

Ordinance 01-2023
Fire Code Inspection Ordinance
Town of Arbor Vitae, Vilas County, Wisconsin

Section I. Title/Purpose. This Ordinance is entitled “Fire Code Inspection Ordinance” The purpose of this Ordinance is as follows:

To promote the safety, health and general welfare by establishing a fire code and a means of inspection and enforcement.

Section II Adoption of Ordinance. The Town Board of the Town of Arbor Vitae hereby adopts the following:

- A. **Fire Inspectors.** The Fire Chief shall be Fire Inspector and shall have the power to appoint one or more deputies, and they shall perform all duties required by law
- B. **Duties.** It shall be the duty of the Fire Inspectors to inspect or cause to be inspected by the Arbor Vitae Fire Department officers or members, all buildings and premises (except the interiors of private dwellings) annually or as often as may be necessary for the purpose of ascertaining and causing to be corrected, and condition liable to cause fire, or any violations of the provisions or intent of this ordinance and of any other ordinance affecting fire hazards, and to ensure compliance in all places of assembly with all laws, regulations and all other codes dealing with over-crowding, use of decorative materials, maintenance of exit ways, and maintenance of alarm and fire detecting systems, and fire extinguishing systems and appliances.
- C. **Orders.** Whenever officers or members of the Arbor Vitae Fire Department shall find in any building or upon any premises dangerous or hazardous conditions or materials are removed or remedied in a manner specified by the Fire Inspectors. These dangerous or hazardous conditions are enumerated, but not limited to, as follows:
 - 1. Dangerous or unlawful amounts of combustible or explosive matter;
 - 2. Hazardous conditions arising from defective or improperly installed equipment of handling or using combustible or explosive matter;
 - 3. Dangerous accumulations of rubbish, dust, waste paper, boxes, shavings or highly flammable materials;
 - 4. Accumulations of dust or waste materials in air conditioning systems or of grease in kitchen exhaust ducts;
 - 5. Obstructions to or on fire escapes, stairs, passageways, doors, or windows, liable to interfere with the operations of the fire department or egress of occupants in the event of fire;

6. Any building or other structure which for want of repairs, lack of sufficient fire escapes or other exit facilities, automatic or other fire alarm apparatus or fire extinguishing equipment, or by reason of age or dilapidated condition or from any other cause, creates a fire hazard;
7. Hazardous and biological or other RAD items.

D. **Application of New and Existing Conditions.** The provisions of this Ordinance shall apply equally to conditions existing before and after the Effective Date or the Ordinance.

E. **Authority to Enter Premises.** The Fire Inspectors may, at all reasonable times, enter any building or premises subject to this Ordinance and with the Town of Arbor Vitae for the purpose of making any inspection, or investigation, which, under the provisions of this Ordinance, the Fire Inspectors may deem necessary to be made.

F. **Wisconsin Administrative Code.** The provisions of Wisconsin Administrative Code, Rules of Department of Safety and Professional Services (SPS) 314 referencing NFPA 1 and all amendments thereto are hereby adopted by reference and the Rules and Regulations contained therein are hereby made a part of this Ordinance as though they were fully set forth herein. Whatever differences exist between the provisions of this Ordinance and the Wisconsin Department of Safety and Professional Services (SPS) 314 regulation referencing NFPA 1; the more stringent provisions of Wisconsin Department of Safety and Professional Services (SPS) 314 shall prevail.

Section III **Severability.** The provisions of this Ordinance shall be deemed servable, and it is expressly declared that the Town Board would have passed the provisions of this Ordinance irrespective of whether one or more provisions may be declared invalid, and if any provisions of this Ordinance or the application thereof to any person or circumstances is held invalid, the remainder of the Ordinance and the application of such provision to other persons or circumstances shall not be affected thereby.

Section IV **Effective Date.** This Ordinance shall take effect upon passage and publication. The provisions of this Ordinance shall prevail over any previous Ordinances of the Town of Arbor Vitae that are or may be in conflict therewith.

Date Passed: _____

Frank Bauers, Town Chair

Pam Carroll, Town Supervisor

Ashley Roach, Town Supervisor

Jeff Hunter, Town Supervisor

Barb Freudigmann, Town Supervisor

ATTEST:

Emily Biertzer, Town Clerk