

Filed October 21, 1975
4:30 pm. C. J. Paulson

PSC 50

CERTIFICATE

STATE OF WISCONSIN)
) ss.
PUBLIC SERVICE COMMISSION)

TO ALL WHOM THESE PRESENTS SHALL COME, GREETINGS:

I, Francesca A. di Lorenzo, Acting Secretary of the Public Service Commission of Wisconsin, and custodian of the official records of said Commission, do hereby certify that the annexed order repealing Wis. Adm. Code section PSC 50.02 (1), (3), (4), (9) and (12) was duly approved and adopted by this Commission on June 20, 1975.

I further certify that said copy has been compared by me with the original on file in this Commission and that the same is a true copy thereof, and of the whole of such original.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the Commission at the Hill Farms State Office Building, in the City of Madison, this 20th day of October, A.D. 1975.

Francesca A. di Lorenzo
Acting Secretary
PUBLIC SERVICE COMMISSION OF WISCONSIN

BEFORE THE
PUBLIC SERVICE COMMISSION OF WISCONSIN

In the Matter of Rules and Regulations in)
the Use of Highways) MC-326

ORDER REPEALING RULES

On March 10, 1975, the Public Service Commission issued a notice proposing the repeal of the rules set forth in the Wisconsin Administrative Code, Chapter PSC 50, "without public hearing thereon unless, within 30 days after publication of the notice, it is petitioned for a public hearing on the proposal by 25 persons who will be affected by repeal of the rules, a municipality which will be affected by repeal of the rules, or an association which is representative of a farm, labor, business or professional group which will be affected by repeal of the rules." (Section 227.02(1)(e), Wis. Stats.)

In compliance with section 227.018(2), Wis. Stats., the Commission by letters dated March 13, 1975, notified members of the Senate Standing Committee on Commerce, the Assembly Standing Committee on Transportation, and the Assembly Standing Committee on Highways of the aforesaid proposal to repeal rules as stated above. No notified standing committee of the legislature has directed the Public Service Commission to meet with it to review the draft of the proposed repeal of Wis. Adm. Code Chapter PSC 50.

On April 16, 1975, a petition bearing the signatures of 25 residents of the City of Lake Geneva was filed with the Commission. The petition requested that the matter be set for public hearing.

On April 17, 1975, the Commission issued a notice scheduling the matter for public hearing. Said notice was published in the Notice Section of the Wisconsin Administrative Register for April 1975.

Pursuant to due notice, hearing was held on May 13, 1975, in Lake Geneva, before Examiner Bryan J. Borman.

Appearances:

City of Lake Geneva, Petitioner, by
Roger D. Schneider, Business Admin.
Lake Geneva

Intervenor:

Jack Jorgensen, Captain
Wis. State Patrol, District 2
Waukesha

Of the Commission Staff:

Charles L. Hanson
Transportation Division

Findings of Fact

THE COMMISSION FINDS:

Improvements in the State Trunk Highway system, together with a reduction in the number of trucks operating on weekends, permit present restrictions relating to the use of highways on weekends to be eliminated, except on segments of highways in the Lake Geneva area. The removal of such restrictions in the Lake Geneva area at this time would create a safety problem and cause financial hardship on the Lake Geneva community.

Conclusions of Law

THE COMMISSION CONCLUDES:

That it has authority under Chapter 194, Wis. Stats., to issue an order repealing parts of Wis. Adm. Code Chapter PSC 50.

Order

THE COMMISSION THEREFORE ORDERS:

1. That pursuant to authority vested in the Public Service Commission by Chapter 194, Wis. Stats., it hereby repeals Wis. Adm. Code section PSC 50.02(1),(3), (4), (9), and (12).

2. That a certified copy of the repeal of the subsections of section PSC 50.02, as listed in paragraph No. 1, above, be filed with the Secretary of State and the Revisor of Statutes as required by section 227.023, Wis. Stats.

3. That the repeal of the named subsections of Wis. Adm. Code section PSC 50.02 become effective on the first day of January, 1976.

Dated at Madison, Wisconsin, June 20, 1975

By the Commission.

Francesca A. di Lorenzo
Acting Secretary