

No. 738, S.]

[Published October 4, 1961.

CHAPTER 508

AN ACT to create 59.07 (85) of the statutes, relating to air pollution control.

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

59.07 (85) of the statutes is created to read:

59.07 (85) AIR POLLUTION CONTROL. In any county, regulate by ordinance within the territorial limits of such county the ejection, discharge or emission into the open air of smoke and solids, liquids, gases, fumes, acids, burning embers, sparks, particulate wastes or dusts, including their radioactive fractions or counterparts, from any chimney, smokestack, vent, fuel-burning equipment, open fire, apparatus, device, mechanism, substance, material or premises. In aid of such regulations, prescribe rules, regulations and standards governing processes, control equipment, and devices, application of fuels and raw materials to equipment and processes; prescribe fees for the examination of plans, inspections, tests, issuance of permits for equipment and certificates of operation; provide in such ordinance for an appeal board and an advisory board and prescribe the powers

of each; prescribe penalties for violating such ordinance; provide for commencing actions to enjoin acts, threats of acts and the procuring or suffering of acts to be done in violation of such ordinance; and provide for a county department of air pollution control with necessary officers and assistants to perform any and all functions relating to enforcing such ordinance. Such ordinance shall not supersede any town, village or city ordinance which has been or may be enacted and which is at least equally restrictive.

Approved September 20, 1961.
