

**Town of Lincoln
Regular Meeting
September 12, 2023**

Chairman Bill Hassey called the meeting to order at 6:30 p.m., Pledge of Allegiance, Present: Hassey, Supervisors, Bruce Richter, Ken Fox, Bill Marshall and Kim Simac, Clerk/Treasurer, Shelly Sauvola, and Deputy Clerk/Treasurer, Sherry Schmidt. Two other interested persons were in attendance.

Open Meeting Statement and Verification Media Notification given by Hassey. The agenda was board approved on a motion by Hassey, seconded by Richter, all in favor, motion carried. The minutes from the August 8, 2023, Regular Meeting were approved on a motion by Richter, seconded by Fox, all in favor, motion carried. Incredible Bank general account balance, \$484,677.07 the tax savings account balance, \$10,809.84 the town hall maintenance account balance, \$71,930.21 Peoples Bank savings account balance, \$184,667.71 and Nicolet National Bank CD \$156,475.84.

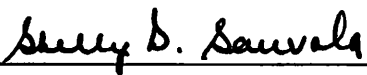
Chairman Hassey reported that he was contacted by Robin Ginner, City of Eagle River, she was seeking the approval to submit the Aquatic Invasive Species Control Grant paperwork for Silver Lake Treatment. The approval was granted by Hassey. The Silver Lake Association will be responsible for 50% of the cost, the remaining 50% is split between the City of Eagle River (80%) and the Town of Lincoln (20%). The Lincoln share is estimated to be \$1,000. Hassey also reporting that a meeting is scheduled with Laura Hayes from the Wisconsin Department of Natural Resources on October 11th. Hayes to assist the board with a grant application that is available for having a Community Wildfire Protection Plan. Supervisor Marshall reported that Vilas County Zoning is working on a county wide ordinance for short-term rentals. The board very pleased an ordinance at the county level is being considered, enforcement of any ordinance created at a town level can be problematic. Hassey also reported that the Vilas County Board has expressed interest in a county wide ambulance service. Supervisor Fox gave an update on the Vilas County Landfill meeting. Supervisor Marshall gave an update on the Planning Commission for the town. Marshall was also in attendance at the Vilas County Planning Commission Meeting and will continue to monitor the adoption their comprehensive plan closely. Right-of-Way permit/applications are now available from the town office.

Richard Clem, Building Inspector for the town was present to explain and answers questions about how the commercial electrical permit application process works. Unfortunately, applicants are currently being charged twice and the fees are excessive. Amending the current town UDC Ordinance would save applicants a large sum of money. The board approved a change to the current UDC Ordinance to include the Inspections of all Commercial Buildings Regardless of Size and Commercial Electrical Inspections Plus Adoption of SPS316.011 on a motion by Richter, seconded by Marshall, all in favor, motion carried.

Ordinance 2023-01, Appointing Alternate Members (Sherry Schmidt and Shelly Sauvola) to the Board of Review was approved on a motion by Simac and seconded by Richter, all in favor motion carried.

The board approved the payment of bills, vouchers #17430 through #17459.

Motion to adjourn made by Simac, seconded by Fox, all in favor, motion carried. The meeting was adjourned at 7:08 p.m.



Shelly D. Sauvola Town Clerk/Treasurer

CITY / (TOWN) VILLAGE OF LINCOLN, VILAS COUNTY, WISCONSIN

ADOPTION OF RESIDENTIAL AND COMMERCIAL BUILDING CODES

ORDINANCE NO. 2023-02

The Board of the City / (Town) / Village of Lincoln, Vilas County, Wisconsin, do ordain, as follows:

Section 1 – Permit Required

No owner or contractor may commence construction of any building or mechanical system prior to obtaining a valid permit from the Municipal Building Inspector.

- 1) The construction which shall require a building permit includes, but is not limited to:
 - a) New 1 & 2 family and commercial building including agricultural buildings, detached structures (decks), and detached accessory buildings.
 - b) Additions increase the physical dimensions of a building including decks.
 - c) Alterations to the building structure, cost shall include market labor value, or alterations to the building's heating, electrical, or plumbing systems.
 - d) Replacement of major building equipment including furnaces and central air conditioners, water heaters, and any other major piece of equipment shall require a permit except as noted in below.
 - e) Any electrical wiring for new construction or remodeling excluding new wiring for existing industrial and manufacturing facilities that do not require State mandated building plan review.
 - f) Any HVAC for new construction or remodeling.
 - g) Any plumbing for new construction or remodeling.
 - h) Any new or re-wired electrical service, including services for agricultural buildings.

