



LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE AGENDA

October 27, 2025 at 4:00 PM

City Hall - Third Floor - Common Council Chambers, 828 Center Avenue, Sheboygan WI

This meeting may be viewed LIVE on:

Charter Spectrum Channel 990, AT&T U-Verse Channel 99 and: www.wcsssheboygan.com/vod.

It is possible that a quorum (or a reverse quorum) of the Sheboygan Common Council or any other City committees/boards/commissions may be in attendance, thus requiring a notice pursuant to State ex rel. Badke v. Greendale Village Board, 173 Wis. 2d 553, 494 N.W.2d 408 (1993).

Persons with disabilities who need accommodations to attend this meeting should contact the City Attorney's Office at 828 Center Avenue, Suite 210, Sheboygan, Wisconsin, Ph. 920-459-3917. Persons other than committee members who wish to participate remotely shall provide notice to the City Attorney's Office at Ph. 920-459-3917 by 12:00 p.m. on meeting day to be called upon during the meeting. All Committee members may attend the meeting remotely.

To view the meeting:

Microsoft Teams

Meeting ID: 292 609 685 692 7

Passcode: nV3DL24z

OPENING OF MEETING

1. **Call to Order**
2. **Roll Call**
3. **Pledge of Allegiance**
4. **Approval of Minutes**
Licensing, Hearings, and Public Safety Committee Meeting held on October 13, 2025
5. **Public Comment**
Limit of three minutes per person with comments limited to items on this agenda.

APPEAL HEARING

6. Hearing on the appeal of Anthony Gall finding his dog to be a dangerous/vicious animal, pursuant to SMC 8-80.

CLOSED SESSION

7. MOTION TO CONVENE IN CLOSED SESSION under the exemption contained in Wis. Stat. s. 19.85(1)(a) for the purpose of deliberating regarding the appeal of Anthony Gall.

RECONVENE IN OPEN SESSION

8. MOTION TO RECONVENE IN OPEN SESSION
9. Possible action regarding Anthony Gall's appeal of the initial determination that his dog is a dangerous/vicious animal.

ITEMS FOR DISCUSSION AND POSSIBLE ACTION

- [10.](#) Report 25-25-26 by Fire Chief Eric Montellano pursuant to section 24-459 of the Municipal Code, submitting the quarterly report showing the Benchmark Measurements for the Fire Department, for the period commencing July 1, 2025 and ending September 30, 2025.
- [11.](#) Report 26-25-26 by Sheboygan Police Department pursuant to section 30-50 of the Sheboygan Municipal Code, submitting the quarterly report showing the Benchmark Measurements for the police department for the period commencing July 1, 2025 and ending September 30, 2025.
- [12.](#) Res. No. 121-25-26 by Alderpersons Rust and La Fave authorizing acceptance of the FY 2025 Office of Community Oriented Policing Services (COPS) Hiring Program Grant.
- [13.](#) Gen. Ord. No. 28-25-26 by Alderpersons Rust and La Fave amending various sections of the Sheboygan Municipal Code so as to increase fees charged by the police department.
- [14.](#) Gen. Ord. No. 25-25-26 by Alderpersons Rust and La Fave amending Section 40-55 of the Sheboygan Municipal Code so as to allow alcohol at Wildwood Athletic Complex.
- [15.](#) Gen. Ord. No. 27-25-26 by Alderpersons Rust and La Fave amending various sections within Chapter 12 of the Sheboygan Municipal Code.

TENTATIVE DATE OF NEXT REGULAR MEETING

16. Next Meeting Date: November 10, 2025

ADJOURN MEETING

17. Motion to adjourn

In compliance with Wisconsin's Open Meetings Law, this agenda was posted in the following locations more than 24 hours prior to the time of the meeting:

*City Hall • Mead Public Library
Sheboygan County Administration Building • City's website*

CITY OF SHEBOYGAN
LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE MINUTES
Monday, October 13, 2025

OPENING OF MEETING

1. Call to Order

The meeting was called to order at 4:40 p.m. by Chair Rust.

2. Roll Call

Alderpersons present: Chair Rust, Vice Chair La Fave, Boorse, Heidemann, Perrella – 5.

3. Pledge of Allegiance

4. Approval of Minutes

Licensing, Hearings, and Public Safety Committee Meeting held September 22, 2025

MOTION TO APPROVE MINUTES FROM SEPTEMBER 22, 2025

Motion made by La Fave, Seconded by Perrella.

