

- 6) Cash Deposit.
 - a) Before a permit is issued to move any building over any public way in this Municipality, the party applying for said permit shall make a cash deposit to the Municipality in a sum, to be fixed by the Town, which sum shall not be less than Five Thousand Dollars (\$5,000.00). Said cash deposit shall be held for indemnification of the Town for any costs or expenses incurred by it in connection with any claims for damages to any persons or property, and the payment of any judgment, together with the costs or expenses incurred by the Municipality in connection therewith, arising out of the removal of the building for which the permit is issued. The cash deposit shall be refunded if after the building is moved and the Building Inspector and Administrator have found that the permit was complied with and no damages were caused by the move.
 - b) The cash deposit refund process required by (a) shall be further conditioned upon the permittee erecting adequate barriers and within forty-eight (48) hours, filling in such excavation or adopting and employing such other means, devices or methods approved by the Building Inspector and reasonably adopted or calculated to prevent the occurrences set forth herein. The Building Inspector may waive the timelines in this paragraph if the Building Inspector, after investigation, determines that the excavation exposed by the removal of such building from its foundation is not so close to a public thoroughfare as to constitute a hazard to persons, particularly, children under 12 years of age.
- 7) Insurance. The Building Inspector shall require, in addition to said bond above indicated, public liability insurance covering injury to one person in the sum of not less than Five Hundred Thousand Dollars (\$500,000) and for one accident, aggregate not less than One Million Dollars (\$1,000,000), together with property damage insurance in a sum not less than Five Hundred Thousand Dollars (\$500,000), or such other coverage as deemed necessary.
- 8) Town
 - a) Whenever an application for relocation of a building is made to the Building Inspector, the Building Inspector shall request a meeting with the Town Administrator to review the application. Such application shall include elevations of the building at its proposed new location, plans and specifications of such proposed alterations and views of same, in case it is proposed to alter the exterior of said building, as well as plans and specifications of such proposed alterations, and a site plan showing the location of the building on the final resting site. The Building Inspector shall inform the Town Administrator via written statement whether or not the application complies, in all respects, with all other ordinances of the Town and such written statement will be attached to and incorporated with said application for relocation.
 - b) No permit shall be granted if the relocation of such building will cause a substantial depreciation of the property values of the neighborhood to which the building is to be relocated. Upon referral or recommendation from the Building Inspector and finding just cause, the Town Administrator may not issue a permit for relocation of a building unless he/she finds that the current exterior appearance and design of the building to be moved and altered will ultimately be consistent with the exterior appearance and design of the buildings already constructed or in the course of construction in the immediate neighborhood, or with the character of the applicable district established by the zoning ordinances currently in force. In the event that a building will be moved and altered to be consistent with the existing buildings in the immediate neighborhood and/or with the character of the applicable zoning district, such alteration must be completed in a time frame to be determined by the Town Administrator
 - c) Before a permit shall be issued for a building to be moved and altered, the applicant shall deposit a cash deposit of not less than \$5,000 with the Town to secure the timely completion of all proposed exterior alterations to said building, as set forth in the plans and specifications. This cash deposit shall be in addition to any and all other bonds or sureties which may be required by this or other applicable ordinances of the Town. The cash deposit shall be refunded after the exterior alterations are completed and the Building Inspector has found the siting of the building after moving and the building exterior comply with the approved plans and within the approved time frame for completion. The deposit shall be forfeited if the exterior of the building does not comply with the approved plans or if the time frame for completing the work is not met. No occupancy permit shall be issued for and building covered under this Section until the approved exterior alterations have been completed.
 - d) In the event a building will be moved by truck or other means to a temporary resting site, the applicant must notify the Town Administrator of the temporary site with the initial application. In addition, the permanent move to the final building site must be completed within no more than sixty (60) days without approval by a majority vote of the Town Board.
 - e) Any questions or concerns regarding any application for a permit to relocate a building, whether complete or incomplete, may be referred by the Town Administrator to the Town Board for public hearing. Upon referral from the Town Administrator, the town board may hold a public
 - f) No occupancy permit shall be issued for said building until the exterior alterations proposed to be made have been completed.
 - g) Whenever an application for relocation of a building is made to the Building Inspector, he shall request a

meeting of the Municipality to consider the application. The Building Inspector shall inform the Municipality whether or not the application complies, in all respects, with all other ordinances of the Municipality. The Municipality may, if it desires, hold a public hearing on the permit.

