

## ORDINANCE NUMBER 6.05

### AN ORDINANCE OF THE TOWN OF BLOOMING GROVE ESTABLISHING AN OCCUPANCY PERMIT REQUIREMENT

Pursuant to State Statute 152.023, the Town Board of the Town of Blooming Grove, Dane County, Wisconsin, does ordain as follows:

#### **Section 1. Purpose.**

- a) The Town Board has found that there exists, and in the future may exist, building occupancies that are likely to affect the health, safety, and general welfare of the citizens and inhabitants of the Town. The general purpose of this Ordinance is to protect the public health, safety, and general welfare of the people of the Town.
- b) The Town Board recognizes the need for the Fire Department to properly inspect buildings to be occupied, for the purpose of minimizing fire risks and other safety risks.
- c) The Town Board recognizes the need for the Town Clerk to maintain an accurate record of commercial businesses in the Town for the purpose of properly updating personal property tax rolls.

#### **Section 2. Policy.**

It is the policy of the Town of Blooming Grove that an occupancy permit is required prior to a new residential dwelling being occupied, and prior to a new or existing commercial unit being occupied. The following process shall be administered:

- a) An occupancy permit application shall be completed and submitted to the Town's Building Inspector, along with a \$75.00 nonrefundable fee. The application and fee shall be given to the Town Clerk, who will then produce an occupancy permit.
- b) The occupancy permit application shall be signed by the Building Inspector when he/she has determined that the building is ready for occupancy, in accordance with State and local laws and codes which are applicable at that time.
- c) The occupancy permit application shall be signed by the Town's Fire Chief when he/she has determined that the building is ready for occupancy, in accordance with State and local laws and codes which are applicable at that time.
- d) The occupancy permit application shall be submitted to the Town Clerk. When the Town Clerk is satisfied all conditions have been met, he/she will sign the occupancy permit application, then issue the occupancy permit and mail or otherwise deliver it to the original applicant.

**Section 3. Enforcement.**

No person or business may have occupancy of a building until the occupancy permit has been issued. Any person or business occupying a building prior to the issuance of an occupancy permit is subject to a fine of \$200.00 for each violation plus all costs, fees, penalties, assessments, surcharges, and other charges that are or can be imposed by state law. Each day a violation occurs or exists shall be considered a separate violation.

**Section 4. Effective Date.**

This Ordinance shall take effect August 15, 2013.

The above and foregoing Ordinance was duly adopted by the Town Board of the Town of Blooming Grove at a regular board meeting held on the 13<sup>th</sup> day of August, 2013.

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Chairman      Dwight Johnson

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Supervisor      Arnold Berg

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Supervisor      Kathleen Linzmeier

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Supervisor      Mark McLaughlin

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Supervisor      David Young

Dated: August 14, 2013

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Clerk