

Ordinance No. 2020-08

**AN ORDINANCE TO AMEND AND MODIFY SECTION 15-1-14 OF THE VILLAGE'S
CODE OF ORDINANCES ENTITLED WISCONSIN ELECTRICAL CODE AND
SECTION 15-1-15 OF THE VILLAGE OF CALEDONIA CODE OF ORDINANCE
ENTITLED ELECTRICAL INSPECTIONS; ELECTRICAL INSPECTORS; STATE
ELECTRICAL CODE ADOPTED**

The Village Board of the Village of Caledonia do ordain as follows:

1. That Section 15-1-14 entitled Wisconsin Electrical Code of the Code of Ordinances for the Village of Caledonia be, and hereby is, amended and modified to read as follows:

"SEC. 15-1-14 WISCONSIN ELECTRICAL CODE.

Except as hereinafter provided, the electrical code of the Village of Caledonia shall be the Wisconsin Electrical Code as promulgated by the Wisconsin Department of Safety and Professional Services, Division of Industry Services, as amended by from time-to-time, under the authority delegated by the Wisconsin Statutes and previously as promulgated by the Wisconsin Department of Industry, Labor and Human Relations."

2. That Section 15-1-15 entitled Electrical Inspections; Electrical Inspectors; State Electrical Code Adopted of the Code of Ordinances for the Village of Caledonia be, and hereby is, created to read as follows:

**"SEC. 15-1-15 ELECTRICAL INSPECTIONS; ELECTRICAL
INSPECTORS; STATE ELECTRICAL CODE ADOPTED.**

- (a) **State Electrical Code Adopted.** Chapter SPS 316 of the Wisconsin Administrative Code and all amendments thereto are hereby adopted and made part of this Chapter and a copy shall be kept on file of the office of the electrical inspectors. To the extent of any conflict between this code and the State's administrative code, the administrative code section shall control.
- (b) **Residential Electrical Inspector.** A residential electrical inspector shall be appointed by the Public Works Director, shall be a part of the Public Works Department and be under the direction of the Public Works Director. The residential electrical inspector shall have a certification per Chapter SPS 305.63, Wis. Adm. Code. Wis. Stat. § 101.875(1). The residential electrical inspector may be provided with the assistance of such additional persons as the Public Works Director may direct. The residential electrical inspector shall have authority to enforce the provisions of this Chapter with respect to single family dwelling units and two-family dwelling units (duplexes).

- (c) **Commercial Electrical Inspector.** An electrical inspector shall be appointed by the Public Works Director. The commercial electrical inspector shall have a certification per Chapter SPS 305.62, Wis. Adm. Code. Wis. Stat. § 101.875(1). The commercial electrical inspector may be provided with the assistance of such additional persons as the Public Works Director may direct. The commercial electrical inspector shall have authority to enforce the provisions of this Chapter as to all electrical work except single-family dwelling units and two-family dwelling units (duplexes), unless requested by the Public Works Director to assist the residential electrical inspector. The commercial electrical inspector shall receive compensation as per a contract with the Village and the Village Administrator shall have authority to approve such contract in accordance with the Village's procurement ordinance.
- (d) **Authority To Discontinue Electric Operation.** The electrical inspectors may authorize the disconnection of all electrical currents to any wiring or equipment which is found to be in an unsafe condition or to any electrical service where such electrical currents are a hazard to life or property. No person shall reconnect any electrical wiring or equipment without authorization from the electrical inspectors.
- (e) **Licensing Requirements.** No person or entity may engage in the business or offer to engage in the business of installing, repairing or maintaining electrical wiring unless the person or entity holds a license or certification issued per sub. (f) and (g).
- (f) **Electrical Contractor Defined.** An electrical contractor is a person or firm that may engage in the business of or offer to engage in the business of installing, repairing, or maintaining electrical wiring and holds a license or certification issued per Chapter SPS 305.41. Reference: Wis. Stat. § 101.862
- (g) **Electrician Defined.** A person that holds a license or registration issued per Chapter SPS 305.40. Reference: Wis. Stat. 101.80.
- (h) **Owner-Occupied.** A residential property owner who installs, repairs or maintains electrical wiring on premises that the owner owns and occupies as a residence shall not be required to hold a license or certification per sub. (f) or per sub. (g). However, an owner-occupied property owner shall not be allowed to perform any of the following electrical work: Installation, repair, alteration or replacement of meter housing and meter pedestal.

