

**TOWN OF LEON
FIRE CODE AND INSPECTION ORDINANCE
AMENDED ORDINANCE 2022-01**

The Town Board of Supervisors of the Town of Leon (Town Board), Waushara County, Wisconsin, does ordain as follows:

Section 1 – Authority This ordinance is adopted pursuant to the authority granted under Wisconsin Stats. 60.22(3), 61.34 and 101.14(2).

Section 2 – Fire Protection Codes Adopted

1. *Applicability.* Every public building or structure in the Town of Leon shall conform to the following requirements.
2. *Definitions.* Terms used in this section shall have the meanings as defined in the specific code section being enforced.
3. *Adopted Codes.* The following chapters of the Wisconsin Administrative Code are adopted and incorporated in this chapter by reference, including all amendments thereto:

SPS 361-366	Commercial Building Code
SPS 375-379	Buildings Constructed Prior to 1914
SPS 314	Fire Prevention
SPS 328	Smoke Detectors and Carbon Monoxide Detectors
SPS 330	Fire Department Safety & Health Standards
SPS 340	Gas Systems

Section 3 – Purpose

The ordinance is created by the Town Board of the Town of Leon with the intent of providing authority for fire inspections to be completed as directed under Wisconsin Statutes, to enhance the health, safety, and good order of the community, and to provide authority to enforce violation of fire regulations in the Town of Leon.

Section 4 – Fire Inspections

1. The Fire Chiefs of the Redgranite Area Fire District and the Poy Sippi Volunteer Fire Department, the Town of Leon Fire Protection Providers, shall provide for the inspection of every public building and place of employment as required by Wisconsin Stats. 101.14(2)(b) either by providing or contracting for fire inspection services.
2. *Entering on Premises.* The Redgranite Area Fire District fire inspector, or the Poy Sippi Volunteer Fire Department fire inspector, or designee, shall be granted free access to any property within the Town at any reasonable time for the purpose of making fire inspections. No person shall hinder or obstruct the fire inspector in the performance of official duties or refuse to observe any lawful direction given by the Town Fire Inspector.
3. *Special inspection warrant.* If consent to entry to personal or real properties which are not public buildings or to portions of public buildings which are not open to the public has been denied, the fire inspector shall obtain a special warrant under Wis. Stats. 6.0119 and 66.0199(3).
4. When a fire inspection report has identified violations or non-compliance issues, it shall be the obligation of the Fire Chief, or designee, to follow up on such violation or non-compliance issues to seek compliance and resolution of any violations identified.

5. Re inspection fees. The first follow-up inspection shall be free of charge. Each subsequent inspection for the same violation will be charged on a sliding scale starting at \$100 going up \$50 per inspection to a maximum of \$500.
6. Both the Fire Chief and the Law Enforcement Authority having jurisdiction are provided authority to issue citations for failure to comply with the State Fire Codes.

Section 5 – Penalties

If the Fire Chief or the local Law Enforcement agency having jurisdiction determines, after an inspection of a public building or place of employment, that a violation of the Wisconsin Building Code exists, and that the owner or occupant has failed to correct such violation within the time limit shown on the violation, five (5) days, fifteen (15) days, or thirty (30) days, after notice thereof, then the owner or occupant of such building shall forfeit up to \$100 for each day of violation occurring after that date on which the respective department finds that the violation has not been corrected. Any person subject to forfeiture under this section shall also be responsible for all court costs, disbursements of the Town for prosecution costs, and actual and reasonable costs of prosecution including reasonable attorneys' fee.

All violation penalties and re inspection fees not paid by November 15 of the year will be added to the tax rolls as a special charge against the property.

Section 6 – Effective Date

This amended ordinance, 2022-01, shall be effective upon passage and publication on October 18, 2022.

Submitted by:

Chris Sorenson
Chris Sorenson, Town Chair, Town of Leon

BOARD MEMBERS	AYE	NAY	EXC
Gordon Engel	X		
Russell Heise	X		
Chris Sorenson	X		

I, Lois A Jewell, Clerk of the Town of Leon, hereby certify that the above is a true and correct copy of an ordinance that was originally adopted on April 20, 2022 and amended on the 11th day of May, 2022, and further amended on the 12th day of October, 2022 by the Board of Supervisors.

Lois A Jewell Date: October 12, 2022

Lois A. Jewell, Town of Leon Clerk