Village of Oostburg, Sheboygan County
OPEN BURNING PERMIT APPLICATION

Applicant Name: _____ **Date:** _____
Last First

Resident Address: _____ Oostburg, WI 53070
Street

Phone: _____ **Email Address:** _____

Burn Site Address/Location: _____

Material to be burned: _____ **Est. Cubic Feet:** _____

Description of Property Adjacent to the Burn Area:

North _____ East _____

South _____ West _____

Date/Time of Burn: _____
Note: Burn permits must be obtained 48 hours prior to burning. Burns are prohibited on Sundays & holidays.

Burn will be Supervised by: _____

List Fire Extinguishing Equipment Available: _____

Requires Fire Department Monitoring: YES _____ NO _____ *(To be determined by Village of Oostburg Fire Chief or designee, and if deemed necessary, requires a $50 fee to be paid prior to issuance of the permit.)*

BY ACCEPTING A PERMIT, YOU AGREE TO ABIDE BY THE FOLLOWING REQUIREMENTS

1. **Permits must be procured 48 hours prior to burning. Permitted burns are prohibited on Sundays and holidays (New Years Eve, New Years Day, Martin Luther King Day, Easter, Memorial Day, 4th of July, Labor Day, Thanksgiving, Christmas Day, Christmas Eve)**
2. **Burning is not allowed when fire danger is higher than HIGH per WDNR. https://apps.dnr.wi.gov/wisburn/**
3. **Burning is not allowed if wind speeds exceed 15 miles per hour. (Recommend using The Weather Channel app as reference.)**
4. **Burning shall only be conducted between one hour after sunrise and one hour before sunset.**
5. **The person doing the burning MUST be in possession of this permit during the entire burn for immediate inspection by authorities.**
6. **No fire shall form a hazard or nuisance to occupants of neighboring properties.**
7. **It is forbidden to burn garbage, oil, rubber, tar paper, asphalt products, or any non-wood or non-vegetation material.**
8. **A garden hose or other fire extinguishing equipment adequate for the size of the fire MUST be available at burn site.**
9. **The fire must be attended to until completely extinguished.**
10. **Additional Requirements/Comments:** _____

I UNDERSTAND AND AGREE TO COMPLY WITH THE PROVISION OF THIS PERMIT:

Applicant: _____ _____
Print Name **Signature**

Persons participating in open burning activities do so at their own risk and may be held responsible for the costs of suppressing escaped or uncontrolled fires. Failure to abide by the requirements of this permit can result in forfeitures of up to $500.

Office Use Notes: _____

Fire Chief Authorization: _____ _____
Print Name **Signature**

Submit your completed application for review to the Village of Oostburg, 1140 Minnesota Ave, Oostburg 920-564-3214
Copy: _____Code Enforcement officers, ____Village Board

CHAPTER 5

FIRE PREVENTION CODE

5.01	Applicability
5.02	Definitions
5.03	General Prohibition
5.04	Materials That May Not Be Burned
5.05	Open Burning Of Leaves, Brush, And Other Vegetative Debris
5.06	Burn Barrels
5.07	Outdoor Wood-Fired Furnaces
5.08	Fire Department Practice Burns
5.085	Key Lock Box Required
5.09	Exemption for Burning Certain Papers
5.10	Permit Required
5.11	Liability
5.12	Fire Prevention Code General Provisions
5.13	Records For Inspecting, Testing And Maintenance Of Fire Protection Systems
5.14	Right of Entry and Inspection
5.15	Enforcement; Violations and Penalties

5.01 Applicability

Sections 5.01 through 5.11 apply to all outdoor burning and refuse burning within the Village of Oostburg limits.

(1) This chapter does not apply to grilling or cooking using charcoal, wood, propane or natural gas in cooking or grilling appliances.

(2) This chapter does not apply to burning in a stove, furnace, fireplace or other heating device within a building used for human or animal habitation unless the material being burned includes refuse as defined in section 5.02.

(3) This chapter does not apply to the use of propane, acetylene, natural gas, gasoline or kerosene in a device intended for heating, construction or maintenance activities.

5.02 Definitions

As used in this chapter, the following terms shall have the meanings indicated:

(1) CAMPFIRE — A small outdoor fire intended for recreation or cooking, not including a fire intended for disposal of waste wood or refuse.

