



Legislation Text

File #: 100690, **Version:** 1

100690
SUBSTITUTE 1

THE CHAIR

A substitute ordinance amending various fees.

60-1-3-a-2	am
60-13-1	am
60-13-2-0	am
60-16-1-a-1	am
60-16-1-a-2	am
60-16-1-a-3	am
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60-21-2-a	am
60-21-2-b	am
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60-23-3-a-1	am
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60-23-6	am
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60-70-1-a	am

60-70-1-b	am
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60-83-1-j	cr
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60-91-8-b	am
60-91-8-c	am
60-91-8-d	am
60-91-8-e	am
200-33-2-b-1	am
200-33-2-b-3-a	am
200-33-2-b-3-b	am
200-33-4.5	am
200-33-5-c-2	am
200-33-11-a	am
200-33-11-c	am
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200-33-13-a-1-e am
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200-33-15.7 cr
200-33-52-a-4 am
200-33-52-a-6-b am
200-33-52-a-6-c am
200-33-52-c-2 am
200-33-52-c-3 am
262-01 am
262-02 cr

This ordinance amends various fees effective January 1, 2011.

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

Part 1. Section 60-1-3-a-2 of the code is amended to read:

60-1. General Provisions.

3. REFUND OF FEES BY HEALTH DEPARTMENT.

a-2. ~~[[\$68]]~~ >>\$75<<, if the license or permit fee is more than \$100.

Part 2. Section 60-13-1 and 2-0 of the code is amended to read:

60-13. Bed and Breakfast Establishment Permit. 1. A non-refundable pre-inspection fee of ~~[[\$55]]~~ >>\$61<< shall be charged at the time of application to anyone intending to operate a bed and breakfast establishment.

2. The annual fee for a bed and breakfast permit shall be ~~[[\$68]]~~ >>\$75<<.

Part 3. Section 60-16-1-a-1 to 3 of the code is amended to read:

60-16. Closing Out Sale License. 1. FEE.

a-1. For a period not exceeding 15 days: ~~[[\$47]]~~ >>\$52<<.

a-2. For a period not exceeding 30 days: ~~[[\$89]]~~ >>\$99<<.

a-3. For a period not exceeding 60 days: ~~[[\$136]]~~ >>\$151<<.

Part 4. Section 60-16-3 of the code is amended to read:

3. EXTENSION OF TIME. A supplemental fee is required in addition to the regular license fee if an extension of time is granted pursuant to s. 88-1-4. The supplemental fee shall be ~~[[\$42]]~~ >>\$47< per day.

Part 5. Section 60-21-2-a to d, 4, 5, 7 and 8 of the code is amended to read:

60-21. Food Dealer's License.

2. a. Prepack restaurants: For each license year: ~~[[\$220]]~~ >> \$225<<.
b. All other restaurants:

Anticipated Gross Annual Sales for All Food Operations

Less than \$20,000	[[\$425]]	>> <u>\$ 472</u> <<
\$20,001 - \$200,000	[[658]]	>> <u>731</u> <<
\$200,001 - \$2,000,000	[[4,008]]	>> <u>1,119</u> <<
Over \$2,000,000	[[4,506]]	>> <u>1,672</u> <<

- c. Food Stores - Processing:

Anticipated Gross Annual Sales for All Food Operations

Less than \$20,000	[[\$296]]	>> <u>\$329</u> <<
\$20,001 - \$200,000	[[498]]	>> <u>553</u> <<
\$200,001 - \$2,000,00	[[1,115]]	>> <u>1,238</u> <<
Over \$2,000,000	[[1,774]]	>> <u>1,969</u> <<

- d. Distributors/Food Stores -No Processing:

Anticipated Gross Annual Sales for All Food Operations

Less than \$20,000	[[\$166]]	>> <u>\$184</u> <<
\$20,001 - \$200,000	[[245]]	>> <u>272</u> <<
\$200,001 - \$2,000,000	[[456]]	>> <u>506</u> <<
Over \$2,000,000	[[742]]	>> <u>790</u> <<

4. If multiple independent restaurant locations are operated at the same address and by the same person, a separate fee shall be charged for each additional location. An additional restaurant location shall be considered independent if it is physically separated from any other food preparation areas. The annual fee for each additional location shall be ~~[[\$62]]~~ >> \$75<<.

