulance service to also provide ambulance services to its residents. Because of Town provided ambulance service, the Town argued that the County did not have the authority to levy a property tax on Town residents for the County's ambulance services.

The circuit court granted summary judgment in favor of Portage County. Upon review, the Wisconsin Court of Appeals affirmed the circuit court judgment finding that the County had the statutory authority to levy the property tax for the County services.

The case is recommended for publication in the official reports.

### ***U.S. Court of Appeals for the 7<sup>th</sup> Circuit Opinions***

[No planning-related cases to report.]