Voting Yea: Boorse, Heidemann, La Fave, Perrella, Rust – 5

5. Public Comment

No one spoke

ITEMS FOR DISCUSSION AND POSSIBLE ACTION

6. Res. No. 101-25-26 by Alderpersons Rust and La Fave authorizing the Purchasing Agent to issue a purchase order for patrol vehicles for the Sheboygan Police Department.

MOTION TO RECOMMEND THE COMMON COUNCIL ADOPT THE RESOLUTION

Motion made by La Fave, Seconded by Perrella.

Voting Yea: Boorse, Heidemann, La Fave, Perrella, Rust – 5

7. Res. No. 107-25-26 by Alderpersons Rust and La Fave authorizing the appropriate City officials to execute the Joint Powers Agreement for Sheboygan County and City of Sheboygan 911 Emergency Systems.

MOTION TO RECOMMEND THE COMMON COUNCIL ADOPT THE RESOLUTION

Motion made by La Fave, Seconded by Perrella.

Voting Yea: Boorse, Heidemann, La Fave, Perrella, Rust – 5

8. Gen. Ord. No. 18-25-26 by Alderpersons Rust and La Fave amending section 2-3(a)(4) of the Sheboygan Municipal Code so as to add an additional ADA Coordinator.

MOTION TO RECOMMEND THE COMMON COUNCIL ADOPT THE ORDINANCE

Motion made by La Fave, Seconded by Perrella.

Voting Yea: Boorse, Heidemann, La Fave, Perrella, Rust – 5

9. Gen. Ord. No. 20-25-26 by Alderpersons Rust and La Fave amending section 2-839 of the Sheboygan Municipal Code so as to reflect current procedures and to allow the issuance of permits to support lead service lateral replacement projects.

MOTION TO RECOMMEND THE COMMON COUNCIL ADOPT THE ORDINANCE

Motion made by La Fave, Seconded by Perrella.

Voting Yea: Boorse, Heidemann, La Fave, Perrella, Rust – 5

10. Gen. Ord. No. 19-25-26 by Alderpersons Rust and La Fave amending section 54-338 of the Sheboygan Municipal Code with regard to the insurance requirement for disposal of hauled wastewater.

MOTION TO RECOMMEND THE COMMON COUNCIL ADOPT THE ORDINANCE

Motion made by La Fave, Seconded by Perrella.

Voting Yea: Boorse, Heidemann, La Fave, Perrella, Rust – 5

11. Report 22-25-26 by City Clerk submitting various license applications.

MOTION TO APPROVE THE APPLICATIONS

Motion made by La Fave, Seconded by Perrella.

Voting Yea: Boorse, Heidemann, La Fave, Perrella, Rust – 5

TENTATIVE DATE OF NEXT REGULAR MEETING

12. Next Regular Meeting Date: October 27, 2025

ADJOURN MEETING

13. Motion to adjourn

MOTION TO ADJOURN AT 4:54 PM

Motion made by Boorse, Seconded by Perrella.

Voting Yea: Boorse, Heidemann, La Fave, Perrella, Rust – 5

**CITY OF SHEBOYGAN
REPORT 25-25-26**

BY FIRE CHIEF ERIC MONTELLANO.

OCTOBER 27, 2025.

Pursuant to section 24-459 of the Municipal Code, I herewith submit my quarterly report showing the Benchmark Measurements for my department, for the period commencing July 1, 2025 and ending September 30, 2025.

2025 THIRD QUARTER REPORT

	2023 EOY	2024 EOY	2024 YTD	2025 YTD
<u>Incident Types</u>				
Fires	87	80	67	61
Rescue & EMS	5,147	5,533	4,117	4,357
Non-Fires	1,409	1,465	1,110	1,197
TOTAL	6,643	7,078	5,294	5,615
<u>Incident Count Per Station</u>				
Station 1	2,032	2,161	1,638	1,751
Station 2	1,169	1,209	919	936
Station 3	1,652	1,824	1,315	1,377
Station 4	1,086	1,000	762	879
Station 5	556	640	492	506
Mutual Aid Given	85	76	58	55
Mutual Aid Received	56	22	18	8
Overlapping Calls (Percent)	63%	70%	70%	84%
Overlapping Calls (Count)	4,215	4,938	3,711	4,740
<u>Fire Loss</u>				
Incidents	60	67	61	49
Pre Incident Value	\$ 59,645,278	\$ 71,492,085	\$ 63,470,285	\$ 142,906,875
Property Loss	\$ 745,460	\$ 322,395	\$ 312,995	\$ 615,025
Content Loss	\$ 205,730	\$ 87,070	\$ 89,920	\$ 496,700
Total Loss	\$ 951,190	\$ 409,465	\$ 402,915	\$ 1,111,725
Average Loss	\$ 15,853	\$ 6,111	\$ 6,605	\$ 22,688
Property Saved	\$ 58,694,088	\$ 71,082,620	\$ 63,067,370	\$ 142,291,850
<u>Workload</u>				
Inspections	2,556	2,358	1,373	2,282
School Safety Programs (Students)	3,118	3,090	1,962	1,877
Public Events	105	112	56	58
Station Tours	16	42	21	9
Installed Smoke Alarms	79	96	62	31
Fire Training Hours	17,060	17,548	11,501	14,176
EMS Training Hours	2,333	2,724	2,241	2,105.5
Investigations	78	75	61	48
<u>Effectiveness</u>				
ISO Rating	2	2	2	2

