

Village of Sister Bay Code of Ordinances

Chapter 22

Fire Prevention and Protection

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Renumbered by Ordinance 156-111009

Amended Ordinance 2023-001 dated 1/17/2023

Amended Ordinance 2024-002

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1 FIRE PREVENTION AND PROTECTION

2 *Cross references: Any ordinance regarding the location of fire hydrants saved from repeal, § 1-10(a) (14);
3 buildings and building regulations, Chapter 14; automatic fire sprinkler system, § 14-61 et seq.

4 State law references: Authority generally, Wis. Stats. §§ 61.34(1), 101.14.

5 **Sec. 22.100 Purpose.**

6 The purpose of this chapter is to provide for fire inspections and prevention, detection and suppression of
7 hazards of fire and explosion in the village pursuant to Wis. Stats. § 101.14 and to adopt fire safety regula-
8 tions contained in the Wisconsin Administrative Code, all in order to provide for the health, safety and welfare
9 of village residents.

10 **Sec. 22.110 Definitions.**

- 11 (a) The definitions set forth in Wis. Stats. § 101.01 are adopted by reference.
12 (b) The term “Fire Chief,” as used in this chapter, means the chief of the Sister Bay Liberty Gove Fire De-
13 partment. (Ord 156)
14 Subsections (c) through (e) deleted by Ordinance 2023-001

15 **Sec. 22.200 Adoption of fire safety regulations.**

- 16 (a) Wisconsin State Statutes § 101.14 and the following chapters of the Wisconsin Administrative Code,
17 Department of Safety and Professional Services are adopted and incorporated by reference as if fully
18 set forth herein: SPS 307 Explosive Materials; SPS 340, Gas systems; SPS 314, Fire Prevention; SPS
19 315, Cleaning and Dyeing; SPS 361 and 366, Building and Heating, Ventilating and Air Conditioning
20 Code and Wisconsin State Statutes § 167.10 Regulation of Fireworks; and, Department of Agriculture,
21 Trade and Consumer Protection ATCP 93, Flammable and Combustible Liquids. (Ord 2023-001)
- 22 (b) Marking structures with engineered components. (Ord 156)
- 23 (1) All structures (commercial and residential) constructed with any or all of the above specified
24 material(s) after the effective date of this ordinance must have a reflective symbol affixed to
25 each electrical meter serving the structure.
- 26 (2) All commercial structures constructed with any or all of the above specified material(s) prior the
27 effective date of this ordinance must have a reflective symbol affixed to each electrical meter
28 serving the structure.
- 29 (3) The owner of any residential structure that was constructed with the above mentioned products
30 prior to the effective date of this ordinance is requested to place the reflective symbol on the
31 electrical meter serving the structure on a voluntary basis.
- 32 (4) All commercial structures constructed with any or all of the above specified material(s) must
33 have a secondary reflective symbol affixed to the structure at the eve height on the corner to the
34 left (when facing the building) of the address side of the building.
- 35 (5) The reflective symbol shall be in the form of a sticker placed on the electrical meter and a sec-
36 ondary sticker for commercial occupancies placed on a stainless steel plate. All building identi-
37 fication and placements of stickers shall be performed by the Sister Bay & Liberty Grove Fire
38 Department.
- 39 (6) Any person violating this ordinance by refusing to use the reflective symbol(s) or by removing
40 or damaging the reflective symbol(s) shall be subject to penalties in Section 22.501.

41 **Sec. 22.205 Fire and Explosive Hazards.**

42 (Amended Ordinance No. 151-060909)

- 43 (a) All activities involving the utilization, processing, or storage of flammable or explosive materials shall
44 be provided with adequate safety devices against the hazard of fire and explosion and with adequate
45 fire-fighting and fire-suppression equipment and devices that are standard in the industry and approved
46 by the Sister Bay Liberty Grove Fire Chief or designee.

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- 1 (b) All materials that range from active to intense burning shall be utilized, processed or stored only within
2 completely enclosed buildings, which have incombustible exterior walls and an automatic fire extin-
3 guishing systems as required by Section §14.61. Storage of flammable and explosive material, except
4 as prohibited by subsection (c), shall be in accordance with the requirement of chapter COMM. 10 of
5 the Wisconsin Administrative Code and the requirements of chapter NFPA 30 of the National Fire Pro-
6 tection Association.
- 7 (c) Notwithstanding the requirements of subsection (b) the storage or sale of fireworks as regulated by
8 Wisconsin State Statutes Section §167.10 shall not be permitted in the B-1, B-2 or B-3 zoning districts
9 except as listed below:
- 10 (d) An agent of the Village of Sister Bay with the appropriate Village issued permit for a fireworks display
11 done in conjunction with a Village festival or Village event may store fireworks for not more than 96
12 hours consistent with the storage requirements in §167.10.

