

TOWN OF WAUTOMA ORDINANCE 01-2022

THE BOARD OF SUPERVISORS OF THE TOWN OF WAUTOMA, WAUSHARA COUNTY,
WISCONSIN, DOES ORDAIN AS FOLLOWS:

Section 1 - Authority

This ordinance is adopted pursuant to the authority granted under Wisconsin Statutes 60.22(3), 61.34 and 101.14(2).

Section 2 - Fire Protection Codes Adopted

1. *Applicability.* Every building or structure in the Town of Wautoma shall conform to the following requirements.
2. *Definitions.* Terms used in this section shall have the meanings as defined in the specific code section being enforced.
3. *Adopted Codes.* The following chapters of the Wisconsin Administrative Code are adopted and incorporated in this chapter by reference, including all amendments thereto:

SPS 361-366	Commercial Building Code
SPS 375-379	Buildings Constructed Prior to 1914
SPS 314	Fire Prevention
SPS 328	Smoke Detectors and Carbon Monoxide Detectors
SPS 330	Fire Department Safety & Health Standards
SPS 340	Gas Systems

Section 3 - Purpose

This ordinance is created by the Town Board of the Town of Wautoma with the intent of providing authority for fire inspections to be completed as directed under Wisconsin Statutes, to enhance the health, safety, and good order of the community, and to provide authority to enforce violation of fire regulations in the Town of Wautoma.

Section 4 - Fire Inspections

1. The Fire Chief of the Wautoma Area Fire District and the Fire Chief of the Wild Rose Area Fire District, the Town of Wautoma Fire Protection Providers, shall provide for the inspection of every public building and place of employment as required by Wisconsin Statutes 101:14(2)(b) either by providing or contracting for fire inspection services.
2. *Entering on Premises.* The Wautoma Area Fire District fire inspector and the Wild Rose Area Fire District fire inspector, or his/ her designee shall be granted free access to any property within the ~~village~~ ^{Town (SN)} at any reasonable time for the purpose of making fire inspections. No person shall hinder or obstruct the fire inspector in the performance of official duties or refuse to observe any lawful direction given by the fire inspector.

3. Special inspection warrant. If consent to enter personal or real properties which are not public buildings or portions of public buildings which are not open to the public has been denied, the fire inspector shall obtain a special inspection warrant under Wisconsin Statutes 66.0119 and 66.0119(3).
4. When a fire inspection report has identified violations or non-compliance issues, it shall be the obligation of the Fire Chief, or his designee, to follow up on such violation or non-compliance issues to seek compliance and resolution of any violations identified.
5. Re-inspection fees. The first follow-up inspection shall be free of charge. Each subsequent inspection for the same violation will be charged on a sliding scale starting at \$100.00, going up \$50.00 per inspection, to a maximum of \$500.00.
6. Both the Fire Chief and the Law Enforcement Authority having jurisdiction are provided authority to issue citations for failure to comply with the state fire codes.

Section 5 - Penalties

If the Fire Chief or the local law enforcement agency having jurisdiction determines after an inspection of a public building or place of employment that a violation of the Wisconsin Building Code exists, and that the owner or occupant has failed to correct such violation within the time limit shown on the violation, five (5) days, fifteen (15) days or thirty (30) days after notice thereof, then the owner or occupant of such building shall forfeit up to \$100.00 for each day of violation occurring after that date on which the respective department finds that the violation has not been corrected. Any person subject to forfeiture under this section shall also be responsible for all court costs, disbursements of the town for prosecution costs, and the actual and reasonable costs of prosecution including reasonable attorney fees.

All violation penalties and re-inspection fees not paid by November 15 of the year will be added to the tax rolls as a special charge against the property.

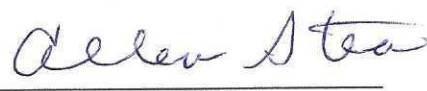
Section 6 - Effective Date

This ordinance shall be effective upon passage and publication.

Enacted by the Town of Wautoma, Board of Supervisors, this 11th day of April, 2022.

Ayes: 3 Nays: 0 Absent: —
TOWN OF WAUTOMA

By: 
Town Board Chairman

By: 
, Town Supervisor

By: 
Town Supervisor

Attest: 
, Town Clerk

PASSED: 4-11, 2022
APPROVED: 4-11, 2022
PUBLISHED: 4-12, 2022