CITY OF SHEBOYGAN

REQUEST FOR LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE
CONSIDERATION

ITEM DESCRIPTION: Report of Officer submitting the Quarterly Report from the Sheboygan Fire Department for the period commencing July 1, 2025 and ending September 30, 2025.

REPORT PREPARED BY: Eric Montellano, Fire Chief

REPORT DATE: October 16, 2025

MEETING DATE: October 27, 2025

FISCAL SUMMARY:

Budget Line Item:	N/A
Budget Summary:	N/A
Budgeted Expenditure:	N/A
Budgeted Revenue:	N/A

STATUTORY REFERENCE:

Wisconsin Statutes:	N/A
Municipal Code:	24-459

BACKGROUND / ANALYSIS:

Quarterly Benchmarks from the Fire Department for the period commencing July 1, 2025 and ending September 30, 2025 is presented for information and discussion as required by section 24-459 of the Municipal Code.

STAFF COMMENTS:

Highlights of third quarter year-to-date for 2025:

- Call volume is on track to reach a new record high. This Q3-YTD is 321 calls higher than third quarter of 2024.
- 84 percent of incidents are overlapping calls, which is a 14 percent increase from YTD 2024.
- School safety programs are underway and have reached almost 1,900 students with more to come in fourth quarter.
- Fire training hours continue to increase as we refine the new tracking software.
- Fire inspections completed are significantly higher than third quarter of 2024. This is due to implementing a new fire reporting program and a delay in the start of the inspection program in 2024.

ACTION REQUESTED:

A motion to recommend approval of Report 25-25-26 to the Common Council.

ATTACHMENTS:

- Report 25-25-26

**CITY OF SHEBOYGAN
REPORT 26-25-26**

BY POLICE CHIEF KURT ZEMPEL.

OCTOBER 27, 2025.

Pursuant to section 30-50 of the Municipal Code, I herewith submit my quarterly report showing the Benchmark Measurements for my department for the period commencing July 1, 2025 and ending September 30, 2025.

	<u>YTD</u> <u>2025</u>	<u>YTD</u> <u>2024</u>	<u>5 Yr YTD</u> <u>Avg ('20</u> <u>to '24)</u>	<u>2024</u> <u>Actual</u>	<u>2025</u> <u>Benchmarks</u>
<u>Patrol and Investigations</u>					
Murder & Non-Negligent Manslaughter	0	2	1	2	0
Manslaughter by Negligence	0	0	0	0	0
Sex Offenses - Forcible	29	50	50	62	60
Sex Offenses - Non-Forcible	15	19	13	22	15
Aggravated Assault	107	120	90	152	100
Select Crimes Against Persons Total	151	191	154	238	200
Robbery	8	3	6	3	10
Burglary	19	30	54	42	100
Theft/Larceny	421	406	458	568	800
Motor Vehicle Theft	17	13	22	19	30
Arson	1	2	5	2	10
Select Crimes Against Property Total	466	454	546	634	950
Percent of Offenses Cleared	69%	71%	58%	70%	70%
Accident Investigations	985	1,056	1,037	1,433	1,500
Traffic Stops	4,491	4,379	3,733	5,335	5,000
Traffic Arrests	2,896	3,154	2,637	3,842	No Goal
Other Arrests	2,238	2,307	2,196	2,986	No Goal
Speed Device Deployments	15	13	12	15	20
HVEE Deployments	490	371	121	416	350
Parking Tickets Issued	3,154	8,352	5,943	9,174	10,000
Neighborhood Foot Patrol	91	84	53	88	90
Hot Spot Crime Patrols	482	23	137	24	36
Field Interviews	112	46	104	51	120
Involuntary Commitments	50	40	82	51	No Goal
<u>Administration and Outreach</u>					
Open Records Requests	5,678	4,595	5,019	5,855	4,000
Nixle Messages Sent	33	40	63	48	250
Press Releases	8	12	15	16	50
Facebook Posts	150	147	234	177	No Goal
Facebook Followers	23,779	19,993		22,107	23,000

