

CHAPTER 11.**ELECTRICAL CODE.****ARTICLE I. ELECTRICAL REGULATIONS**

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ARTICLE I. ELECTRICAL REGULATIONS.

SECTION 11-1 DEFINITIONS.

- (A) All licenses and certificates referred to in this Code shall be only those issued by the Electrical Licensing and Examining Board of the City, Reciprocity or State Certificate.
- (B) Whenever reference is made to any of the following:
 - Class 1 Master Electrician's Certificate of Qualification.
 - Class 2 Maintenance Supervisor's Certificate of Qualification.
 - Class 3 Journeyman Electrician's certificate of Qualification.
 - Type C Electrical Contractor's License
 - Type M Electrical Contractor's License.

such reference shall be to a license or certificate issued by the Electrical Licensing and Examining Board of the City or the State.

SECTION 11-2 NATIONAL AND STATE ELECTRICAL CODES ADOPTED.

The provisions of Section 101.865(1) of the Wisconsin Statutes relating to the regulations of wiring, of Chapters PSC 114 and COMM16 of the Wisconsin Administrative Code known as the "Wisconsin State Electrical Code, including the adoption with modifications of the National Electric Code and the National Electric Safety Code, and COMM 5.40 – COMM 5.45, COMM 5.62 AND COMM 5.63 of the Wisconsin Administrative Code relating to electrical inspection and certification of electrical inspectors and master electricians, are adopted and fully incorporated into this Code by reference, except as to penalties contained therein. It is intended that all modifications, amendments, recodification and renumbering of the foregoing provisions as may occur from time to time shall likewise be immediately adopted and fully incorporated into this Code by reference. Any act prohibited by any of the foregoing provisions is prohibited by this Municipal Code. In the event that any of the provisions of this code, whether incorporated by reference or enumerated hereinafter, are in conflict, it is intended that the more restrictive provisions shall be applicable and enforced.

SECTION 11-3 SCOPE OF PROVISIONS.

- (A) Regulated Uses

The regulations of this Chapter shall apply to the supply of electricity and to all sales, rentals, leases, uses, installations, alterations, repairs, removals, renewals, replacements, disturbances, connections, disconnections, and maintenance of all electrical materials, wiring, conductors, fittings, devices, appliances, fixtures, signs and apparatus, or parts thereof, or attachments therefore hereafter referred to as electrical equipment which are intended to be, or are, within, on, under, over, or near, all buildings, structures, equipment and premises, except as provided in the following subsection.

(B) Exceptions

The License, Permit and Inspection provisions of this Chapter will not apply to the following:

- (1) Installations described in 90-2(b) of the National Electric Code.
- (2) Any work involved in the manufacturing or testing of electrical equipment or apparatus.
- (3) Any work associated with:
 - (a) The repair of plug connected electrical appliances or devices.
 - (b) Permanently connected electrical appliances or devices which have been electrically and mechanically disconnected and separated from all sources of electrical supply by an electrical licensee.

The opening of switches or the blowing or removal of fuses shall not be considered as electrical or mechanical disconnections or separation.

- (4) Manufacturing machinery and specific processing equipment as defined in ss. 70.11(27).

(C) The License provisions of this Chapter will not apply to the following:

- (1) Low Voltage Installations.

SECTION 11-4 ELECTRICAL INSPECTOR.

(A) Enforce Electrical Code

It shall be the duty of the Electrical Inspector and Deputy Electrical Inspector to enforce the provisions of this Chapter and such other duties as may be imposed upon him from time to time by the City Manager.

(B) Report to City Manager

It shall be the duty of said Electrical Inspector to make a monthly report to the City Manager. Permit fees shall be remitted each week to the City Treasurer.

(C) Keep Record

- (1) The Electrical Inspector shall keep a record of all electrical permits.
- (2) Records of electrical permits issued, licensee applications, examination papers and electrical examining board activities shall be perpetuated. All records may be destroyed after ten (10) years.

SECTION 11-5 RESERVED.
 SECTION 11-6 RESERVED.
 SECTION 11-7 RESERVED.

SECTION 11-8 INTERPRETATIONS OF CODE BY INSPECTOR.

The Electrical Inspector shall have the authority to render interpretations of the regulations of this ordinance except regulations relating to the Electrical Licensing and Examining Board.

- SECTION 11-9 RESERVED.
- SECTION 11-10 RESERVED.
- SECTION 11-11 RESERVED.
- SECTION 11-12 RESERVED.

SECTION 11-13 INSPECTION PROCEDURE.

