

ORDINANCE NO. 2065

An Ordinance to Repeal the Requirement that Electrical Contractors or Electricians Obtain Licensing  
From the Village of Shorewood

At a regular meeting of the Village Board of the Village of Shorewood, Milwaukee County, held on this 21st day of November, 2016, a quorum being present and a majority of the Board voting therefore, said Board finds:

WHEREAS, in April of 2014, the state legislature preempted local municipal licensing of electrical contractors and electricians, and the Village has not required local licensure since that time;

WHEREAS, pursuant to Wis. Stat. §101.861, municipalities may not “impose any registration, licensing, or certification requirements on electrical contractors, electricians, or electrical inspectors.”; and

WHEREAS, in order to reflect current practice consistent with state law, Shorewood’s Village Code should be modified to remove sections requiring electrical contractors and electricians to obtain local licensure; and

NOW THEREFORE, at a regular meeting of the Village Board of the Village of Shorewood, Milwaukee County, Wisconsin, held on the 21st day of November, 2016, a quorum being present and a majority of the Board voting therefore, said Board does ordain as follows:

SECTION 1:

That Section 2: License Required, of Chapter 275: Electrical Standards, of the General Ordinances of the Village of Shorewood is hereby repealed and replaced as follows:

§ 275-2. License required.

No person, firm, partnership or corporation shall install, alter or repair any electrical wiring, fixtures or other electrical apparatus in the Village of Shorewood without first procuring a valid license therefor as provided hereinafter, unless excepted hereunder.

SECTION 2:

That Subsection “A” of Section 3: Electrician qualifications and credentials, of Chapter 275: Electrical Standards, of the General Ordinances of the Village of Shorewood is hereby repealed and replaced as follows:

§ 275-3. Electrician qualifications and credentials.

A. A master electrician certificate issued by the State of Wisconsin will be accepted by the Village as evidence of qualification, provided that said license is valid and current.

SECTION 3:

That Subsection “B” of Section 3: Electrician qualifications and credentials, of Chapter 275: Electrical Standards, of the General Ordinances of the Village of Shorewood is hereby repealed in its entirety.

SECTION 4:

That the existing Subsection “C” of Section 275-3: Electrician qualifications and credentials, of Chapter 275: Electrical Standards, is hereby repealed, and a new Subsection “B” is created as follows:

§ 275-3. Electrician qualifications and credentials.

B. An owner-occupant of a single-family dwelling or an owner-occupant of a two-family dwelling may perform electrical work in the dwelling in which he resides per Wisconsin State Stats.101.862(4)(a). The scope of such work is to be limited to one-hundred-twenty-volt circuits and only if such circuit is protected by a single main disconnect switch of dead front construction. In such case, a homeowner's permit application outlining the scope of work to be accomplished will be filed with the Planning and Development Department; said work shall then be performed by the applicant only. The Village Fee Schedule shall be applicable. No work shall be commenced until a permit is issued. The work to be done will require a preliminary or rough-in inspection where wall or similar closing is necessary and before any walls are closed and circuits are energized. Final inspection will be required after completion of the work. If, upon inspection, the work completed by the owner-occupant is not in accordance with the State and Village Electrical Codes, upon order of the Electrical Inspector, the owner-occupant shall immediately remove or cause to be removed the defective work or have said work immediately corrected by a licensed electrical contractor under a separate permit application. The Electrical Inspector shall not engage in providing design or instruction for untrained individuals. Any person violating the provisions of this subsection or any provision of the Shorewood Electrical Code shall be subject to the penalties as hereinafter set forth.

SECTION 5:

That the existing Subsection “D” of Section 275-3: Electrician qualifications and credentials, of Chapter 275: Electrical Standards, is hereby repealed, and a new Subsection “C” is created as follows:

§ 275-3. Electrician qualifications and credentials.

C. Maintenance personnel employed in public or private buildings, and owner-occupants of a one-family or two-family dwelling, shall be permitted to make those minor repairs which, by their nature, can be performed by persons not having experience in electrical wiring; these shall include the replacement of switches, receptacles and fixtures with a rating of not more than 20 amperes, but shall not include the extension of circuits or the adding, replacing or creating of new circuits. No license or permit will be required for this minor work. All other electrical work shall be done under permit in accordance with § 275-6 hereof and under the direct supervision of a person licensed hereunder.

SECTION 6:

That Section 4: License procedure, of Chapter 275: Electrical Standards, of the General Ordinances of the Village of Shorewood is hereby repealed in its entirety, and the section number reserved for potential future use.

**SECTION 7:**

That Subsection “B” of Section 6: Application for permit, of Chapter 275: Electrical Standards, of the General Ordinances of the Village of Shorewood is hereby repealed and replaced as follows:

§ 275-6. Application for permit.

B. If the applicant shall fail to obtain a permit on the day on which an electrical installation has been started, except in emergency cases, the total fees for such purpose shall be triple the normal fees charged. No further permits will be issued to any licensee until all arrearage in fees have been paid and compliance had with all lawful orders of the Electrical Inspector.