Section 18 Exterior Finish Required

All buildings shall have a weather-resistant, uniform and neighborhood compatible exterior finish. Tarpaper or similar material is not acceptable.

Section 19 Maintenance of Yards

During construction or demolition, yards shall be kept free of weeds, construction debris and trash. Open storage of non-licensed or disabled vehicles shall not be allowed unless approved by the Town. Contractors and owners shall use their best efforts to prevent soil erosion, diversion of surface water or damage to adjoining property.

Section 20 Fees and Permit Issuance

- 1) At the time of building permit application issuance, the applicant shall:
 - a. Pay fees as established periodically by the Town
 - b. Provide to the inspector a list of all contractors performing work on the premises
 - c. If under local ordinance or State of Wisconsin Statute requirements are set forth requiring licensed trade (building, HVAC, Plumbing or Electrical) contractors, applicant must provide evidence of contractors licensure that will be perform the work.
 - d. If under local ordinance or State of Wisconsin Statutes there are requirements are set forth requiring a professionally licensed Engineer or Architect supervising the project, provide evidence of whom is the supervising design professional is over the work by providing:
 - i. Stamped plans in accordance with SPS 361.31
 - ii. Letter of supervision, signed SBD – 118 form, or other acceptable documentation as set forth by the town
- 2) If work commences prior to permit issuance without properly licensed and/or credentialed individuals as described in local ordinance or State of Wisconsin Statute, the fees specified by the municipality may be quadrupled.

Section 21 Violations and Penalties

- 1) Prohibition. No person, entity, or firm may construct, remodel, move, demolish or repair any building in a manner which violates any provision or provisions of this ordinance.
- 2) Every person, firm or entity which violates this code shall, upon conviction, forfeit not less than \$25.00 nor more than \$1,000.00 for each day of non-compliance, together with the costs of prosecution.
- 3) Violations discovered by the Building Inspector shall be corrected within 30 days, or more if allowed by the Inspector, after written notice is given. Violations involving life safety issues shall be corrected in a reasonable time frame established by the Building Inspector.
- 3) Compliance with the requirements of this ordinance is necessary to promote the safety, health and well-being of the community and the owners, occupants and frequenters of buildings. Therefore, violations of this ordinance shall constitute a public nuisance which may be enjoined in a civil action.

Section 22 Stop Work Order

The Building Inspector may issue a stop work order for a project to prevent further non-complying work. No person, firm or entity may continue a construction project after a stop work order has been issued. The person, firm or entity which receives such a stop work order may contest the validity of the same by requesting a hearing before the Town Board. The Town Board shall hear the appeal within seven days. The Municipality shall affirm the stop work order unless the owner or contractor shows that the Building Inspector erred in determining that the construction project violated a provision or provisions of the State building codes.

Section 23 Variance

The Town Board shall hear requests for variances from the building code to the extent the Town Board has authority to hear and grant variances. The Town Board shall approve, conditionally approve, or deny a requested variance. The Town Board may grant a variance from a Code requirement only if the variance is permitted by state law and if the performance of the proposed variance is equal to or greater than the code requires.

Section 24 Appeals

Any person feeling aggrieved by an order of the Building Inspector may, within 20 days thereafter, appeal from such order to the Town Board. The Town will follow procedures explained on Wisconsin Statutes Chapter 68, to arrive at a final determination. Final determinations may be reviewed as explained in Wisconsin Administrative Rules SPS 320.21.

Section 25 Disclaimer and Non-Liability for Damages.

This ordinance shall not be construed as an assumption of liability by the Town or the Building Inspector for damages because of injuries sustained or property destroyed by any defect in any dwelling or equipment.

Section 26 Severability

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 ordinances whose terms are in conflict with the provisions of this ordinance are hereby repealed as to those terms that conflict.

