

**ORDINANCE NUMBER 6.02**  
**AN ORDINANCE OF THE TOWN OF BLOOMING GROVE**  
**FOR ADOPTION OF RESIDENTIAL AND COMMERCIAL BUILDING CODES AND**  
**SETTING PERMIT FEES**

The Town Board of the Town of Blooming Grove, Dane County, Wisconsin, does ordain as follows: The previous version of Town Ordinance 6.02 (adopted in 2003) is hereby repealed and replaced with this version of Town Ordinance 6.02, effective October 15, 2020.

**Section 1 – Permit Required**

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

- 1) Construction which shall require a building permit includes but is not limited to:
  - a) New 1 & 2 family and commercial buildings including agricultural buildings, detached structures (decks), and detached accessory buildings.
  - b) Additions that increase the physical dimensions of a building, including decks.
  - c) Alterations to the building structure, or alterations to the building's heating, electrical, or plumbing systems. Calculated costs shall include market labor value.
  - d) Replacement of major building equipment including furnaces and central air conditioners, water heaters, and any other major piece of equipment requiring connectivity to utilities.
  - 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 Town of Blooming Grove, and shall be enforced by its designated Building Inspector:

Ch. SPS 302.31	Plan Review Fee Schedule
Ch. SPS 305	Credentials
Ch. SPS 316	Electrical Code
Chs. SPS 320-325	Uniform Building Code
Ch. SPS 327	Campgrounds
Chs. SPS 361-366	Commercial Building Code
Chs. SPS 375-379	Buildings Constructed Prior to 1914
Chs. SPS 381-387	Uniform Plumbing Code

### **Section 3 – Certified Municipality Status**

- 1) Certified Municipality. The Town of Blooming Grove has adopted the Certified Municipality Status as described in SPS 361.60 of the Administrative Code.
  - a) Responsibilities. The Town shall assume the following responsibilities for the Department of Safety & Professional Services (“Department”):
    1. Provide plan examination of commercial buildings with certified commercial building inspectors.
    2. Provide inspection of commercial buildings with certified commercial building inspectors.
  - b) Plan Examination. Drawings, specifications, and calculations for all the types of buildings and structures, except state-owned buildings and structures, to be constructed within the limits of the Town shall be submitted, if the plans are for any of the following:
    1. A new building or structure containing less than 50,000 cubic feet of total volume.
    2. An addition to a building or structure where the area of the addition results in the entire building or structure containing less than 50,000 cubic feet of total volume.
    3. An addition containing no more than 2500 square feet of total floor area and no more than one floor level, provided the largest roof span does not exceed 18 feet and the exterior wall height does not exceed 12 feet.
    4. An alteration of a space involving less than 100,000 cubic feet of total volume.
    5. A certified municipality may waive its jurisdiction for the plan review of a specific project or types of projects, or components thereof, in which as plans and specifications shall be submitted to the Department for review and approval.
    6. The Department may waive its jurisdiction for the plan review of a specific project, where agreed to by a certified municipality, in which case plans and specifications shall be submitted to the certified municipality for review and approval.
  - c) Plan Submission Procedures. All commercial buildings, structures, and alterations, including new buildings and additions less than 25,000 feet, require plan submission as follows:
    1. Building permit application.
    2. Application for review – SBD-118
      - a) Fees per Table SPS 302.31-2 and SPS 302.31
      - b) Fees apply to all commercial projects
    3. Four sets of plans
      - a) Signed and sealed per SPS 361.31
      - b) One set of specifications
      - c) Component and system plans
      - d) Calculations showing code compliance

#### **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 Town Board of the Town of Blooming Grove. 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 of 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 Building Inspector or his/her agent while in the performance of his/her duties. In the event that the Building Inspector is refused access to any such premises, then the Building Inspector is authorized to apply for a special inspection warrant pursuant to Section 66.0116 of Wisconsin State Statutes.

#### **Section 5 – Building Permit Fees**

- 1) Building Permit Fees shall be determined by the Town Board of the Town of Blooming Grove from time to time, at a publicly posted meeting.
- 2) No building permit shall be issued unless and until the fees have been paid to the Blooming Grove Town Clerk.

#### **Section 6 – Violations and Penalties**

- 1) 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.
- 2) Every person, entity, or firm which violates this Ordinance shall, upon conviction, forfeit not less than \$50.00 nor more than \$1000.00 for each day of non-compliance, together with the cost of prosecution.
- 3) Violations discovered by the Building Inspector shall be corrected within 30 days, or more if allowed by the Building Inspector, after written notice is given. Violations involving life safety issues shall be corrected in a reasonable time frame as established by the Building Inspector.

- 4) Compliance with the requirements of this Ordinance is necessary to promote the safety, health and well-being of the Town of Blooming Grove and the owners, occupants, and visitors of buildings within the Town. Therefore, violations of this Ordinance shall constitute a public nuisance that may be enjoined in a civil action.

The above and foregoing Town Ordinance 6.02 was duly adopted by the Town Board of the Town of Blooming Grove at a regular Town Board meeting held on the 14th day of October 2020 by a vote of \_\_\_\_ in favor, \_\_\_\_ opposed, and \_\_\_\_ abstaining.

By:

\_\_\_\_\_  
Town Chair Ronald P. Bristol

Attest:

\_\_\_\_\_  
Michael J. Wolf  
Town Administrator/Clerk/Treasurer

Dated: October 15, 2020