(2) CLEAN WOOD — Natural wood which has not been painted, varnished or coated with similar material, has not been pressure treated with preservatives and does not contain resins or glues as in plywood or other composite wood products.

(3) CONFIDENTIAL PAPERS — Printed material containing personal identification or financial information that the owner wishes to destroy.

(4) FIRE CHIEF — The Chief of the Oostburg Fire Department or other person authorized by the Fire Chief.

(5) OPEN BURNING — Kindling or maintaining a fire where the products of combustion are emitted directly into the ambient air without passing through a stack or a chimney from an enclosed chimney.

(6) OUTDOOR BURNING — Open burning or burning in an outdoor wood-fired furnace.

(7) OUTDOOR WOOD-FIRED FURNACE — A wood-fired furnace, stove or boiler that is not located within a building intended for habitation by humans or domestic animals.

(8) REFUSE — Any waste material except clean wood.

5.03 General Prohibition

Open burning, outdoor burning and refuse burning are prohibited in the Village of Oostburg limits unless the burning is specifically permitted by this chapter.

5.04 Materials That May Not Be Burned

Unless a specific written approval has been obtained from the Department of Natural Resources, the following materials may not be burned in an open fire, incinerator, burn barrel, furnace, stove or any other indoor or outdoor incineration or heating device. The Village of Oostburg will not issue a permit for burning any of the following materials without air pollution control devices and a written copy of an approval by the Department of Natural Resources.

(1) Rubbish or garbage, including but not limited to food wastes, food wraps, packaging, animal carcasses, paint or painted materials, furniture, composite shingles, or other household or business wastes.

(2) Waste oil or other oily wastes except used oil burned in a heating device for energy recovery subject to the restrictions in Ch. NR 679, Wis. Adm. Code.

(3) Asphalt and products containing asphalt.

(4) Treated or painted wood, including but not limited to plywood, composite wood products or other wood products that are painted, varnished or treated with preservatives.

(5) Any plastic material, including but not limited to nylon, PVC, ABS, polystyrene or urethane foam, and synthetic fibers, films and containers.

(6) Rubber, including tires and synthetic rubber-like products.

(7) Newspaper, corrugated cardboard, container board, office paper and other materials that must be recycled in accordance with Chapter 11, Recycling Ordinance, except as provided in section 5.09, below.

5.05 Open Burning Of Clean Wood, Leaves, Brush, And Other Vegetative Debris

(1) There shall be no burning of leaves, brush and other vegetative debris in the Village of Oostburg. Leaves, brush and other vegetative debris shall be placed in the yard waste disposal area provided by the Village located at 1140 Minnesota Avenue. An access card is available from the Village Clerk to Village residents for use of the yard waste disposal area.

(2) Open burning of clean wood is allowed with a permit and only in accordance with the following provisions:

(A) All allowed open burning shall be conducted in a safe, nuisance-free manner, when wind and weather conditions are such as to minimize adverse effects and not create a health hazard or a visibility hazard on roadways, railroads or airfields. Open burning shall be conducted in conformance with all local and state fire protection regulations.

(B) Except for barbecue, gas and charcoal grills, no open burning shall be undertaken during periods when either the Fire Chief or the Wisconsin Department of Natural Resources has issued a burning ban applicable to the area.

(C) Open burning shall be conducted only on the property on which the materials were generated or at a facility approved by and in accordance with provisions established by the Fire Chief or Village Board.

(D) Unless explicitly allowed elsewhere in this chapter, a commercial enterprise other than an agricultural or silvicultural operation may open burn only at a facility approved by the Fire Chief or Village Board.

(E) Open burning of weeds or brush on agricultural lands is allowed if conducted in accordance with other applicable provisions of this chapter.

(F) Fires set for forest or wildlife habitat management are allowed with the approval of the Department of Natural Resources.

(G) Outdoor campfires and small bonfires for cooking, ceremonies or recreation are allowed, provided that the fire is confined by a control device or structure, such as a barrel, fire ring, or firepit.

(H) Burning of trees, limbs, stumps, brush or weeds for clearing or maintenance of rights-of-way is allowed by permit if approved by the Fire Chief and if in accordance with other provisions of this chapter.

(I) Burning in emergency situations, such as natural disasters, is allowed if approved by the Department of Natural Resources.

