

ORDINANCE 107-1  
Town of Cross Plains – Dane County, Wisconsin

AN ORDINANCE  
OF THE TOWN RELATING TO  
FIRE SAFETY INSPECTIONS AND ENFORCEMENT

The Town Board of the Town of Cross Plains hereby ordains as follows:

1. Fire protection within the Town shall be furnished in accordance with the Fire Protection and Rescue Service Agreements establishing the Mount Horeb Area Fire District and the Cross Plains-Berry Fire District. The Chief of the Cross Plains Area Fire Department shall hold the office of Fire Inspector, pursuant to Wis. Stat. § 101.14, and may appoint one or more deputy fire inspectors within the Cross Plains-Berry Fire District. The Chief of the Mount Horeb Area Fire Department shall hold the office of Fire Inspector, pursuant to Wis. Stat. § 101.14, and may appoint one or more deputy fire inspectors within the Mount Horeb Area Fire District. The designated Inspectors shall have the power to determine if a hazard to public health and safety exists and issue appropriate citations.

2. OFFICIALS AUTHORIZED TO ISSUE CITATIONS. Citations authorized by this Code may be issued by the following designated Town officials whenever there are such Town officials, with respect to matters directly related to each official's area of responsibility: (a) Building Inspector; (b) Fire Inspector or Deputy Fire Inspectors. The officials granted authority to issue citations under this subsection may delegate that authority to other Town employees only with the approval of the Town Board.

3. PENALTIES

(A) Forfeitures. Should a citation be issued for a violation of the provisions of this chapter, or create a hazard that is not corrected within a time period specified by the Fire Inspector or Deputy Fire Inspector providing notification of the property owner of said hazard, the owner of the property and owner of the land shall, upon a resolution and order of the Town Board, pay a forfeiture to be specified as an addendum to this Ordinance plus applicable surcharges and court costs per violation, as provided for in Chapters 100-2 and 103.1 of the Town Ordinances. Each day that the violation continues to exist after notification shall constitute a separate offense. An unlawful public safety or fire hazard constitutes a public nuisance and may be enjoined.

(B) Corrections. A landowner shall make the corrections to violations of the provisions of this chapter and the Driveway Construction Guide ordered by the Town Board within 30 days or within a period of time determined by the Town Board.

4. SEVERABILITY. If any part or provision of this ordinance or the application of these regulations to any person or circumstance is adjudged invalid by any court of competent jurisdiction, the judgment shall be confined in its operation to the part, provision or application directly involved in the controversy in which the judgment shall be rendered. It shall not affect or impair the validity of the remainder of these regulations, or the application of them to other persons or circumstances. The Town Board hereby declares that it would have enacted the remainder of these regulations even without any such part, provision, or application, which is judged to be invalid.

5. EFFECTIVE DATE. This ordinance will take effect upon passage and publication.

SIGNED:

SUPERVISOR 1

SUPERVISOR 2

SUPERVISOR 3

SUPERVISOR 4

TOWN CHAIR

ATTESTED TO BY TOWN CLERK

PASSAGE DATE

PUBLICATION DATE