- (A) Notification to Inspector
Upon the completion of any installation, alteration or replacement of electrical equipment which requires a permit, it shall be the duty of the licensee or other authorized person making the installation, alteration or replacement, to notify the Electrical Inspector who shall inspect the installation, alteration or replacement as soon thereafter as practicable. When an installation has been satisfactorily completed the Electrical Inspector shall issue a certificate of approval to the person authorized to receive it, if requested.

- (B) Inspection of Electrical Equipment
When any electrical equipment requiring a permit is to be concealed by the placement of parts of the building (including removable wall or ceiling panels) or parts of the equipment, the electrical equipment shall not be concealed by any authority until it has been inspected and approved by the Electrical Inspector, unless otherwise approved by the Electrical Inspector. On installations where concealment of electrical equipment proceeds continuously, the licensee or other authorized person installing the electrical equipment shall give the Electrical Inspector due notice and inspection shall be made periodically during the progress of the work.

- (D) When the installation is ready for inspection, the contractor, owner or agent shall make such arrangements as necessary to enable the inspector to inspect all parts of the electrical system.

SECTION 11-14 RIGHT OF ENTRY.

The Electrical Inspector, or Deputy, shall have the authority to enter at reasonable times all buildings and premises and all parts thereof in order to make an inspection, reinspection, observation, examination or test of the electrical equipment or wiring contained therein or thereon, to enforce the regulations of this ordinance, provided however, that no inspection shall be made without a warrant, in the event that the occupant of the premises shall fail to give his consent to such inspection.

SECTION 11-15 OBSTRUCTION OF INSPECTIONS.

It shall be unlawful for any person to refuse lawful entry to the Electrical Inspector or his Deputy, or to interfere with, harass, abuse, obstruct or cause delay in the performance of their duties. The Electrical Inspector or his Deputy, shall have the authority, and they are hereby empowered to order the removal of

any and all obstructions including lath, plaster, lumber, boards, partitions and to break all seals and open all doors, windows, locks, latches and catches for the purpose of gaining access to and inspection of electrical equipment or wiring.

SECTION 11-16 INSPECTOR NOT LIABLE

In all cases where any action is taken by the Electrical Inspector or by any member of the Board of Electrical Examiners to enforce the regulations of this Chapter such action shall be considered as done in the name of and on behalf of the City, and the said Electrical Inspector or member of the Board in so action for the City shall not be held liable for any damage that may accrue to persons or property as the result of any such action or act committed in the discharge of their duties, and any lawsuit or action brought against said Electrical Inspector, or members of the Board, by reason thereof shall be defended by the City Attorney of the City until final termination of the proceedings contained therein.

SECTION 11-17 CITY NOT LIABLE.

This Code shall not be construed to relieve or lessen the responsibility or liability of any person supplying electricity to, or selling, renting, leasing, owning, using, operating, controlling, installing, altering, repairing, removing, replacing, disturbing, connecting, disconnecting or maintaining, any electrical equipment, for damages to persons or property caused by any defect therein or therefrom; nor shall the City be held as assuming any such responsibility or liability by reason of the issuance or revocation, of any license, permit or certificate, or the inspection or reinspection authorized by this Code, or by reason of the approval or disapproval or any electrical equipment, sales, rentals, drawings, plans, specifications, materials, samples, test reports, literature, information or schedules authorized in this Code; nor shall the City be held liable for any damages resulting from the enforcement of this Code.

SECTION 11-18 LIABILITY OF OTHER CRAFTS.

- (A) Persons associated with crafts other than electrical and functioning in their native pursuits shall in no way alter the character of an electrical installation by the placement of materials or equipment in too close proximity, by concealment, by making inaccessible, or in any way affecting said approved electrical installation so as to render it in violation of this Code. Exception to the provisions of this Section shall be permitted where special written approval is obtained from the Electrical Inspector and the person owning or occupying the affected premises.
- (B) Violation of the provisions of this Section not only constitutes a violation of this Code but also makes the offender liable for costs associated with construction necessary to remedy the electrical installation so as to meet with Code approval.

SECTION 11-19 ELECTRICAL LICENSE AND EXAMINING BOARD.

- (A) Creation of The Board
An Electrical License Board hereafter referred to as the Board is hereby created for the purpose of considering the eligibility and suitability (electrical fitness) of applicants who desire to qualify as maintenance electricians, to conduct hearings for persons against whom complaints or charges or malpractice have been referred and any other activity pertinent to Board work.
- (B) No-Compensation

Members of the Board shall receive no compensation for Board work but any expense incurred in Board activity shall be provided for.

