

1969 Senate Bill 91

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CHAPTER 19, LAWS OF 1969

AN ACT to amend 66.325 (1), (2) and (3) of the statutes, relating to emergency powers of municipalities.

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

66.325 (1), (2) and (3) of the statutes are amended to read:

66.325 EMERGENCY POWERS. (1) Notwithstanding any other provision of law to the contrary, the ~~common council of any city of the first class~~ governing body of any city or village is empowered to declare, by ordinance or resolution, an emergency existing within such city or village whenever conditions arise by reason of war, conflagration, flood, heavy snow storm, blizzard, catastrophe, disaster, riot or civil commotion, acts of God, and including conditions, without limitation ~~or restriction~~ because of enumeration, which impair transportation, food or fuel supplies, medical care, fire, health or police protection or other vital facilities of such city or village. The period of such emergency shall be limited by such ordinance or reso-

lution to the time during which such emergency conditions exist or are likely to exist.

(2) The emergency power of the ~~common council~~ *governing body* herewith conferred ~~shall include such~~ *includes the* general authority to order, by ordinance or resolution, whatever is necessary and expedient for the health, safety, welfare and good order of such ~~city~~ *municipality* in such emergency and shall include ~~such authority as is necessary and expedient~~ without limitation ~~or restriction~~ because of enumeration and shall include the power to bar, restrict or remove all unnecessary traffic, both vehicular and pedestrian, from the local highways, notwithstanding any provision of chs. 341 to 349 or any other provisions of law. The ~~common council~~ *governing body* may provide penalties for violation of any emergency ordinance or resolution, not to exceed the ~~maximum~~ *penalty of a \$100 fine* forfeiture or, in ~~lieu~~ *default* of payment thereof, 6 months' imprisonment for each separate offense.

(3) ~~In the event~~ *If*, because of such emergency conditions, the ~~common council~~ *shall be governing body* is unable to meet with promptness, the ~~mayor or acting mayor of any city of the first class~~ *chief executive officer or acting chief executive officer, including the village president or acting village president, of any city or village* shall exercise by proclamation all of the powers herewith conferred upon the ~~common council~~ *governing body* which within the discretion of the ~~mayor~~ *are said officer* appear necessary and expedient for the purposes herein set forth; ~~but~~ . Such proclamation ~~of the mayor~~ shall be subject to ratification, alteration, modification or repeal by the ~~common council~~ *governing body* as soon as the ~~common council~~ *shall be able to that body can meet*, but such ~~ratification, alteration, modification or repeal by the common council~~ *subsequent action taken by the governing body* shall not affect the prior validity ~~or force or effect~~ of such ~~said proclamation by the mayor~~.

Approved May 8, 1969.
