

CHAPTER 359

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CHAPTER 359

AN ACT to create 30.205 of the statutes, permitting the public service commission to establish zones for removal of lake bed materials in outlying waters.

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

30.205 of the statutes is created to read:

30.205 ZONING FOR CERTAIN LAKE BED REMOVALS. (1)

When any lake area, either through siltation or because of a lowered water level, becomes unfit for recreational use, the public service commission may establish zones within which the owners of developed riparian lands adjacent thereto may at their own expense remove material from the lake bed to restore the area to recreational use. Once the zone is established, s. 30.20 (1) (a) shall not apply.

(2) Upon application by a riparian owner for the establishment of a zone under this section or on its own motion, and at least 10 days following published notice in a paper of general circulation in the county in which the proposed zone lies, the commission shall hold a hearing on the question of establishing the zone. The zone shall be established by the commission only if it finds that the interests of the general public or of other riparian owners will not be adversely affected by such action. If the commission determines to establish a zone, it shall fix the zone's boundaries, determine the amount of material which may be removed and issue orders governing such removal.

(3) The public service commission may establish such rules and procedures as are necessary to implement this section and all actions by the commission under this section are reviewable under ch. 227.

(4) This section applies only to outlying waters as defined in s. 29.01.

Approved September 23, 1963.

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