- (C) Legal Advisor
The City Attorney shall act as legal advisor for the Board.
- (D) Composition
The Board shall consist of a designee of the Division of Inspection Services who shall act as Advisor, and five (5) members to be appointed by the Mayor and who shall be contractors who are licensed master electricians who shall be appointed for three (3) year terms.
- (1) For purposes of establishing staggering terms of appointment, the initial appointments made after the adoption of this code shall consist of three member being appointed for three-year terms and two members being appointed for two-year terms.

SECTION 11-20 DUTIES OF BOARD.

- (A) Meetings
It shall be the duty of the Board to conduct at least two (2) meetings each year. Other meetings may be held at any time at the discretion of the Board. Such meetings shall be for the purpose of considering eligibility of applicants, for conducting examinations, for conducting hearings pertaining to license revocations and any other activity pertinent to Board work.
- (B) Compile Examination Questions
It shall be the duty of the Board to compile examination questions for each class of certificate of qualification, said questions being germane with work in respect to each classification.
- (C) Adopt Regulations
The Board shall adopt reasonable rules and regulations for conducting its meetings, hearings, examinations and investigations.
- (D) Hold Examinations
Regular examinations shall be held at least twice a year but special examinations can be held at any time the Board so decrees.
- (E) Keep Minutes
Minutes of meetings and records of all Board activity shall be kept by the Board Secretary who may be any member the Board selects.

SECTION 11-21 SUSPENSION AND REVOCATION OF LICENSE.

- (A) Upon complaint by the Electrical Inspector or by affidavit from other persons, and after having a hearing, the Board shall have the power to suspend (for a period not to exceed sixty (60) days) or to revoke any electrical license at any time, for a violation of the regulations of this ordinance or for any other good and sufficient cause, by an affirmative vote of four (4) members of the Board. Any suspended or revoked license shall be immediately surrendered to the Board.
- (B) Whenever a license holder shall fail to comply with two (2) consecutive notices served by the Electrical Inspector relating to violations of this Chapter on the same subject, such license holder shall be cited to the Board and his license shall be subject to revocation as the Board may determine.

SECTION 11-22 LICENSES AND CERTIFICATES FOR ELECTRICIANS REQUIRED.

No person or business shall install, alter, repair, remove, renew, replace, disturb, connect, disconnect or maintain any electrical equipment or accept any payments therefor in the City without first having procured a City of Oshkosh license and/or certificate as hereinafter provided, except as follows:

- (A) Any person who is performing such work as a qualified employee of and for the holder of Type C Contractor License shall hold a City of Oshkosh or State of Wisconsin Master or Journeyman Certificate. Persons employed by a City of Oshkosh licensed contractor and registered as Apprentices or Beginning Electricians and working as provided in 11-26(D)&(E) are exempt from this section.
- (B) Any person who is performing such work as a qualified employee of and for the holder of a Type M (Industrial Maintenance License) while working under the supervision of a Class 2 Certificate holder.
- (C) Any persons performing work on electrical equipment exempt by Section 11-3(B) or (C).
- (D) Any person may wire his residence and auxiliary building solely associated with residential purposes, provided, said residence and auxiliary buildings are owned and to be occupied, or are occupied as his home, and that said residence or auxiliary buildings being so wired are not being erected for rental purpose or for resale to present or prospective purchasers and that said owner is capable of (as determined by the Electrical Inspector) and shall perform said work himself with no help from other than members of his immediate family. Any person so privileged will be required to sign a stipulation subscribing to the terms herewith set forth. Refusal to sign such a stipulation shall be sufficient grounds for the Electrical Inspector to deny a permit to the person so refusing.

SECTION 11-23 CLASSIFICATION OF CERTIFICATES AND LICENSES.

There are hereby established three (3) classes of certificates of qualification and three (3) types of licenses as follows:

- (A) Class 1 Master Electrician's Certificate of Qualification.
- (B) Class 2 Maintenance Supervisor's Certificate of Qualification.
- (C) Class 3 Journeyman Electrician's Certificate of Qualification.
- (D) Type C Electrical Contractor's License.
- (E) Type M Electrical Maintenance License.
- (F) Type S Electrical Sign Erector's License.

SECTION 11-24 APPLICATION FOR CERTIFICATES AND FEES.

