

TOWN OF HARRISON



ORDINANCE # 01-2019

TOWN OF HARRISON CONSTRUCTION PERMIT ORDINANCE

SECTION I: TITLE AND PURPOSE

The title of this ordinance is the Town of Harrison Construction Permit Ordinance. The purpose of this ordinance is for the town to have information regarding the type, size, and location of all buildings and structures constructed in the town for the purpose of accurate town assessment to meet tax collection requirements imposed by the State of Wisconsin. It also is the first step to determine if the structure falls under Lincoln County Shoreland Zoning jurisdiction.

SECTION II: AUTHORITY

The town board of the Town of Harrison has the authority under s. 60.61 Wis. Stats., and general authority under its Village Powers under s. 60.22, Wis. Stats., to adopt this ordinance.

SECTION III: ADOPTION OF ORDINANCE

This ordinance, adopted by a majority of the town board on a roll call vote with a quorum present and voting and proper notice having been given, requires a town construction permit for all buildings constructed or enlarged as provided in this ordinance.

SECTION IV: DEFINITIONS

- A. "Building" means any building or structure and any installation constructed or enlarged for any use within the town, including but not limited to dwellings (full time, temporary or seasonal), manufactured homes, mobile homes, storage buildings, garages, pole buildings, sheds, decks, patios, agricultural structures, out-buildings, and solar panels.
- B. "Owner" means any person having a legal or equitable interest in a building. "Owner" does not include any person whose legal or equitable interest in a building is a security interest derived solely from the extension of credit to permit construction or enlarging of the building or purchase of the building by a third party.
- C. "Town" means the Town of Harrison, Lincoln County, Wisconsin, and includes the town's officers, employees, and agents when appropriate.

- D. "Town Board" means the Board of Supervisors for the Town of Harrison, or any person designated to act for the Town Board.
- E. "Town Clerk" means the Clerk of the Town of Harrison or his or her deputy agent ,
- F. "Wis. Stats." means the Wisconsin Statutes, including successive provisions.

SECTION V: SUBDIVISION AND NUMBERING OF THIS ORDINANCE

This ordinance is divided into sections designated by uppercase Roman Numerals. Sections may be divided into subsections designated by uppercase letters. Subsections may be divided into paragraphs designated by numbers. Paragraphs may be divided into subdivisions designated by lower case letters. Subdivisions may be divided into subdivision paragraphs designated by lower case Roman Numerals. Reference to a "section", "subsection", "paragraph", or "subdivision", includes all divisions of the referenced section, subsection, paragraph, or subdivision.

SECTION VI: REQUIREMENTS FOR A CONSTRUCTION PERMIT

The owner of any building or structure in the town, unless exempt under this ordinance, who constructs, installs, or enlarges any building within the town, shall seek and obtain from the town, a Town Construction Permit prior to the commencing or causing the commencement of any construction or enlargement of any building.

SECTION VII: EXEMPTIONS FROM PERMIT REQUIREMENT

The requirement in Section VI to obtain a Town Construction Permit shall not apply to any of the following:

- A. Buildings or structures owned by the town;
- B. Additions or enlargements to buildings when the cost is below \$1,000 in a 12 month period;
- C. The restoration or repair of building equipment such as furnaces, central air conditioners, water heaters, and similar mechanical equipment without the alteration or addition to the building or structure;
- D. Fences or other similar enclosures.

SECTION VIII: OTHER REQUIREMENTS REMAIN APPLICABLE

The issuance of this Town Construction Permit does not relieve the owner from any of the following;

- A. Obtaining any permit that may be required by any other state law or local ordinance including but not limited to any of the following:
 - 1. County sanitary permits
 - 2. Town, county, or state driveway permits
 - 3. County conditional use permits

4. Shoreland zoning requirements
5. State dwelling code permits
6. Any other applicable permit under town or county ordinance or state law

B. Complying with any other requirement, ordinance, or law, including but not limited to, those governing zoning, subdivision, land division, and set-backs.

SECTION IX: TOWN CONSTRUCTION PERMIT FORM, ISSUANCE AND FEE

The town board is authorized to approve, by resolution, a Town Construction Permit form, designate the person or persons authorized to issue the permits, and establish a fee for issuance of the permits.

SECTION X: PENALTIES

Any person that fails to comply with the provisions of this ordinance shall, upon conviction, pay a forfeiture of not less than \$50 nor more than \$250, plus the applicable surcharges, assessments, and costs for each violation. Each day a violation exists or continues, constitutes a separate offense under this ordinance. In addition, the town board may seek injunctive relief from a court of record to enjoin further violations.

SECTION XI: SEVERABILITY

If any provision of this ordinance or its application to any person or circumstances is held invalid, the invalidity does not affect other provisions or applications of this ordinance that can be given without the valid provision or application, and to this end the provisions of this ordinance are severable.

SECTION XII: EFFECTIVE DATE

This ordinance is effective on publication or posting.

The Town Clerk shall properly publish this ordinance as required under s. 60.80. Wis. Stats.

Adopted this 9 day of Dec, 20 19.

Town Clerk Kathy Voerman

Town Chairman Brian

Town Supervisor Tom Day

Town Supervisor James A. Skoone