

## Chapter Comm 2

### FEE SCHEDULE

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Note: Chapter Ind 69 as it existed on June 30, 1992 was repealed and a new chapter ILHR 2 was created effective July 1, 1992. Chapter ILHR 2 was renumbered Comm 2 under s. 13.93 (2m) (b) 1., Stats., and corrections made under s. 13.93 (2) (b) 6. and 7., Stats., Register, October, 1996, No. 490. Corrections made under s. 13.93 (2m) (b) 6. and 7., Stats., Register, February, 1997, No. 494; corrections made under s. 13.93 (2m) (b) 7., Stats., Register, February, 1999, No. 518.

#### Subchapter I — Miscellaneous

**Comm 2.001 Scope.** The fees established in this chapter shall be paid to the Wisconsin department of commerce, divisions of safety and buildings and environmental and regulatory services, for providing those services authorized in the Wisconsin Statutes. The divisions may withhold providing services to individuals who have past due accounts with the division.

Note: All checks or money orders are to be made payable to Wisconsin department of commerce.

History: Cr. Register, June, 1992, No. 438, eff. 7-1-92.

**Comm 2.02 Handling, copying and miscellaneous fees.** (1) **HANDLING FEES.** (a) The department may charge a handling fee, determined at \$20.00 per hour, with a minimum fee of \$20.00, in addition to any other fee provided in this chapter, to offset administrative costs.

(b) A handling fee of \$50.00 per plan shall be charged to the submitting party for any plan which is submitted to the department, entered into the department's plan system and, then, requested to be returned by the submitting party prior to review. This fee does not apply to building plan components, other than the original building or heating and ventilation plan noted in s. Comm 2.31 (1) (a) 2. a. and b., submitted after the original plan submittal.

(2) **PHOTOCOPYING FEES.** A photocopying fee of \$0.25 per page may be charged.

(3) **PLAN REPRODUCTION FEES.** A fee of \$5.00 per plan sheet shall be charged to the submitting party for plan reproduction on plan sheets larger than legal size. Plan sheets at or smaller than legal size may be charged the normal photocopying fee.

(4) **PLAN APPROVAL—ADDITIONAL COPIES.** (a) **Plumbing.** Upon request, additional copies of approved plumbing plans, with code violations cited and bearing the approval stamp, beyond the minimum amount required by administrative code or the department,

shall be provided upon receipt of a \$10.00 fee, plus \$5.00 per plan sheet.

(b) **Private sewage.** Upon request, additional copies of approved private sewage plans, with code violations cited and bearing the approval stamp, beyond the minimum amount required by administrative code or the department, shall be provided upon receipt of a \$10.00 fee.

(c) **Building.** Upon request, additional building plans identical to previously approved plans shall be stamped approved upon receipt of a \$20.00 fee per plan.

(5) **MAILING LISTS.** The fee for mailing lists shall be \$25.00 for the first 1,000 names and \$5.00 for each 1,000 names thereafter. This fee shall be doubled, if gummed labels are requested.

(6) **COMPUTER INFORMATION.** Information from computer files is available for the costs incurred in generating the data requested.

(7) **MICROFILM FEES.** Microfilm prints of approved building and heating plans for the years 1967-1972 are available at the cost of reproduction.

(8) **INSPECTION AND COPYING OF FILES, PLANS AND SPECIFICATIONS.** The department shall allow inspection and copying of all files and plans, specifications and related materials filed with the department, except as follows:

(a) The department may restrict, on a case by case basis, the right of inspection or copying of files and plans, specifications and related materials where the possible harm to the public interest outweighs the benefits of inspection or copying for the following types of buildings and facilities:

1. Banks, savings and loans, credit unions, securities dealers and other types or parts of buildings where large sums of money, negotiable securities or valuables are stored in secured areas;
2. Jails and other correctional institutions;
3. Public facilities regularly used for the storage or evaluation of evidence in criminal proceedings;
4. Armories;
5. Public broadcasting facilities;
6. Power generating facilities;
7. Museums and libraries; and
8. Noncommercial storage tanks which store heating oil for consumptive use on the premises.

(b) The department shall allow inspection or copying of files and plans, specifications and related materials of all buildings in response to lawful subpoena or written requests from law enforcement agencies.

(c) Prior to any inspection or copying of files and plans, specifications and related materials, a written, signed application shall be obtained from the person requesting the inspection or copying. The application shall contain a general description of the files or premises for which inspection or copying is requested and the full name, address and telephone number of the requester. The written request shall contain a statement that any information obtained from the inspection or copying shall not be used for any unlawful purpose or unfair competitive practice, and that the information set out therein is true and correct. The department will consider the information supplied in the request in conjunction with the type of buildings noted in par. (a) in determining whether the request for inspection or copying shall be granted. The department may transmit a copy of this statement to the owner and submitter of the documents being inspected or copied.

(d) The department may charge a reasonable amount to defray its costs in providing copies.

History: Cr. Register, June, 1992, No. 438, eff. 7-1-92.

**Comm 2.03 Special Inspections. (1) FEES.** Unless specified otherwise in this chapter, fees for department costs incurred in the performance of special inspections, including inspections for alterations, fabrication, repairs, testing and quality assurance methods, which are either provided on request or to satisfy administrative code requirements, shall be determined in accordance with Table 2.03. An additional amount may be charged to cover all expenses, including travel time, mileage, meals and lodging. Travel expenses, however, shall be limited to those allowed under ss. 16.53 and 20.916, Stats., and collective bargaining agreements.

Table 2.03

|     | Individual Special Inspections   | Fee Per Hour Per Inspector |
|-----|--|----------------------------|
| (a) | Inspections performed between the hours of 7:45 a.m. and 4:30 p.m. on weekdays, Monday through Friday  | \$40.00                    |
| (b) | Inspections performed on Saturdays, Sundays, holidays and at times other than scheduled in (a)   | \$60.00                    |
| (c) | For supervising the American Society of Mechanical Engineers (ASME) joint review and audit and for conducting shop audits, Monday through Friday | \$60.00                    |

(2) **MINIMUM CHARGE.** In reference to Table 2.03 (a) and (b), a minimum charge of 4 hours shall be assessed for all special inspections required during fabrication and testing of ASME code items.

History: Cr. Register, June, 1992, No. 438, eff. 7-1-92.

**Comm 2.04 Miscellaneous plan reviews, inspections and services. (1) MISCELLANEOUS PLAN REVIEWS.** Unless specified otherwise in this chapter, the fee for department costs incurred in performing miscellaneous plan reviews shall be \$40.00 per hour per plan, with a minimum fee of \$40.00 per plan.

(2) **MISCELLANEOUS INSPECTIONS AND INVESTIGATIONS.** Unless specified otherwise in this chapter, the fee for department costs incurred in performing inspections on day care facilities, community-based residential facilities or other miscellaneous inspections or investigations shall be \$40.00 per hour per inspection or investigation, with a minimum fee of \$40.00 per inspection or investigation, plus actual expenses, including travel time, mileage, meals and lodging. Travel expenses, however, shall be limited to those allowed under ss. 16.53 and 20.916, Stats., and collective bargaining agreements.

(3) **MISCELLANEOUS GOODS AND SERVICES.** The department may collect a fee for providing goods and services related to work that has been delegated by the department to authorized agents, municipalities or other state agencies based upon actual cost.

History: Cr. Register, June, 1992, No. 438, eff. 7-1-92.

**Comm 2.06 Fee assessment and collection.**

(1) **ASSESSMENT.** Unless specified otherwise in this chapter, registration, inspection and all other fees in this chapter shall be paid annually before registration is processed by the department.

(2) **COLLECTION.** All fees not paid within 60 calendar days after the first invoice date shall be assessed a late payment fee determined in accordance with Table 2.06.

Table 2.06

| Time Lapsed After Initial 60 days | Late Payment Fee                          |
|-----------------------------------|---|
| Less than 2 months                | \$10.00                                   |
| 2 to 4 months                     | \$25.00                                   |
| 5 to 7 months                     | \$40.00                                   |
| 8 to 10 months                    | \$50.00                                   |
| Over 10 months                    | \$75.00 plus \$10.00 per month thereafter |

(3) **MONTHLY BILLING SERVICE.** Upon request and advance approval, the department may bill for services rendered on a monthly basis rather than requiring payment on an individual fee basis. Advance approval shall be obtained from the director in charge of the affected program. The decision to grant the request shall be based on the applicant's past record of paying for the service, the credit rating from a recognized credit organization or a letter of financial reference concerning loan and account information from a financial institution.