CITY OF SHEBOYGAN

REQUEST FOR LICENSING, HEARINGS AND PUBLIC SAFETY COMMITTEE
CONSIDERATION

ITEM DESCRIPTION: Report of Officer submitting the Police Department Quarterly Report for the period commencing July 1, 2025 and ending September 30, 2025.

REPORT PREPARED BY: Kurt Zempel, Chief of Police

REPORT DATE: October 17, 2025

MEETING DATE: October 27, 2025

FISCAL SUMMARY:

Budget Line Item:	N/A	Wisconsin	N/A
Budget Summary:	N/A	Statutes:	
Budgeted Expenditure:	N/A	Municipal Code:	Sec. 30-50
Budgeted Revenue:	N/A		

STATUTORY REFERENCE:**BACKGROUND / ANALYSIS:**

The Quarterly Report of Benchmarks for the Police Department for the Period commencing July 1, 2025, and ending September 30, 2025, is presented for information and discussion as required by section 30-50 of the Municipal Code.

STAFF COMMENTS:

Highlights of the report are as follows:

- Crimes against persons, particularly aggravated assaults, continue to trend favorably compared to 2024 while assaults are still ahead of the 5-year average.
- Property crimes are slightly ahead of last year with small increases in robberies, retail thefts and vehicle thefts, but overall remain well below the 5-year average. Burglary reports are at a historic low.
- Reported vehicle crashes continue to run lower than previous years, also on trend for a historic low. This was aided by a mild winter as well as a continued focus on effective, targeted traffic enforcement.
- Performance on other proactive work pursuant to our department goals, including neighborhood outreach and targeted crime prevention efforts, continues to be strong.

ACTION REQUESTED:

Motion to recommend to Council to Approve Report 26-25-26.

ATTACHMENTS:

- I. Report 26-25-26

**CITY OF SHEBOYGAN
RESOLUTION 121-25-26**

BY ALDERPERSONS RUST AND LA FAVE.

OCTOBER 27, 2025.

A RESOLUTION authorizing acceptance of the FY 2025 Office of Community Oriented Policing Services (COPS) Hiring Program Grant.

WHEREAS, the US Department of Justice Office of Community Oriented Policing Services recently accepted grant applications for the FY 2025 COPS Hiring Program Grant, which is designed to advance public safety through community policing by addressing the full-time sworn officer needs of local law enforcement agencies; and

WHEREAS, FY 2025 grant awards will provide up to 75 percent of the salary and fringe benefits for each approved position, with the maximum federal share per officer of \$125,000 total over the three-year grant period, requiring a minimum 25 percent local match and that the positions awarded be retained for a minimum of 12 months following the three-year grant period; and

WHEREAS, the Sheboygan Police Department was recently selected to receive \$375,000 under the FY 2025 COPS Hiring Program to hire three additional patrol officers to enhance neighborhood policing, nuisance abatement, and quality of life efforts; and

WHEREAS, the local match requirement has been included in the proposed 2026 budget.

NOW, THEREFORE, BE IT RESOLVED: That the Common Council hereby authorizes the Chief of Police to submit all of the information necessary to accept the grant, sign all documents, and administer the funds, including making any necessary budget transfers.

BE IT FURTHER RESOLVED: That the City Administrator is directed to include the funding for the three positions associated with this grant in budget years 2026, 2027 and 2028.

PASSED AND ADOPTED BY THE CITY OF SHEBOYGAN COMMON COUNCIL

Presiding Officer

Attest

Ryan Sorenson, Mayor, City of
Sheboygan

Meredith DeBruin, City Clerk, City of
Sheboygan

**CITY OF SHEBOYGAN
ORDINANCE 28-25-26**

BY ALDERPERSONS RUST AND LA FAVE.

OCTOBER 27, 2025.

AN ORDINANCE amending various sections of the Sheboygan Municipal Code so as to increase fees charged by the police department.

