

CHAPTER III

BUILDING CODE

SECTION 3.00. Adoption of Wisconsin Uniform Dwelling Code.

3.01. Chapter Ind 22, Wisconsin Administrative Code, Energy Conservation Standards of the One- and Two-Family Dwelling Code, as adopted and effective December 1, 1978, and Chapters Ind 20, 21, 23, 24 and 25, adopted and now effective, and all amendments thereto, are adopted and incorporated in this Code by reference.

3.02. The Town Building Inspector, as certified by the Department of Industry, Labor and Human Relations, is hereby authorized and directed to administer and enforce all provisions of the Wisconsin Uniform Dwelling Code. Notwithstanding the foregoing, the Town Building Inspector, if not certified as above, shall retain a person so certified for the purpose of making all inspections for new homes or habitable additions as required by the Wisconsin Uniform Building Code.

3.03. Any existing ordinances pertaining to the construction of new dwellings that conflict with this Chapter are hereby repealed. Any provisions of the Town of Lyons Building Code, as amended and now effective, which are not in conflict with this Chapter and which pertain to other than one- and two-family dwellings, shall remain in full force and effect until specifically amended or repealed, and are incorporated by reference. Notwithstanding the foregoing, the provisions of this Chapter shall apply to all habitable additions and alterations of dwellings.

3.04. The Town Board of the Town of Lyons is and shall be the "municipal authority" to conduct reviews under S. 68.09(2), Wis. Stats. Revised.

SECTION 3.10. Building Permit Required. No persons shall build, add to, alter, remove, or cause to be built, added to, altered, or removed any building or structure or any part thereof without first obtaining a State Uniform Building Permit. Such building permit shall be furnished by the Town. A copy of such permit, as issued, shall be filed with the Town Building Inspector.

SECTION 3.20. Building Permit Fee. There shall be a fee paid to the building inspector at the time of making the application for permit. Such fee shall be determined in accordance with a Building Permit Fee Schedule adopted by resolution of the Town Board, from time to time.

SECTION 3.30. Penalties. Any person, firm or corporation violating any provision of this ordinance shall, upon conviction thereof, forfeit not less than \$50 nor more than \$500, and the cost of prosecution, and

in default of payment of such forfeiture and costs may be imprisoned in the County Jail until such payment of such forfeiture and the costs of prosecution, or as otherwise ordered by the Court. Each day of violation shall constitute a separate offense. In any such action, the fact that a permit was issued shall not constitute a defense, nor shall any error, oversight or dereliction of duty on the part of the Town Building Inspector constitute a defense. In addition, the Town Board may provide for the enforcement of this Code and all other laws and ordinances relating to buildings, by means of the withholding of building permits and injunctive relief or action.