Section 27 Fee Schedule

A. RESIDENTIAL - 1 & 2 Family

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|-----|---|--|
| 1. | New Structure ** Addition | - \$.11 per sq. ft. all floor area
- \$75.00 minimum |
| | Erosion Control | - New \$75.00
- Addition \$50.00 |
| 2. | Remodel | - \$.11 per sq. ft. all floor area
- \$40.00 minimum |
| 3. | Accessory Building > 150 s.f.
Deck (any size) | - \$.11 per sq. ft. all areas (<i>Ord. 13-07, 12/5/07</i>)
- \$40.00 minimum |
| 4. | Temporary Occupancy Permit | - \$50.00 |
| 5. | Pools | - \$40.00 |
| 6. | Early Start Permit | - \$50.00 (Footings and Foundations) |
| 7. | Plumbing | - \$35.00 base fee plus \$0.035 per sq. ft. all areas |
| | 1 & 2 Family New Building/Addition/
Alterations (based on sq. ft. of alteration area) | - \$40.00 minimum |
| | Replacement & Misc. Items | - \$10.00 per thousand of plumbing project
valuation
- \$40.00 minimum |
| 8. | Electrical | - \$35.00 base fee plus \$0.035 per sq. ft. all areas |
| | 1 & 2 Family New Building/Addition/
Alterations (based on sq. ft. of alteration area) | - \$40.00 minimum |
| | Replacement & Misc. Items | - \$10.00 per thousand of electrical project
valuation
- \$40.00 minimum |
| 9. | HVAC | - \$35.00 base fee plus \$0.035 per sq. ft. all areas |
| | 1 & 2 Family New Building/Addition/
Alterations (based on sq. ft. of alteration area) | - \$40.00 minimum |
| | Replacement & Misc. Items | - \$10.00 per thousand of HVAC project
valuation
- \$40.00 minimum |
| 10. | Razing Fee - \$50.00 for the first 1000 sq. ft. of floor area and \$25.00 per 1000 sq. ft. of floor area thereafter | |
| 11. | Other - \$40.00 minimum | |

B. COMMERCIAL

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|----|--|
| 1. | New Structure ** Addition |
| | a. Multi-Family (3 family or more), Motels, CBRF, Daycare - \$.12/s.f. |
| | b. Mercantile, Restaurants, Taverns, Assembly Halls, Churches, Offices - \$.12/s.f. |

- c. Schools, Institutional, Hospitals - \$.13/s.f.
- d. Manufacturing and Industrial - \$.11/s.f. (Office area to follow fees in b.)
- e. Vehicle and Small Engine Repair, Parking and Storage, Auto Body - \$.13/s.f.
- f. Warehouse, Mini Warehouse, Building Shells* for Multi-Tenant Buildings - \$.07/s.f. (Office area to follow fees in b.)
- g. Build-Out* – See above New Structure fees a-e
- h. Special Occupancies (Outdoor Pools, Towers, etc.) - \$.08/s.f.
- i. The above referenced permits (a-h) have a \$75.00 minimum permit fee
- j. Erosion Control - \$175.00 for the first acre then \$75.00/acre or portion thereof

- 2. Remodel - \$.12/sf.
- \$75.00 minimum
- 3. Occupancy, Temporary Occupancy, Change of Use Permit - \$50.00 per unit
- 4. Plumbing
 - New Building/Addition - \$45.00 base fee plus \$0.04 per sq. ft. all areas
 - Alterations (based on sq. ft. of alteration area) -\$50.00 minimum
 - Replacement & Misc. Items - \$10.00 per thousand of plumbing project valuation
- \$50.00 minimum
- 5. Electrical
 - New Building/Addition - \$45.00 base fee plus \$0.04 per sq. ft. all areas
 - Alterations (based on sq. ft. of alteration area) -\$50.00 minimum
 - Replacement & Misc. Items - \$10.00 per thousand of electrical project valuation
- \$50.00 minimum
- 6. HVAC
 - New Building/Addition - \$45.00 base fee plus \$0.04 per sq. ft. all areas
 - Alterations (based on sq. ft. of alteration area) -\$50.00 minimum
 - Replacement & Misc. Items - \$10.00 per thousand of HVAC project valuation
- \$50.00 minimum
- 7. Commercial Plan Review - Certified Municipality per COMM 2.31
- 8. Early Start Permit - \$100.00 (Footings and Foundations per COMM 61.32)
- 9. Razing Fee - \$50.00 for the first 1000 sq. ft. of floor area and \$25.00 per 1000 sq. ft. of floor area thereafter
- 10. Other -\$75.00 minimum

11. FEES FOR COMMERCIAL PLAN REVIEW:

Note: A Plan Entry Fee of \$100.00 shall be submitted with each submittal of plans in addition to the plan review and inspection fees. This fee shall be waived for construction areas less than 2,500 square feet.

*If deemed by the reviewer as a minor plan review – Fee shall be minimum fee of \$60.00 Plan Reviewer may waive review fee.

Determination of Area:

The area of a floor is the area bounded by the exterior surface of the building walls or the outside face of columns where there is no wall. Area includes all floor levels such as subbasements, basements, ground floors, mezzanines, balconies, lofts, all stories and all roofed areas including porches and garages, except for cantilevered canopies on the building wall. Use the roof area for free standing canopies.