All applications for Class 2 Maintenance Electrician's Certificates shall be made to the Electrical Inspector on forms furnished for such purpose and shall thereafter be referred to the Board. Each applicant shall pay a Twenty-five Dollars (\$25.00) Application Review Fee when submitting an application. Such applications

shall be subject to review and approval or disapproval by the Board, and before any applicant is permitted to take the examination, the applicant shall pay a fee of Twenty-five Dollars (\$25.00) for each examination. Upon successful completion of the examination, the applicant shall pay One Hundred Dollars (\$100.00) for the initial 3-year certificate.

**SECTION 11-25 RESERVED.
(REPEALED – Formerly “APPLICANTS FOR CLASS 1 CERTIFICATES”)**

SECTION 11-26 CLASS 2 APPLICANT & ELECTRICIAN QUALIFICATIONS.

- (A) Applicants for Class 2 certificates shall have such necessary experience as determined by the Board.
- (B) After examination the Board shall certify the names of eligible applicants to the Electrical Inspector who shall thereupon issue Class 2 certificates.
- (C) A Class 3 journeyman electricians' certificate of qualification shall not be required by electricians recognized as such in any City of the first or second class and who, while working in the City, are in the employ of any person, firm or corporation operating as an electric contractor in other than the City but who has taken out a City Type C license.
- (D) Persons engaged as apprentice electricians may be indentured to the State apprenticeship program in accordance with Chapter 106.01 of the Statutes of the State of Wisconsin. All apprentices or others engaged in the learning of the electrical trade (hereafter referred to as trainees) and working for the holder of a Class 1 Master electricians certificate or a State of Wisconsin Certificate holder shall register as such with the Division of Inspection Services. Said registered apprentices shall work under the supervision of a City of Oshkosh or State of Wisconsin Master Electrician or Journeyman Electrician certificate holder.
- (E) Ratio: 2 apprentices or trainees to work with one recognized Journeyman Electrician or Master Electrician.

SECTION 11-27 APPLICATION FOR TYPE C ELECTRICAL CONTRACTORS' LICENSE.

All applications for Type C Electrical Contractors' license shall be made to the Electrical Inspector on forms furnished for such purpose.

- (A) Applicants for a Type C (electrical contractor's) license and renewals thereof shall submit an affidavit to the effect that a person holding a Class 1 (master electricians') certificate or a State of Wisconsin certificate, will be a bona fide full time employee and that such certificate holder (master electrician or State of Wisconsin Master Certificate) will have complete and unquestionable authority and supervision over all matters regulated by this Chapter. Such applications shall be reviewed by the Division of Inspection Services for approval or disapproval. In cases of approvals the Division shall issue Type C (electrical contractors') licenses permitting such business concerns to install, alter, repair, remove, renew, replace, disturb, connect, disconnect, or maintain any electrical equipment in the City and accept payment therefor. In the cases of disapproval the Division shall forward correspondence indicating such.
- (B) Insurance. Each contractor must file a copy of insurance in force. Copy shall be provided when

applying for or renewing a contractor license. Each contractor shall maintain public liability insurance, including products-completed operations, with bodily injury and property damage limits of at least \$1,000,000 per occurrence and \$1,000,000 aggregate.

Each contractor shall also provide evidence of compliance with the worker's compensation requirements and unemployment compensation requirements.

All insurers shall send a copy of any notification of termination to the Inspection Services Division. Such notice of cancellation or reduction of insurance shall automatically suspend the contractor's license and no further permits shall be issued until a new insurance certificate has been filed with the Division.

(C) Fee.

Before such license is granted to an applicant, the applicant shall pay a fee of One Hundred Dollars (\$100.00) for an original license and thereafter a renewal fee of Seventy-five Dollars (\$75.00).

SECTION 11-28 APPLICATION FOR TYPE M ELECTRICAL MAINTENANCE LICENSE.

(A) Qualification

A Type M (electrical maintenance) license will be granted to any applicant conducting an industrial or commercial business in the City and which has in its employ a qualified electrical maintenance electrician holding a City of Oshkosh Class 2 certificate, City of Oshkosh Class 1 certificate or State of Wisconsin Master Electrician Certificate. The granting of this license will be conditioned upon submission of an application accompanied by a properly executed affidavit from an authorized representative of the applicant, to the effect that an aforementioned certificate holder will be a full time employee, and have complete supervision over the electrical installation, maintenance and repair work on the premises of the applicant.

(B) Fees

Before any such license is granted to an applicant, the applicant shall pay One Hundred Dollars (\$100.00) for an original license and thereafter a renewal fee of Seventy-five Dollars (\$75.00) per annum.

SECTION 11-29 DUAL LICENSE PROHIBITED.

No holder of a Class 1 (master electrician) or State of Wisconsin Master Certificate or Class 2 (maintenance electrician) certificate shall be named on more than one (1) electrical license at the same time.