Note: A new dwelling being constructed cannot be designated owner-occupied until final inspections are completed and occupancy allowed. An existing dwelling unfit for human habitation cannot be designated owner-occupied.

- (i) **Permits.** An electrical permit is required prior to the installation, repairing, alteration or maintenance of electrical wiring utilizing the form required by the

Village, including the payment of applicable permit fees, except as specified below:

1. Minor repairs made necessary for proper maintenance of an existing electrical installation provided there are no alterations or extensions of the existing circuit.
 2. Replacement or repair of light fixtures, receptacles, switches or other similar devices provided there are no alterations or extensions of the existing circuit.
 3. Reconnecting, installation, repair or replacement of machines, tools, process equipment and apparatus used in commercial, manufacturing and industrial facilities provided there are no alterations to the existing circuit.
- (j) **Inspections.** Inspections performed shall be of the following types.
Reference: SPS 316.940
- (a) A rough electrical inspection before the electrical work is concealed.
 - (b) A re-inspection of the electrical work if applicable.
 - (c) A final inspection of the electrical work.
 - (d) An electrical service. Reference: SPS 316.950
- (k) **Right Of Entry.** The electrical inspectors may during reasonable hours, request to enter any building or premises in the discharge of his or her official duties for the purpose of performing inspections or re-inspections. If entry is denied, the electrical inspectors may obtain a special inspection warrant authorizing such entry.
- (l) **Plans.** The electrical inspectors shall have the authority to request drawings, plans, specifications or any relevant information to ensure compliance with the electrical code.
- (m) **Fees.** Permit fees shall be as set under Sec. 15-1-25 of the Village Code of Ordinances. A copy of said fees shall be kept on file in the office of the electrical inspectors.
- (n) **Emergency.** Under emergency conditions, the necessary electrical work may be commenced without submitting an application for a permit. The person performing the emergency electrical work shall report the electrical work no later than the following business day and shall submit an electrical permit for such work.
- (o) **Liability.** This section shall not be construed to relieve from or lessen the responsibility or liability of any person supplying electricity to, or selling, renting,

leasing, owning, using, operating, controlling, installing, repairing, removing, replacing, disturbing, connecting, disconnecting or maintaining, any electrical wiring, device or equipment for damages to persons or property caused by any defect therein or therefrom, nor shall the Village or any of its officials be held as assuming any such responsibility or liability by reason of the issuance or revocation of any permit, or the inspection or re-inspection of any electrical equipment, sales, rentals, drawings, plans, specifications, materials, samples, test reports, literature, information or schedules authorized by this section, nor shall the Village or any of its officials be held liable for any damage resulting from the enforcement of this section.

- (p) **Appointed Agent Responsibilities.** The Wisconsin Department of Safety and Professional Services, Division of Industry Services, has granted the Village of Caledonia the authority to conduct Commercial electrical inspections pursuant to SPS 316.011, Wis. Adm. Code.
- (q) **Optional Waiver Of Inspection Responsibility.** The Village may choose for any reason to waive its inspection process and require the electrical be reviewed by the Wisconsin Department of Safety and Professional Services, Division of Industry Services.
- (r) **Conflicts.** In the event of a conflict between this Section governing electrical inspections and another Section of this Code of Ordinances, this Section shall control."

3. That this ordinance shall take effect after adoption and publication as provided by law.

 Adopted by the Village Board of the Village of Caledonia, Racine County, Wisconsin, this day of April, 2020.

VILLAGE OF CALEDONIA

By: _____

James R. Dobbs
Village President

Attest: _____

Karie Pope
Village Clerk