THE COMMON COUNCIL OF THE CITY OF SHEBOYGAN DO ORDAIN AS FOLLOWS:

SECTION 1: **AMENDMENT** “Sec 30-1 Special Service Charges” of the Sheboygan Municipal Code is hereby *amended* as follows:

A M E N D M E N T

Sec 30-1 Special Service Charges

- ~~(a) The police department may, upon the request of a duly constituted law enforcement agency, conduct polygraph examinations at a fee of \$150.00 per test. If a polygraph examination is cancelled, a minimum service fee of \$30.00 shall be charged for service rendered.~~
- ~~(b)~~ The police department may, upon request, provide fingerprint service to those individuals, institutions and businesses requesting special service in accordance with the following fee schedule:
 - (1) Fingerprint cards submitted to and processed by the Federal Bureau of Investigation: \$23.00.
 - (2) Other fingerprint cards: ~~\$20.00~~ \$10.00.
- ~~(c) The police department outdoor pistol range may be rented at a fee of \$10.00 per hour. The rental will be limited to technical schools involved in the training of peace officers.~~

(Code 1975, § 32-5; Code 1997, § 54-2)

SECTION 2: **AMENDMENT** “Sec 52-204 Fees; Disposition” of the Sheboygan Municipal Code is hereby *amended* as follows:

A M E N D M E N T

Sec 52-204 Fees; Disposition

- (a) A permit fee of \$~~10.00~~^{10.00} per year shall be charged for the first permit, and \$~~10.00~~^{10.00} for each additional permit. The charge for a duplicate permit shall be \$~~5.00~~^{5.00}.
- (b) All monies received from such permit fees shall be placed in the residential permit parking fund to cover the costs of administering this permit program. All costs for the printing of application forms and permits, stationery, postage, office supplies, the engineering studies, notices and signing costs to implement this system shall be paid for out of this fund.

(Code 1975, § 38-77; Code 1997, § 118-219)

SECTION 3: REPEALER CLAUSE All ordinances or resolutions or parts thereof in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict.

SECTION 4: EFFECTIVE DATE This ordinance shall be in effect from and after its passage and publication according to law.

PASSED AND ADOPTED BY THE CITY OF SHEBOYGAN COMMON COUNCIL

Presiding Officer

Attest

Ryan Sorenson, Mayor, City of
Sheboygan

Meredith DeBruin, City Clerk, City of
Sheboygan

**CITY OF SHEBOYGAN
ORDINANCE 25-25-26**

BY ALDERPERSONS RUST AND LA FAVE.

OCTOBER 27, 2025.

AN ORDINANCE amending Section 40-55 of the Sheboygan Municipal Code so as to allow alcohol at Wildwood Athletic Complex.

THE COMMON COUNCIL OF THE CITY OF SHEBOYGAN DO ORDAIN AS FOLLOWS:

SECTION 1: AMENDMENT “Sec 40-55 Alcohol Possession/Consumption” of the Sheboygan Municipal Code is hereby *amended* as follows:

A M E N D M E N T

Sec 40-55 Alcohol Possession/Consumption

- (a) The possession or consumption of fermented malt beverages or intoxicating liquors is prohibited in all city parks except the following:
 - (1) Cleveland Park, End Park, Evergreen Park, King Park, Kiwanis Park, Lakeview Park, and Veterans Park.
 - (2) Vollrath Park, except alcohol is prohibited between the hours of 12:00 noon to 6:00 p.m. on the day commencement exercises are held in such park each year for the area school district public high schools.
 - (3) The grandstand and concession areas within Wildwood Athletic Complex during sports events when on-premise sales are offered.
- (b) The possession or consumption of fermented malt beverages or intoxicating liquors is prohibited on all beach areas within the city.
- (c) The possession and consumption of fermented malt beverages or intoxicating liquors is permitted in Deland Park on the day of the city's Fourth of July celebration or whenever the city grants the use of the park or selected picnic areas to groups or organizations for the purpose of annual celebration or special events pursuant to section 40-45. However, possession and consumption of such beverages, when permitted, is restricted to that portion of the park which lies south of the North Pier.
- (d) A person who rents a park shelter or a picnic area may possess and consume alcohol in and around the shelter or picnic area.
- (e) A group or organization that has a temporary Class "B" or a temporary "Class B" alcohol picnic license may also serve and permit the consumption of fermented malt beverages and of wine in any city park, subject to the terms of the license, and subject to subsection (f) of this section.
- (f) If any group or organization serves fermented malt beverages or wine at any event

pursuant to a permit issued under section 40-45, no person shall, during the course of the event, carry into the park plastic containers, glass bottles or metallic cans containing alcoholic beverages, except the sponsor of the event, who may transport kegs, barrels, bottles, or cans into the park for the purpose of serving fermented malt beverages and/or wine.

