

No. 91, A.]

[Published July 25, 1951.

CHAPTER 537.

AN ACT to create 66.05 (6) of the statutes, relating to excavations for buildings in towns, cities or villages in any county having a population of 500,000 or more.

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

66.05 (6) of the statutes is created to read:

66.05 (6) It shall be unlawful in any towns, cities or villages in any county having a population of 500,000 or more for any excavation for building purposes, whether or not completed, to be left open for more than 6 months without proceeding with the erection of a building thereon. In the event any such excavation, whether or not completed, remains open for more than 6 months, the inspector of buildings or other designated officer in such town, village or city shall order that the erection of a building on the excavation begin forthwith or in the alternative that the excavation be filled to grade. The order shall be served upon the owner of the land or his agent and upon the holder of any incumbrance of record in the manner provided in subsection (1). If the owner of the land fails to comply with the order within 15 days after service thereof upon him, the inspector of buildings or other designated officer of the town, village or city shall cause the excavation to be filled to grade and the cost shall be charged against the real estate in the same manner provided in subsection (2). The provisions of subsection (3) shall also apply to orders issued under this subsection. This subsection is intended to apply to excavations, whether or not completed, made prior to the effective date of this subsection except that its provisions shall not be enforced against such excavations until 6 months after such effective date. This shall not be construed to impair the authority of any city or village to enact ordinances in this field.

Approved July 6, 1951.