

CHAPTER 8 BUILDING NOTIFICATION

AN ORDINANCE TO REPEAL AND RECREATE CHAPTER 8, BUILDING CODE, OF THE MUNICIPAL CODE OF CITY OF AUGUSTA, EAU CLAIRE COUNTY, WISCONSIN, RELATING TO BUILDING CODE.

NOW, THEREFORE, BE IT ORDAINED, BY THE Common Council of the City of Augusta, Eau Claire County, Wisconsin, as follows:

Chapter 8 of the Code of Ordinances of the City of Augusta, Wisconsin, entitled “Building Code” shall be repealed in its entirety and recreated as follows:

8.01	Purpose
8.02	Residential-Building Notification Required
8.03	Commercial-Building Notification Required
8.04	Building Notification Permit Fee
8.05	Swimming Pools
8.06	Penalties
8.07	Effective Date

8.01 **Purpose** It is in the best interests of the City of Augusta and its residents that all structures constructed in the City be known by the City and properly valued by the City Assessor for property tax purposes.

8.02 **Residential-Building Notification Required** If a person alters an existing building or structure, or builds, installs, erects, or otherwise constructs a new building or structure within the scope of this Chapter, that person shall first complete a building notification permit and receive approval from the City Clerk or other City-authorized agent. Application for such permit shall be made in writing on forms furnished by the City Clerk or other City-authorized agent and shall contain appropriate plans and specifications. For purposes of this Chapter the terms “building” and “structure” refer to anything built, installed, erected, or otherwise constructed, the use of which requires a location in or on the property, or any other attachment to something have a permanent location on the ground, even if the building or structure is required to be permitted by Eau Claire County. Such buildings and structures are defined to include, but are not limited to: a residential home, pole sheds, garages, storage buildings, sheds, utility buildings, workshops,

decks or any other structure containing walls or roof. If a building or structure is undergoing alterations that include any of the following: windows, siding or roofing; a building notification permit is also required. It is the responsibility of the property owner to obtain required permits through Eau Claire County Planning and Development after receiving an approved building notification permit from the city. Building notification and required permits must be visible from roadway.

8.03

Commercial-Building Notification Required If a person alters an existing commercial building or structure or builds, installs, erects, or otherwise constructs a new building or structure within the scope of this Chapter, and such building or structure is related to a commercial purpose or use, that person shall first complete a building notification permit and receive approval from the City Clerk or other City-authorized agent. Application for such permit shall be made in writing on forms furnished by the City Clerk or other City-authorized agent and shall contain appropriate plans and specifications. For purposes of this Chapter, the terms “building” and “structure” refer to anything built, installed, erected, or otherwise constructed, the use of which requires a location in or on the property, or any other attachment to something have a permanent location on the ground related to a commercial purpose, even if the building or structure is required to be permitted by the State of Wisconsin. It is the responsibility of the property owner to contact the State of Wisconsin if altering or constructing a commercial building or structure. Building notification and required permits must be visible from roadway.

8.04

Building Notification Permit Fee At the time of building notification permit issuance, the applicant shall pay fees as established in Section 11.10 of this code. If work commences prior to permit issuance, the permit fee shall double. Building notification permit shall be granted or denied in writing by the city within thirty (30) days. The permit shall expire within six (6) months unless substantial work has commenced. Any permit issued in conflict with the provisions of this Ordinance shall be null and void.

8.05

Swimming Pools

(1) **Definitions** In this ordinance, unless the context clearly requires otherwise:

- (a) "Swimming Pool" means a receptacle of water, or an artificial pool of water having a depth capacity at any point of more than two (2) feet, intended for the immersion or partial immersion of human beings, and including all appurtenant equipment.

(2) **Permit Required** No swimming pool shall be installed or constructed without a permit having been issued therefore by the City Clerk or other City-authorized agent. Application for such permit shall be made in writing on forms furnished by the City Clerk or other City-authorized agent and shall contain appropriate plans and specifications, showing the proposed location of the swimming pool and such other information as the City may require.

(3) **Fencing**

- (a) All outdoor swimming pools having a depth capacity of two (2) feet or more shall be completely enclosed by a fence prior to use of the swimming pool. The wall of a building may be accepted as a part of the required fence when found by the inspector to provide a sufficient degree of protection. Such fence shall be not less than four (4) feet in height above the ground level immediately below. Such fence shall be of not less than 11 1/2 gauge chain link fencing or such other construction which will make access to the swimming pool area equally difficult. All fence material and fence posts shall be resistant to decay and corrosion and fence posts shall be set in concrete bases or similarly secured. Any open space between the bottom of the fence and the ground shall not exceed four (4) inches. Each fence opening or point of entry into the pool area enclosure shall be equipped with a gate. Each gate shall have at least the minimum height required for the fence and shall be equipped with self-closing and self-latching devices placed at the top of the gate or at a place which is otherwise inaccessible to small children.
- (b) All such outdoor swimming pools which are located above ground and encompassed by an exterior wall having a height of four (4) feet or more shall be exempt from the provisions of subsection (3)(a); provided, that all such above ground pools shall be equipped with an effective fence and gate system at all points of entry to the pool, constructed to the specifications contained in subsection (a).
- (c) Prior to filling with water, each such outdoor swimming pool shall be enclosed by either fencing as required above or a temporary construction fence. Such temporary fence shall be a snow fence or similar design at least four (4) feet in height and securely anchored in place. The fence shall be constructed with its base flush to the ground and shall have supportive posts placed no more than eight (8) feet apart. The fence shall remain in place until such time as a permanent fence is installed as provided in this section. The

installation of a permanent fence shall take place no later than sixty (60) days after the initial filling of the swimming pool.

- (d) All persons owning or in charge of a swimming pool for which a fence is required under this section shall construct or provide such fence within ninety (90) days following the effective date of this ordinance.

(4) **Construction and Structural Design**

- (a) All swimming pool plumbing and electrical facilities shall be installed in accordance and compliance with chs. SPS 381-387 and 316 of the Wisconsin Administrative Code. All swimming pools, other than above ground pools, shall be completely surrounded by a walkway of concrete or other approved material, at least four (4) feet in width and designed so as to prevent back drainage into the pool. If drains are provided in such walkways they shall not be connected to the recirculation system piping.

- (b) The pool structure shall be engineered and designed to withstand the expected forces to which it will be subjected. All connections to the city water supply or the storm sewer system shall be approved by the City Public Works Director.

- (c) No pool may be connected to the City Sanitary Sewer System.

- (5) **Swimming Pool Permit Fee** At the time of swimming pool permit issuance, the applicant shall pay fees as established in Section 11.10 of this code. If work commences prior to permit issuance, the permit fee shall double. Swimming pool permits shall be granted or denied in writing by the city within thirty (30) days. The permit shall expire within six (6) months unless substantial work has commenced. Any permit issued in conflict with the provisions of this Ordinance shall be null and void.

8.06 **Penalties** Any person who shall violate any provision of this ordinance shall, upon conviction thereof, be subject to a penalty as provided in Section 15.04 of this code.

8.07 **Effective Date** This Ordinance shall be effective after adoption by the City Council and publication.

Adopted this 13 day of December, 2022 by the Augusta City Council.

Approved: Jason TePaske, Mayor

Attest: Cynthia A. Anderegg, Clerk/Treasurer