

No. 838, A.

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CHAPTER 501

AN ACT to amend 30.21 (1) and 66.066 (1a) of the statutes, relating to public utilities securing an adequate water supply from the waters of Lake Michigan and Lake Superior and to the maximum distance municipalities may go beyond their corporate limits for water.

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

SECTION 1. 30.21 (1) of the statutes is amended to read:

30.21 (1) Upon compliance with such applicable regulations as may be imposed by the government of the United States and subject to chs. 196 and 197 and rules and orders of the public service commission issued pursuant thereto, any public utility may, pursuant to permit granted by resolution of the governing body of any city, village or town situated on any waters of Lake Michigan or Lake Superior or in the Great Lakes basin, construct, maintain and operate, upon and under the bed thereof adjoining such city, village or town, all cribs, intakes, basins, pipes and tunnels necessary or convenient for securing an adequate supply of water suitable for the purposes of such utility, *provided only, that concurrently with the construction of facilities for the withdrawal of water from the lakes, the city, town or village must construct sewage treatment and disposal works adequate to treat completely all sewage of the municipality and to return the purified effluent to the Great Lakes basin. Any city, village or town, the limits of which are within 50 miles of any such waters and any public utility serving the same shall be deemed to be situated on such waters within the meaning of this section and such municipality or public utility serving the same shall, subject to all the provisions of this section, have authority to acquire and own or lease sufficient real estate, not to exceed 50 miles beyond the corporate limits of such municipality, for the purpose of constructing, maintaining and operating thereon or thereunder, transmission facilities and structures, including cribs, intakes, basins, pipes and tunnels, necessary or convenient for securing an adequate supply of water suitable for the purposes of such municipality or utility.* Such facilities shall be so constructed, maintained and operated as to avoid material obstruction to existing navigation or the use of private property not owned by such utility.

SECTION 2. 66.066 (1a) of the statutes is amended to read:

66.066 (1a) Nothing herein shall be construed to limit the authority of any municipality to acquire, own, operate and finance in the manner provided in this section, a source of water supply and necessary transmission facilities (including all real and personal property) beyond its corporate limits, and a source of water supply * * * 50 miles beyond such limits shall be deemed to be within such authority.

Approved April 29, 1964.