(4) **CHARGE CARD.** The department may accept fee payment by charge card.

History: Cr. Register, June, 1992, No. 438, eff. 7-1-92.

**Comm 2.07 Fee refunds. (1) GENERAL.** If a request for a permit, for which a fee is paid and a processing time is specified, is not processed by the department within the time specified, a refund of 50% of the fee paid shall be made to the person who paid for the request for the permit.

(2) **DEFINITIONS.** The following definitions shall apply in this section:

(a) "Fee" means the amount of money paid for a single permit or request for service, but does not mean the total amount of money which may be submitted with an application covering more than one permit or request for service.

(b) "Permit" includes an examination of plans, initial certificate of operation, registration of a device, approval of a material or product, shaft excavation permit, petition for variance, permission to start construction, rental unit certificate of compliance, priority review and petition, and underground tank registration and use permit, but does not include any inspection services.

(3) **PROCESSING TIME. (a) Starting date.** The permit processing time shall begin on the day after receipt of the request for the permit whether by mail or in person. When the department finds a permit application has been submitted with inadequate information or fees, the application will be placed on hold and the department will notify the applicant of the information needed to process the application. Upon receipt of the complete information, the department will process the permit, except that the length of the processing time shall start over and the processing time shall begin the day after the receipt of the additional information or fees.

(b) **Ending date.** The ending date which shall be used to assess whether the permit was processed within the time period specified

shall be the date the department actually made a determination to approve, deny or withhold the permit, and not the date on the correspondence noting the action or the date the permit was mailed out.

Note: The specific processing times for various permits may be found in the respective chapters where the permits are required.

(4) DETERMINATION. (a) The starting and ending dates recorded on the computer records or individual file shall be presumed by the department to be correct and shall be the dates used to assess whether a refund is to be made.

(b) The initial determination as to whether the permit was processed within the time period specified shall be made by the director of the bureau responsible for issuing the permit.

(c) Determinations subject to dispute shall be forwarded to the division administrator for a final determination.

(5) PAYMENT OF REFUND FEES. (a) All refunds made by the department shall be forwarded through the United States postal service.

(b) Refunds shall be mailed to the person who paid for the request for the permit at the address of record indicated on the department's request for service forms.

History: Cr. Register, June, 1992, No. 438, eff. 7-1-92; am. (2) (b), Register, October, 1996, No. 490, eff. 11-1-96.

**Comm 2.08 Waiver of fee assessments.** All or a portion of any fee may be waived upon a determination of indigency. Waivers under this section may be granted only by the secretary of the department.

History: Cr. Register, June, 1992, No. 438, eff. 7-1-92.

**Subchapter II — Safety Services**

**Comm 2.10 Complaint Investigations and certificates of operation.** (1) REPEATED, UNWARRANTED COMPLAINT INVESTIGATIONS. Fees for repeated, unwarranted complaint investigations conducted by the department shall be assessed to the individual requesting the complaint investigation at the rate determined in accordance with s. Comm 2.04 (2), with a minimum fee of \$110 per investigation, payable in advance of the investigation.

(2) CERTIFICATES OF OPERATION. Unless specified otherwise in this subchapter, the certificate of operation fee shall be determined in accordance with Table 2.10.

Table 2.10

| Inspection Performed By  | Fee Per Certificate |
|--|---------------------|
| Authorized inspector employed by the department .....                | \$25.00             |
| Certified inspector employed by a first class city .....             | \$25.00             |
| Certified inspector employed by an insurance company or agency ..... | \$25.00             |

History: Cr. Register, June, 1992, No. 438, eff. 7-1-92.

**Comm 2.11 Boilers and pressure vessels.**

(1) BOILER FEES. Inspection fees for boilers shall be determined in accordance with Table 2.11-1.

(2) PRESSURE VESSEL FEES. Inspection fees for pressure vessels shall be determined in accordance with Table 2.11-2.

(3) REINSPECTION FEES. A fee of \$40.00 per inspection shall be assessed for inspections made by the department to gain compliance with chs. Comm 41 to 42, after orders have been issued by the department.

Table 2.11-1

| Type of Boiler                    | Heating Surface Area (Square Feet) | Type of Inspection     |          |
|-----------------------------------|------------------------------------|------------------------|----------|
|                                   |                                    | Internal               | External |
| Miniature                         | 20 or less                         | \$15.00                | \$15.00  |
| Power                             | 21-250                             | \$40.00                | \$40.00  |
|                                   | 251-1,000                          | \$90.00                | \$60.00  |
|                                   | 1,001-10,000                       | \$120.00               | \$85.00  |
|                                   | Over 10,000                        | \$315.00               | \$145.00 |
| Heating                           | N/A                                |                        |          |
| —With manhole                     |                                    | \$70.00                | \$30.00  |
| —Without manhole                  |                                    | \$65.00                | \$30.00  |
| —Multiple boilers at one location |                                    | Not more than \$150.00 |          |

Table 2.11-2

| Volume of Pressure Vessels(Cubic Feet)    | Operating Pressure (psig) | Type of Inspection     |
|---|---------------------------|------------------------|
|   |                           | Internal or External   |
| All sizes                                 | Less than 15              | No Fee                 |
| 11 or less                                | 15 or more                | No Fee                 |
| 12-200                                    | 15 or more                | \$25.00                |
| 201-500                                   | 15 or more                | \$60.00                |
| Over 500                                  | 15 or more                | \$70.00                |
| Multiple pressure vessels at one location | —                         | Not more than \$150.00 |

(4) ALTERATION AND REPAIR FEES. An owner, manufacturer or contractor reporting an alteration or repair to a boiler or pressure vessel, as required by ch. Comm 42, shall pay a fee of \$25.00 with each alteration or repair report.

(5) FEE FOR FAILURE TO HAVE BOILER OR PRESSURE VESSEL READY FOR INSPECTION. The owner shall pay a fee equal to 50% of the applicable inspection fee for failure to have the boiler or pressure vessel ready for inspection on the date specified, unless the owner notifies the department, in writing, 7 business days prior to the specified inspection date.

(6) CERTIFICATES OF OPERATION. The department shall issue a certificate of operation for each boiler or pressure vessel upon receipt of the inspection report indicating the boiler or pressure vessel satisfies the minimum operating standards specified in chs. Comm 41 to 42. The fee per certificate shall be determined in accordance with s. Comm 2.10 (2).

History: Cr. Register, June, 1992, No. 438, eff. 7-1-92; corrections in (3), (4) and (6) made under s. 13.93 (2m) (b) 7., Stats., Register, November, 1999, No. 527.

**Comm 2.12 Anhydrous ammonia systems.** (1) PLAN EXAMINATION AND INSPECTION FEES. The owner or user shall submit a fee of \$150.00 for plan examination and external inspection of each new anhydrous ammonia handling or storage facility. Anhydrous ammonia systems shall not be put into operation until an initial inspection has been conducted by the department.

(2) PERIODIC INSPECTION FEES. (a) Storage facilities. Fees for the required periodic inspection of storage facilities shall be \$75.00 per facility.

(b) Nurse tanks. Fees for the required periodic inspection of nurse tanks shall be determined in accordance with Table 2.12.

Table 2.12

| Nurse Tanks Per Site | Fee      |
|----------------------|----------|
| 10 or less           | \$30.00  |
| 11-30                | \$65.00  |
| 31-50                | \$100.00 |
| Over 50              | \$140.00 |

(3) CERTIFICATES OF OPERATION. The department shall issue a certificate of operation for each anhydrous ammonia system upon receipt of the inspection report indicating the anhydrous ammonia system satisfies the minimum operating standards specified in ch. Comm 43. The fee per certificate shall be determined in accordance with s. Comm 2.10 (2).

History: Cr. Register, June, 1992, No. 438, eff. 7-1-92.

**Comm 2.13 Mechanical refrigeration systems.**

(1) INSPECTION FEES. The inspection fees, based on the aggregate tonnage of the mechanical refrigeration system, shall be determined in accordance with Table 2.13.

Table 2.13

| Capacity in Tons* | Inspection Fee |
|-------------------|----------------|
| Less than 3       | No fee         |
| 3-25              | \$30.00        |
| 26-100            | \$50.00        |
| 101-250           | \$65.00        |
| 251-500           | \$105.00       |
| 501-750           | \$140.00       |
| 751-1,000         | \$170.00       |
| Over 1,000        | \$200.00       |

Note: For the purpose of assessing the inspection fee, the capacity of a mechanical refrigeration system will be determined in tons. One ton of refrigeration capacity is considered to be the equivalent of abstracting heat at the rate of 12,000 Btu per hour.

