

1975 Senate Bill 806

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CHAPTER 217, Laws of 1975

AN ACT to amend 144.39 (1) of the statutes, relating to processing air contaminant project applications.

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

144.39 (1) of the statutes is amended to read:

144.39 (1) The department shall require that notice be given to it prior to the construction, installation or establishment of particular types or classes of air contaminant sources specified in its rules. Within 15 days after receipt of such notice, the department shall require, as a condition precedent to the construction, installation or establishment of the air contaminant source covered thereby, the submission of plans, specifications and such other information as it deems necessary in order to determine whether the proposed construction, installation or establishment will be in accordance with applicable rules in force pursuant to ss. 144.30 to 144.46. ~~If within, 144.54 and 144.57. Within 30 days after the receipt of such plans, specifications or other information the department determines shall issue an analysis to the effect of the proposal on ambient air quality, and for 30 days thereafter shall receive written comments on the proposal and analysis from interested persons, which shall be retained and considered in its determination. Within 90 days after the receipt of such plans, specifications or other information, the department shall either determine that the proposed construction, installation or establishment will not be in accordance with the requirements of ss. 144.30 to 144.46, 144.54 and 144.57 or applicable rules, in which case it shall issue either an order prohibiting the construction, installation or establishment of the air contaminant source. If the department does not issue such order within such 30 day period the construction or an order approving such construction, installation or establishment upon such conditions as are necessary to assure compliance with such requirements; or it shall determine that the proposed construction, installation or establishment will be in accordance with such requirements, in which case it shall issue an order approving such construction, installation or establishment. Construction, installation or establishment may proceed in accordance with the plans, specifications or other information, if any, required to be submitted~~ an order of approval only after it is received from the department.