5. The yearly fee for a meal service establishment shall be ~~[[\$25]]~~ >> \$28<<.

7. License renewals shall be filed by July 1. There shall be an additional fee for the filing of a late renewal application in the amount of ~~[[\$49]]~~ >> \$54<<. If renewal applications are not sent out by June 15, the late penalty shall be assessed 16 days after the applications are sent.

8. The fee for a duplicate license is ~~[[\$10]]~~ >> \$11<<.

Part 6. Section 60-23-3-a-1, b-1 and 2, c and d-1 of the code is amended to read:

60-23. Temporary Food Dealer's License.

3. FEES.

a. Restaurants.

a-1. The fee per temporary event for the 1st day of operation of each temporary restaurant and for a temporary restaurant that operates no more than one day is ~~[[\$74]]~~ >> \$83<<.

b. Retail.

b-1. The fee per temporary event for temporary food operations that process food at the point of sale is ~~[[\$74]]~~ >> \$83<<.

b-2. The fee per temporary event for temporary food operations that do not process food at the point

of sale is ~~[[\$49]]~~ >> \$54 <<.

c. Farmers' market. The fee for an annual temporary food dealer's license for vendors who offer for sale foods other than restaurant foods is ~~[[\$80]]~~ >> \$89 <<.

d-1. For an extension of a licensed premises that operates one day or less: ~~[[\$55]]~~ >> \$61 <<.

Part 7. Section 60-23-5 and 6 of the code is amended to read:

5. LATE FEE. Any person who does not meet the application deadline in sub. 4 shall pay a late application fee of ~~[[\$49]]~~ >> \$54 << for each individual food operation, site, location or stand where food is prepared, served or sold at the temporary event.

6. DUPLICATE PERMIT. The fee for a duplicate permit is ~~[[\$10]]~~ >> \$11 <<.

Part 8. Section 60-25-1 and 2 of the code is amended to read:

60-25. Food Operations - Plan Examinations.

1. The fee for each portion of a food operations - plan examination for fire protection, plumbing or ventilation equipment shall be ~~[[\$74]]~~ >> \$83 <<.

2. The fee for each complete plan review shall be ~~[[\$246]]~~ >> \$274 <<.

Part 9. Section 60-27-1 to 3 of the code is amended to read:

60-27. Food Operations-Preinspections.

1. For change of operator only, with no change in the operation or equipment: ~~[[\$55]]~~ >> \$61 <<.

2. For new operations with no new construction or substantial alterations: ~~[[\$55]]~~ >> \$61 <<.

3. For new or altered food operations which involve new construction or substantial alterations: ~~[[\$217]]~~ >> \$241 <<.

Part 10. Section 60-29-1 to 3 of the code is amended to read:

60-29. Food Peddler Basic Permit.

1. For each motorized vehicle: ~~[[\$123]]~~ >> \$137 <<.

2. For each pushed, peddled or pulled vehicle: ~~[[\$105]]~~ >> \$117 <<.

3. For each person carrying containers: ~~[[\$86]]~~ >> \$95 <<.

Part 11. Section 60-31-2, 4 and 5 of the code is amended to read:

60-31. Food Peddler Permits.

2. The surcharge for a food peddler permit to allow night operation by a food peddler shall be ~~[[\$37]]~~ >> \$41 <<.

4. Permit renewals shall be filed July 1. There shall be an additional fee for the filing of a late renewal application in the amount of ~~[[\$53]]~~ >> \$54 <<. If renewal applications are not sent out by June 15, the late penalty will be assessed 16 days after the applications have been sent.