(J) Except for campfires, open burning under this section shall only be conducted at a location at least 250 feet from the nearest building that is not on the same property.

(K) Except for campfires and permitted bonfires, open burning shall only be conducted between the hours of 3:00 p.m. and 9:00 p.m. with a permit.

(L) Open burning shall be constantly attended and supervised by a competent person of at least 18 years of age until the fire is extinguished and is cold. The person shall have readily available for use such fire-extinguishing equipment as may be necessary for the total control of the fire.

(M) No materials may be burned upon any street, curb, gutter or sidewalk or on the ice of a lake, pond, stream or water body.

(N) Except for barbecue, gas and charcoal grills, no burning shall be undertaken within 25 feet from any combustible material, combustible wall or partition, exterior window opening, exit access or exit unless authorized by the Fire Chief.

(O) Open burning for occasional or special circumstances. The Fire Chief, Village President, Safety Committee Chairperson, or Village Code Inspection Specialist may issue a permit for occasional or special circumstances provided the material to be burned is not prohibited by this ordinance.

5.06 Burn Barrels

A burn barrel may be used in the Village of Oostburg only in accordance with the following provisions:

(1) The burn barrel shall not be used to burn any of the prohibited materials listed in 5.04.

(2) The burn barrel shall be located at least 250 feet from the nearest building that is not on the same property as the burn barrel.

(3) The burn barrel shall have vent holes above the ash line for combustion air and shall be covered with a heavy wire screen.

(4) The burn barrel shall not serve a business.

5.07 Outdoor Wood-Fired Furnaces

An outdoor wood-fired furnace may not be used in the Village of Oostburg.

5.08 Fire Department Practice Burns

Notwithstanding sections 5.03 and 5.04, the Village of Oostburg Fire Department may burn a standing building if necessary for firefighting practice and if the practice burn complies with the requirements of the Department of Natural Resources.

5.085 Key Lock Box Required[1]

[1] Adopted Ordinance 6-2024 on August 12, 2024.

a. Purpose. The purpose of this code is to allow emergency responders quick and efficient access to structures in an "emergency" and to allow, when possible, the structure be secured after said emergency.

b. Definitions.

1. "Emergency" is defined as a serious, unexpected and often dangerous situation requiring immediate action or any such time that emergency responders are required to act by law.

2. "Emergency Responders" shall be defined as Fire Department Fire Chief, Assistant Fire Chiefs, Captains and Lieutenants.

3. "Fire Chief" shall be the Oostburg Volunteer Fire Department Chief or his or her designee.

4. "Home Based Business" shall be defined as a business whose primary office or place of employment is in the owner's home (primary residence) and has no employees other than direct family.

5. "Lock Box" shall be an approved lock box which allows emergency responders to gain access to secured buildings and perimeters without forceful entry. Only the lock box brands approved in writing by the Fire Chief will be permitted by the Village of Oostburg.

c. Buildings Subject to this Section. The following structures shall be equipped with a lock box at or near the main entrance or such other location approved by the Fire Chief.

1. Commercial or industrial structures protected by an automatic alarm system or automatic suppression system.

2. Multifamily residential structures with five (5) or more units, that have restricted access through locked doors or have a common corridor for access to the living units.

3. Governmental structures, nursing care/assisted living centers and daycare facilities.

4. All public and private educational facilities.

5. All commercial buildings over five thousand (5,000) square feet or with more than two (2) exterior doors.

6. All newly constructed structures subject to this section shall have the lock box installed and operational prior to the issuance of an occupancy permit.

7. Structures that are secured in a manner that restrict rapid access during an emergency.

d. Buildings Not Subject to this Section. The following structures shall not be required to comply with this section:

1. Residences that are used as a single-family home.

2. Home based business, excluding state licensed daycares.

3. Multifamily residential structures with four (4) or fewer units.

e. Installation.

1. All lock boxes shall be flush or surface mounted five (5) feet to six (6) feet high from the grade and within five (5) feet from the main entrance.

2. In the event the lock box system cannot be installed at the aforesaid location and/or height, the Fire Chief may designate in writing a different location and installation instructions.

3. All realty and/or property with an electric security gate shall have the lock box installed outside the gate.

4. The window decal that is included with the lock box shall be placed on the exterior access door to alert the fire department that a key lock box is provided.