Exception: Where a Master Electrician is named as the full time employee of an applicant for the purposes of securing a Type M license, said Master Electrician may secure a Type C License subject to the following conditions:

1. All work performed in the City of Oshkosh shall be supervised in person by the Master Electrician while being installed.

SECTION 11-30 APPLICATION FOR TYPE S LICENSE.

(A) When Required

Type S license shall be mandatory for any person, firm or corporation desiring to engage, or who is at present engaged, in the business of manufacturing, fabricating, assembling, repairing, maintaining, remodeling, wiring, rewiring or installing electrically operated or illuminated signs, and decorative or utility gas tube lighting, commonly referred to as neon.

- (B) Insurance.
Each contractor must file a copy of insurance in force. Copy shall be provided when applying for the contractor license. Each contractor shall maintain public liability insurance, including products-completed operations, with bodily injury and property damage limits of at least \$1,000,000 per occurrence and \$1,000,000 aggregate.

Each contractor shall also provide evidence of compliance with the worker's compensation requirements and unemployment compensation requirements.

All insurers shall send a copy of any notification of termination to the Inspection Services Division. Such notice of cancellation or reduction of insurance shall automatically suspend the contractor's license and no further permits shall be issued until a new insurance certificate has been filed with the Division.

- (C) Fees
Before such license is granted to an applicant, the applicant shall pay a fee of One Hundred Dollars (\$100.00) for an original license and thereafter a renewal fee of Seventy-five Dollars (\$75.00).
- (D) Restrictions On Class S License
A Class S license holder shall be permitted to install outside and inside electric signs and outside or inside decorative or outline lighting but shall not be permitted to connect any sign, decorative, or outline lighting to the supply wires.

SECTION 11-31 PROVISIONS APPLICABLE TO ALL ELECTRICAL CERTIFICATES.

- (A) Compliance With Code Necessary For Renewal
No renewal of any license shall be granted until the applicant has fully complied with all of the regulations of this Code. All licenses and renewals thereof shall expire on June 30th following the year of issuance.
- (B) No Prorated Licenses
No prorated licenses or license fees shall be permitted. Whenever a license is allowed to lapse, the applicant shall pay the original fee for renewal.
- (C) License Non-assignable.
No license or certificate issued in accordance with the regulations of this Chapter shall be assignable or transferable, and no license shall be used by person other than to whom issued.
- (D) Certificates Valid for Three (3) Years
All City of Oshkosh Class 2 certificates, and those City of Oshkosh Class 1 and Class 3 certificates which were in effect on the effective date of this ordinance **March 28, 2006**, shall be issued for a period of three (3) years and shall thereafter automatically expire. Such certificates shall be renewed every three (3) years on or before the date of expiration upon written request of the certificate holder, unless due to extenuating circumstances the time limit is extended by the Board. There will be a charge of Seventy-five Dollars (\$75.00) per renewal.

(1) All renewals of City of Oshkosh Class 1, 2 and 3 Certificates shall be contingent upon the completion of at least 18 hours of acceptable continuing education within each 3 year certification period. Acceptable continuing education shall be those classes recognized by the State of Wisconsin or the City of Oshkosh Electrical License and Examining Board. Continuing education classes shall only qualify for credit towards the required 18 hours if the class was not a duplication of a previously attended class within the previous 12 months. It shall be the Certificate Holder's responsibility to provide proof of attendance when renewing the Certificate.

(2) A person who holds a City of Oshkosh Class 1, 2 or 3 Certificate may apply to the Electrical Licensing and Examining Board for a waiver of the continuing education requirements on the grounds of prolonged illness or disability or similar circumstances. Each application for waiver shall be considered individually on its own merits.

(3) Any person whose request to renew their City of Oshkosh Class 1 or 3 Certificate is denied because of a failure to fulfill the continuing education requirements shall be required to secure the Master or Journeyman Certification through the processes provided by the State of Wisconsin or may file an appeal to the Electrical License and Examining Board.

(4) Any person whose request to renew their City of Oshkosh Class 2 Certificate is denied because of a failure to fulfill the continuing education requirements shall be required to take and pass the City of Oshkosh Class 2 examination in order to reacquire the Class 2 Certificate or may file an appeal to the Electrical License and Examining Board.

(5) A person may renew his or her City of Oshkosh Certificate no later than one term after the expiration of the certification upon filing the renewal application, submittal of a \$25 processing fee (in addition to the Certificate renewal fee) and submittal of the necessary documentation showing compliance with the continuing education requirements described in 11-31(D)(1). Said continuing education shall be obtained within the 3 year period preceding the renewal application.

