

**ORDINANCE 2024-01
VILLAGE OF MISHICOT**

**AN ORDINANCE TO AMEND THE CODE OF THE VILLAGE OF MISHICOT, CHAPTER 147-3
BY ADDING SPS CHAPTER 327 TO §147-3(D)(1), WHICH INCLUDES CAMPING UNITS IN
THE BUILDING CONSTRUCTION CODE**

§ 147-3. Wisconsin Uniform Dwelling Code and Uniform Building Code adopted.

- A. Authority. These regulations are adopted under the authority granted by § 101.65, Wis. Stats.
- B. Purpose. The purpose of this section is to promote the general health, safety and welfare and to maintain required local uniformity with the administrative and technical requirements of the Wisconsin Uniform Dwelling Code and Uniform Building Code.
- C. Scope. The scope of this section of this chapter includes the construction and inspection of all one- and two-family dwellings irrespective of the date any such dwelling was built.
- D. Codes adopted.
 - 1. The Wisconsin Uniform Dwelling Code, Chs. SPS 320 through SPS 325 and SPS 327, Wis. Adm. Code, and all amendments thereto, is adopted and incorporated by reference and shall apply to all buildings within the scope of this section. The Wisconsin Administrative Code is available online at https://docs.legis.wisconsin.gov/code/admn_code.
 - 2. The Wisconsin Uniform Building Code prepared by the Building Inspectors' Association of Southeastern Wisconsin, as amended from time to time, is adopted and incorporated by reference. The latest revision of the Wisconsin Uniform Building Code is available online at <https://www.blasew.net/resources>.
 - 3. In the event of any conflict between the Wisconsin Uniform Building Code and the Wisconsin Uniform Dwelling Code, the provisions of the Wisconsin Uniform, Dwelling Code shall apply.
- E. Building Inspector. There is hereby created the position of Building Inspector, who shall administer and enforce this section and shall be certified by the Department of Safety and Professional Services, as specified by § 101.66(2), Wis. Stats., in the category of Uniform Dwelling Code Construction Inspector. Additionally, the Building Inspector or other assistant inspectors shall possess the certification categories of UDC HVAC, UDC Electrical, and UDC Plumbing. This position may, at the Board's discretion, be filled by a qualified employee of the Village or by a qualified independent contractor.
- F. Building permit required. No person shall build, add onto or alter any dwelling within the scope of this section in excess of \$5,000 value in any twelve-month period or build, add onto or alter any building within the scope of this section without first obtaining a building permit for such work from the Village Clerk- Treasurer. Any structural changes or major changes to mechanical systems that involve extensions shall require permits. Restoration or repair of an installation to its previous code-compliant condition as determined by the Building Inspector is exempted from permit requirements. Replacing existing siding with

the same materials, reroofing, and replacing floor coverings shall be exempted from permit requirements.

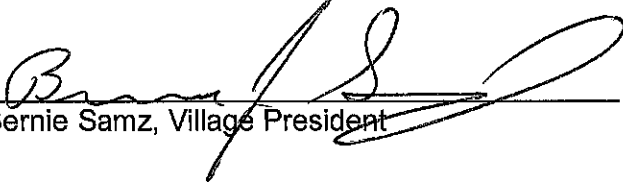
- G. Building permit fee. The building permit fee shall be adopted by the Village Board by resolution and shall be payable at time of issuance of such building permit and prior to the beginning of any construction. Work which has commenced prior to the issuance of a required building permit shall be charged double the normal fee or triple the normal fee as provided in the Uniform Building Code. This fee shall be in addition to any penalties provided for in Subsection J of this section.
- H. Procedure for obtaining a permit. Any person required to obtain a building permit under this section shall first apply for a zoning permit with the Village Clerk-Treasurer's office under the direction of the Zoning Administrator. The Zoning Administrator shall determine whether the proposed building or alteration complies with Chapter 395, Zoning, of the Village Code. Applicants shall also file their application for a building permit, together with the building permit fee and seal fee, with the Village Clerk-Treasurer at the time that application for a zoning permit is made. The Zoning Administrator shall forward the application, fee and a copy of the zoning permit to the Village Clerk-Treasurer within three business days of the granting of the zoning permit. In the event a zoning permit is not granted, the application and fees shall be returned to the applicant.
- I. Method of enforcement.
 - 1. Certified inspector to enforce. The Building Inspector or his or her delegated representatives are hereby authorized and directed to administer and enforce all of the provisions of the Uniform Dwelling Code and Uniform Building Code. The Building Inspector shall be certified for inspection purposes by the Department of Safety and Professional Services in each of the categories specified under § SPS 305.63, Wis. Adm. Code.
 - 2. Subordinates. The Building Inspector may appoint, as necessary, subordinates as authorized by the Village Board.
 - 3. Duties. The Building Inspector shall administer and enforce all provisions of this chapter and the Uniform Dwelling Code and Uniform Building Code.
 - 4. Inspection powers. The Building Inspector or an authorized certified agent may at all reasonable hours enter upon any public or private premises for inspection purposes and may require the production of the permit for any building, plumbing, electrical or heating work. No person shall interfere with or refuse to permit access to any such premises to the Building Inspector or his or her agent while in performance of his or her duties.
 - 5. Records. The Village Clerk-Treasurer shall perform all administrative tasks required by the Department of Safety and Professional Services under the Uniform Dwelling Code and Uniform Building Code. In addition, the Clerk-Treasurer shall keep a record of all applications for building permits in a file for such purposes and shall regularly number each permit in the order of its issue. Also, a record showing the number, description and size of all buildings erected indicating the kind of materials used and

the cost of each building and aggregate cost of all one- and two-family dwellings shall be kept.

- J. Penalties. The enforcement of this section and all other laws and ordinances relating to building shall be by means of the withholding of building permits, imposition of forfeitures and injunctive action and as provided in § 147-15 of this chapter.
- K. Effective date. This ordinance shall be effective upon passage and posting as provided by law.

Passed and adopted this 19th day of March, 2024.

Vote For: 7 Vote Against: 0 Not Voting: 0


Bernie Samz, Village President

Attest: 
Kathy Reissmann, Village Clerk-Treasurer

Date Adopted: 3/19/24
Date Posted: 3/20/24
Date Effective: 3/21/24