5. The fee for a duplicate permit or identifying device is ~~[[\$10]]~~ >> \$11 <<.

Part 12. Section 60-39-2 of the code is amended to read:

60-39. Food Processing - Retail.

2. The fee shall be:

Anticipated Gross
Annual Sales for
This Operation

Annual
Fee

Less than \$50,000	[[\$ 74]] >> <u>\$83</u> <<
\$50,000 and over	[[\$ 129]] >> <u>\$143</u> <<

Part 13. Section 60-48-1 of the code is amended to read:

60-48. Ice Cream Peddler License.

1. The fee for each ice cream peddler license shall be ~~[[\$ 68]]~~ >> \$75 <<.

Part 14. Section 60-70-1-a and b and 2-a and b of the code is amended to read:

60-70. Inspection Fees for Health Code Violations. 1. PREVIOUSLY DOCUMENTED.

a. If as a result of the routine inspection a violation which had been documented at the time of the previous routine inspection is found, the fee for the routine inspection shall be ~~[[\$ 96]]~~ >> \$107 <<.

b. The fee for the first reinspection under this subsection relating to the same order to correct the violation shall be ~~[[\$ 192]]~~ >> \$213 <<. The fee for a second reinspection shall be ~~[[\$ 288]]~~ >> \$320. The fee for a third reinspection shall be \$426 <<. The fee for each subsequent reinspection shall be the fee for the previous reinspection plus an additional \$96.

2. NOT PREVIOUSLY DOCUMENTED.

a. If as a result of the routine inspection a violation which had not been documented at the time of the previous routine inspection is found, the fee for the first reinspection relating to the order to correct the violation is ~~[[\$ 96]]~~ >> \$107 <<.

b. The fee for the second reinspection under this subsection relating to the same order to correct the violation shall be ~~[[\$ 192]]~~ >> \$213. The fee for a third reinspection shall be \$320 <<. The fee for each subsequent reinspection shall be the fee for the previous reinspection plus an additional \$96.

Part 15. Section 60-71-1-a and b of the code is amended to read:

60-71. Mobile Restaurants/Peddlers. 1.

a. For prepackaged food - ~~[[\$ 74]]~~ >> \$83 <<.

b. For food preparation - ~~[[\$ 142]]~~ >> \$158 <<.

Part 16. Section 60-72-1 and 2 of the code is amended to read:

60-72. Site Evaluation - Food Operation.

1. For a food operation that does not engage in food processing, the fee shall be ~~[[\$ 99]]~~ >> \$110 <<.

2. For a food operation that engages in food processing, the fee shall be ~~[[\$ 194]]~~ >> \$212 <<.

Part 17. Section 60-83-0 of the code is amended to read:

**60-83. Swimming and Other Water Use Facilities: Plan Examinations
>>, Inspections << and Preinspections.**

Part 18. Section 60-83-1-d and e of the code is amended to read:

1.
 - d. Complete facility review and preinspections of a public pool, excluding wading pools: ~~[[\$180]]~~ >> \$600<<.
 - e. Partial facility review and preinspections of a public pool, excluding wading pools: ~~[[\$75]]~~ >> \$600<<.

Part 19. Section 60-83-1-i to L of the code is created to read:

- i. Virginia Graemy Baker (VGB) act modification inspection: \$150.
- j. Slide functional requirement inspection: \$540.
- k. Slide structural requirement inspection, greater than 6 feet: \$600.
- L. Public swimming pool and water attraction reinspection: \$300.

