



**ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO 1995 ASSEMBLY BILL 434**

September 14, 1995 - Offered by COMMITTEE ON ENVIRONMENT AND UTILITIES.

1 **AN ACT** *to renumber and amend* 66.896 (1); and *to create* 66.896 (1) (b) and
2 (c) and 144.025 (8) of the statutes; **relating to:** service connections to the
3 Milwaukee Metropolitan Sewerage District.

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

4 **SECTION 1.** 66.896 (1) of the statutes is renumbered 66.896 (1) (a) and amended
5 to read:

6 66.896 (1) (a) The Subject to par. (b), the commission may approve or
7 disapprove any connection with or use of the sewerage system by any town, city or
8 village or by any private person or corporation. The commission shall examine
9 proposed connections or uses and, shall hear all the parties in interest and shall
10 approve or disapprove a request for connection with or use of the sewerage system
11 within 60 days after receiving the request. Failure of the commission to approve or
12 disapprove a request within 60 days after its receipt constitutes approval of the
13 request. If the commission finds that any sewer connected or to be connected to the
14 sewerage system is defective in construction, design, supervision or operation, the

1 ~~commission may not permit any connection to be made or continued until the~~
2 ~~alterations, new construction and changes in supervision or operation required by~~
3 ~~the commission have been made.~~

4 **SECTION 2.** 66.896 (1) (b) and (c) of the statutes are created to read:

5 66.896 (1) (b) The commission shall approve a request for connection with or
6 use of the sewerage system if all of the following apply:

7 1. The facilities that will connect with or use the sewerage system are located
8 in the area within which the district may extend sewers, as identified in the most
9 recent areawide waste treatment management plan for southeastern Wisconsin
10 under 33 USC 1288.

11 2. The proposed connection or use meets all technical design and construction
12 standards of the district and the department of natural resources.

13 3. Sufficient transmission and treatment capacity exists within the sewerage
14 system to accommodate the proposed connection or use.

15 (c) The commission shall allow connection with and use of the sewerage system
16 by any person whose request the commission has disapproved under par. (a) if the
17 department of natural resources determines under s. 144.025 (8) that the
18 commission's disapproval under par. (a) was unreasonable.

19 **SECTION 3.** 144.025 (8) of the statutes is created to read:

20 144.025 (8) CONNECTIONS TO THE MILWAUKEE METROPOLITAN SEWERAGE DISTRICT.
21 If the Milwaukee Metropolitan Sewerage District disapproves the request of any
22 town, city, village, private person or corporation to connect with and use the district's
23 sewerage system under s. 66.896 (1) (a), the requester may file a written request with
24 the department to review the district's disapproval. The department shall review the
25 district's disapproval and if the department determines that the district acted

1 unreasonably, the department shall order the district to allow the requester to
2 connect with and use its sewerage system under s. 66.896 (1) (c).

3 (END)