

Assembly Bill 739

Published  
October 29, 1965.

**CHAPTER 307**

AN ACT to repeal 60.315 (1) (b) ; to amend 60.315 (1) (a) ; and to create 60.315 (7) and (8) and 60.316 of the statutes, relating to establishment of town sanitary district by a town board or state board of health or the establishment of a utility district by a town board and providing means of dissolving existing districts.

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

SECTION 1. 60.315 (1) (a) of the statutes is amended to read:

60.315 (1) (a) When the state board of health (referred to in this section as "the state board") through public hearing finds that private sewage disposal systems or private water supply systems or both, ~~in counties having a population of 500,000 or more or containing a city of the~~

~~2nd class, or in towns having an unincorporated village as defined in par. (b) with a population of 1,000 or more, are so located and operated that they cause or tend to cause a menace to health or comfort, or pollution of surface waters, and determines that there is no local action to correct the situation, it shall certify such fact to the towns in which such area is located and specify the proposed work which is necessary and the property which is to be included in the district. The town clerks of the area to be affected shall be given at least 30 days' notice by mail of the hearing and the town board shall publish notice of the hearing in a newspaper of general circulation in the proposed district at least 10 days prior to the hearing.~~

SECTION 2. 60.315 (1) (b) of the statutes is repealed.

SECTION 3. 60.315 (7) and (8) of the statutes are created to read:

60.315 (7) In lieu of establishing a sanitary district pursuant to sub. (2), a town board may create a utility district as specified in s. 66.072 following certification by the state board as to necessity for community action.

(8) The town board, upon request of the commissioners of a sanitary district, may after public hearing increase the territory of a sanitary district to include lands contiguous to and benefited by the sanitary district. The town board of the area to be affected shall publish notice of the hearing in a newspaper of general circulation in the proposed area being considered for addition to the district at least 10 days prior to the hearing.

SECTION 4. 60.316 of the statutes is created to read:

60.316 DISSOLUTION OF SANITARY DISTRICTS. An existing sanitary district created pursuant to s. 60.301 to 60.315 may be dissolved by a procedure similar to that by which it was created. Review proceedings, similar to those that may be utilized following creation of a district, may be initiated by 10 per cent of the property owners of the area comprising a district.

Approved October 26, 1965.

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