13 **Sec. 22.400 Fire department inspections.**

- 14 (a) The Chief of the Fire Department shall, as often as may be necessary, but as a minimum in accordance
15 with Wis. Stats. § 101.14 provide for the inspection of every public building and place of employment
16 in the village to determine and cause to be eliminated any hazard of fire or explosion or any violation
17 of any law relating to such hazards or to the prevention of fires.
- 18 (b) Written reports of inspection shall be made and kept on file in the office of the Fire Chief in the manner
19 and form required by the state department of commerce.
- 20 (c) No person shall deny the Fire Chief or the Chief's Deputies free access to any public property or place
21 of employment within the village at any reasonable time for the purpose of making fire inspections. No
22 person shall hinder or obstruct the Fire Chief or his deputies in the performance of their duties or refuse
23 to observe any lawful direction given by them.
- 24 (d) The Fire Chief may obtain a search warrant under Wis. Stats. § 66.0119 when necessary, for the pur-
25 pose of making an inspection or investigation of any public building or premises or place of employ-
26 ment where the owner or occupant has refused the Fire Chief or the chief's deputies admission. No per-
27 son, having been advised of the existence of a search warrant to search the premises owned or occupied
28 by him, shall refuse to permit such search to be made.

29 **Sec. 22.405 Charge for false alarm responses caused by unattended electronic alarm system.**

- 30 (a) For the purpose of funding fire protection pursuant to Wis. Stats. § 61.34, property owners utilizing
31 electronic fire alarm devices shall be charged as follows for false alarm fire calls attributable to such
32 devices:
- 33 (1) First occurrence in a calendar year: No charge.
34 (2) Each occurrence thereafter in the same calendar year: \$250.00 per occurrence payable 30 days
35 from the date billed.
- 36 (b) This charge shall be billed to such property owner and collected by the Sister Bay and Liberty Grove
37 Fire Board and used to offset expenses of providing fire protection.
- 38 (c) Failure of a property owner to pay such charge within 30 days shall result in the placement of such un-
39 paid bill on the respective property listing on the village tax roll for collection through the property tax
40 collection process.

41 **Sec. 22.500 Notice of violations/order for elimination.**

- 42 (a) Following the inspections made pursuant to section 22.400, the Fire Chief shall provide written notices
43 to the owners of buildings inspected of any violations of law, including violations of the Wisconsin
44 Administrative Code, relating to hazards of fire or explosion or the prevention of fires and shall order
45 such hazards or other violations to be removed or corrected.
- 46 (b) The owners of such buildings shall cause the violations to be eliminated or corrected as designated by
47 the Fire Chief within the time set forth by the Fire Chief.

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- 1 (c) The service of written orders for the correction of such violations shall be made upon the owner either
2 by delivering a copy of the written orders to the owner or any person in charge of the premises, or by
3 mailing such orders to the owner by certified mail, return receipt requested. This subsection shall in no
4 manner preclude the Fire Chief from issuing oral orders in such manner as deemed appropriate under
5 the circumstances.

6 **Sec. 22.501 Penalties.**

- 7 (a) Any person who fails to correct the fire hazard complained of by the Fire Chief, within the period of
8 time set forth by the Fire Chief, in violation of this Chapter, may be required to forfeit not less than
9 \$100.00, nor more than \$500.00.
- 10 (b) A separate offense shall be deemed committed on each day during or on which a violation occurs or
11 continues.
- 12 (c) Each hazard listed in the order for elimination or correction shall constitute a separate violation.

13 **Sec. 22.503 Enforcement.**

- 14 (a) This chapter may be enforced by the issuance of a citation to any violator of this chapter by the Fire
15 Chief, by any sheriff, or deputy sheriff of the county, by any state officer with police powers or any
16 other duly appointed law enforcement officer of the village.
- 17 (b) In the alternative, any forfeitures imposed by this chapter may be sued for and recovered pursuant to
18 Wis. Stats. Chapter 778 in the name of the village.
- 19 (c) In addition to any enforcement by forfeiture action, the village may obtain injunctive relief to prevent,
20 enjoin, abate or remove the violation and may take such other action as is necessary to abate, correct or
21 remove any violations.

22 **Sec. 22.505 Costs of abatement, removal or correction.**

- 23 (a) Any and all costs incurred by the Village or the Sister Bay Liberty Grove Fire Department in the per-
24 formance of the abatement, removal or correction of any fire hazards constituting a violation of this
25 chapter, including costs of injunctive relief, shall be charged to the owners, occupant, person in control
26 of or person responsible for such violation. (Ord 156)
- 27 (b) In case of a failure to pay these costs, a statement of such costs shall be filed with the Clerk, and any
28 and all costs thereof shall be charged against the real estate upon which the violation was located, shall
29 be a lien upon the real estate, and shall be assessed and collected as a special tax.

30 **Sec. 22.510 Emergency authority of Fire Chief.**

31 In circumstances where, in the opinion of the Fire Chief, the violations of fire safety codes or the hazards of
32 fire or explosion present a situation so dangerous as to be an immediate threat of damage or injury to any
33 property or any person's life, safety or health, the Fire Chief may cause the immediate abatement, removal or
34 correction of the violation, including orally ordering an immediate vacation of the building, structure or prem-
35 ises which are threatened of those persons present on the premises.