(2) CERTIFICATES OF OPERATION. The department shall issue a certificate of operation for each mechanical refrigeration system upon receipt of the inspection report indicating the mechanical refrigeration system satisfies the minimum operating standards specified in ch. Comm 45. The fee per certificate shall be determined in accordance with s. Comm 2.10 (2).

History: Cr. Register, June, 1992, No. 438, eff. 7-1-92; correction in (3) (c) made under s. 13.93 (2m) (b) 7., Stats., Register, November, 1994, No. 467; r. (3), Register, October, 1996, No. 490, eff. 11-1-96.

**Comm 2.15 Elevators, power dumbwaiters, escalators, moving walks and ramps, lifts for accessibility and material lifts.**

(1) PLAN EXAMINATION, APPLICATION AND INITIAL INSPECTION FEES. Fees for the initial inspection and for the examination of plans or for an application for installation or alteration, or both, submitted in accordance with the requirements of s. Comm 18.09, shall be determined in accordance with Table 2.15-1. A reinspection fee as specified in Table 2.15-1 shall be charged for each inspection conducted until the elevator can be certified.

Table 2.15-1

| Type of Unit or Number of Landings | Plan Examination Fee | Reinspection Fee |
|------------------------------------|----------------------|------------------|
| 0-4 landings                       | \$275                | \$150            |
| 5-10 landings                      | \$300                | \$200            |
| 11 or more landings                | \$350                | \$250            |
| Remodeled elevators or escalators  | \$200                | \$150            |
| Escalators                         | \$250                | \$150            |

(2) PERIODIC INSPECTION AND REINSPECTION FEES. Fees for periodic inspections and reinspections of all classes of elevators and lifting devices within the scope of ch. Comm 18 shall be determined in accordance with Table 2.15-2. An inspection fee shall also be charged for each reinspection of an elevator in accordance with Table 2.15-2 until the elevator can be certified.

Table 2.15-2

| Type of Unit or Number of Landings | Inspection Fee |
|------------------------------------|----------------|
| 0-4 landings                       | \$55           |
| 5-10 landings                      | \$85           |
| 11 or more landings                | \$115          |
| Escalators                         | \$115          |

(3) PERMIT TO OPERATE. The department shall issue a permit to operate for each elevator upon receipt of fees and the inspection report indicating the elevator satisfies the minimum operating standards specified in ch. Comm 18. The fee per permit shall be \$20.00.

History: Cr. Register, June, 1992, No. 438, eff. 7-1-92; am. (3) and r. Table 2.15-2, Register, October, 1996, No. 490, eff. 11-1-96; emerg. r. and recr., eff. 6-1-97; r. and recr., Register, January, 1998, No. 505, eff. 2-1-98; am. (1) and (3), Register, November, 1999, No. 527, eff. 12-1-99.

**Comm 2.16 Inspection assessments.** The department may inspect any installation which is also inspected by a certified inspector. When the department inspection confirms that the inspection report is incomplete, invalid or unacceptable, the department will assess the inspector or his or her employer a fee determined in accordance with s. Comm 2.11 or 2.15 (2).

History: Cr. Register, June, 1992, No. 438, eff. 7-1-92; r. (1) and renum. (2) to be s. 2.16 and am., Register, October, 1996, No. 490, eff. 11-1-96.

**Comm 2.17 Mines, pits and quarries.**

(1) SUBMITTAL REQUIREMENTS. The operator, meaning a person or firm operating the crushing, screening or washing equipment, shall submit, with the fee specified in sub. (2), the name of the mine, pit or quarry; the name of the operator or company; the mailing address; the telephone number; and the type of product to be mined, such as ore, stone, clay, lime or aggregate.

(2) ANNUAL SAFETY INSPECTION SERVICE. The annual safety inspection service fee for each metal or nonmetal mine, pit or quarry shall be based on the size of the respective operation for the calendar year. Production records shall be made available upon request. The fee shall be determined in accordance with Table 2.17. This fee does not apply to mines, pits or quarries used for private domestic use.

Table 2.17

| Annual Production (Tons Per Year) | Annual Safety Inspection Fee |
|-----------------------------------|------------------------------|
| Less than 50,000                  | \$95.00                      |
| 50,000-100,000                    | \$185.00                     |
| 100,001-200,000                   | \$370.00                     |
| 200,001-300,000                   | \$560.00                     |
| 300,001-400,000                   | \$740.00                     |
| 400,001-500,000                   | \$930.00                     |
| Over 500,000                      | \$1,485.00                   |

(3) SHAFT MINE DEVELOPMENT. (a) The fee for obtaining a shaft excavation permit shall be \$275.00 per permit.

(b) The fee per inspector for inspections or monitoring visits or both required by s. 101.15 (2) (f), Stats., shall be determined in accordance with s. Comm 2.04 (2).

(c) The fee for special inspections provided on request shall be in accordance with s. Comm 2.03.

(4) DRILL RIG INSPECTIONS. The fee for conducting a safety inspection of a drill rig and associated equipment for exploration drilling shall be \$55.00 per inspection.

History: Cr. Register, June, 1992, No. 438, eff. 7-1-92.

**Comm 2.18 Blasters and explosives.** (2) INSPECTIONS OF EXPLOSIVES. (a) *Use of explosives.* Fees for conducting a safety inspection of the use of explosives shall be assessed at \$55.00 per inspection. Use of explosives shall include the storage of daily supplies.

(b) *Permanent storage.* Fees for conducting a safety inspection of a permanent explosive storage facility shall be determined in accordance with Table 2.18-2. The fees are based on the combined volume of one or more magazines at any given site. This inspection fee is intended for blasters and explosive contractors working independently of mine, pit or quarry operations.

Table 2.18-2

| Quantity of Explosives   | Fee      |
|--------------------------|----------|
| Storage Per Site         |          |
| Less than 100 cubic feet | \$55.00  |
| 100-500 cubic feet       | \$80.00  |
| Over 500 cubic feet      | \$110.00 |

(c) *Storage of explosives in a community.* Fees for department costs incurred in the performance of safety inspections of temporary explosive storage magazines in a community shall be \$55.00 per magazine.

History: Cr. Register, June, 1992, No. 438, eff. 7-1-92; r. (1) and Table 2.18-1, Register, October, 1996, No. 490, eff. 11-1-96.

**Comm 2.19 Fireworks manufacturing plants.** (1) INSPECTION FEES. Fees for department costs incurred in the performance of inspection of fireworks manufacturing plants shall be \$40.00 per hour per manufacturing plant, with a minimum fee of \$40.00 per manufacturing plant. An additional amount may be charged to cover all expenses, including travel time, mileage, meals and lodging. Travel expenses, however, shall be limited to those allowed under department employee travel regulations.

Note: Sections 16.53 and 20.916, Stats., and collective bargaining agreements control travel expenses.

History: Cr. Register, June, 1992, No. 438, eff. 7-1-92; r. (2), Register, October, 1996, No. 490, eff. 11-1-96.

**Comm 2.20 Amusement rides.** (1) PLAN EXAMINATION, DATA REVIEW, REGISTRATION AND INSPECTIONS. Fees for amusement rides shall be determined in accordance with the following schedule:

- (a) Plan examination for new amusement ride tramways ..... \$135.00 per plan submittal  
Note: See ch. Comm 33 for definitions of tramways.
- (b) Review of engineering analysis and test data associated with the acceptance of amusement rides and bungee jumping sites ..... \$135.00 per review
- (c) Annual registration for amusement rides:
  - 1. Coin operated kiddie rides with a maximum capacity of 3 children ..... \$20.00 per ride
  - 2. All other rides ..... \$40.00 per ride
- (d) Inspection of coin operated kiddie rides with a maximum capacity of 3 children ..... \$35.00 per ride
- (e) Inspection of Class 1 amusement rides . . \$75.00 per ride
- (f) Inspection of Class 2 amusement rides, except amusement rides that the manufacturer estimates require more than 40 work hours for erection ..... \$140.00 per ride
- (g) Inspection of Class 3 amusement rides and amusement rides that the manufacturer estimates require more than 40 work hours for erection ..... \$200.00 per ride

(h) Inspection of amusement ride tramways.....\$250.00 per tramway

(i) Inspection of bungee jumping site.....\$500.00 per site or tower

(j) Late registration fee for failure to register amusement ride before opening it to the public ..... \$100.00 per ride

(k) Reinspection fee to gain compliance with department orders if compliance is not met ..... \$150.00 per visit

Note: See ch. Comm 34 for definitions of ride classes.

