

No. 219, S.]

[Published April 19, 1949.

**CHAPTER 59.**

AN ACT to amend 30.05 (1), (2) and (7) of the statutes, relating to construction and maintenance of dams by municipalities.

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

30.05 (1), (2) and (7) of the statutes are amended to read:

30.05 (1) Every municipality, except cities of the first class, may \* \* \* authorize the construction, maintenance or repair of suitable breakwaters and protection piers along the shore of *or, subject to the provisions of chapter 31, dams across any lake or \* \* \* stream* adjoining or within the limits of such municipality, and may locate such structures within or without such limits.

(2) When it \* \* \* is deemed necessary to construct or repair any such breakwater, \* \* \* protection piers *or dam*, a plan of such work with specifications and

estimates of the costs of the work shall be prepared and presented to the county board of the county or the supervisors of the town, or trustees of the village or common council of the city, and when adopted shall, where required, be submitted to the proper officer of the United States or to the *Public Service Commission* for approval or consent to construct such protection. Every town and every village needing any such plans, specifications and estimates may, at its option, apply to the state chief engineer for them and it shall thereupon be his duty to supply them promptly and at the same cost that he furnishes similar work to state officers or departments. No work shall be done upon any such breakwater, \* \* \* pier or dam except in pursuance of a plan and specifications prepared and approved as aforesaid.

(7) The erection, *maintenance or repair* of such breakwater, \* \* \* protection \* \* \* pier or dam may be done by any county, town, village or city, separately, or by two or more acting together. When two or more municipalities propose so to co-operate, their governing boards or bodies shall first meet and adopt a method of procedure and apportion to each its share or proportion of the entire cost, which plan and apportionment shall be embodied in a resolution adopted by the joint board and later such resolution shall be adopted by each board separately.

Approved April 15, 1949.

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