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## WISCONSIN LEGISLATIVE COUNCIL ACT MEMO

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**2017 Wisconsin Act 233**  
[2017 Assembly Bill 484]

**Residency Requirements for  
Town Sanitary District  
Commissioners**

Wisconsin law provides three alternative methods for selecting commissioners of a town sanitary district. First, the town board may constitute itself as the commission. Second, commissioners may be elected. Third, the commissioners may be appointed by the town board.

If the town constitutes itself as the commission, residency requirements do not apply. If the commissioners are elected or appointed, then they generally must be residents of the town sanitary district. However, a limited exception to that residency requirement applies to town sanitary districts composed primarily of summer resort property. [s. 60.74 (1) and 60.75 (3), Stats.]

In town sanitary districts composed primarily of summer resort property, **prior law** required **at least one** commissioner to be a resident of the district, and required nonresident commissioners to own property within the district.

**2017 Wisconsin Act 233** modifies that exception to allow **any** commissioners of town sanitary districts composed primarily of summer resort property to be nonresidents of the district. The Act retains the requirement that all nonresident commissioners must own property within the district.

*Effective date:* April 5, 2018

*Prepared by:* Anna Henning, Senior Staff Attorney

April 13, 2018

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This memo provides a brief description of the Act. For more detailed information, consult the text of the law and related legislative documents at the Legislature's Web site at: <http://www.legis.wisconsin.gov>.