(2) FEE ASSESSMENT AND COLLECTION. Registration and inspection fees for amusement rides shall be paid annually before registration is processed by the department.

History: Cr. Register, June, 1992, No. 438, eff. 7-1-92.

**Comm 2.21 Tramways, lifts and towing devices.** (1) PLAN EXAMINATION FEE. Fees for the examination of plans for tramways, lifts and towing devices shall be determined in accordance with Table 2.21-1.

Table 2.21-1

| Type of Lift or Device                        | Fee Per Plan |
|---|--------------|
| Gondola lifts and rides                       | \$300.00     |
| Chair lifts and rides                         | \$225.00     |
| Surface tows, except fiber and wire rope tows | \$150.00     |
| Fiber and wire rope tows                      | \$100.00     |

Note: See ch. Comm 34 for definition of the term "Amusement Ride" as it applies to tramways, lifts and towing devices used as amusement rides.

Note: Surface tows include T-bar, platter and similar devices.

(2) INSPECTION FEES. Fees for the inspection of new installations, annual inspections and other inspections shall be determined in accordance with Table 2.21-2.

Table 2.21-2

| Type of Lift or Device                        | Inspection Fee Per Installation |
|---|---------------------------------|
| Gondola lifts and rides                       | \$205.00                        |
| Chair lifts and rides                         | \$205.00                        |
| Surface tows, except fiber and wire rope tows | \$135.00                        |
| Fiber and wire rope tows                      | \$81.00                         |

Note: See ch. Comm 34 for definition of the term "Amusement Ride" as it applies to tramways, lifts and towing devices used as amusement rides.

Note: Surface tows include T-bar, platter and similar devices.

(3) LOAD TEST FEE. The fee for certifying a load test shall be \$135.00 per load test.

(4) CERTIFICATES OF OPERATION. The department shall issue a certificate of operation for each device upon receipt of the inspection report indicating the device satisfies the minimum operating standards specified in ch. Comm 33. The fee per certificate shall be \$16.00.

History: Cr. Register, June, 1992, No. 438, eff. 7-1-92.

**Subchapter III — Buildings**

**Comm 2.31 Buildings, structures, heating and ventilation.** (1) PLAN SUBMITTAL. Fees relating to the submittal of all plans, submitted in accordance with the requirements of chs. Comm 50 to 66, shall be determined in accordance with the following:

(a) *Building, heating and ventilation.* 1. General. Fees relating to the submittal of all building and heating, ventilation and air conditioning (HVAC) plans shall be computed on the basis of the total gross floor area of each building and shall be determined in accordance with Table 2.31-1. The fees in Table 2.31-1 shall be submitted to the department for buildings not located in municipalities that have assumed building inspection responsibilities.

Table 2.31-1

| Area<br>(Square Feet)               | Fees               |                       |                                  |
|-------------------------------------|--------------------|-----------------------|----------------------------------|
|                                     | Building &<br>HVAC | Building<br>Area Only | HVAC or<br>Lighting<br>Area Only |
| Less than 2,500                     | \$ 320             | \$ 270                | \$ 190                           |
| 2,501-5,000                         | 430                | 320                   | 240                              |
| 5,001-10,000                        | 580                | 480                   | 270                              |
| 10,001-20,000                       | 900                | 630                   | 370                              |
| 20,001-30,000                       | 1,280              | 900                   | 480                              |
| 30,001-40,000                       | 1,690              | 1,220                 | 690                              |
| 40,001-50,000                       | 2,280              | 1,590                 | 900                              |
| 50,001-75,000                       | 3,080              | 2,120                 | 1,220                            |
| 75,001-100,000                      | 3,880              | 2,600                 | 1,690                            |
| 100,001-200,000                     | 5,940              | 4,240                 | 2,120                            |
| 200,001-300,000                     | 12,200             | 7,430                 | 4,770                            |
| 300,001-400,000                     | 17,190             | 11,140                | 6,900                            |
| 400,001-500,000                     | 21,220             | 13,790                | 9,020                            |
| Over 500,000                        | 22,810             | 14,850                | 10,080                           |
| <b>Type of Submittal</b>            |                    |                       |                                  |
| Miscellaneous plans (see subd. 3.)  | \$250              |                       |                                  |
| Permissions to start (see par. (c)) | \$80               |                       |                                  |
| Revisions (see par. (d))            | \$100              |                       |                                  |

2. Scope. The fees indicated in Table 2.31-1, relating to building and heating and ventilation plans, include the plan review and inspection fees for all components, whether submitted with the original submittal or at a later date. Components included with the initial fee are:

- a. Building plans;
- b. Heating, ventilation and air conditioning (HVAC) plans;
- c. Bleacher plans for interior bleachers only;
- d. Fire escapes;
- e. Footing and foundations plans (see subd. 3.a.);
- f. Structural component plans, such as floor and roof trusses, precast concrete, laminated wood, metal buildings, solariums and other similar parts of the building; and
- g. Lighting energy efficiency plan check documents.

3. Miscellaneous plans. Miscellaneous plans are plans which have no building or HVAC plan submissions and for which no area may be associated. The fee indicated in Table 2.31-1 relating to miscellaneous plans includes the plan review and inspection fees. Miscellaneous plans include, but are not limited to:

- a. Footing and foundation plans submitted prior to the submission of the building plans;
- b. Industrial exhaust systems for dust, fumes, vapors and gases, for government-owned buildings only;
- c. Spray booth plans, for government-owned buildings only;
- d. Stadium, grandstand and bleacher plans, and interior bleacher plans submitted as independent projects;
- e. Structural plans submitted as independent projects, such as docks, piers, antennae, outdoor movie screens and observation towers; and
- f. Any building component, other than building and HVAC, submitted following the final inspection by a deputy of the department or, in the case of an agent municipality or county, the inspector having jurisdiction.

4. Exceptions. a. The fees outlined in this subparagraph may be applied to a project which contains multiple identical buildings. In order to qualify for the multiple identical building fee, plans for all building shall be submitted at the same time. The fees for the submittal of building and heating and ventilation plans for

the first building shall be determined in accordance with Table 2.31-1 on the basis of the total gross area of one building. The fee for each of the remaining identical buildings shall be computed on the basis of an area of less than 2,500 square feet.

b. A plan review fee shall be submitted to the department in accordance with Table 2.31-2 for buildings located in agent municipalities and counties that have assumed those building inspection responsibilities relative to s. 101.12 (3) (g), Stats., and ch. Comm 50.

Table 2.31-2

| Area (Square Feet) | Fees               |                          |                                     |
|--------------------|--------------------|--------------------------|-------------------------------------|
|                    | Building<br>& HVAC | Building<br>Area<br>Only | HVAC or<br>Lighting<br>Area<br>Only |
| Less than 2,500    | \$ 290             | \$ 240                   | \$ 170                              |
| 2,501- 5,000       | 390                | 290                      | 220                                 |
| 5,001- 10,000      | 520                | 430                      | 240                                 |
| 10,001- 20,000     | 810                | 570                      | 330                                 |
| 20,001- 30,000     | 1,150              | 810                      | 430                                 |
| 30,001- 40,000     | 1,530              | 1,100                    | 630                                 |
| 40,001- 50,000     | 2,060              | 1,440                    | 810                                 |
| 50,001- 75,000     | 2,780              | 1,910                    | 1,100                               |
| 75,001-100,000     | 3,500              | 2,350                    | 1,530                               |
| 100,001-200,000    | 5,350              | 3,830                    | 1,910                               |
| 200,001-300,000    | 11,000             | 6,700                    | 4,310                               |
| 300,001-400,000    | 15,500             | 10,050                   | 6,220                               |
| 400,001-500,000    | 19,140             | 12,440                   | 8,130                               |
| Over 500,000       | 20,570             | 13,400                   | 9,090                               |

(b) *Building alterations.* 1. The examination fees for alteration plans of existing buildings and structures undergoing remodeling or review of tenant space layouts shall be determined in accordance with Table 2.31-1 or Table 2.31-2 on the basis of the floor area, roof areas and external wall surfaces undergoing remodeling.

2. The fee specified in subd. 1. shall be based on the actual gross square footage of the area being remodeled. When the remodeling of an individual building element affects code compliance for a larger area, the fee shall be computed on the basis of the total square footage of the affected area.

(c) *Permission to start construction.* The fee for a permission to start construction shall be as specified in Table 2.31-1.

(d) *Revisions.* The fee for revisions to previously approved plans shall be as specified in Table 2.31-1. This paragraph applies when plans are revised for reasons other than those which were requested by the department. No revision fee will be charged for plans requested by the department as a condition of original plan approval.