**SECTION 8:**

That Subsections “A” and “B” of Section 8: Authority of Electrical Inspector, of Chapter 275: Electrical Standards, of the General Ordinances of the Village of Shorewood is hereby repealed and replaced as follows:

§ 275-8. Authority of Electrical Inspector.

A. The Electrical Inspector or his authorized designee shall have the right to enter any building or premises in the discharge of his official duties and for that purpose shall be given prompt access on notification to the proper authority.

B. The Electrical Inspector or his authorized designee shall order the utility to cut off the electric current from any building or equipment which is found to be in an unsafe condition, and no person, firm, or corporation shall reconnect the same until written permission is given by the Electrical Inspector.

**SECTION 9:**

That Subsection “A” of Section 9: Certificate of Inspection; protection of meters, of Chapter 275: Electrical Standards, of the General Ordinances of the Village of Shorewood is hereby repealed and replaced as follows:

§ 275-9. Certificate of Inspection; protection of meters.

A. Current shall not be turned on in any electrical wiring until a certificate of inspection has been issued by the Electrical Inspector to the utility furnishing the same. The closing of meter loops or other temporary connections will not be permitted by the Planning and Development Department until inspection has been made and a certificate of inspection issued.

**SECTION 10:**

That Section 10: Conformity with National Electrical Code as amended by Wisconsin State Electrical Code Comm 16, of Chapter 275: Electrical Standards, of the General Ordinances of the Village of Shorewood is hereby repealed and replaced as follows:

§ 275-10. Conformity with National Electrical Code as amended by Wisconsin State Electrical Code SPS 316.

All electrical work, including the placing of wires and other equipment, shall be done in conformity with the National Electrical Code and Wisconsin State Electrical Code SPS 316 as it now exists and may, from time to time, be modified or amended. The additional rules and regulations as set forth in this chapter are hereby adopted as supplementary to the National Electrical Code and Wisconsin State Electrical Code SPS 316 regulations for the installation of all electrical wiring and electrical apparatus and other electrical installations in the Village. All such installations shall comply with all said regulations and shall be done in the same manner as in the judgment of the Electrical Inspector will not endanger life or cause fire. Where requirement of state law and local ordinances conflict, the stricter requirement shall govern.

SECTION 11:

That Section 12: Enforcement by municipal citation, of Chapter 275: Electrical Standards, of the General Ordinances of the Village of Shorewood is hereby repealed and replaced as follows:

§ 275-12. Enforcement by municipal citation.

In addition to all other powers granted to the Planning Director, Building Inspector or their designee to enforce the provisions of this chapter, the Planning Director, Building Inspector or their designee is authorized pursuant to § 800.02, Wis. Stats., to issue municipal citations for violations of any of the provisions of this chapter.

SECTION 12:

That Section 13: Appeals, of Chapter 275: Electrical Standards, of the General Ordinances of the Village of Shorewood is hereby repealed and replaced as follows:

§ 275-13. Appeals.

Subject to other provisions of this chapter, any person aggrieved by an administrative ruling, judgment or decision may appeal for a hearing before the Board of Appeals within 30 days after the issuance of such ruling, judgment or decision. A nonrefundable appeal fee as provided by the Village Fee Schedule shall accompany each and every appeal brought hereunder. The Village Clerk shall give notice of a hearing to the appellant, to be held within 30 days after service of the notice on the appellant, said service to be served either personally or by certified mail addressed to the appellant's last known address. All other interested parties may be given written notice of said hearing by regular mail. Upon conclusion of the hearing held by the Board of Appeals, the Board shall make a ruling. The written decision of the Board shall be mailed to the appellant by the Village Clerk within 10 days of said decision. Any determination by the Board of Appeals may be appealed to the Circuit Court of Milwaukee County as provided by law.

SECTION 13:

That if any subsection, section, or portions of this ordinance or the application thereof to any persons as enacted hereunder is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portions shall be deemed a separate, distinct and independent provision and such

holdings shall not affect the validity of the remaining portions hereof and the validity of the ordinance in all other respects shall not be affected thereby.

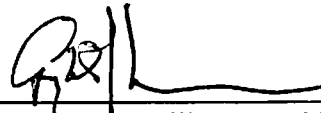
SECTION 14:

That all ordinances or parts of ordinances conflicting with the provisions of this ordinance are hereby to such extent repealed.

SECTION 15:

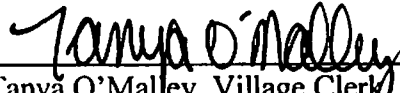
This ordinance shall be in full force and effect after its passage and posting as provided by law.

PASSED AND ADOPTED by the Village Board of Village of Shorewood, Milwaukee, County, Wisconsin, this 21st day of November, 2016.



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Guy Johnson, Village President  
Signed this 21<sup>st</sup> day of November.

Countersigned:



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Tanya O'Malley, Village Clerk  
Signed this 21<sup>st</sup> day of November.