

Chapter NR 494

ENFORCEMENT AND PENALTIES FOR  
VIOLATION OF AIR POLLUTION CONTROL  
PROVISIONS

NR 494.01	Applicability; purpose	NR 494.04	Tagging gasoline dispensing equipment
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**NR 494.03 Procedure.** If the department has reason to believe that a violation of ss. 144.30 to 144.426 or 144.96, Stats., ch. NR 101 or chs. NR 400 to 499, or of a permit, plan approval or special order issued by the department under ss. 144.30 to 144.426 or 144.96, Stats., has occurred, the department may proceed under s. 144.423, Stats.

History: Renum. from NR 154.08 (1) and am. Register, September, 1986, No. 369, eff. 10-1-86; renun. from NR 494.025, Register, January, 1993, No. 445, eff. 2-1-93.

**NR 494.04 Tagging gasoline dispensing equipment.** (1) **TAGGING.** If the department has reason to believe that a violation of s. NR 420.045 has occurred, the notice served on the alleged violator under s. 144.423 (1) (a) 1., Stats., may include a tag or other notice placed on the dispensing equipment that is alleged to be in violation of s. NR 420.045. The tag or notice shall indicate that the dispensing equipment on which the tag or notice is placed may not be used to dispense gasoline until the tag or notice is removed by or at the written direction of the department.

(2) **REMOVAL OF TAG.** The department shall remove or direct the removal of a tag or notice placed on dispensing equipment under sub. (1) only after the department finds that the dispensing equipment is in compliance with s. NR 420.045. The department shall make a finding regarding compliance within 2 working days after the receipt of written notice from the facility that the dispensing equipment has been repaired.

History: Cr. Register, January, 1993, No. 445, eff. 2-1-93.

**NR 494.05 Penalties.** Any person who violates any provision of ss. 144.30 to 144.426 or 144.96, Stats., ch. NR 101 or chs. NR 400 to 499 or a permit or special order issued by the department under ss. 144.30 to 144.426 or 144.96, Stats., is subject to the penalties provided under s. 144.426, Stats.

History: Renum. from NR 154.08 (2) and am. Register, September, 1986, No. 369, eff. 10-1-86; renun. from NR 494.03, Register, January, 1993, No. 445, eff. 2-1-93.