(2) **FEE FOR EXTENSION OF PLAN APPROVAL.** The examination fee for a plan previously approved by the department for which an approval extension is requested shall be \$75.00 per plan.

(3) **PRIORITY PLAN REVIEW.** An appointment may be made with the department to facilitate the examination of plans. The plans shall comply with the provisions of s. Comm 50.12. The fee for this type of plan submittal shall be determined at twice the normal rate, based on the appropriate category of plan specified under this section.

(4) **REINSPECTION FEE.** A fee as specified in s. Comm 2.04 (2) shall be assessed for inspections made by the department to gain compliance with rules after orders have been issued by the department.

(5) **COMPLETION STATEMENT.** A fee of \$10.00 shall be assessed for any project where the department has issued orders for a

completion statement to be submitted as required by s. Comm 50.10.

(6) FEE REFUNDS. The department may refund the difference in fees between Tables 2.31-1 and 2.31-2 for projects that are abandoned prior to construction.

(7) COLLECTION OF FEES. Fees shall be remitted at the time the plans are submitted. No plan examinations, approvals or inspections shall be made until fees are received.

History: Cr. Register, June, 1992, No. 438, eff. 7-1-92; am. (1) (intro.), Register, March, 1995, No. 471, eff. 4-1-95; cr. (1) (a) 2. g.; r. and recr. Table 2.31-1 and 2.31-2, Register, February, 1997, No. 494, eff. 4-1-97; correction in (1) (Intro.) made under s. 13.93 (2m) (b) 7., Stats., Register, November, 1999, No. 527.

**Comm 2.33 Mobile homes.** (1) CERTIFICATION AND INSPECTION FEES. Fees for certification and inspection relative to the manufacture of mobile homes shall be determined in accordance with Table 2.33.

Table 2.33

| Type of Approval   | Fee                     |
|--|-------------------------|
| Manufactured home inspection . . . .   | Established by Contract |
| Plant inspection and certification . . . .   | See s. Comm 2.04 (2)    |
| Required inspection not included in the fee distribution system described in 24 CFR 3282.204 (a) . . . . .                   | See s. Comm 2.04 (2)    |
| Warranty-related inspections, re-inspections or investigative actions conducted as a result of consumer complaints . . . . . | See s. Comm 2.04 (2)    |

(2) FORMALDEHYDE INVESTIGATION AND TESTING. To offset the department cost of conducting formaldehyde testing and complaint investigation related to formaldehyde in accordance with ch. Comm 27, a fee shall be assessed in accordance with s. Comm 2.04 (2), or \$100 per test, whichever is greater.

History: Cr. Register, June, 1992, No. 438, eff. 7-1-92; am. Table 2.33, Register, October, 1996, No. 490, eff. 11-1-96.

**Comm 2.34 One- and two-family dwellings, multi-family dwellings, manufactured dwellings and manufactured multifamily dwellings.** (1) UNIFORM BUILDING PERMIT SEAL. A fee of \$25.00 shall be remitted to the department or its agent at the time of application for a Wisconsin Uniform Building Permit Seal. Municipalities administering the Uniform Dwelling Code shall purchase one \$25.00 permit seal for each new dwelling falling within the scope of the Uniform Dwelling Code.

(2) DEPARTMENTAL PLAN REVIEW. The following fees for plan review of dwellings or their alterations or additions shall apply where the department administers and enforces the Uniform Dwelling Code, and may be applied when the department is requested by a municipality to assist in the administration and enforcement of the Uniform Dwelling Code:

(a) Where employees of the department review plans, the fee shall be determined in accordance with s. Comm 2.04 (1) or \$80.00 per plan, whichever is greater.

(b) Where an independent inspector or inspection agency under contract to the department reviews plans, the fees established in the contract shall defray the actual cost of the service.

(3) DEPARTMENTAL INSPECTIONS. The following fees for on-site inspections shall apply where the department administers and enforces the Uniform Dwelling Code, and may be applied when the department is requested by a municipality to assist in the administration and enforcement of the Uniform Dwelling Code:

(a) Where employees of the department perform on-site inspections, the fee shall be determined in accordance with s. Comm 2.04 (2), with a minimum fee of \$120.00 per inspection, payable in advance of issuing the building permit.

(b) Where employees of the department perform on-site enforcement-related inspections as a result of consumer complaints, contractor requests or requests by any individuals in municipalities where permits are not issued and inspections are not performed, a fee shall be assessed to the individual requesting the inspection determined in accordance with s. Comm 2.04 (2), with a minimum fee of \$120.00 per inspection, payable in advance of the inspection.

(c) Where an independent inspector or inspection agency under contract to the department performs inspections, the fees established in the contract shall defray the actual cost of the service.

(4) MULTIFAMILY DWELLINGS. Fees related to plan examination and field inspections shall be determined in accordance with s. Comm 2.31.

(5) MANUFACTURED DWELLINGS. (a) Except as provided in pars. (b) and (c), where employees of the department perform plan reviews, plant evaluations, consumer complaint investigations or any other type of enforcement-related activity for manufactured dwellings, the manufacturer shall be assessed at the rates determined in accordance with s. Comm 2.04.

(b) The minimum fee for plan review shall be \$80.00 per plan.

(c) The minimum fee for inspections shall be \$120.00 per inspection.

(6) MANUFACTURED MULTIFAMILY DWELLINGS. (a) Fees related to plan examination and field inspections shall be determined in accordance with s. Comm 2.31.

(b) Fees related to in-plant inspections performed by the department shall be assessed and determined in accordance with s. Comm 2.04 (2).

(7) WISCONSIN INSIGNIAS. Fees for Wisconsin insignias shall be assessed and computed on the basis of \$25.00 for each dwelling unit.

(8) MISCELLANEOUS FEES. When the department provides goods or services not specifically covered by the fees in subs. (1) to (6), fees may be charged to persons or organizations requesting the goods and services based upon actual cost.

History: Cr. Register, June, 1992, No. 438, eff. 7-1-92; renum. (4) to (7) to be (5) to (8), cr. (4), Register, March, 1995, No. 471, eff. 4-1-95.

**Comm 2.35 Rental unit energy efficiency program.** Pursuant to s. 101.19 (1) (i), Stats., the fees to administer and enforce s. 101.122, Stats., are as follows:

(1) APPLICATIONS FOR EXEMPTION. A fee of \$25.00 shall be remitted to the department when an application for exemption is submitted to the department.

(2) APPLICATIONS FOR STIPULATION. A fee of \$50.00 shall be remitted to the department when an application for stipulation is submitted to the department.

(3) APPLICATIONS FOR WAIVER. A fee of \$50.00 shall be remitted to the department when an application for waiver is submitted to the department.

(4) CERTIFICATION STAMPS. A fee of \$20.00 shall be remitted to the department for each certification transfer authorization stamp used to authorize certificates of compliance. Only certified rental unit energy efficiency inspectors and authorized municipalities may purchase certification stamps from the department.

(5) FEES FOR INSPECTION AND CERTIFICATION. (a) Maximum fee. The maximum fee for inspection or evaluation and certification of rental units by the department, authorizing municipality or any certified inspector, shall be as follows:

1. Up to 2 Rental Units . . . . . \$200.00
2. Three to 8 Rental Units . . . . . \$200 plus \$50 for each additional rental unit over 2 rental units
3. Over 8 Rental Units . . . . . \$500 plus \$25 for each additional rental unit over 8 rental units

(b) Scope of fee. 1. The inspection and certification fee shall cover the cost of performing an initial inspection, which includes

issuing a field inspection report explaining items of noncompliance and a final inspection, which includes the cost of the certification stamp and preparation of the certificate. If additional inspections are required due to noncompliant items not being corrected, an additional fee, based upon an actual cost basis, including salary and actual travel expenses, may be charged to offset the cost of further inspections. If, after an initial inspection, a notice of noncompliance is issued and, upon reinspection, all the required energy measures were installed, no additional charges may be made for any further inspections. Further inspections may be necessary to assure that the proper energy measures are installed in response to any additional points of noncompliance.

2. The evaluation and certification fee shall cover the cost of preparing necessary forms, the cost of the certification stamp and preparation of the certificate. If the building performance is determined by calculation from fuel use data, the fee shall cover the cost of collecting and verifying the fuel use and building size information and performing necessary calculations. The fee does not cover field measurement of the building performance.

(c) *Fees for requested inspections.* Inspections the department is requested to perform will be charged the maximum fee.