SECTION 11-32 PERMITS FOR ELECTRICAL WORK REQUIRED.

Except as provided in Section 11-3(B), no electrical equipment shall be installed, altered, renewed, replaced or connected without first procuring a permit therefor, providing, however, that in emergency cases or special situations wherein the nature or extent of a job is indefinite, the permit application may be temporarily withheld, but the Division of Inspection Services must be notified of this situation as soon thereafter as possible.

Exceptions:

1. Low voltage Installations in 1 & 2 Family Dwellings shall not require a permit.
2. Reconnection of existing power supplies to replacement heating plants, water heaters and other appliances.
3. Minor installations and alterations which are less than \$300 in Fair Market Value do not require a permit. Fair Market Value is defined as the value of the material and labor to perform the work as if the materials are purchased new and labor is being performed by a Licensed Contractor.
4. No permit shall be required for the repair, removal, disturbance or disconnection of any existing electrical equipment or the renewal or replacement of any existing branch lighting circuit switches, sockets, or receptacles.

SECTION 11-33 APPLICATION FOR PERMITS.

Any holder of a Type C, M or S license desiring a permit as required by this Chapter shall file with the Electrical Inspector an application for such permit in writing on a form furnished for such purpose. Such application shall describe and enumerate the electrical equipment to be installed and shall give other reasonable information as may be required by the Division of Inspection Services and when required shall be accompanied by further information as regulated in Section 11-40.

SECTION 11-34 OPTIONAL ARRANGEMENT FOR TYPE M LICENSE.

- (A) In lieu of individual permits for each installation or alteration of electrical equipment, a type M license may, upon application and the payment of fees, be issued an annual permit which will authorize the person, firm or corporation to whom issued to install, move, alter, repair and maintain electrical equipment on their premises.
- (B) The provisions set forth in Sections 11-35 and 11-37 hereof and 11-41(b), shall not apply to licensee's adopting this annual permit arrangement.
- (C) An annual permit shall not cover any electrical work done by a locally licensed electrical contractor (Type C licensee).
- (D) The person, firm or corporation to whom an annual permit has been issued shall keep a record (in a book kept solely for this purpose) of all electrical equipment installed or relocated, and the Electrical Inspector shall have access to such record. The Electrical Inspector or Deputy shall make periodic inspections in accordance with a schedule adopted by him.
- (E) Each annual permit shall expire on the thirtieth (30th) day of June following the year in which it was issued.
- (F) Fees for annual permits shall be based on the assessed valuation of buildings and machinery of the holder of such Type M license, excluding the value of the land, as determined by the City Assessor. Said valuation shall apply, whether the applicant is owner or lessee, and the fees shall be determined according to the following schedule:

Assessed Valuation	
\$50,000.00 or less	\$100.00
\$50,000.01 to \$100,000.00 inclusive	\$200.00
\$100,000.01 to \$500,000.00 inclusive	\$300.00
\$500,000.01 to \$1,000,000.00 inclusive	\$400.00
\$1,000,000.01 and over	\$500.00

SECTION 11-35 ISSUANCE OF PERMITS.

(A) Conditions Upon Which Permit Granted

If upon examination it is found that the information on the application is complete, the Electrical Inspector

shall issue a permit providing that the licensee agrees and expressly states that he is fully capable, and in possession of knowledge and ability to design, lay out, install, alter, or replace the work designated in the application in accordance with the regulations of this Chapter and with all other laws and ordinances pertinent thereto and will install electrical equipment as described in the application for a permit in a safe, legal and workmanlike manner.

(B) Compliance With Other Provisions of Code Required

The issuance of any permit or the serving of any notice shall not preclude compliance with all ordinances or other laws relating to occupancy and use, construction or zoning.

(C) Restriction On Permits

No other electrical work shall be done except work as described in the application for permit.

SECTION 11-36 WORK WITHOUT PERMIT.

(A) Inspector To Order Disconnection

When any work is begun on the installation, alteration, or replacement of any electrical equipment without first obtaining a permit therefor as herein required, the Electrical Inspector shall have the power and authority to disconnect or order to be disconnected any such equipment, and to stop work until a permit has been procured.

(B) Fees.

In addition to the foregoing, a fee of \$100 plus the permit fee amount or double the permit fee, whichever is greater shall be assessed, but the payment of such fees shall not relieve any person from fully complying with all of the regulations of this Chapter, nor from any other penalties prescribed in this Code.

SECTION 11-37 LAPSE OF PERMIT.