Structural Plans and other Component Submittals

When submitted separately from the general building plans, the review fee for structural plans, precast concrete, laminate wood, beams, cladding elements, other façade features or other structural elements, the review fee is \$250.00 per plan with an additional \$100.00 plan entry fee per each plan set.

Accessory Buildings

The plan review fee for accessory buildings less than 500 square feet shall be \$125.00 with the plan entry fee waived.

Early Start Permits

The fee for permission to start construction shall be \$75.00 for all structures less than 2,500 sf. All other structures shall be \$150.00. The square footage shall be computed as the first floor of the building or structure.

Transmission Towers

The total fee for review of transmission tower plans shall be \$350.00 (with an additional \$100.00 plan entry fee) and shall include the review of plans for buildings accessory to the tower that are submitted with the tower plans.

Plan Examination Extensions

The fee for the extension of an approved plan review shall be 50% of the original plan review fee, not to exceed \$3,000.00.

Plan review resubmittals/revisions to an already approved plan

When deemed by the reviewer to be a minor revision from previously reviewed and/or approved plans, the review fee shall be \$75.00. All other reviews shall be \$150.00.

Submittal of plans after construction

Where plans are submitted after construction, the standard late submittal fee of \$250.00 will be assessed, as well as the \$100.00 plan entry fee, for a total of \$350.00. (Per DSPS 302.31(1)(d)(6).)

Expedited Priority Plan Review

The fee for a priority plan review, which expedites completion of the plan review in less than the normal processing time when the plan is considered ready for review, shall be 200% of the fees specified in these provisions.

Commercial Plan Review Fee Schedule Below

Includes: New Construction, additions, and alterations of commercial buildings, structures, and parking lots.

Building and HVAC Plan Review Fees

Area (Square Feet)	Building Plans	HVAC Plans
1. Less than 2,500	\$250	\$150
2. 2,500-5,000	\$300	\$200
3. 5,001-10,000	\$500	\$300
4. 10,001-20,000	\$700	\$400
5. 20,001-30,000	\$1,100	\$500
6. 30,001-40,000	\$1,400	\$800
7. 40,001-50,000	\$1,900	\$1,100
8. 50,001-75,001	\$2,600	\$1,400
9. 75,001-100,000	\$3,300	\$2,000
10. 100,001-200,000	\$5,400	\$2,600
11. 200,001-300,000	\$9,500	\$6,100
12. 300,001-400,000	\$14,000	\$8,800
13. 400,001-500,000	\$16,700	\$10,800
14. Over 500,000	\$18,000	\$12,100

Plumbing Plan Review for Alterations/Remodeling

Number of Fixtures	Alteration Fee
1. 11-15	\$200
2. 16-25	\$300
3. 26-35	\$450
4. 36-50	\$550
5. 51-75	\$800
6. 76-100	\$900
7. 101-125	\$1,050

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|----|---------|---------|---|
| 8. | 126-150 | \$1,150 | |
| 9. | > 151 | \$1,150 | plus \$160.00 for each additional 25 fixtures |

Plumbing Plan Review Fees for New Construction

Area (Square Feet)	Fee	
1. Less than 3,000	\$300	
2. 3,001-4000	\$400	
3. 4,001-5000	\$550	
4. 5,001-6000	\$650	
5. 6,001-7500	\$700	
6. 7,5001-10,000	\$850	
7. 10,001-15,000	\$900	
8. 15,001-20,000	\$950	
9. 20,001-30,000	\$1,100	
10. 30,001-40,000	\$1,250	
11. 40,001-50,000	\$1,550	
12. 50,001-75,000	\$2,100	
13. Over 75,000	\$2,500	plus \$0.0072 per each additional square foot over 75,000 square foot

C. AGRICULTURAL BUILDINGS (unheated)

- | | | |
|----|--------------------------------------|---|
| 1. | New Buildings ** Addition ** Remodel | -\$.04 per sq. ft. all floor areas
-\$40.00 minimum |
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D. MISCELLANEOUS

1. Re-inspection Fee - \$30.00 each
 Failure to call for inspection - \$30.00 each
 Double Fees are due if work is started before the permit is issued.
2. State building seals - \$35.00

I, Janet Johnson, Clerk/Treasurer of the Town of Liberty Grove, hereby certify that the above is a true and correct copy of an ordinance which was adopted on the 18th day of May, 2016 by the Town Board of the Town of Liberty Grove, Door County, Wisconsin.

Janet Johnson, Clerk/Treasurer