

## **ORDINANCE NO. 2020-04**

### **AN ORDINANCE AMENDING THE MCFARLAND MUNICIPAL CODE TO ESTABLISH A FEE FOR BUILDING PERMIT APPLICATIONS FOR BALCONIES, DECKS AND PORCHES.**

Purpose: To amend the McFarland Municipal Code, Chapter 8, Article II, to establish an application fee for building permit applications for balconies, decks, and porches.

Sponsor: Community & Economic Development Director Bremer

Recommended Referral: Plan Commission.

Public Hearing: None required.

**WHEREAS**, the McFarland Municipal Code establishes fees for various building approval applications to defray the cost of review, permitting and inspection services; and

**WHEREAS**, the Code does not currently require a fee for the construction of balconies, decks, and porches; and

**WHEREAS**, the Village Board has determined that it is reasonable and appropriate that fees be charged to defray the costs of processing an application, plan review, and inspection of balconies, decks and porches; and

**NOW, THEREFORE**, the Village Board of McFarland, Wisconsin does ordain as follows:

**Section 1.** Article II - Building Regulations, of Chapter 8 of the McFarland Municipal Code is amended to read as follows:

#### **DIVISION 9. BALCONIES, DECKS AND PORCHES**

##### **Sec. 8-248. – Purpose.**

The purpose of this Article is to regulate the construction of balconies, decks and porches to protect and foster the health, safety and well-being of persons occupying or using such structures and the general public.

##### **Sec. 8-249. – Definitions.**

The following words, terms and phrases, when used in this Article, shall have the meanings ascribed to them in this Section, except where the context clearly indicates a different meaning:

- a) Balcony. An unenclosed exterior platform open to the sky projecting from a structure and supported by that structure with no additional independent supports.
- b) Deck. An unenclosed exterior platform open to the sky, either freestanding or attached to a building, that is supported by pillars or posts.
- c) Minor Repairs. Repairs for the purposes of maintenance which do not involve the structural portions of a balcony, deck or porch and which do not increase a given occupancy, size or use.
- d) Porch. An exterior platform with a roof-like structure attached to the exterior walls of a building and open on one or more sides so constructed as to form an integral part of the principal building. Stoops are not considered porches.
- e) Stoop. An exterior platform that is less than nine square feet in area, three or fewer steps, and used primarily as an access platform to a building.

Sec. 8-250. – Permit required.

No person shall construct, reconstruct, or make structural alterations, to any balcony, deck, or porch unless such person has first obtained a building permit from the Building Inspector. The fee for such permit shall be as established by the Village Board from time to time and provided in Appendix A to this Code. The applicant shall provide the Building Inspector with information on location, size and construction materials. Minor repairs to existing balconies, decks, and porches shall not require a permit.

Secs. 8-251 – 8-270. Reserved.

**Section 2.** The portion in Appendix A, Fees, identifying the fees charged for building permits under Chapter 8 of the Municipal Code is hereby amended to read as follows:

**CHAPTER 8—BUILDINGS AND BUILDING REGULATIONS**

<b><u>8-250</u></b>	Balconies, Decks and Porches	
	Balconies, Decks and Porches, New Buildings – Residential	\$0.15 per square foot
	Balconies, Decks and Porches, New Buildings – Commercial	\$0.18 per square foot
	Balconies, Decks and Porches, Additions or Alterations to Existing Residential or Commercial Buildings	\$150.00

**Section 3.** This Ordinance shall take effect the day after its enactment.

The above and foregoing Ordinance was duly adopted at a regular meeting of the

McFarland Village Board on the 27th day of January, 2020.

APPROVED:

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Brad Czebotar, Village President

ATTEST:

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Cassandra Suettinger, Village Clerk/Treasurer

ORDINANCE 2020 – 04	
MOTION	SECOND
ACTION	DATE
Adopted	01/27/2020
Referred	
Tabled	
Withdrawn	
Defeated	
Published	
INDIVIDUAL VOTING RECORD	
Adrian – Aye	Kryzenske - Aye
Brassington – Aye	Lytle – Aye
Czebotar – Aye	Utter – Nay
Kolk - Aye	
VOTING RESULTS	
Motion Carried	6-1-0
Motion Defeated:	