(A) Six (6) Month Time Lapse

When any electrical work for which a permit has been issued is not started within six (6) months from the date of the issuance of the permit, or if after starting there is a cessation of such work of more than six (6) months, then said permit shall lapse and be void, and no electrical work shall be begun or resumed until a new permit is obtained and the fees as prescribed in Section 11-41 are paid therefor.

(B) No Refund of Fees

No refund of any permit fees paid into the City Treasury shall be made, except by action of the Common Council.

SECTION 11-38 PLANS AND SPECIFICATIONS MAY BE REQUIRED TO BE SUBMITTED.

At the time of the issuance of a permit the Electrical Inspector may require the manufacturer, owner, installer, or user of electrical equipment to submit plans (drawings), data, and specifications, schedules or literature, information, materials, samples or test as may be necessary to determine the fitness of equipment for safe installation and use.

SECTION 11-39 PERMIT FEES.

(A) Payment of Fees

Upon the issuance of a permit by the Electrical Inspector and before such permit shall be in effect, the applicant shall pay to the Electrical Inspector of the City a fee or fees as required in this Section.

<u>VALUATION</u>	<u>FEE</u>
\$0 to \$500.00	\$25.00
\$500.01 to \$1000.00 valuations –	\$25.00 +
plus \$7.00 for each additional hundred dollar valuation or part thereof.	
\$1000.01 - \$10,000.00 valuations –	\$60.00 +
plus \$17.00 for each additional thousand dollar valuation or part thereof.	
Over \$10,000.00 valuations –	\$213.00 +
plus \$6.00 for each additional thousand dollar valuation or part thereof	
up to \$20,000, plus \$3.00 for each additional thousand dollar valuation	
over \$20,000.00.	
Minimum fee for any permit	\$25.00

(B) Number of Inspection For Each Permit

- (1) One Hundred Dollars (\$100.00) valuation or less, one (1) inspection.
- (2) One Hundred Dollars (\$100.00) to Five Hundred dollars (\$500.00) 2 inspections.
- (3) Five Hundred Dollars (\$500.00) to One Thousand Dollars (\$1,000.00), one (1) inspection for each Two Hundred Dollars (\$200.00) valuation with a minimum of three(3) allowed without penalty.
- (4) Over One Thousand Dollars (\$1,000.00), one (1) inspection for every Five Hundred Dollars (\$500.00) valuation with a maximum of five (5) allowed without penalty.
- (5) Outdoor or indoor signs or outline lighting, one (1) inspection.
- (6) Temporary permits, one (1) inspection.
- (7) When additional inspections are made necessary by reason of inspections in excess of the schedule outlined in this subsection, due to Code violations or other valid reasons, an additional fee of One Hundred Dollars (\$100.00) shall be charged for each unnecessary inspection.

(C) Misrepresentation of Fees

It shall be unlawful for any person to misrepresent the amount charged by the City for permit fees or to misrepresent the amount of value of job on a permit.

SECTION 11-40 AUTHORIZATION FOR ELECTRIC SUPPLY REQUIRED.

It shall be unlawful for any person to make any connection from any source or supply of electricity or to supply electricity to any electrical equipment for which a permit is required, or which has been disconnected by the Electrical Inspector, until a certificate or authorization has been issued by the Electrical Inspector authorizing the connection and use of such equipment.

SECTION 11-41 RESERVED.

SECTION 11-42 RESERVED.
SECTION 11-43 RESERVED.

SECTION 11-44 UNSAFE OR ILLEGAL ELECTRICAL EQUIPMENT.

- (A) Notice to Owner; Failure to Comply
When the Electrical Inspector finds any electrical equipment to be unsafe or dangerous to persons or property, the person owning or using such electrical equipment shall be notified in writing by the Electrical Inspector to remove or cause to be removed or to make any changes or repairs as determined by the Electrical Inspector so as to restore such electrical equipment to a safe condition. Failure to comply with such notice within the time specified in such notice shall be sufficient cause for the Electrical Inspector to disconnect or order the discontinuance of electrical service to said electrical equipment or to cause the arrest of such person owning or using such electrical equipment.
- (B) Emergency Situations
In any case of emergency affecting the safety of persons or property, or where electrical equipment interferes with the work of the Fire Department, or where electrical equipment is not installed in conformity with the regulations of this Chapter, the Electrical Inspector shall have the authority to disconnect immediately or cause the removal or disconnection of any such electrical equipment.
- (C) Inspector to Attach Official Notice to Disconnect Equipment.
When the Electrical Inspector disconnects or causes to be disconnected electric current from electrical equipment, he shall attach an official notice, tag, lock or seal to such electrical equipment to prevent the use of electricity. It shall be unlawful for any unauthorized person to detach such official notice, tag, lock, seal or to break open, change, remove, destroy, tear, alter, mutilate, cover, or otherwise deface or injury any such official notice, tag, lock or seal.

