



Legislation Details (With Text)

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|------------------------|---|----------------------|---|
| File #: | 220693 | Version: | 0 |
| Type: | Ordinance | Status: | Passed |
| File created: | 9/1/2022 | In control: | ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE |
| On agenda: | | Final action: | 9/20/2022 |
| Effective date: | | | |
| Title: | An ordinance relating to increasing fees for plan examinations, updating building code procedures and adopting portions of the Wisconsin administrative code and International Building Code. | | |
| Sponsors: | ALD. MURPHY | | |
| Indexes: | BUILDING CODE, BUILDING-REGULATION, FEES | | |
| Attachments: | 1. Hearing Notice List, 2. CAO Approval, 3. Notice published 10/7/2022 | | |

| Date | Ver. | Action By | Action | Result | Tally |
|-----------|------|---|-------------------------|--------|-------|
| 9/1/2022 | 0 | COMMON COUNCIL | ASSIGNED TO | | |
| 9/13/2022 | 0 | ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE | RECOMMENDED FOR PASSAGE | Pass | 5:0 |
| 9/20/2022 | 0 | COMMON COUNCIL | PASSED | Pass | 11:0 |
| 9/28/2022 | 0 | MAYOR | SIGNED | | |
| 10/7/2022 | 0 | CITY CLERK | PUBLISHED | | |

220693

ORIGINAL

210805

ALD. MURPHY

An ordinance relating to increasing fees for plan examinations, updating building code procedures and adopting portions of the Wisconsin administrative code and International Building Code.

200-33-15.7 rp
200-33-36.2 ra
200-33-36.2 cr
200-33-38 cr
200-33-40-e rp
223-5-6 am
225-31-1 am
236-01 am
236-21-3 cr
262-01 rc

This ordinance revises various parts of the building code for clarity and to update language. In addition, the ordinance adds fees for building plan examinations and resubmittals, and a procedure for rejected plans. The ordinance further removes the procedure for rejected plumbing plans and adopts a part of the Wisconsin administrative code concerning aboveground flammable and combustible liquid storage tanks of less than 5,000 gallons capacity. Finally, the ordinance adopts ch. SPS 366, of the Wisconsin administrative code and sections 907.1.1 and 414.1.3 of the International

Building Code with regards to additions, alterations, change of use, and repairs on commercial buildings.

The Mayor and Common Council of the City of Milwaukee do ordain as follows:

Part 1. Section 200-33-15.7 of the code is repealed.

Part 2. Section 200-33-36.2 of the code is renumbered 200-33-36.4 and amended to read:

200-33. Fees.

36.4. PLAN EXAMINATION REVISIONS AND RESUBMITTALS. All proposed revisions and modifications which are made to construction documents that have previously been granted approval shall be submitted for review. Revisions submitted for review may be charged additional review fees in accordance with the associated project scope outlined below. Subsequent revisions beyond the first submitted for review may be charged additional fees at a rate of twice the initial fee.

| <u>Square Feet</u> | <u>Fee</u> |
|--------------------|--|
| 0 - 5,000 | \$200, or the minimum plan review fee paid, whichever is lesser. |
| 5,001 - 10,000 | \$300 |
| 10,001 - 100,000 | \$400 |
| 100,001 - 400,000 | \$500 |
| Over 400,000 | \$600 |

| <u>>>Fixtures</u> | <u>Fee</u> |
|-------------------------|----------------------|
| <u>11 - 25</u> | <u>\$200</u> |
| <u>26 - 50</u> | <u>\$300</u> |
| <u>51 - 100</u> | <u>\$400</u> |
| <u>101 - 150</u> | <u>\$500</u> |
| <u>Over 150</u> | <u>\$600<<</u> |

Part 3. Section 200-33-36.2 of the code is created to read:

36.2. PLAN EXAMINATION FIRE ALARM. The fire alarm plan examination fees for new commercial buildings, additions or alterations shall be computed on the basis of square footage, in accordance with the following table. For new commercial buildings and for additions, square footage shall be calculated as defined in s. 200-08-86.2. For alterations, square footage shall be the square footage of the area to be altered.

| <u>Square Feet</u> | <u>Fee</u> |
|--------------------|------------|
| 0 - 5,000 | \$100 |
| 5,001 - 10,000 | \$200 |
| 10,001 - 20,000 | \$300 |
| 20,001 - 40,000 | \$400 |
| 40,001 - 50,000 | \$500 |
| 50,001 - 75,000 | \$700 |
| 75,001 - 100,000 | \$1,000 |
| 100,001 - 200,000 | \$1,200 |
| 200,001 - 300,000 | \$3,000 |
| 300,001 - 400,000 | \$4,400 |
| 400,001 - 500,000 | \$5,600 |

Over 500,000 \$6,400

Part 4. Section 200-33-38 of the code is created to read:

38. PLAN EXAMINATION REJECTIONS. Plans that contain substantial errors or omissions may be rejected. A second submission and plan examination fee may be required for reexamination of a plan that has been rejected.

Part 5. Section 200-33-40-e of the code is repealed.

Part 6. Section 223-5-6 of the code is amended to read:

223-5. Definitions.

6. FOURTH CLASS PLANT means any boiler plant which contains low pressure boilers with a total capacity of more than 150 BHP, or any high pressure steam boiler or boilers with a total capacity ~~[[of 30 BHP but]]~~ not greater than 110 BHP, as rated by boiler manufacturer rating, or Wisconsin state code, and which does not contain any steam engines or turbines except boiler auxiliaries.

Part 7. Section 225-31-1 of the code is amended to read:

225-31. Gas Piping Systems; Scope.

1. INSTALLATIONS. The installation and approval of gas piping shall be in accordance with NFPA 54 ANSI Z223.1 NATIONAL FUEL GAS CODE ~~[[2009]]~~ >>2015<<.

Part 8. Section 236-01 of the code is amended to read:

236-01. Adoption of State Code. Except as otherwise provided in this chapter, the city of Milwaukee adopts chs. ACTP 93 ~~[[, SPS 340]]~~ and >>SPS<< 340, Wis. Adm. Code, as amended, as part of this code.

Part 9. Section 236-21-3 of the code is created to read:

236-21 Flammable and Combustible Liquids.

3. ABOVEGROUND FLAMMABLE AND COMBUSTIBLE LIQUID STORAGE TANKS OF LESS THAN 5,000 GALLONS CAPACITY. The city of Milwaukee adopts and applies ch. ATCP 93, Wis. Adm. Code, to storage tanks otherwise excluded by s. 168.22(3), Wis. Stats.

Part 10. Section 262-01 of the code is repealed and recreated to read:

262-01. Adoption of State and International Building Codes.

1. NEW CONSTRUCTION. The city of Milwaukee adopts ch. SPS 362, Wis. Adm. Code, as amended, s. 907.1.1, International Building Code, and s. 414.1.3, International Building Code as part of this code.

2. ADDITIONS, ALTERATIONS, CHANGE OF USE, AND REPAIRS. The city of Milwaukee adopts ch. SPS 366, Wis. Adm. Code, as amended, s. 907.1.1, International Building Code, and s. 414.1.3, International Building Code as part of this code.

APPROVED AS TO FORM

Legislative Reference Bureau

Date: _____

IT IS OUR OPINION THAT THE ORDINANCE
IS LEGAL AND ENFORCEABLE

Office of the City Attorney

Date: _____

LRB177519-2

Christopher Hillard

9/2/2022