Part 20. Section 60-83-2 of the code is amended to read:

2. There shall be an additional fee for the filing of a late application in the amount of ~~[[\$27]]~~ >> \$50<<.

Part 21. Section 60-83.5-1 to 4, 6 and 7 of the code is amended to read:

- 60-83.5. Tattooing and Body-Piercing Establishments.**
1. TATTOO ESTABLISHMENT LICENSE. >>a.<< The fee for a tattoo establishment license shall be ~~[[\$160]]~~ >> \$177<<.
>>b.<< The fee for a temporary tattoo establishment license shall be ~~[[\$160]]~~ >> \$177<<.
 2. BODY-PIERCING ESTABLISHMENT LICENSE. The fee for a body-piercing establishment license shall be ~~[[\$160]]~~ >> \$177<<. The fee for a temporary body-piercing establishment license shall be ~~[[\$160]]~~ >> \$177<<.
 3. COMBINED TATTOO/BODY-PIERCING LICENSE. The fee for a combined tattoo/body-piercing establishment license shall be ~~[[\$253]]~~ >> \$281<<. The fee for a temporary combined tattoo/body-piercing establishment license shall be ~~[[\$160]]~~ >> \$177<<.
 4. PREINSPECTION FEE. For inspection of a new tattooing or body-piercing establishment, a preinspection fee of ~~[[\$144]]~~ >> \$123<< shall be charged.
 6. DUPLICATE LICENSE. The fee for a duplicate copy of any of the licenses listed in this section shall be ~~[[\$10]]~~ >> \$11<<.
 7. LATE FEE. There shall be an additional fee of ~~[[\$49]]~~ >> \$54<< for the late filing of a renewal application for any of the licenses listed in this section.

Part 22. Section 60-91-1 to 3 of the code is amended to read:

60-91. Weighing and Measuring Device Licenses.

1. LINEAR METERS.
 - a. The fee for each linear meter license shall be ~~[[\$27]]~~ >> \$30<<.
 - b. The fee for the filing of a late renewal application shall be ~~[[\$49]]~~ >> \$54<<.
 - c. The fee for a duplicate linear meter license is ~~[[\$10]]~~ >> \$11<<.
2. RETAIL PETROLEUM METERS.
 - a. The fee for each retail petroleum meter license shall be ~~[[\$49]]~~ >> \$54<<.
 - b. The fee for the filing of a late renewal application shall be ~~[[\$49]]~~ >> \$54<<.
 - c. The fee for a duplicate retail petroleum meter license is ~~[[\$10]]~~ >> \$11<<.

3. SCALES.

a. The following schedule of fees shall apply to scale licenses:

Capacity	Annual Fee
0 - 50 pounds	[[\$ 49]] >> \$ 54 <<
51 - 1,000 pounds	[[\$ 74]] >> \$ 83 <<
Over 1,000 pounds	[[\$ 111]] >> \$ 123 <<

b. The fee for the filing of a late renewal application shall be ~~[[\$ 49]]~~ >> \$ 54 <<.

c. The fee for a duplicate scale license is ~~[[\$ 10]]~~ >> \$ 11 <<.

Part 23. Section 60-91-4-c and d of the code is amended to read:

4. SCANNING DEVICES.

c. The fee for the filing of a late renewal application is ~~[[\$ 49]]~~ >> \$ 54 <<.

d. The fee for a duplicate scanning device license is ~~[[\$ 10]]~~ >> \$ 11 <<.

Part 24. Section 60-91-5 to 7 and 8-a to e of the code is amended to read:

5. TAXIMETERS.

a. The fee for each taximeter license shall be ~~[[\$ 49]]~~ >> \$ 54 <<.

b. The fee for a filing of a late renewal application shall be ~~[[\$ 49]]~~ >> \$ 54 <<.

c. The fee for a duplicate taximeter license is ~~[[\$ 10]]~~ >> \$ 11 <<.

6. TIMING DEVICES.

a. The fee for each timing device license shall be ~~[[\$ 12]]~~ >> \$ 14 <<.

b. The fee for the filing of a late renewal application shall be ~~[[\$ 49]]~~ >> \$ 54 <<.

c. The fee for a duplicate timing device license is ~~[[\$ 10]]~~ >> \$ 11 <<.