5. The Fire Chief must approve any changes in the installation.

f. Contents of Lock Box.

1. The owner or operator of a structure required to have a lock box shall, at all times, keep keys in the box that will allow access to the following:

(a) Keys to the locked points of ingress or egress, whether on the interior or exterior of such buildings.
(b) Keys to all locked mechanical rooms.
(c) Keys to all locked electrical rooms.
(d) Keys to elevator controls and control rooms.
(e) Keys to rooms containing fire control systems.
(f) Keys to other areas as directed by the Fire Chief.
(g) Codes and instructions to reset the fire alarm system.

2. Each key shall be legibly labeled to indicate the lock that it opens in such a manner as is approved by the Fire Chief.

3. A floor plan (layout) of the building/rooms within the building may be required to be provided to the Fire Department at the discretion of the Fire Chief.

g. Rules and Regulations.

1. The Fire Chief shall be authorized to implement rules and regulations for the use of the lock box system.

2. The Fire Chief or his/her Chain of Command shall have authority over all lock box keys.

3. Authorized lock box key users shall include the Emergency Responders.

4. Upon written request, the Fire Chief shall furnish the names of all persons with access to the lock box keys.

5. Inspection of lock box systems shall be performed during normal business hours.

6. At the discretion of the Fire Chief, any business must number or letter the doors (and windows when required by the Fire Chief). Numbering/lettering must be no less than four (4) inches in size, reflective and a contrasting color to the door. Numbers/letters shall be placed on each door starting at the main entrance and progressing around the building clockwise. Number/letters must be at least five (5) feet above ground level. Where double doors or a grouping of doors exists close together, they may be numbered as one.

7. The owner or occupant of the building shall immediately notify the Fire Department and provide new keys when a lock is changed or rekeyed. These keys will be put into the lock box.

h. Compliance.

1. After the effective date of this ordinance, all newly constructed buildings, not yet occupied or buildings currently under construction and all buildings or businesses applying for an occupancy permit shall comply.

2. Existing buildings that are not in compliance on the effective date of this ordinance shall not be required to comply with requirements of the ordinance, but will be strongly encouraged to comply with the ordinance.

3. Any person who owns or operates a structure subject to this code shall be subject to the penalties set forth in Section i, below, for any violation of this section.

i. Penalties. Any person who violates any provision of this section shall be subject to a forfeiture of Ten Dollars ($10.00) per day, for up to ninety (90) days and then Twenty Dollars ($20.00), per day thereafter until the violation is corrected, plus costs, fees and such charges imposed under Chapter 814 of the Wisconsin Statutes."

5.09 Exemption For Burning Certain Papers

(1) Notwithstanding section 5.04(7), paper and cardboard products may be used as a starter fuel for a fire that is allowed under this chapter.

(2) Small quantities of confidential papers from a residence may be burned if necessary to prevent the theft of financial records, identification or other confidential information.

(3) Confidential papers from a commercial enterprise shall be shredded or destroyed in a manner other than burning.

(4) A fire set for burning of a small quantity of confidential papers shall be subject to and comply with sections 5.05(2) (A) through (C), (G), and (J) through (N).

5.10 Permit Required

Any person, firm or corporation may contact the Fire Chief or their designee, regarding approval for an open burning permit. The Fire Chief may issue a permit upon receipt of a permit fee in an amount as set by the Village Board. Upon acquiring a valid burn permit, burning is permissible pursuant to the conditions set forth in section 5.05(2). The Fire Chief or their designee may specify additional conditions and restrictions under which burning shall be conducted.

5.11 Liability

A person utilizing or maintaining an outdoor fire shall be responsible for all fire-suppression costs and any other liability resulting from damage caused by the fire.

5.12 Fire Prevention Code General Provisions

(1) Intent of Code.

It is the intent of sections 5.12 and 5.13 to prescribe regulations consistent with nationally recognized standards for the safeguarding to a reasonable degree of life and property from the hazards of fire and explosion arising from the storage, handling and use of hazardous substances, materials, and devices and from conditions hazardous to life, property and the environment in the use or occupancy of buildings or premises. Compliance with codes and standards of the National Fire Protection Association (NFPA), the International Code Council, Village of Oostburg Developmental Code of Ordinances, or other approved nationally recognized safety standards, as later referred to or as specified in this code, shall be deemed to be prima facie evidence of compliance with this intent.

