



1997 ASSEMBLY BILL 187

March 13, 1997 - Introduced by Representatives STASKUNAS, DUFF, KRUG, JENSEN, ZIEGELBAUER, R. YOUNG, BLACK, CULLEN, VRAKAS, LA FAVE, LAZICH, BOCK, RILEY and OTT, cosponsored by Senators ROSENZWEIG, BURKE and FARROW. Referred to Committee on Environment.

1 **AN ACT** *to renumber and amend* 66.076 (5); *to amend* 66.076 (1) and 66.076
2 (11); and *to create* 66.076 (5) (b) of the statutes; **relating to:** the imposition of
3 service charges for a storm water and surface water sewerage system.

Analysis by the Legislative Reference Bureau

Under current law, cities, villages, towns or certain metropolitan sewerage districts (municipalities) may construct, acquire or lease, extend or improve any plant and equipment within or without its corporate limits for the collection, transportation, storage, treatment and disposal of sewage either on its own or jointly with another municipality, or a city, village or town may contract with a metropolitan sewerage district for such services. Municipalities under current law may establish equitable sewerage service charges to cover the capital and operational costs of providing such sewerage services.

This bill provides that the current law provision for the imposition of sewerage service charges applies to sanitary sewers and creates new provisions that allow the imposition of equitable sewerage service charges for a storm water and surface water sewerage system. In addition, current law provisions that apply to sanitary sewerage systems apply to storm water and surface water sewerage systems.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

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

ASSEMBLY BILL 187**SECTION 1**

1 **SECTION 1.** 66.076 (1) of the statutes is amended to read:

2 66.076 (1) In addition to all other methods provided by law, any municipality
3 may construct, acquire or lease, extend or improve any plant and equipment within
4 or without its corporate limits for the collection, transportation, storage, treatment
5 and disposal of sewage or storm water and surface water, including the lateral, main
6 and interceptor sewers necessary in connection therewith, and any town, village or
7 city may arrange for such the service to be furnished by a metropolitan sewerage
8 district or joint sewerage system. Except as provided in s. 66.60 (6m), payment for
9 the same service or any part thereof of the service may be provided from the general
10 fund, from taxation, special assessments, sewerage service charges, or from the
11 proceeds of either municipal obligations, revenue bonds or from any combination of
12 these enumerated methods of financing.

13 **SECTION 2.** 66.076 (5) of the statutes is renumbered 66.076 (5) (a) and amended
14 to read:

15 66.076 (5) (a) For the purpose of making equitable charges for all services
16 rendered by the sanitary sewerage system to the municipality or to citizens,
17 corporations and other users, the property benefited thereby may be classified,
18 taking into consideration the volume of water, including surface or drain waters, the
19 character of the sewage or waste and the nature of the use made of the sewerage
20 system, including the sewage disposal plant. The charges may also include standby
21 charges to property not connected but for which such facilities have been made
22 available.

23 **SECTION 3.** 66.076 (5) (b) of the statutes is created to read:

24 66.076 (5) (b) For the purpose of making equitable charges for all services
25 rendered by a storm water and surface water sewerage system to users, the property

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1 served may be classified, taking into consideration the volume or peaking of storm
2 water or surface water discharge, topography, surface characteristics, extent and
3 reliability of mitigation or treatment measures available to service the property,
4 apart from measures provided by the storm water and surface water sewerage
5 system, and any other considerations that are reasonably relevant to a use made of
6 the storm water and surface water sewerage system. The charges may also include
7 standby charges to property not yet developed with significant impervious surfaces
8 for which capacity has been made available in the storm water and surface water
9 sewerage system.

10 **SECTION 4.** 66.076 (11) of the statutes is amended to read:

11 66.076 (11) The word "sewerage" as used in this section shall be considered a
12 comprehensive term, including all constructions for collection, transportation,
13 pumping, treatment and final disposition of sewage or storm water and surface
14 water.

15 (END)