(6) **TRANSFER AUTHORIZATION STAMPS.** Any authorized municipality shall remit to the department the following fees for each transfer authorization stamp:

- (a) Certificate ..... \$10.00
- (b) Stipulation ..... \$10.00
- (c) Waiver ..... \$10.00

History: Cr. Register, June, 1992, No. 438, eff. 7-1-92; am. (5) (a) (intro.), renum. (5) (b) to be (5) (b) 1., cr. (5) (b) 2., Register, February, 1999, No. 518, eff. 3-1-99.

**Subchapter IV — Petroleum**

**Comm 2.41 Petroleum product fund. (1) GENERAL.** The department shall collect an inspection fee for each gallon of petroleum product from which a sample is taken. The inspection fee and the distribution of the fee shall be as specified in s. 168.12, Stats.

(2) **SPECIFIED FEES AS LIENS ON PRODUCT INSPECTED.** The fees specified in this section shall be a lien on the products inspected.

(3) **PENALTIES FOR VIOLATION OF S. 168.05, STATS.** In addition to the penalties specified under s. 168.15, Stats., when the department identifies a violation of the statutory provisions of s. 168.05, Stats., it shall charge a fee based upon the following schedule:

- (a) 1. For the first violation identified during the calendar year, a fee equal to the total inspection fee collected under this section;
- 2. For the second violation identified during the calendar year, twice the inspection fee specified in subd. 1.; and
- 3. For the third and subsequent violations identified during the calendar year, 3 times the inspection fee specified in subd. 1.

(b) If the department is notified within 60 days of the violation of s. 168.05, Stats., by the person who imported or received the petroleum product, a fee equal to the total inspection fee collected under this section shall be charged.

History: Cr. Register, June, 1992, No. 438, eff. 7-1-92; r. and recr. (1), r. (1m), Register, December, 1992, No. 444, eff. 1-1-93; r. (4), Register, October, 1996, No. 490, eff. 11-1-96.

**Comm 2.42 Self-service stations or stations using key, card or code operated dispensing devices.** Fees for the examination of plans and site inspections for self-service stations or stations using key, card or code operated dispensing devices shall be determined in accordance with Table 2.42. Tank installation fees for such stations shall be in accordance with Table 2.43.

**Table 2.42**

| Type of Examination or Inspection  | Fee     |
|--|---------|
| Self-Service Stations or Stations Converting to Key, Card or Code Operations |         |
| Plan examination fee .....   | \$22.00 |
| Site inspection fee .....  | \$43.00 |

History: Cr. Register, June, 1992, No. 438, eff. 7-1-92.

**Comm 2.43 Storage tanks: flammable and combustible liquids, liquefied petroleum gas, liquefied natural gas and compressed natural gas. (1) PLAN EXAMINATION AND INSPECTION FEE.** Fees for the examination of plans and site inspections for tanks used for the storage of flammable and combustible liquids, liquefied petroleum gas, liquefied natural gas and compressed natural gas shall be determined in accordance with Table 2.43.

**Table 2.43**

| Type of Registration, Renewal, Examination or Inspection   | Fee   |
|--|---|
| Flammable liquid tank systems or combustible liquid tank systems or components of tank systems   |   |
| Plan Examination   | (No state plan examination fee required; local authorized agent will charge a fee which must be at least equal to the state fee minus the groundwater surcharge.) |
| All Tanks Under 5000 Gallon Capacity   |   |
| All Tank Systems within Scope of Subch. VI of ch. Comm 10 and Aboveground Tank Systems within the Scope of Subch. VI and Having a 5000 Gallon Capacity or Larger |   |
| Plans With 10 or Fewer Tank Systems or Components of Tank Systems  | \$35.00 for the first tank system or component of a tank system plus \$10.00 for each additional tank system or component of a tank system                        |
| Plans With 11 or More Tank Systems or Components of Tank Systems   | \$150.00  |
| Site Inspection Fees   |   |
| Installations With Only One Tank System or Component of a Tank System  | \$100.00  |
| Installations With 2 or More Tank Systems or Components of Tank Systems  | \$50.00 for each tank or component of a tank system up to \$1700.00.  |
| Miscellaneous Plan Review and Inspection   |   |
| Addition of Spill or Overfill Protection Only  | \$22.00   |
| Addition of Leak Detection   | \$22.00   |
| Addition of Corrosion Protection   | \$22.00   |
| Lining   | \$22.00   |
| Conversion of Full-Service Stations to Self-Service or Conversion to Key, Card or Code   | \$35.00   |



Table 2.43 – Continued

| Type of Registration, Renewal, Examination or Inspection  | Fee  |
|---|--|
| Site Inspection for Plan Reviews in This Section          | \$43.00  |
| Liquefied petroleum gas and liquefied natural gas systems |  |
| 125 to 1,999 gallon water capacity tank                   | (No state examination or inspection fee required.) |
| 2000 Gallon Water Capacity and Above                      |  |
| Plan Examination Fee                                      | \$150.00 per site                                  |
| Site Inspection Fee                                       | \$200.00 per site                                  |
| Compressed Natural Gas Systems                            |  |
| Vehicle Fueling Sites                                     |  |
| Plan Examination Fee                                      | \$150.00 per site                                  |
| Site Inspection Fee                                       | \$200.00 per site                                  |
| Plan revisions  |  |
| Plan Revision Examination Fee                             | \$75.00 per revised plan                           |

(2) GROUNDWATER FEE. Pursuant to s. 101.14 (5), Stats., the department shall, in addition to any other fee charged for plan examination and approval for the construction of a new or additional installation or change in operation of a previously approved installation for the storage, handling or use of combustible or flammable liquids as specified in sub. (1), collect a groundwater fee of \$100.00.

History: Cr. Register, June, 1992, No. 438, eff. 7-1-92; am. Table, Register, March, 1996, No. 483, eff. 4-1-96; correction in Table 2.43 made under s. 13.93 (2m) (b) 7., Stats., Register, November, 1999, No. 527.

Subchapter V — Material Approvals and Petitions

**Comm 2.51 Material approvals.** The fee for approval numbers issued by the department for the approval of materials, equipment, devices and methods of construction, other than plumbing products, shall be determined in accordance with Table 2.51.

Table 2.51

| Type of Approval  | Fee Per Approval |
|---|------------------|
| New approval  | \$800.00         |
| Renewal of approval with no changes   | \$600.00         |
| Renewal with changes  | \$800.00         |
| Manufacturer's request for minor revision (no extension of approval period) | \$200.00         |
| Manufacturer's request for major revision (new 5-year period)               | \$800.00         |

History: Cr. Register, June, 1992, No. 438, eff. 7-1-92.

**Comm 2.52 Petitions for variance.** (1) GENERAL. The department shall consider and may grant a variance from an administrative rule upon receipt of a fee, a completed petition for variance form from the owner, and a position statement from the fire department where applicable, provided an equivalency is established which meets the intent of the rule being petitioned.

(2) PETITIONS FOR VARIANCE ON RULES UNDER CHS. COMM 20 TO 25, UNIFORM DWELLING CODE, AND CH. COMM 67, RENTAL UNIT ENERGY EFFICIENCY CODE. The fee for reviewing petitions for variance on rules under chs. Comm 20 to 25 and ch. Comm 67 shall be \$125.00 per petition.

(3) PETITIONS FOR VARIANCE ON RULES UNDER CHS. COMM 50 TO 64, BUILDING AND HEATING, VENTILATING AND AIR CONDITIONING CODE, AND CH. COMM 66, UNIFORM MULTIFAMILY DWELLING CODE. (a) The fee for reviewing petitions for variance on rules under chs. Comm 50 to 64 and 66 shall be \$490.00 per petition.

(b) A separate petition shall be submitted for each building, even if the buildings are similar. If, after review, it is determined that some or all of the petitions may be processed using a precedent, a portion of the variance fee may be refunded in accordance with sub. (10) (b).

(c) Where identical petitions are submitted for identical buildings with a common owner on a single piece of property, the fee for the first building shall be \$490.00 and the fee for each subsequent building shall be submitted in accordance with sub. (10) (b) for precedent petitions.

(4) PETITIONS FOR VARIANCE ON RULES UNDER CH. COMM 70, HISTORIC BUILDING CODE. The fee for reviewing petitions for variance on rules under ch. Comm 70 shall be \$300.00 per petition.

(5) PETITIONS FOR VARIANCE ON RULES UNDER CHS. COMM 82, 83 AND 85, UNIFORM PLUMBING CODE. The fee per petition for processing petitions for variance on rules under chs. Comm 82, 83 and 85 shall be as follows:

- (a) Plumbing variance ..... \$225.00
- (b) Setback variance ..... \$100.00
- (c) Site evaluation variance ..... \$225.00

(6) PETITIONS FOR VARIANCE UNDER S. 101.055 (4), STATS. The fee for reviewing petitions for temporary, experimental and permanent variances under s. 101.055 (4), Stats., shall be \$200.00 per petition.