7. VEHICLE TANK AND BULK PLANT METERS.

a. The fee for each vehicle tank and bulk plant meter license shall be ~~[[\$ 111]]~~ >> \$ 123 <<.

b. The fee for a filing of a late renewal application shall be ~~[[\$ 49]]~~ >> \$ 54 <<.

c. The fee for a duplicate vehicle tank or bulk plant meter license is ~~[[\$ 10]]~~ >> \$ 11 <<.

8. VEHICLE SCALES.

a. Public Vehicle Scales. The fee for each public vehicle scale shall be ~~[[\$ 209]]~~ >> \$ 232 <<.

b. "Type I" Nonpublic Vehicle Scales. The fee for each "type 1" nonpublic vehicle scale shall be ~~[[\$ 154]]~~ >> \$ 171 <<.

c. "Type II" Nonpublic Vehicle Scales. The fee for each "type II" nonpublic vehicle scale shall be ~~[[\$ 154]]~~ >> \$ 171 <<.

d. Late Fee. There shall be an additional fee of ~~[[\$ 49]]~~ >> \$ 54 << for the filing of a later renewal application after January 1 of each year.

e. Duplicates. The fee for a duplicate license specified in this subsection shall be ~~[[\$ 10]]~~ >> \$ 11 <<.

Part 25. Section 200-33-2-b-1 of the code is amended to read:

200-33. Fees.

2. ALTERATIONS AND REPAIRS.

b-1. The minimum fee for one and 2- family dwellings and accessory structures shall be ~~[[\$ 50]]~~ >> \$ 60 <<.

Part 26. Section 200-33-2-b-3-a and b of the code is amended to read:

b-3-a. One- and 2-family dwellings and accessory buildings: ~~[[\$50]]~~ >> \$60<<.

b-3-b. All other buildings and structures: ~~[[\$60]]~~ >> \$80<<.

Part 27. Section 200-33-4.5 of the code is amended to read:

4.5. BOARDING. A fee of ~~[[\$30]]~~ >> \$125<< shall be charged for the boarding of a structure.

Part 28. Section 200-33-5-c-2 of the code is amended to read:

5. BUILDING PERMITS.

c. Structures Accessory to One- and 2-family Dwellings.

c-2. The fee for sheds and other structures accessory to one- and 2-family dwellings and not more than 150 square feet in area shall be ~~[[\$50]]~~ >> \$60<<.

Part 29. Section 200-33-11-a, c, j to m, s-1, v, y-7, ye, yg and yh of the code is amended to read:

11. ELECTRICAL INSTALLATIONS AND REPAIRS.

a. Air conditioner outlet for one and 2 family dwelling units: ~~[[\$12]]~~ >> \$15<< each.

c. Capacitors or converters: ~~[[\$0.60]]~~ >> \$1<< per kilowatt not to exceed \$260 for an individual unit.

j. Garbage disposal: ~~[[\$8]]~~ >> \$10<< each.

k. Generator: ~~[[\$0.60]]~~ >> \$1<< per kilowatt not to exceed \$260 for an individual unit.

L. Heater (electric): ~~[[\$0.60]]~~ >> \$1<< per kilowatt.

m. Hot tub or swimming pool: ~~[[\$30]]~~ >> \$50<<.

s-1. Motor: ~~[[\$0.60 per horsepower]]~~ >> \$1 per kilowatt<<.

v. Reactor or rectifier: ~~[[\$0.60]]~~ >> \$1<< per kilowatt not to exceed \$260 for an individual unit.

y-7. Each additional service switch: ~~[[\$12]]~~ >> \$15<<.

ye. Transformers: ~~[[\$0.60]]~~ >> \$1<< per kilowatt not to exceed \$260 for an individual unit.

yg. Welding outlet: ~~[[\$12]]~~ >> \$15<<.

yh. Whirlpool tub: ~~[[\$20]]~~ >> \$50<<.