(2) Application of Code.

(A) The provisions of this code shall apply equally to new and existing conditions except that existing conditions not in strict compliance with the terms of this code shall be permitted to continue where the exceptions do not constitute a hazard to life or property in the opinion of the Chief.

(B) Nothing contained in this code shall be construed as applying to the transportation of any article or thing shipped under the jurisdiction of and in compliance with the

regulations prescribed by the U.S. Department of Transportation (DOT) or as applying to the military forces of the United States.

(C) Except as provided herein, this code applies to each building and premises, public or privately owned, and all public thoroughfares located within the Village of Oostburg.

(D) The Department shall be regulated by this chapter and not by International Fire Code (IFC) section 103.

(3) Authority of the Chief.

The Chief has the authority to administer and enforce this code. The Chief may delegate authority under this code to such subordinates in the Fire Department and the actions of such authorized subordinates shall be construed as valid actions of the Chief.

(4) Authority to Enter Premises.

(A) The Chief may, at reasonable hours, request permission of the owner or occupant to enter any building or premises for the purpose of making any inspection or investigation, which, under the provisions of this code, may be deemed necessary.

(B) The Chief may obtain a search warrant under Wis. Stat. §§ 968.10, 968.12, 66.0119 when necessary for the purpose of inspecting or investigation of any building or premises where the owner or occupant has refused admission.

(C) No person, having been duly informed of the existence of a search warrant to search the premises owned or occupied by that person, shall refuse to permit such search to be made. Each day, or part thereof, during which such refusal continues, shall be deemed to be a separate violation.

(5) Inspection of Buildings and Premises. The Chief may inspect all buildings and premises, except the interiors of dwelling units, as often as may be necessary for the purpose of ascertaining and causing to be corrected any conditions liable to cause fire, endanger life from fire, explosion, dangerous condition or any violations of the provisions or intent of this code and of any other applicable ordinance. The Chief shall, as a condition of granting a permit, have the right to enter the premises for which said permit was issued, at any reasonable time during and throughout the course of such work and until final approval has been granted, for the purpose of inspecting said premises and its compliance with code regulations.

(6) Issuance of Orders.

(A) Order Requiring Replacement of Fire Prevention, Detection or Suppression System Due to Recurring Violations. Whenever the Chief shall find in any building or upon any premises during any three (3) inspections or re-inspections a fire prevention, detection or suppression system which is defective, inoperative, improperly maintained or improperly operated, the Chief may order the following remedies:

1. If the system includes one (1) or more exit light(s) which have not been illuminated during inspections the Chief may order that all exit lights in such premises be equipped with self-illuminating lights or lights equipped with light emitting diodes (LED).

2. If the system includes one (1) or more self-closing fire door(s) any of which have been found to have been held open with non-approved hold open devices during inspections the Chief may order that all the fire doors in such premises be equipped with a door holder/release device.

3. If the system includes emergency exit doors which, during hours of occupancy, have been found to be secured or locked with bolts, bars, chains, padlocks or locking devices other than the primary door lock the Chief may order that all emergency exit doors within the premises be equipped with panic door release hardware.

4. This subsection shall not be construed as a limitation upon the powers of the Chief to issue orders for corrections of violations under this code nor shall this subsection be construed as a limitation upon any of the powers of the Chief under any other applicable provision of the Village of Oostburg Developmental Codes, Wisconsin Administrative Codes or Wisconsin State Statutes.

(B) Corrective Action. Whenever the Chief may find a violation of this code, Wisconsin State Statutes, or Wisconsin Administrative Codes, the Chief may order corrective action to cause the violation to be eliminated.

(C) Fees for Re-inspections.

1. Any person who fails to comply with any lawful order of the Chief issued pursuant to the provisions of this Chapter shall be assessed one hundred dollars ($100.00) per inspection or as established in the Village's current Fee Schedule on file in the Village office, after the initial reinspection, if the violations found remain uncorrected.

2. The Chief shall keep an accurate account of all unpaid inspection fees incurred for reinspection services rendered and report the same to the Village Clerk/Treasurer, who shall annually prepare a statement of these special charges at each lot or parcel of land, and the amount therein charged to each lot or parcel of land shall be by said Clerk entered in the tax roll as a special charge against said lot or parcel of land, and the same shall be collected in all respects like other special charges upon real estate as provided in Wis. Stat. § 66.0703.