Section 2 – Adoption of State Codes

- 1) The following Chapters of the Wisconsin Administrative Code, as well as all subsequent revisions, are adopted by the Municipality and shall be enforced by the Building Inspector.

Ch. SPS 302.31	Plan Review Fee Schedule
Ch. SPS 305	Credentials
Ch. SPS 316	Electrical Code
Chs. SPS 320-325	Uniform Dwelling Code
Ch. SPS 327	Campgrounds
Chs. SPS 361-366	Commercial Building Code
Chs. SPS 375-379	Buildings Constructed Prior to 1914
Chs. SPS 381-387	Uniform Plumbing Code

Section 3 – Certified Municipality Status

- 1) Certified Municipality. The Town has adopted the Certified Municipality Status as described in SPS 361.60 of the Wisconsin Administrative Code.
 - a) Responsibilities. The Town shall assume the following responsibilities for the Department of Safety and Professional Services (Department):
 1. Provide inspection of commercial buildings with certified commercial building inspectors.
 2. Provide plan examination of commercial buildings with certified commercial building inspectors.

- b) **Plan Examination.** Drawings, specifications, and calculations for all the types of buildings and structures, except state-owned buildings and structures, to be constructed within the limits of the municipality shall be submitted, if the plans are for any of the following:
1. Provide inspection of commercial buildings with certified commercial building inspectors.
 2. A new building or structure containing less than 50,000 cubic feet of total volume.
 3. An addition to a building or structure where the area of the addition results in the entire building or structure containing less than 50,000 cubic feet of total volume.
 4. An addition containing no more than 2,500 square feet of total floor area and no more than one floor level, provided the largest roof span does not exceed 18 feet and the exterior wall height does not exceed 12 feet.
 5. An alteration of a space involving less than 100,000 cubic feet of total volume.
 6. A certified municipality may waive its jurisdiction for the plan review of a specific project or types of projects, or components thereof, in which case plans and specifications shall be submitted to the Department for review and approval.
 7. The Department may waive its jurisdiction for the plan review of a specific project, where agreed to by a certified municipality, in which case plans and specifications shall be submitted to the certified municipality for review and approval.
- c) **Plan Submission Procedures.** All commercial buildings, structures, and alterations, including new buildings and additions less than 25,000 cubic feet, require plan submission as follows:
1. Building permit application.
 2. Application for review - SBD-118, or equivalent.
 - a. Fees per Table SPS 302.31-2 and SPS 302.31.
 - b. Fees apply to commercial projects.
 3. Four sets of plans.
 - a. Signed and sealed per SPS 361.31.
 - b. One set of specifications.
 - c. Component and system plans.
 - d. Calculations showing code compliance.

Section 4 – Building-HVAC-Electrical-Plumbing Inspector

- 1) **Creation and Appointment.** There is hereby created the office of Building Inspector. The Building Inspector shall be appointed by the municipality. The Building Inspector shall be certified for inspection purposes by the Department in the required categories specific under SPS 305, Wisconsin Administrative Code.
- 2) **Assistants.** The Building Inspector may employ, assign, or appoint, as necessary, assistant inspectors. Any assistant hired to inspect buildings shall be certified as defined in SPS 305, Wisconsin Administrative Code by the Department.
- 3) **Duties.** The Building Inspector shall administer and enforce all provisions of this ordinance.
- 4) **Powers.** The Building Inspector or an authorized certified agent of the Building Inspector may, at all reasonable hours, enter upon any public or private premises for inspection purposes. The Building Inspector may require the production of the permit for any building, plumbing, electrical, or heat work. No person shall interfere with or refuse to permit access to any such premises to the Inspector or his/her agent while in the performance of his/her duties. In the event that the Inspector is refused access to any such premises, then the Inspector is authorized to apply for a special inspection warrant pursuant to Section 66.0119, Stats.

Section 5 - Violations and Penalties

- 1) **Prohibition.** No person, entity, or firm may construct, remodel, demolish, or repair any building in a manner which violates any provision or provisions of this ordinance.

- 2) Every person, firm, or entity which violates this code shall, upon conviction, forfeit not less than \$25.00 nor more than \$1,000.00 for each day of non-compliance, together with the costs of prosecution.
- 3) Violations discovered by the Building Inspector shall be corrected within 30 days, or more if allowed by the Inspector, after written notice is given. Violations involving life safety issues shall be corrected in a reasonable time frame established by the Building Inspector.
- 4) Compliance with the requirements of this ordinance is necessary to promote the safety, health, and well-being of the community and the owners, occupants, and frequenters of buildings. Therefore, violations of this ordinance shall constitute a public nuisance that may be enjoined in a civil action.

