

Town of Sumner
ORDINANCE 2019-0311
Jurisdiction over Commercial Electrical Installations

STATE OF WISCONSIN
Town of Sumner
Jefferson County

Sec. 1. AUTHORITY: These regulations are adopted under the authority granted by s. 101.86 Wisconsin Statutes and s. SPS 316.920 (2) of the Wisconsin Administrative Code.

Sec. 2. PURPOSE: The purpose of this ordinance is to promote the general health, safety and welfare of the public and to maintain required local uniformity with the administrative and technical requirements of the Wisconsin Administrative Code Chapter SPS 316: Electrical.

Sec. 3. SCOPE: The scope of this ordinance includes all new installations, reconstruction, alterations, and extensions of electrical wiring in public buildings and places of employment as defined in s. SPS 316.006 and the jurisdiction conditions of s. SPS 316.011 (1) (a).

Sec. 4. WISCONSIN ELECTRICAL CODE ADOPTED: The Wisconsin Electrical Code, Chapter 316 of the Wisconsin Administrative Code, its successors, and all amendments thereto, are adopted and incorporated by reference and shall apply to all buildings within the scope of this ordinance.

Sec. 5. COMMERCIAL ELECTRICAL INSPECTOR: The Town shall enter a contract with an agent for the administration and enforcement of this ordinance and said agent shall be certified by the Wisconsin Department of Safety and Professional Services (DSPS), Division of Professional Credential Processing, as specified by Wisconsin Statutes, Chap. 101, Sub. IV, 101.82 (2) as a Commercial Electrical Wiring Inspector who will act on behalf of the Town of Sumner as the Registered Inspection Agency under s. SPS 305.629

Sec. 6. RESPONSIBILITIES OF THE AGENT:

- (1) Facilitate plan review, permit issuance, and inspection regarding electrical wiring under Chap. SPS 316 as the agent of the Town and be responsible for all of the following:
 - (a) Utilizing persons appropriately certified under s. SPS 305.62 to conduct the inspections.
 - (b) Maintaining a record of the electrical permits issued under s. SPS 316.012.
 - (c) Making the records relative to permit issuance and inspections available to DSPS upon request.
 - (d) Providing inspection services for all inspections required under s. SPS 316.013.
 - (e) Cooperating with the DSPS in any program monitoring, enforcement activities, and investigations related to electrical wiring under the scope of Chap. SPS 316.
 - (f) Following all procedures established by DSPS for enforcement.
- (2) Conform to the requirements of s. SPS 305.62 for a certified Commercial Electrical Inspector as follows.
 - (a) Maintain a record of the inspections made including the dates and the findings of the inspections.
 - (b) Document any compliance deficiencies in the inspection report, and include the specific code reference or citation relative to the deficiency.
 - (c) Provide a copy of the inspection report to the property owner or his or her agent.
 - (d) Make inspection records available to the department upon request.
 - (e) Contact and indicate to the electrical utility, cooperative, or other entity furnishing electric current when an electrical service installation complies with Chap. SPS 316 within 2 business days of the determination of compliance.

Sec. 6. PERMIT REQUIRED: Before a person installs or alters electrical wiring in a public building, place of employment, farm, campground, manufactured home community, public marina, pier, dock, wharf, and recreational vehicle parks, they shall first obtain a permit for such work from the Commercial Electrical Inspector acting as the agent of the Town of Sumner in accordance with s. SPS 316.012. A permit shall expire 12 months after the day of issuance if installation of the electrical wiring has not commenced.

Sec. 7. PERMIT FEE: The permit fee shall be determined by the Town Board and shall be included in the approved town Building Inspection Fee Schedule, and as revised.

Sec. 8. ENFORCEMENT: The enforcement of this section and all other laws and ordinances relating to building and electrical wiring shall be by means of the withholding of building permits, imposition of forfeitures and injunctive action.

Sec. 9. PENALTY PROVISIONS: Any person who violates any of the provisions of this ordinance shall be subject to a forfeiture of no less than \$25.00 nor more than \$1,000.00 for each day of noncompliance as may be assessed by the Town Board or its designee.

Sec. 10. COLLECTION OF PENALTIES AND COSTS: The Town of Sumner will employ Town of Sumner Ordinance # 2017-1014, *Forfeitures and Citations for Violations of Town Ordinances* to assess and recover forfeitures, penalties, costs, and damages from persons who violate this ordinance; and may pursue any other appropriate legal or collection actions.

Sec. 11. SEVERABILITY: If any provision of this ordinance or its application to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of this ordinance that can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are severable.

Section 12. NONEXCLUSIVITY: Adoption of this Ordinance in no way precludes the adoption of any other ordinance providing for enforcement of any law or ordinance relating to the same or other subject matter.

Effective Date: This Ordinance shall take effect June 1, 2019 after passage and adoption by the Town Board and publication and posting as required under s. 60.80, Wis. Stats.

Adopted this 11th day of March, 2019.

_____ John Dohner, Jr., Chairman

_____ Randall Burdick, Supervisor I

_____ Rosemary Olson, Supervisor II

Attest: _____ Glendan Rewoldt, Clerk

Ayes: _____ Noes: _____ Absent: _____ Abstain: _____