

other duties as the commission may from time to time prescribe. The salary of such chief examiner unless a greater amount therefor is determined by the board of supervisors, shall not exceed \$1,500. The commission may also appoint such clerical or other assistants as it may deem necessary and fix their salaries. All such appointments shall be made subject to the provisions of sections 16.31 to 16.44.

Approved May 29, 1945.

No. 435, A.]

[Published June 1, 1945.]

CHAPTER 235.

AN ACT to amend 59.97 (1) (b) of the statutes, relating to the zoning power of counties in providing height regulations around airports.

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

59.97 (1) (b) of the statutes is amended to read:

59.97 (1) (b) The county board of any county or the common council of any city may by ordinance regulate, restrict and determine the location, height, bulk, number of stories and size of buildings and other structures and objects of natural growth, whether or not in existence on * * * June 7, 1941, in any territory in the county * * * in the vicinity of * * * any airport owned by such county or city * * * or privately owned, and may divide such territory into several areas and impose different restrictions with respect to each area which restrictions may be applicable to an entire town, city or village, or only a portion thereof. The county board or such common council shall, before it adopts such ordinance or ordinances, submit the same to the * * * governing board of the town * * *, city or village in which may be situated any lands affected by such ordinance, and thereupon obtain the approval of said * * * governing board or * * * boards, so far as the same affects the lands in such town * * *, city or village, such approval to be evidenced by resolution duly adopted by such governing board and in like manner any and all ordinances which may amend any ordinance, which have been adopted as herein provided, shall be submitted to said * * * governing boards of the towns, cities or villages, in which said lands are located and

their approval obtained as to each such change before the same shall be adopted by the county board *or such common council*. Such ordinance or amendments thereto may be adopted as to such town * * *, *city or village* which shall have given their approval thereto. In the exercise of * * * *their* power under this paragraph, the county board *or such common council* may, by eminent domain, remove or alter any buildings, structures or objects of natural growth which are contrary to the restrictions imposed in the area in which they are located, *except railroad buildings, bridges or facilities, provided that railroad, telegraph, telephone and overhead signal system poles and wires shall not be exempt from the operation of this section.*

Approved May 29, 1945.

No. 512, A.]

[Published June 1, 1945.

CHAPTER 236.

AN ACT to amend 40.21 (7) of the statutes, relating to the computation of tuition for nonresident students during periods when schools are closed because of contagion.

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

40.21 (7) of the statutes is amended to read:

40.21 (7) Tuition pupils shall have all the rights and privileges enjoyed by resident pupils. In computing tuition, 5 school days, including the legal holidays, shall constitute a school week; 20 school days, including legal holidays, shall constitute a school month. No deduction of tuition shall be made on account of absence on the part of any pupil, unless such pupil shall have been absent 10 consecutive school days. In case of a longer absence at one time, deduction shall be made only for the absence in excess of 10 days, *provided that when a school is closed pursuant to an order of the health officer during the term regularly established by the school board, and the expenses of instruction and maintenance are incurred by the district the same as if the school were operating, tuition shall be charged the same as if the school had been in session. This amendment (1945) shall be applicable to the 1944-1945 school year.*

Approved May 29, 1945.