Adopted by the City / Town Village of Lincoln on this 12th day of September, 20 23.

**TOWN OF LINCOLN
ORDINANCE NO. 2023-01**

Whereas, Wis. Stat. § 70.47 (6m) (c) authorizes the appointment of alternate members to serve on the board of review when standing members are removed from the individual cases;
Now, therefore, the Town Board of Lincoln, Vilas County does ordain as follows:

1. ADOPTION

Pursuant to Wis. Stat. §§ 70.47 (6m) (c) and 70.46 (1), the town board hereby provides for the appointment of alternates to serve on the town Board of Review in the event a standing board member of the Board of Review is removed or unable to serve for any reason.

2. APPOINTMENTS

The following electors of the town of Lincoln are hereby named as alternates, in the order indicated, to serve as alternate Board of Review members:

Alternate 1: Sherry Schmidt

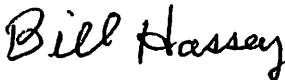
Alternate 2: Shelly Sauvola

3. EFFECTIVE DATE

The appointments made in this ordinance are for the Year 2023 Board of Review proceedings and effective upon posting as provided by law.

Adopted on this 12th day of September, 2023
by the Town Board of the Town of Lincoln.

TOWN BOARD OF LINCOLN



Bill Hassey, Chairman

ATTEST: September 12, 2023



Shelly D. Sauvola, Clerk/Treasurer

DATE ADOPTED: September 12, 2023
DATE PUBLISHED: September 20, 2023
DATE EFFECTIVE: September 21, 2023

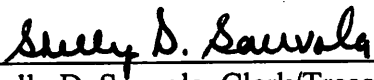
**Town of Lincoln
Special Meeting
October 4, 2023**

The Special Meeting was called to order at 9:59 a.m. by Supervisor, Kim Simac. Present: Simac, Supervisors; Ken Fox and Bruce Richter, Clerk/Treasurer, Shelly Sauvola and Deputy Clerk/Treasurer Sherry Schmidt. Chairman Bill Hassey and Supervisor Bill Marshall present via telephone conference. No other interested persons were in attendance.

The Open Meeting Statement and Verification Media Notice given by Simac. The agenda was board approved on a motion by Fox, seconded by Richter, all in favor, motion carried.

The board adopted Ordinance 2023-03, Appointing Alternate Members to the Board of Review, Amendment to Ordinance 2023-01 on a motion by Marshall, seconded by Richter, all in favor, motion carried.

A motion to adjourn was made by Fox, seconded by Richter, all in favor, motion carried. The meeting was adjourned at 10:03 a.m.



Shelly D. Sauvola, Clerk/Treasurer

ORDINANCE NO. 2023-03
TOWN OF LINCOLN
AMENDMENT TO ORDINANCE NO. 2023-01

Whereas Wis. Stat. § 70.47 (6m) (c) authorizes the appointment of alternate members to serve on the Board of Review when standing members are removed from the individual cases.
Now, therefore, the Town Board of Lincoln, Vilas County does ordain as follows:

1. ADOPTION

Pursuant to Wis. Stat. §§ 70.47 (6m) (c) and 70.46 (1), the town board hereby provides for the appointment of alternates to serve on the Board of Review in the event a standing board member of the Board of Review is removed or unable to serve for any reason.

2. APPOINTMENTS

The following electors of the Town of Lincoln are hereby named as alternates, to serve as alternate Board of Review members:

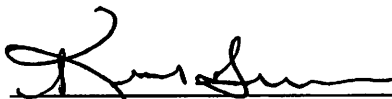
Alternate 1: Brian Uttech
Alternate 2: Sherry Schmidt
Alternate 3: Shelly Sauvola

3. EFFECTIVE DATE

The appointments made in this ordinance are for the Year 2023 Board of Review proceedings and succeeding years until such appointments are rescinded by action of the Town Board and effective upon posting as provided by law.

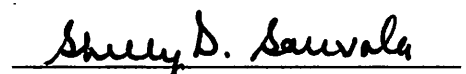
Adopted on this 4th day of October 2023
by the Town Board of the Town of Lincoln.

TOWN BOARD OF LINCOLN



Kim Simac, Supervisor (Acting Chairperson)

ATTEST: October 4, 2023


Shelly D. Sauvola, Clerk/Treasurer

DATE ADOPTED: October 4, 2023
DATE PUBLISHED: October 11, 2023
DATE EFFECTIVE: October 12, 2023