(D) Authority to Abate Hazard. The Chief shall have the authority to order the immediate abatement of any hazard deemed by the Chief to be an imminent hazard to the life, safety, and well-being of any individual. Whenever the owner or occupant refuses or neglect to abate said hazard, the Chief may cause the same to be abated and the Village shall recover the expenses incurred thereby from the owner or occupant. The Chief shall keep an accurate account of all unpaid

expenses incurred by the Village for hazard abatement rendered and report the same to the Village Clerk/Treasurer, who shall annually prepare a statement of these special charges at each lot or parcel of land, and the amount therein charged to each lot or parcel of land shall be collected in all respects like other special charges upon real estate as provided in Wis. Stat. § 66.0703.

(E) Authority to Vacate. The Chief shall have the authority to issue an order to vacate any property deemed by the Chief to be necessary due to an imminent hazard to the life, safety, and well-being of the occupants.

(7) Service of Orders.

(A) The service of written orders for the correction of violations of this code shall be made upon the owner, occupant, or other person responsible for the conditions, either by delivering a copy of same to any person in charge of the premises, or by mailing such orders to the owner or other responsible person. This subdivision shall in no way preclude the Chief from issuing oral orders in such other manner, as the Chief deems appropriate under the circumstances.

(B) If buildings or other premises are owned by one (1) person and occupied by another the orders issued in connection with the enforcement of this code shall apply to the occupant thereof as well as the owner, except where the rules or orders require the making of additions to or changes in the premises themselves, such as would immediately become fixtures upon real estate and be the property of the owner of the premises, and in such cases the rules or orders shall affect the owner and not the occupant unless it is otherwise agreed between the owner and the occupant.

(C) Mailing of such orders by the owner or occupant is sufficient notice to affect compliance with the order.

(8) Liability for Damages. This code shall not be construed to hold the Village of Oostburg or its employees responsible for any damage to persons or property by reason of the inspection or reinspection authorized herein or failure to inspect or reinspect or the permit issued as herein provided or by reason of the approval or disapproval of any plans or equipment authorized herein.

(9) Appeals. Whenever the Chief shall disapprove an application or refuse to grant a permit, approval or certificate applied for or revoke a permit, approval or certificate, or when it is claimed that the provisions of the code have been misconstrued or wrongly interpreted, the person affected may appeal from the decision of the Chief to the Village Board within thirty (30) days from the date of the decision appealed and upon payment of fifty dollars ($50.00) or as established in the Village's current Fee Schedule on file in the Village offices payable to the Village of Oostburg. The Village Board may, by majority vote, uphold, overrule, or modify the action of the Chief.

(10) Variances. The Village Board shall have power to modify any of the provisions of this code upon application in writing by the owner, lessee, or duly authorized agent, when there are practical difficulties in the way of carrying out the strict letter of the code, provided that the spirit of the code shall be observed and public safety secure. The

particulars of such modification when granted or allowed and the decision of the Village Board thereon shall be entered upon the records of the Village Board and a signed copy shall be furnished to the applicant.

(11) Judicial Review.

(A) Any party to a proceeding resulting in a final determination hereunder may seek review thereof by certiorari within thirty (30) days of receipt of the final determination. The court may affirm or reverse the final determination, or remand to the decision maker for further proceedings consistent with the court's decision.

(B) If review is sought of a final determination, the record of the proceedings shall be transcribed at the expense of the person seeking review. A transcript shall be supplied to anyone requesting the same at the requester's expense. If the person seeking review establishes poverty to the satisfaction of the reviewing court, the court may order the proceedings transcribed at the expense of the Village and the person seeking review shall be furnished a free copy of the transcript. By stipulation, the court may order a synopsis of the proceedings in lieu of a transcript. The court may otherwise limit the requirement of a transcript.

(12) Adoption by Reference: State and National Codes.

(A) The codes in the *International Fire Code*® and the Wisconsin Administrative Codes that are adopted by reference are the most current edition of the referenced code and any subsequent editions of the referenced codes.

(B) IFC. The *International Fire Code*®, subject to the modifications specified in this chapter.

(C) NFPA 1, Fire Code, most current edition, subject to the modifications specified in this chapter.