- (g) No person shall drink or carry any open cup, can, glass, bottle or similar drinking vessel containing alcohol or fermented malt beverages in any city park between the hours of 11:00 p.m. and 4:00 a.m., except by approval of the director of engineering and public works for other organized functions.

(Code 1975, § 27-37; Code 1997, § 74-56; Ord. No. 101-96-97, §§ 3—5, 12-16-1996; Ord. No. 137-96-97, § 1, 3-17-1997; Ord. No. 27-97-98, § 1, 7-7-1997; Ord. No. 86-97-98, § 1, 11-17-1997; Ord. No. 82-98-99, § 1, 9-21-1998; Ord. No. 111-99-00, § 1, 4-17-2000; Ord. No. 89-01-02, § 1, 3-4-2002; Ord. No. 91A-06-07, § 1, 3-19-2007)

SECTION 2: REPEALER CLAUSE All ordinances or resolutions or parts thereof in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict.

SECTION 3: EFFECTIVE DATE This ordinance shall be in effect from and after its passage and publication according to law.

PASSED AND ADOPTED BY THE CITY OF SHEBOYGAN COMMON COUNCIL

Presiding Officer

Attest

Ryan Sorenson, Mayor, City of
Sheboygan

Meredith DeBruin, City Clerk, City of
Sheboygan

**CITY OF SHEBOYGAN
ORDINANCE 27-25-26**

BY ALDERPERSONS RUST AND LA FAVE.

OCTOBER 27, 2025.

AN ORDINANCE amending various sections within Chapter 12 of the Sheboygan Municipal Code.

THE COMMON COUNCIL OF THE CITY OF SHEBOYGAN DO ORDAIN AS FOLLOWS:

SECTION 1: **AMENDMENT** “Sec 12-21 Building Codes Adopted” of the Sheboygan Municipal Code is hereby *amended* as follows:

A M E N D M E N T

Sec 12-21 Building Codes Adopted

- (a) *In General.* The city adopts by reference, as though fully set forth in this chapter, the state codes and all amendments thereto applicable to those classes of building to which such code applies. The adopted code is comprised of the following state statutes and administrative rules:
- (1) Wis. Stat. § 145, Plumbing and Fire Protection Systems and Swimming Pool Plan Review.
 - (2) Wis. Admin. Code ch SPS 305, Licenses, Certifications and Registrations.
 - (3) Wis. Admin. Code ch. SPS ~~306~~316, Electrical.
 - (4) Wis. Admin. Code ch. SPS 360, Erosion Control, Sediment Control and Stormwater Management.
 - (5) Wis. Admin Code ch. SPS 381, Definitions and Standards.
 - (6) Wis. Admin. Code ch. SPS 382, Design, Construction, Installation, Supervisions. Maintenance and Inspection of Plumbing.
 - (7) Wis. Admin. Code ch. SPS 383, Private Onsite Wastewater Treatment Systems.
 - (8) Wis. Admin. Code ch. SPS 384, Plumbing Products.
 - (9) Wis. Admin. Code ch. SPS 385, Soil and Site Evaluations.
 - (10) Wis. Admin. Code ch. SPS 386, Boat and On-Shore Sewage Facilities.
 - (11) Wis. Admin. Code ch. SPS 387, Private Onsite Wastewater Treatment System Replacement or Rehabilitation Financial Assistance Program.
- (b) *Uniform dwelling code.* The city adopts by reference, as though fully set forth in this chapter, the state uniform dwelling code and all amendments thereto applicable to all new and existing one- and two-family dwelling including alterations and additions thereto. The adopted code is comprised of the following state administrative rules:

- (1) Wis. Admin. Code ch. SPS 320, Administration and Enforcement.
 - (2) Wis. Admin. Code ch. SPS 321, Construction Standards.
 - (3) Wis. Admin. Code ch. SPS 322, Energy Conservation.
 - (4) Wis. Admin. Code ch. SPS 323, Heating, Ventilating and Air Conditioning.
 - (5) Wis. Admin. Code ch. SPS 324, Electrical Standards.
 - (6) Wis. Admin. Code ch. SPS 325, Plumbing.
- (c) *Commercial building code.* The city adopts by reference, as though fully set forth in this chapter, the state commercial building code and all amendments thereto applicable to those classes of building to which such code applies. The adopted code is comprised of the following state administrative rules:
- (1) Wis. Admin. Code ch. SPS 361, Administration and Enforcement.
 - (2) Wis. Admin. Code ch. SPS 362, Buildings and Structures.
 - (3) Wis. Admin. Code ch. SPS 363, Energy Conservation.
 - (4) Wis. Admin. Code ch. SPS 364, Heating, Ventilating and Air Conditioning.
 - (5) Wis. Admin. Code ch. SPS 365, Fuel Gas Appliances.
 - (6) Wis. Admin. Code ch. SPS 366, Existing Buildings.
- (d) *State uniform building code.* The Wisconsin Uniform Building Code prepared by the Building Inspectors' Association of Southeastern Wisconsin, as amended from time to time, is hereby adopted by reference as the city's building code with the exception sections 30.20(3) of chapter 3; section 30.06(2) and (3) of chapter 2; and section 30.40 of chapter 5.
- (e) *International building code.* The International Building Code, chapters 1—35, as amended from time to time, are adopted by reference, a copy of which is on file in the city's building inspection department.

(Code 1997, §§ 9-1, 26-36, 26-37; Ord. No. 99-97-98, § 2, 2-2-1998; Ord. No. 17-09-10, § 1, 9-21-2009; Ord. No. 58-10-11, § 1, 4-6-2011; Ord. No. 17-11-12, § 1, 7-5-2011)

SECTION 2: AMENDMENT “Sec 12-44 Renewal” of the Sheboygan Municipal Code is hereby *amended* as follows:

AMENDMENT

Sec 12-44 Renewal

A construction contractor's license or certification may be renewed for the next succeeding calendar year by filing a renewal application with the building inspection division and the payment of the renewal fee on or before the last business day of each calendar year. Unless a license or certification is renewed prior to its expiration, the applicant shall be required to file a new application and pay a new application fee. Re-examination shall be required of all applicants for a license or renewal, that requires examination, who have not held an equivalent license or registration in the city for two years or more. An appeal for a waiver from this re-examination requirement may be made to the board of license examiners.

(Code 1997, § 26-157; Ord. No. 44-97-98, § 1, 7-21-1997; Ord. No. 57-10-11, § 6, 4-6-2011)

SECTION 3: AMENDMENT “Sec 12-55 Occupancy Permit” of the Sheboygan Municipal Code is hereby *amended* as follows:

AMENDMENT

Sec 12-55 Occupancy Permit

- (a) It shall be unlawful to use or permit the use of any commercial building or premises, or part thereof hereafter erected, altered or converted wholly or partly in its use from previous occupancy or where the premises or any portion thereof have become vacant for more than one year, until an occupancy permit has been obtained from the building inspection division.
- (b) Occupancy permits are not required if the building:
 - (1) Use remains the same (example: office to office would not require a permit, whereas office to store would); or
 - (2) Is a legal home occupation.
- (c) Application for an occupancy permit shall be made on a form provided by the building inspection ~~department~~division and shall set forth the applicant's name, address, position or capacity for the intended building use, and an inspection fee shall be paid as per section 12-~~53~~52.
- (d) No permit shall be issued to any person for any business operation which would violate the zoning, fire, health or other ordinances of the city or which would violate any state law.
- (e) After an application has been received and an occupancy inspection completed by the building inspection division, an occupancy letter will be sent to the applicant listing all violations. An occupancy permit will be issued when all violations have been corrected.
- (f) Such occupancy permits shall be nontransferable and shall be kept posted in a conspicuous place in the building, structure or premises; and shall be valid only for the building, structure or premises named therein.
- (g) A conditional occupancy permit can be requested by the prospective occupant if no life-safety violations exist as determined by the building inspection division.
- (h) The cost of the conditional occupancy permit shall be as set forth in section 12-~~53~~52.
- (i) If the conditional occupancy permit is issued the applicant agrees to have all violations corrected within 45 days. A reinspection will be scheduled after 45 days to check for compliance. If any violations still exist, the violator shall be subject to a forfeiture, as set forth in section 12-1, for each day of violation until all violations are corrected.
- (j) The building inspection division may revoke any permit of approval issued if any violation of this article is found upon inspection or in the case there has been any false statement in the application or plans on which the permit or approval was based.