(6m) PETITIONS FOR VARIANCE ON RULES UNDER CH. COMM 90. The fee for processing petitions for variance on rules under ch. Comm 90 shall be \$225.00 per petition.

(7) PETITIONS FOR VARIANCE, OTHER RULES. The fee for reviewing petitions for variance on rules of the department, administered by the division of safety and buildings and not specifically mentioned under this section, shall be \$200.00 per petition.

(8) PRIORITY PETITIONS. (a) Upon request, the department will process petitions for variance on a priority basis. Except as specified in par. (b), the fees for processing these petitions shall be double the amounts specified in subs. (2), (3), (5) to (7) and (9).

(b) The fees for processing petitions for variance under ch. Comm 70 shall be as specified in sub. (4).

(9) REVISIONS. (a) Statements or conditions in a petition for variance may be revised within one year of the date of the written decision. The fee per petition for revisions to previously determined petitions for variance shall be as follows:

- 1. Petitions on rules under sub. (2) ..... \$50.00
- 2. Petitions on rules under sub. (5) ..... \$75.00
- 3. All other petitions ..... \$100.00

(b) For revisions requested after one year from the date of the written decision, a new petition for variance shall be submitted.

(10) ADDITIONAL AND REDUCED FEES. (a) For complex petitions for variance which require more than 10 hours to review and process, an additional fee may be charged at the rate of \$40.00 per hour for each hour in excess of 10 hours. For precedent petitions for variance which require more than 3 hours to review and process, an additional fee may be charged at the rate of \$40.00 per hour for each hour in excess of 3 hours.

(b) For petitions processed under sub. (3) or (4), a refund may be returned. The minimum fee per petition charged by the department shall be based on the following schedule:

- 1. The minimum fee for a petition for variance that is returned without decision before assignment for staff review shall be 25% of the required fee.

2. The minimum fee for a petition for variance that is returned without decision after staff review shall be 25% of the required fee plus \$40.00 per hour of review and processing time.

3. The minimum fee for a non-priority petition for variance based on precedence shall be 50% of the required fee.

4. The minimum fee for a priority petition for variance based on precedence shall be 75% of the required fee.

History: Cr. Register, June, 1992, No. 438, eff. 7-1-92; emerg. cr. (6m), eff. 10-1-93; cr. (6m), Register, March, 1994, No. 459, eff. 4-1-94; am. (3) (a), Register, March, 1995, No. 471, eff. 4-1-95; correction in (2) made under s. 13.93 (2m) (b) 7., Stats., Register, November, 1999, No. 527.

**Subchapter VI — Building Water Systems**

**Comm 2.61 Miscellaneous inspections, reviews and services. (1) SPECIAL PLUMBING INSPECTIONS.** (a) Plumbing inspections for sanitary districts or other special purpose districts shall be determined in accordance with s. Comm 2.03.

(b) The department may assess a fee determined in accordance with s. Comm 2.03 for a field inspection for a department soil scientist to conduct a soil evaluation.

(2) REVISIONS. The fee for revisions to previously approved plumbing and private sewage plans shall be \$60.00 per plan. This fee shall apply when plans are revised for reasons other than those which were requested by the department.

(3) PRIORITY PLAN REVIEW. An appointment may be made with the department to facilitate the examination of plans. The plans shall comply with the provisions of s. Comm 82.20, for plumbing, and s. Comm 83.08, for private sewage. Scheduling of the plans for priority plan review shall be determined in accordance with s. Comm 82.20, for plumbing, and by appointment for private sewage. The fee for this type of plan examination shall be determined at twice the normal rate.

(4) PROJECTS WITHOUT APPROVALS. The fees specified in this subchapter shall be doubled for those projects for which the installation of plumbing has started without departmental approval.

(5) MISCELLANEOUS SERVICES. When the department provides goods or services not specifically covered in this section, fees may be charged to organizations requesting such goods and services.

History: Cr. Register, June, 1992, No. 438, eff. 7-1-92.

**Comm 2.63 Plat review and investigations for subdivisions without public sewers. (1) APPLICATION.** The fees for department plat review and investigations of subdivisions not served by public sewers, conducted in accordance with ch. 236, Stats., and ch. Comm 85, shall be determined as follows:

(a) *Plat reviews.* The fee for an initial plat submission shall be computed on the basis of \$35.00 per lot.

(b) *Resubmitted plats.* The fee for a resubmitted plat shall be \$80.00 per plat.

(c) *Field investigations.* The fee for any field investigation requested by the subdivider shall be \$450.00 per day or fraction thereof per subdivision.

(d) *Groundwater monitoring review.* The fee for department review of groundwater monitoring data shall be \$200.00 per subdivision.

(2) COLLECTION OF FEES. All fees shall be remitted to the department at the time that the plats are submitted for review or when field investigations are requested or conducted. No plat certifications shall be made until the fees are received by the department.

History: Cr. Register, June, 1992, No. 438, eff. 7-1-92.

**Comm 2.64 Plumbing systems. (1) GENERAL.** Plan examination fees for preliminary or complete plans shall accompany the plans and specifications when submitted. If the department determines, upon review of the plans, that inadequate fees were provided, the necessary additional fees shall be provided prior to departmental approval.

(2) EXAMINATION FEES. The plan examination fee shall be determined in accordance with Table 2.64-1. The minimum fee shall be \$60.00 per plan.

Table 2.64-1

|  |  |
|--|--|
| 1. Sanitary drain and vent system  | \$35.00 per inch diameter of each bldg. sewer      |
| 2. Sanitary building sewer only, no drain and vent                                       | \$20.00 per inch diameter of each bldg. sewer      |
| 3. Building water distribution system  | \$35.00 per inch diameter of each water service    |
| 4. Building water service only, no water distribution system                             | \$20.00 per inch diameter of each water service    |
| 5. Building storm and clear water drain system   | \$8.00 per inch diameter of each bldg. storm sewer |
| *6. Car wash interceptor   | \$60.00 per interceptor                            |
| *7. Garage catch basin   | \$60.00 per basin                                  |
| *8. Grease interceptor   | \$60.00 per interceptor                            |
| *9. Oil interceptor  | \$60.00 per interceptor                            |
| *10. Sanitary dump station   | \$60.00 per station                                |
| *11. Chemical waste system   | \$60.00 per system                                 |
| 12. Controlled roof drainage system; does not include conventional building storm piping | \$60.00 per system                                 |
| 13. Engineered plumbing system   | minimum \$225.00 or as determined in sub. (3)      |
| 14. Mobile home parks and campground/recreational vehicle parks:                         |  |
| 1-25 sites   | \$250.00   |
| 26-50 sites  | \$300.00   |
| 51-125 sites   | \$350.00   |
| Over 125 sites   | \$400.00   |
| 15. Private water main   | \$20.00 per inch diameter                          |

Table 2.64-1 - Continued

|   |                           |
|---|---------------------------|
| 16. Cross connection control devices:   |                           |
| Reduced pressure principle backflow preventer .....   | \$110.00 per device       |
| Reduced pressure detector backflow preventer .....  | \$110.00 per device       |
| Pressure vacuum breaker assembly .....  | \$110.00 per device       |
| Back siphonage backflow vacuum breaker .....  | \$110.00 per device       |
| 17. Sanitary private interceptor main sewers, determined on the largest diameter of each interceptor main sewer ..... | \$20.00 per inch diameter |
| 18. Storm private interceptor main sewers, determined on the largest diameter of each interceptor main sewer .....    | \$8.00 per inch diameter  |

\* Note: For table entries 6 to 11, no additional fee would be required if submitted with the sanitary drain and vent system.

(3) EXAMINATION FEES FOR ADDITIONS AND REMODELING. When new or relocated fixtures or both are connected to the existing piping inside a building, the fee shall be determined in accordance with the following procedures:

(a) *Sanitary building sewer, drain and vent.* 1. Total all of the drainage fixture units which are being added or relocated.

2. Refer to s. Comm 82.30, Table 82.30-2, and determine the horizontal drain size which would be required if all new or relocated fixtures discharged through one pipe.

Note: Disregard the asterisk limitation regarding water closets. This pipe size is used for determining the fee only and does not necessarily mean this pipe size is used in actual design or installation.