(D) The following Wisconsin Administrative Code Chapters:

SPS 305 - Licenses, Certifications and Registrations
SPS 307 - Explosives and Fireworks
SPS 314 - Fire Prevention
SPS 316 - Electrical
SPS 318 - Elevators, Escalators and Lift Devices
SPS 328 - Smoke Detectors and Carbon Monoxide Detectors
SPS 340 - Gas Systems
SPS 343 - Anhydrous Ammonia
SPS 361-366 - Commercial Building Code
SPS 366 - Existing Buildings
SPS 375-379 - Buildings Constructed Prior to 1914
SPS 380-387 - Plumbing

(13) Miscellaneous Inspection Fees.

(A) Inspections outside of normal work hours whether required or requested shall be subject to the fees in this section if the Village incurs additional costs associated with said work. Inspections outside of normal work hours to verify compliance with permitted activities, which are conducted outside of normal work hours, shall be subject to the fees listed in this subsection. When fire inspection personnel are required for events or emergencies, the owner or event organizer shall pay for personnel time in accordance with this subsection.

(B) Inspection fee - seventy dollars ($70) per hour or as established in the Village's current Fee Schedule on file in the Village office.

(C) The Chief shall keep an accurate account of all unpaid fees incurred for inspection services rendered and report the same to the Village Clerk/Treasurer, who shall annually prepare a statement of these special charges at each lot or parcel of land, and the amount therein charged to each lot or parcel of land shall be by said Clerk/Treasurer entered in the tax roll as a special charge against said lot or parcel of land, and the same shall be collected in all respects like other special charges upon real estate as provided in Wis. Stat. § 66.0703.

(14) Penalties. Violations shall be prosecuted as outlined within this code. The Department shall not follow IFC section 112.4.

(A) Any person violating any of the provisions of this Chapter for which a penalty is not otherwise specified shall upon conviction be subject to a forfeiture of not less than ten dollars ($10.00) nor more than one thousand dollars ($1,000.00). Every day or fraction thereof during which any person fails or fails to comply with any provisions of this code shall constitute a separate violation.

(B) Any person who does not comply with any lawful order of the Chief issued pursuant to the provisions of this code shall be in violation of this Chapter, and every day or fraction thereof during which such person fails or neglects to comply with such order shall constitute a separate offense.

(15) Severability. The Village Board of the Village of Oostburg hereby declares that should any section, paragraph, sentence, or word of this chapter hereby adopted be declared for any reason to be invalid, it is the intent of the Village Board that it would have passed all other portions of this chapter independent of the elimination here from of any such portion as may be declared invalid.

5.13 Records For Inspecting, Testing And Maintenance Of Fire Protection Systems

(1) At least once each year, an individual with the applicable credential specified in Wis. Admin. Code Ch. SPS 305, shall conduct the inspection, testing and maintenance specified for automatic fire sprinkler systems in NFPA 25. This section does not preclude non-credentialed individuals from conducting the daily, weekly, monthly, quarterly, or semiannual inspection and testing activities for automatic fire sprinkler systems required under NFPA 25.

(2) All inspections, testing and maintenance of fire protection systems or fire protection components as required by the IFC shall be filed with the Village of Oostburg electronic

reporting system. Within thirty (30) days of said inspection the owner shall insure that the following information is filed electronically with the Village:

(A) The address that was inspected;

(B) The type of fire protection system or component inspected;

(C) The applicable standard;

(D) List of any system deficiencies or code violations;

(E) The name, registration number and address of the registered contractor who performed the inspection, testing or maintenance; and

(F) Attestation that the inspection, test, or maintenance activity was performed in accordance with the applicable IFC standards.

5.14 Right Of Entry And Inspection

The Fire Chief or any authorized officer, agent, employee or representative of the Oostburg Volunteer Fire Department or the Village of Oostburg who presents credentials may inspect any property for the purpose of ascertaining compliance with the provisions of this chapter. Note: If the owner or occupant of the premises denies access to the property for this purpose, a special inspection warrant may be obtained in accordance with Wis. Stat. § 66.0119.

5.15 Enforcement; Violations And Penalties

(1) The Fire Chief, the Village President, Safety Committee Chairperson, Village Ordinance Enforcement Officers are authorized to enforce the provisions of this chapter.

(2) The penalty for violation of any portion of this chapter shall be a forfeiture as defined in the village fine schedule.