

# ORDINANCE # 2026-04-02

## VILLAGE OF TONY

### Revised ORDINANCE # 2004-01

1.1 Authority

1.2 Purposes

1.3 Scope

1.4 Adoption of Wisconsin Uniform Dwelling Code

1.5 Building Inspector

1.6 Building Permit Required

1.7 Building Permit Fees

1.8 Penalties

1.9 Effective Date

1.1 AUTHORITY. These regulations are adopted under the authority granted by

s. 101.65 Wisconsin Statutes.

1.2 PURPOSE. The purpose of this ordinance is to promote the general health, safety and welfare and to maintain required local uniformity with the administrative and technical requirements of the Wisconsin Uniform Dwelling Code.

1.3 SCOPE. The scope of this ordinance includes the construction and inspection of one and two family dwellings built since June 1, 1980. Notwithstanding s. Comm 20.05, the scope also includes the construction and inspection of alterations and additions to one and two-family dwellings built before June 1, 1980. Because such projects are not under state jurisdiction, petitions for variance and final appeals under ss. Comm 20.19 and 20.21, respectively, shall be decided by the Village Board. Petitions for variance shall be decided per se Comm 20.19 (Intro) so that equivalency is maintained to the intent of the rule being petitioned. As the Village Board approves petitions for variance, the chief inspector is granted the power to apply the results to similar circumstances by precedent.

1.4 WISCONSIN UNIFORM DWELLING CODE ADOPTED. The Wisconsin Uniform Dwelling Code, Chs. Comm 20-25 of the Wisconsin Administrative Code, and all amendments thereto, is adopted and incorporated by reference and shall apply to all buildings within the scope of this ordinance.

1.5 BUILDING INSPECTOR. Thereby created the position of Building Inspector, who shall administer and enforce this ordinance and shall be certified by the Division of Safety & Buildings, as specified by Wisconsin Statutes, Section 101.66(2) IN THE CATEGORY OF uniform Dwelling Code Construction Inspector. Additionally, this or other assistant inspectors shall possess the certification categories of UDC, HVAC, UDC Electrical, and EDC Plumbing.

- 1.6 BUILDING PERMIT REQUIRED. If a person alters a building, or builds, adds onto any building in excess of 800 sqft in any twelve month period, or builds a new building within the scope of this ordinance without first obtaining a building permit for such work from the building inspector. Any structural changes or major changes to mechanical systems that involve extensions shall require permits if over the foregoing thresholds. Restoration or repair of an installation to its previous codecomplaint condition as determined by the building inspector is exempted from permit requirements. Residing, re-roofing, finishing of interior surfaces and installation of cabinetry shall be exempted from permit requirements.
- 1.7 BUILDING PERMIT FEE. The building permit fee shall be determined by resolution, but will always include at least a \$25.00 fee to be forwarded to the Wisconsin Department of Commerce for a UDC permit seal that shall be assigned to any new dwelling. If this fee is billed by the building inspector it will not be charged by the Village.
- 1.8 PENALTIES. The enforcement of this section and all other laws and ordinances relating to building shall be by means of the withholding of building permits, imposition of forfeitures and injunctive action. Forfeitures shall be not less than \$25.00 nor more than \$1 ,000.00 for each day of noncompliance.
- 1.9 EFFECTIVE DATE. This ordinance shall be effective April 10, 2026 upon passage and publication as provided by law.

APPROVED

By:   
Monte Groothusen, Village President

Attest:   
Britney Mateski, Village Clerk