3. Determine fee based on Table 2.64-1, entry 1.

(b) *Building water distribution system.* 1. Total all of the water supply fixture units which are being added or relocated, using s. Comm 82.40, Tables 82.40-1 and 2, and convert to gallons per minute (GPM) in accordance with s. Comm 82.40, Table 82.40-3.

2. The fees shall be determined in accordance with GPM demand of the new or relocated fixtures as specified in Table 2.64-2.

Table 2.64-2

| GPM           | Fee      |
|---------------|----------|
| 1- 6 .....    | \$17.00  |
| 7- 12 .....   | \$26.00  |
| 13- 21 .....  | \$35.00  |
| 22- 31 .....  | \$43.00  |
| 32- 46 .....  | \$52.00  |
| 47- 77 .....  | \$70.00  |
| 78-119 .....  | \$87.00  |
| 120-170 ..... | \$105.00 |
| 171-298 ..... | \$122.00 |

(c) *Building storm sewer and drainage system.* 1. Total each different type of area which the new or relocated drains serve and convert to GPM using ch. Comm 82, Tables 82.36-1, 2 and 3. To this, add the GPM discharge from any added or relocated clear water drains located inside the building.

2. Refer to ch. Comm 82, Table 82.36-4, using the column for 1/4 inch per foot pitch, to determine the horizontal drain size which would be required if all new or relocated fixtures discharged through one pipe. Use this pipe size for determining the fee.

3. Determine the fee based on Table 2.64-1, entry 5.

History: Cr. Register, June, 1992, No. 438, eff. 7-1-92; am. Table 2.64-1, Register, February, 1994, No. 458, eff. 3-1-94; am. Table 2.64-1; Register, February, 1997, No. 494, eff. 3-1-97.

**Comm 2.65 Private sewage systems. (1) GENERAL.** Plan examination fees for preliminary or complete plans shall accompany the plans and specifications when submitted. If the department determines, upon review of the plans, that inadequate fees were provided, the necessary additional fees shall be provided prior to departmental approval. Written approval shall not be granted until all applicable fees have been paid.

(2) EXAMINATION FEES. Except as provided in sub. (3), the plan examination fee shall be determined in accordance with Table 2.65.

Table 2.65

| Type of Review                      | Fee      |
|-------------------------------------|----------|
| <b>Septic Tanks</b>                 |          |
| 750-1,500 gallons .....             | \$110.00 |
| 1,501-2,500 gallons .....           | \$120.00 |
| 2,501-5,000 gallons .....           | \$160.00 |
| 5,001-9,000 gallons .....           | \$200.00 |
| 9,001-15,000 gallons .....          | \$300.00 |
| Over 15,000 gallons .....           | \$500.00 |
| <b>Dosing Tanks</b>                 |          |
| 0-1,000 gallons .....               | \$ 70.00 |
| 1,001-2,000 gallons .....           | \$ 80.00 |
| 2,001-4,000 gallons .....           | \$100.00 |
| 4,001-8,000 gallons .....           | \$120.00 |
| 8,001-12,000 gallons .....          | \$140.00 |
| Over 12,000 gallons .....           | \$160.00 |
| <b>Holding Tanks</b>                |          |
| 500-5,000 gallons .....             | \$ 60.00 |
| 5,001-10,000 gallons .....          | \$100.00 |
| Over 10,000 gallons .....           | \$150.00 |
| <b>Groundwater Monitoring</b> ..... | \$ 60.00 |

(3) EXPERIMENTAL SYSTEM. The plan examination fee for an experimental private sewage system shall be \$300.00 plus the fee determined in accordance with Table 2.65 depending on the type and number of components employed in the system.

History: Cr. Register, June, 1992, No. 438, eff. 7-1-92.

**Comm 2.66 Product approvals and listings.**  
**(1) APPROVALS.** (a) Except as provided in par. (b), the fee for the request of a review by the department for a plumbing product under s. Comm 84.10 (2) shall be determined in accordance with Table 2.66.

Table 2.66

| Product  | Fee            |                     |
|--|----------------|---------------------|
|  | Type of Review |                     |
|  | New Review     | Revision or Renewal |
| 1. Chemical or biochemical treatment for private sewage systems      | \$200          | \$100               |
| 2. Cross-connection control device                                   | \$100          | \$ 50               |
| 3. Health care plumbing appliance                                    | \$200          | \$100               |
| 4. Laboratory plumbing appliance                                     | \$200          | \$100               |
| 5. Prefabricated exterior grease interceptor, holding or septic tank | \$100          | \$ 50               |
| 6. Prefabricated plumbing  | \$200          | \$100               |
| 7. Water treatment device  | \$200          | \$100               |

(b) 1. The fee for the request of the review of a research report by the department for a cross-connection control device under the administrative procedures described in s. Comm 84.10 (2) (a) 2. shall be determined in accordance with the revision or renewal provisions of Table 2.66.

2. The fee for a minor revision to a previously issued approval for an exterior grease interceptor, holding or septic tank may be \$45.00 plus \$5.00 for each approval affected in lieu of the fee specified in Table 2.66. For the purpose of this subdivision, a minor revision shall be considered a modification that does not affect the function, retention capacity, basic shape or size of the tank. The expiration date of the original approval shall not be extended if the minor revision is approved.

(c) 1. The fee for the request of an alternate approval to be issued by the department for a plumbing product shall be \$300.00.

2. a. Except as provided in subd. 2. b., the fee for the request of a revision or renewal of an alternate approval to be issued by the department for a plumbing product shall be \$150.00.

b. The fee for a minor revision to a previously issued alternate approval for an exterior grease interceptor, holding, septic or other sewage treatment tank may be \$45.00 plus \$5.00 for each approval affected in lieu of the fee specified in subd. 2. a. For the purpose of this subparagraph, a minor revision shall be considered a modification that does not affect the function, retention capacity, basic shape or size of the tank, or the basis of the approval being classified as an alternate. The expiration date of the original approval shall not be extended if the minor revision is approved.

(d) 1. The fee for the request of an experimental approval to be issued by the department for a plumbing product shall be \$500.00.

2. The fee for the request of a revision of an experimental approval to be issued by the department for a plumbing product shall be \$250.00.

(e) The fee for a special inspection of an installation of a product, for which an experimental approval has been issued in accordance with s. Comm 84.50, shall be determined in accordance with s. Comm 2.03.

**(2) LISTINGS.** (a) The fee for the request to have a plumbing product listed by the department, in accordance with s. Comm 84.10 (3), shall be \$20.00 per product.

(b) The fee for the request of a change of manufacturer's name or address on an approval issued by the department for a plumbing product shall be \$15.00. The expiration date of the original approval shall not be extended.

History: Cr. Register, June, 1992, No. 438, eff. 7-1-92; emerg. am. Table 2.66 and (1) (b) 1., eff. 5-12-94; am. Table 2.66, (1) (b) 1., Register, October, 1994, No. 466, eff. 11-1-94.

**Comm 2.67 Sanitary permits.** (1) **FEE.** The fee for a sanitary permit, determined in accordance with s. 145.19, Stats., shall be at least \$91.00.

(2) **PORTION FORWARDED TO THE DEPARTMENT.** The governmental unit responsible for the regulation of private sewage systems shall forward to the department \$50.00 of each sanitary permit fee, determined in accordance with s. 145.19, Stats.

History: Cr. Register, June, 1992, No. 438, eff. 7-1-92.

**Comm 2.68 Swimming pool plan review fees.**  
**(1)** Plan examination fees for public swimming pools and water attractions shall accompany the plans and specifications when submitted. If the department determines, upon review of the plans, that inadequate fees were provided, the necessary additional fees shall be provided prior to departmental approval.

**(2)** Except as provided in sub. (3), plan examination fees for the construction, alteration or reconstruction of public swimming pools and water attractions shall be as follows:

(a) \$300.00 for the initial construction of a public swimming pool, gutter type;

(b) \$225.00 for the initial construction of a public swimming pool, skimmer type;

(c) \$300.00 for the initial construction of a water attraction;

(d) \$100.00 for an alteration or reconstruction of a public swimming pool or water attraction; and

(e) \$60.00 for revisions to previously approved plans.

**(3)** If the plans and specifications involve more than one public swimming pool or more than one water attraction at the same site, plan review fees shall be the highest applicable fee under sub. (2) for one pool, or if not a pool, for one attraction, plus 50% of the applicable fee for each additional pool or attraction.

Note: See s. Comm 90.02 (2) for definitions relative to swimming pools.

History: Emerg. cr. eff. 10-1-93; cr. Register, March, 1994, No. 459, eff. 4-1-94.