Part 30. Section 200-33-13-a-1-a, b, d and e of the code is amended to read:

13. ELEVATORS.

a. Inspection Fees.

a-1. Periodic inspections and reinspections:

a-1-a. Class 1, 2, 3 and 6 (0 to 4 landings): ~~[[\$100]]~~ >> \$105<<.

a-1-b. Class 1, 2, 3 and 6 (5 to 10 landings): ~~[[\$130]]~~ >> \$140<<.

a-1-d. Class 7: ~~[[\$190]]~~ >> \$210<<.

a-1-e. Class 2A, 4, 5 and 8: ~~[[\$95]]~~ >> \$105<<.

Part 31. Section 200-33-13-c of the code is amended to read:

c. Certificate of Operation. The fee for a certificate of operation shall be ~~[[\$30]]~~ >> \$50<<.

Part 32. Section 200-33-15.7 of the code is created to read:

15.7. FIRE ALARM PANEL SHOP DRAWING REVIEW. The fees for fire alarm panel shop drawing review for existing and new buildings, or parts thereof, shall be as follows:

- a. \$100, if the gross area is up to 5,000 square feet.
- b. \$200, if the gross area is 5,001 to 10,000 square feet.
- c. \$300, if the gross area is 10,001 to 20,000 square feet.
- d. \$400, if the gross area is over 20,000 square feet.

Part 33. Section 200-33-52-a-4 of the code is amended to read:

52. SPRINKLER, STANDPIPE AND SUPPRESSION SYSTEMS.

a. Installation and Repairs.

a-4. Fire hose standpipe systems. Hose connections (fire department first aid or combined): ~~[[\$6]]~~ >>\$10<< each outlet; minimum fee: \$60.

Part 34. Section 200-33-52-a-6-b and c of the code is amended to read:

a-6. Sprinkler heads.

a-6-b. 16-100 sprinkler heads: ~~[[\$90]]~~ >>\$100<<.

a-6-c. For each additional 100 heads or fraction thereof above 100 heads: ~~[[\$30]]~~ >>\$40<<.

Part 35. Section 200-52-c-2 and 3 of the code is amended to read:

c. Periodic Inspections.

c-2. Fire hose standpipe systems (fire department first aid or combined): ~~[[\$6]]~~ >>\$10<< each outlet; minimum fee \$60.

c-3. Sprinkler systems:

c-3-a. 0-200 heads: ~~[[\$70]]~~ >>\$80<< minimum fee.

c-3-b. 201-500 heads: ~~[[\$70]]~~ >>\$80<< for the first 200 heads, plus ~~[[\$15]]~~ >>\$20<< per 100 heads, or fraction thereof, up to 500 heads.

c-3-c. 501-1,000 heads: ~~[[\$125]]~~ >>\$140<< for the first 500 heads, plus ~~[[\$15]]~~ >>\$20<< per 100 heads, or fraction thereof, up to 1,000 heads.

c-3-d. 1,001-5,000 heads: ~~[[\$215]]~~ >>\$240<< for the first 1,000 heads, plus ~~[[\$15]]~~ >>\$20<< per 100 heads, or fraction thereof, up to 5,000 heads.

c-3-e. Over 5,000 heads: ~~[[\$935]]~~ >>\$1,040<< for the first 5,000 heads, plus ~~[[\$15]]~~ >>\$20<< per 100 heads, or fraction thereof, over 5,000 heads.

Part 36. Section 262-01 of the code is amended to read:

262-01. Adoption of State >>and International Building<< ~~[[Code]]~~ >>Codes<<. The city ~~[[of Milwaukee]]~~ adopts ch. Comm 62, Wis. Adm. Code, as amended, >>and ch. 9, s. 907.1.1, International Building Code,<< as part of this code.

Part 37. Section 262-02 of the code is created to read:

262-02. Rules and Regulations. The commissioner shall issue rules and regulations for the administration of this chapter.

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: _____

11/3/10

TWM:MET:AEH:lp

LRB121988-2