

August 5, 2022

Judge Rules in Village Board's Favor in Mandamus Lawsuit Regarding Direct Legislation Petitions

On February 24, 2022 the Village Board posted on the Village website its statement that it would take no action regarding the Petitions for Direct Legislation that were submitted to the Village Board. In March, 2022, the petitioners filed a Mandamus lawsuit in Milwaukee County Circuit Court against the Village seeking an order requiring the Village Board to adopt the ordinances or set them for a referendum vote.

On July 28, 2022, in the Milwaukee County Circuit Court, the presiding Judge granted the Village Board's motion for summary judgment seeking dismissal of the Petitioner's complaint. The Judge found that the proposed ordinances were not proper subjects for direct legislation because they would effectively repeal prior legislative actions of the Village Board. The court's decision affirms the Village Board's decision not to adopt the ordinances or to set them for referendum vote. On August 4, 2022 the Judge signed the Order dismissing the case.

William P. Dineen
Village Attorney
Village of River Hills
710 North Plankinton Ave., Suite 500
Milwaukee, WI 53203
(ph) 414-290-7591
(cell) 414-273-7410
wdineen@crivellocarlson.com