

## ORDINANCE NO. 2025-4

**AN ORDINANCE AMENDING CHAPTER 3  
OF THE MUNICIPAL CODE OF THE VILLAGE OF ROCHESTER  
TO PERMIT COLLECTION AND ADJUSTMENT OF FIRE INSPECTION FEES**

**WHEREAS**, the Village of Rochester seeks to update certain sections of the Village of Rochester Municipal Code for the sake of clarification, consistency, and to remedy oversights within the Village of Rochester Municipal Code; and

**WHEREAS**, Code section 3-2(C) currently specifically allows for a \$50.00 reinspection fee; and

**WHEREAS**, Code section 3-2(C) does not contain language allowing for the collection of fees for routine fire inspections; and

**WHEREAS**, Wis. Stat. s. 101.14, which governs routine fire inspections, does not prohibit municipalities from charging a fee for these services; and

**WHEREAS**, the Rochester Volunteer Fire Company wishes to charge a fee for routine fire inspections and adjust the amount of the fees as necessary when the Village Board adopts the Village Fee Schedule.

**NOW, THEREFORE**, the Village Board of the Village of Rochester, Racine County, Wisconsin, does hereby ordain as follows:

**Section 1:** Chapter 3 of the Village of Rochester Municipal Code entitled "Fire and Rescue Services and Safety," Section 3-2 entitled "Inspections," Subsection C is hereby repealed and recreated as follows:

C. Inspections and Reinspections. The property owner shall be required to pay a fee for any inspections or, in the event any violations are found, any reinspections necessary to determine compliance with the provisions of this chapter. The fees for these inspections and reinspections shall be set forth in the Fee Schedule. The Fire Company shall bill the property owner directly for these fees.

**Section 2:** CONTINUATION OF PROVISIONS

The provisions of this ordinance, to the extent that they are substantively the same as those of the ordinances in force immediately prior to the enactment of this ordinance, are intended as a continuation of such ordinances and not as new enactments, and the effectiveness of such provisions shall date from the date of adoption of the prior ordinances. In addition, the adoption of this ordinance shall not affect any action, prosecution, or proceeding brought for the enforcement of any right or liability established, accrued, or incurred under any legislative provision prior to the effective date of this ordinance for the time that such provision was in

effect, and the repeal of any such provision is stayed pending the final resolution of such actions, including appeals.

**Section 3: SEVERABILITY**

The several sections of this ordinance are declared to be severable. If any section or portion thereof shall be declared by a court of competent jurisdiction to be invalid, unlawful, or unenforceable, such decision shall apply only to the specific section or portion thereof directly specified in the decision, and shall not affect the validity of any other provisions, sections, or portions thereof of the ordinance. The remainder of the ordinance shall remain in full force and effect. Any other ordinance whose terms are in conflict with the provisions of this ordinance are hereby repealed as to those terms that conflict.

**Section 4: EFFECTIVE DATE**

This ordinance shall take effect on APRIL 24, 2025 after passage and posting and/or publication as provided by law.

Passed and adopted this 24TH day of APRIL, 2025.

VILLAGE OF ROCHESTER



Nick Ahlers, Village President

ATTEST:



Daniel Colwell, Village Clerk