

TOWN OF WAYNE, WASHINGTON COUNTY, WISCONSIN

ADOPTION OF RESIDENTIAL AND COMMERCIAL BUILDING CODES

ORDINANCE NO. 2023-01

The Town of Wayne, Washington County, Wisconsin, do ordain, as follows:

Section 2.04 – Building Permit Required

No owner or contractor may commence construction of any building or mechanical system prior to obtaining a valid permit from the Municipal Building Inspector.

1. The construction which shall require a building permit includes, but is not limited to:
 - a. New 1 & 2 family and commercial building including agricultural buildings, detached structures (decks), and detached accessory buildings.
 - b. Additions increase the physical dimensions of a building including decks.
 - c. Alterations to the building structure, cost shall include market labor value, or alterations to the building's heating, electrical, or plumbing systems.
 - d. Replacement of major building equipment including furnaces and central air conditioners, water heaters, and any other major piece of equipment shall require a permit except as noted in below.
 - e. Any electrical wiring for new construction or remodeling excluding new wiring for existing industrial and manufacturing facilities that do not require State mandated building plan review.
 - f. Any HVAC for new construction or remodeling.
 - g. Any plumbing for new construction or remodeling.
 - h. Any new or re-wired electrical service, including services for agricultural buildings.

Section 2 – Adoption of State Codes

1. The following Chapters of the Wisconsin Administrative Code, as well as all subsequent revisions, are adopted by the Municipality and shall be enforced by the Building Inspector.
 - a. Ch. SPS 302.31 Plan Review Fee Schedule
 - b. Ch. SPS 305 Credentials
 - c. Ch. SPS 316 Electrical Code
 - d. Chs. SPS 320-325 Uniform Dwelling Code
 - e. Ch. SPS 327 Campgrounds
 - f. Chs. SPS 361-366 Commercial Building Code
 - g. Chs. SPS 375-379 Buildings Constructed Prior to 1914
 - h. Chs. SPS 381-387 Uniform Plumbing Code

Section 3 – Certified Municipality Status

1. Certified Municipality. The Town has adopted the Certified Municipality Status as described in SPS 361.60 of the Wisconsin Administrative Code.
 - a. Responsibilities. The Town shall assume the following responsibilities for the Department of Safety and Professional Services (Department):
 - b. Provide inspection of commercial buildings with certified commercial building inspectors.

- c. Plan Examination. Plan examination for all commercial buildings shall be done by Wisconsin Department of Safety and Professional Services.

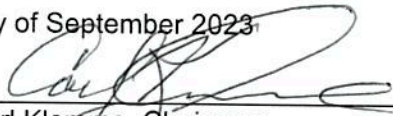
Section 4 – Building-HVAC-Electrical-Plumbing Inspector

1. Creation and Appointment. There is hereby created the office of Building Inspector. The Building Inspector shall be appointed by the municipality. The Building Inspector shall be certified for inspection purposes by the Department in the required categories specific under SPS 305, Wisconsin Administrative Code.
2. Assistants. The Building Inspector may employ, assign, or appoint, as necessary, assistant inspectors. Any assistant hired to inspect buildings shall be certified as defined in SPS 305, Wisconsin Administrative Code by the Department.
3. Duties. The Building Inspector shall administer and enforce all provisions of this ordinance.
4. Powers. The Building Inspector or an authorized certified agent of the Building Inspector may, at all reasonable hours, enter upon any public or private premises for inspection purposes. The Building Inspector may require the production of the permit for any building, plumbing, electrical, or heat work. No person shall interfere with or refuse to permit access to any such premises to the Inspector or his/her agent while in the performance of his/her duties. In the event that the Inspector is refused access to any such premises, then the Inspector is authorized to apply for a special inspection warrant pursuant to Section 66.0119, Stats.

Section 5 – Fees, Violations and Penalties

1. Fees shall be adopted by resolution.
2. Prohibition. No person, entity, or firm may construct, remodel, demolish, or repair any building in a manner which violates any provision or provisions of this ordinance.
3. Every person, firm, or entity which violates this code shall, upon conviction, forfeit not less than \$25.00 nor more than \$1,000.00 for each day of non-compliance, together with the costs of prosecution.
4. Violations discovered by the Building Inspector shall be corrected within 30 days, or more if allowed by the Inspector, after written notice is given. Violations involving life safety issues shall be corrected in a reasonable time frame established by the Building Inspector.
5. Compliance with the requirements of this ordinance is necessary to promote the safety, health, and well-being of the community and the owners, occupants, and frequenters of buildings. Therefore, violations of this ordinance shall constitute a public nuisance that may be enjoined in a civil action.

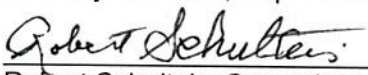
Adopted by the Town of Wayne on this 13th day of September 2023.



Carl Klemme, Chairman



Anthony Balistreri, Supervisor



Robert Schulteis, Supervisor

Attest:



Carol Gonwa, Clerk