(Code 1975, § 9-7; Code 1997, § 26-42; Ord. No. 101-05-06, §§ 11, 12, 3-20-2006; Ord. No. 42-10-11, § 2, 11-15-2010)

SECTION 4: **AMENDMENT** “Sec 12-225 Exemptions” of the Sheboygan Municipal Code is hereby *amended* as follows:

AMENDMENT

Sec 12-225 Exemptions

- (a) No permit shall be required by the provisions of this article for:
 - (1) The usual operations of the local electric utility company.
 - (2) The manufacturing, assembling, repairing, installation or testing of electrical equipment, for which no license is required under section 12-~~159~~158.
 - (3) Minor repair work such as repairing cords, switches, replacing fuses or changing lamp sockets.
 - (4) Repairs made necessary for the proper maintenance of an existing installation.
 - (5) Low voltage installations in one- and two-family dwellings.
 - (6) Reconnection of existing power supplies to replacement heating plants, water heaters, and other appliances.
 - (7) The repair, removal, disturbance, or disconnection of any existing electrical equipment or the renewal or replacement of any existing branch lighting circuit switches, sockets, or receptacles.
- (b) All work performed under the exceptions provided in subsections (a)(1) through (7) of this section shall be performed in full compliance with this article.

(Code 1997, § 26-259)

SECTION 5: **AMENDMENT** “Sec 12-230 Payment Of Fees” of the Sheboygan Municipal Code is hereby *amended* as follows:

AMENDMENT

Sec 12-230 Payment Of Fees

All permit fees shall be paid to the building inspection ~~department~~division and credited to the general fund, and no permit shall be issued or held valid unless approved by the electrical inspector and fee paid to the building inspection ~~department~~division in the amount required for such permit.

(Code 1997, § 26-264)

SECTION 6: AMENDMENT “Sec 12-281 Owners Of Dwellings Performing Work Governed By Article” of the Sheboygan Municipal Code is hereby *amended* as follows:

AMENDMENT

Sec 12-281 Owners Of Dwellings Performing Work Governed By Article

Notwithstanding the provisions of section 12-280, the owner of a dwelling housing not more than two families may, with the assistance of any member of the family and household, personally carry on in such house any work governed by this article without such license; provided, however, that the owner shall obtain a permit for such work and shall call for inspection as provided in division ~~4~~ 12-V-3 of this article.

(Code 1975, § 20-15; Code 1997, § 26-443)

SECTION 7: AMENDMENT “Sec 12-301 HVAC Qualifier Certification Requirement” of the Sheboygan Municipal Code is hereby *amended* as follows:

AMENDMENT

Sec 12-301 HVAC Qualifier Certification Requirement

Any HVAC contractor commencing any type of HVAC work within the city must either:

- (a) ~~either~~ possess an HVAC qualifier certification from the state or be employed by a company that holds a contractor credential from the state and that employs a person possessing an HVAC qualifier certification from the state. a person holding such a certification, and
- (b) ~~either possess an HVAC contractor credential from the state or~~ have continuously held a city heating contractor's license since on or before the effective date of the ordinance from which this section is derived.

(Code 1997, § 26-515; Ord. No. 89-98-99, § 1, 11-2-1998)

SECTION 8: AMENDMENT “Sec 12-321 Permit Or Registration--Application” of the Sheboygan Municipal Code is hereby *amended* as follows:

AMENDMENT

Sec 12-321 Permit Or Registration--Application

No person shall construct or install any HVAC equipment or appurtenances subject to the provisions of the heating and ventilating code in or for any building or alter any existing HVAC equipment or appurtenances subject to the provisions of this article, without the holder of a license or state ~~credentials~~credentials or the owner-occupant of a dwelling house not more than two families first making written application and securing a permit therefor. The application shall set forth the nature of the work to be performed.

(Code 1975, § 20-52; Code 1997, § 26-552)

SECTION 9: AMENDMENT “Sec 12-680 Application For Permit” of the Sheboygan Municipal Code is hereby *amended* as follows:

AMENDMENT

Sec 12-680 Application For Permit

Application for a plumbing permit on forms provided by the building inspection ~~department~~division shall be filed with the plumbing inspector before beginning active work.

(Code 1997, § 26-962; Ord. No. 92-96-97, § 1, 12-16-1996)

SECTION 10: REPEALER CLAUSE All ordinances or resolutions or parts thereof in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict.

SECTION 11: EFFECTIVE DATE This ordinance shall be in effect from and after its passage and publication according to law.

PASSED AND ADOPTED BY THE CITY OF SHEBOYGAN COMMON COUNCIL

Presiding Officer

Attest

Ryan Sorenson, Mayor, City of
Sheboygan

Meredith DeBruin, City Clerk, City of
Sheboygan

