

No. 598, A.]

[Published August 24, 1945.]

CHAPTER 564:

AN ACT to repeal and recreate 60.305 and to amend 60.306 (1) and (5) and 60.307 (2) of the statutes, relating to town sanitary districts.

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

SECTION 1. 60.305 of the statutes is repealed and recreated to read:

60.305 COMMISSIONERS, APPOINTMENT, QUALIFICATIONS, TERM, PAY. When a town sanitary district shall have been established in territory lying within 2 or more towns, the town board of the town containing the largest assessed valuation of taxable property of the district therein, shall within 60 days after the effective date of this section appoint or provide for an election for the purpose of selecting 3 town sanitary district commissioners. Commissioners shall be appointed or elected for a term of 2 years and shall be reappointed by the town board or elected at the regular town election. If the commissioners have been appointed and a change to election of the commissioners be requested by a petition submitted to the town board of the town containing the largest assessed valuation of taxable property in the district, the petition to be signed by at least 10 per cent of the qualified electors of the district, the designated town board shall call a special election for the proposed election of commissioners within 60 days from the date of receipt of the petition. Any vacancy may be filled by appointment for the remainder of the unexpired term. The salary, if any, of the commissioners shall be fixed by the town board. Where all the territory of a town sanitary district lies within one town, the town board may by a two-thirds vote constitute itself as ex officio the commissioners of the town sanitary district. In the event the town board does not constitute itself as ex officio the commissioners of the town sanitary district, then such town shall at once provide for appointment or election of 3 sanitary commissioners as provided in this section. All sanitary district commissioners shall be property owners and residents of the sanitary district.

SECTION 2. 60.306 (1) and (5) of the statutes are amended to read:

60.306 (1) The town sanitary district commission shall have charge of all * * * affairs of the town sanitary district. Such commission shall organize by electing one of its members president and another secretary, and may provide * * * a corporate seal of the town sanitary * * * district. The secretary shall keep a separate record of all proceedings and minutes of * * * meetings and hearings. *The secretary shall at the end of each fiscal year, such year to correspond with the fiscal year of the town in which the sanitary district is located, submit to such town board a report showing a complete audit of the financial transactions covered by this fiscal period and the report shall be incorporated in the annual report of the town containing the largest assessed valuation of taxable property in the district.* The treasurer of the town having the largest assessed valuation of taxable property within the district shall act as treasurer of the district, and shall furnish such additional bond as the commission may require. Where the town board constitutes the * * * sanitary district commission the chairman of the town shall act as president and the town clerk shall act as secretary.

(5) Any such town sanitary district may proceed under section 66.06 (22) to establish sewer rentals or sewerage service charges for all or any of the purposes provided under said section together with all subsequent amendments thereto, *and all provisions of section 66.06 (22) so far as applicable shall apply to such town sanitary districts.*

SECTION 3. 60.307 (2) of the statutes is amended to read:

60.307 (2) Every such resolution shall be offered and read at a meeting of the commission at which all the commissioners are present, and shall be published in a newspaper having a circulation within said district and published within the county in which such district is established, such resolution to be published not less than twice during the 30 days next following such reading, *and the commission shall cause copies of such resolution to be posted in not less than 3 public places within such district for a period of 30 days next following such reading,* and in order to be effective such resolution shall be passed at a meeting of the commissioners at which all members are present * * *. No such resolution shall be finally passed within a period of 10 days from the first publication or the date of posting thereof. When any such resolution shall be passed, it shall be recorded by being copied at length in a record book kept for that purpose.

Approved August 16, 1945.