SECTION 11-45 SEIZURE OF ELECTRICAL EQUIPMENT.

- (A) Seizure By Inspector
The Electrical Inspector shall have the power and authority and he is hereby authorized to seize and take possession of any electrical equipment or materials or parts thereof or attachments therefore which, in his opinion, are dangerous to life and property or which is suspected or found by him to have been the cause of any fire, accident, injury, or fatality, and to retain possession of same for the purpose of making an investigation, examination, or for official evidence.
- (B) Return of Equipment At Request of Owner
After such electrical equipment or materials, in the possession of the Electrical Inspector, have served their purposes, and an official report and record thereof has been made, such electrical equipment or materials shall be returned to the owner, provided said owner requests in writing its return within ninety (90) days from the date of seizure.
- (C) Disposal of Seized Equipment If No Request by Owner Made
If no such request is made, such equipment or materials may be destroyed or disposed of.

SECTION 11-46 RESERVED (Repealed 3/28/06 – formerly “INSTALLATION REQUIREMENTS”).
SECTION 11-47 RESERVED.
SECTION 11-48 RESERVED.

SECTION 11-49 RESERVED.

SECTION 11-50 SERVICES.

(A) Damaged Service

- (1) In the event of damage to an electrical service, whether by storm, deterioration, vandalism, or other causes, all electrical service, 60 Amperes or less shall be replaced with a minimum of 100 Ampere service.
- (2) At the time of service change, the wiring of the dwelling shall also be brought up to at least the requirements of the Minimum Housing Code. (See Chapter 16 of this Code.)
- (3) Failure to comply with this Section shall result in the disconnection of the electrical service as provided in Section 11-44 of this Code.

SECTION 11-51 RESERVED.

SECTION 11-52 TEMPORARY INSTALLATIONS.

The Electrical Inspector may grant special permission, for a limited period of time, for the installation or use of temporary electric wiring or equipment which does not conform with the regulations of this Chapter. The person installing such wiring or equipment shall be directed and legally responsible and accountable for the safe condition of the installation at all times, and its complete removal at the end of the fixed temporary period as set by the Electrical Inspector or any time sooner when ordered by the Electrical Inspector. Carnivals, circuses, theatrical acts, and exhibitions and all places of temporary outdoor assembly are included in the provisions of this paragraph and all electric wiring and equipment associated herewith shall be installed, maintained and operated in a safe and workmanlike manner. All such wiring and equipment shall be isolated from the public by proper elevation or guarding and all electric switches and fuses shall be installed in approved enclosures. cable laid on the ground or areas traversed by the public shall be buried in trenches or protected by covers approved by the Electrical Inspector.

SECTION 11-53 PRE-EXISTING USE

Existing electrical equipment which does not conform to the regulations of this Chapter but which was lawfully installed prior to the passage of this Chapter, may be continued in use only if maintained in a safe condition. Providing, however, that in multiple occupancy residential buildings or in single family rental homes, sufficient convenience outlets and adequate supply must be provided by the property owner as per the City of Oshkosh Minimum Housing Code.

SECTION 11-54 MULTIPLE DWELLINGS: HALLWAY ILLUMINATION.

It will hereafter be mandatory that the owner, or owners, of multiple family dwellings, consisting of four (4) apartments or more, or rooming houses with six (6) or more rooms, shall be required to furnish hallway, stair and exit illumination, twenty-four (24) hours per day which will have an average light intensity of one (1') foot candle when measured four (4) feet from the floor.

SECTION 11-55 RESERVED.
SECTION 11-56 RESERVED.

SECTION 11-57 PENALTIES.

Any person convicted of a violation of any of the provisions of this Chapter shall be punished by a forfeiture of not less than Seventy-five Dollars (\$75.00) for the first conviction, not less than One Hundred Twenty-five Dollars (\$125.00) for the second conviction for violations of any provision of this Chapter and not less than Two Hundred Twenty-five Dollars (\$225.00) for the third or subsequent conviction for violating any provision of this Chapter, nor more than Five Hundred Dollars (\$500.00) together with the costs of prosecution and in default of payment thereof by imprisonment for not exceeding sixty (60) days. Each day of violation shall constitute a separate offense.