



## 1995 SENATE BILL 630

March 19, 1996 – Introduced by Senators ROSENZWEIG and BURKE, cosponsored by Representatives WALKER, BOCK, LA FAVE and KRUG. Referred to Committee on Environment and Energy.

1     **AN ACT to create** 66.888 (1) (e) and 66.888 (1) (f) of the statutes; **relating to:** the  
2           inclusion of certain cities, villages and towns within the boundary of the  
3           Milwaukee Metropolitan Sewerage District and the payment of capital cost  
4           arrears to the district.

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### *Analysis by the Legislative Reference Bureau*

Under current law, the boundary of the Milwaukee Metropolitan Sewerage District (MMSD) is Milwaukee County and certain other areas that have been added to the district by the MMSD commission. MMSD also provides services, under contracts, to various communities that are near Milwaukee County. These contract communities are not within the MMSD's borders.

Under this bill, the boundary of MMSD is the boundary of the district that exists on the day before the boundary change takes effect and the boundary of that portion of any city, village or town that receives sewerage services from MMSD on the effective date of the bill. This boundary change takes place on the first day of the 12th month beginning after the effective date of the bill.

After the bill takes effect and before the boundary change occurs, a city, village or town may adopt a resolution declaring that it intends to discontinue receiving sewerage services from MMSD before January 2, 2001. MMSD is required to provide services to such a city, village or town until the city, village or town is able to provide its own sewerage services or until January 1, 2001, whichever occurs first.

If a city, village or town adopts a resolution declaring its intent to discontinue receiving sewerage services from MMSD, on the date that the city, village or town pays the amount of arrearages that it owes MMSD for amounts assessed by the district that relate to capital costs for the water pollution abatement program, the bill requires MMSD to reimburse to that city, MMSD's village or town a percentage of each grant related to point source pollution abatement that MMSD received from the state between 1982 and the date on which that city, village or town adopted its

resolution declaring its intent to discontinue receiving services. The percentage is based on a percentage of that city's, village's or town's waste flow into the MMSD system.

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

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

1           **SECTION 1.** 66.888 (1) (e) of the statutes is created to read:

2           66.888 (1) (e) 1. Notwithstanding pars. (b) to (d) and except as provided in  
3 par. (f), beginning on the first day of the 12th month beginning after the effective date  
4 of this subdivision .... [revisor inserts date], the boundary of the district is the  
5 boundary of the district that exists on the last day of the 11th month beginning after  
6 the effective date of this subdivision .... [revisor inserts date], and the boundary of  
7 that portion of any city, village or town that receives sewerage services from the  
8 district on the effective date of this subdivision .... [revisor inserts date].

9           2. If a city, village or town becomes part of the district under subd. 1., its elected  
10 executive officer is a member of the executive council under s. 66.882 (2) (b) and may  
11 participate in the appointment of commissioners under that paragraph.

12           **SECTION 2.** 66.888 (1) (f) of the statutes is created to read:

13           66.888 (1) (f) No city, village or town may become a part of the district as  
14 described under par. (e) 1. if, before the first day of the 12th month beginning after  
15 the effective date of this paragraph .... [revisor inserts date], the governing body of  
16 the city, village or town adopts a resolution that declares its intent to discontinue  
17 receiving sewerage services from the district on or before January 1, 2001, and  
18 forwards to the commission and to the secretary of natural resources a copy of the

1 resolution. If a city, village or town adopts such a resolution, all of the following shall  
2 occur:

3 1. The district shall continue to provide service to the city, village or town until  
4 the city, village or town is able to provide for its own sewerage system requirements  
5 or until January 1, 2001, whichever occurs first.

6 2. On the date on which a city, village or town pays to the district the amount  
7 of arrearages that the city, village or town owes the district for amounts assessed by  
8 the district that relate to capital costs for the water pollution abatement program,  
9 the district shall pay the city, village or town a percentage of each grant under s.  
10 144.24 that the district received from the state, beginning in 1982 and ending on the  
11 date on which a resolution is adopted under this paragraph, that is equal to the  
12 percentage that the city's, village's or town's flow is of the total district flow on the  
13 date on which the state grant is awarded.

14 (END)