REVIEW MATERIALS

Course 16189

Administration and Enforcement & Construction Standards

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This Course has been approved by the Wisconsin Department of Safety and Professional Services for the following Certifications, Registrations or License.

Course Expries: October 13, 2029

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Course: 16189 ADMINISTRATION & ENFORCEMENT / CONSTRUCTION STANDARDS
This course is valid for these credentials:

Credential Description	Cred Code	Credit Hours
Dwelling Contractor Qualifier	DCQ	12.0
UDC-Construction Inspector	UCI	12.0

Administration and Enforcement &
Construction Standards
Wisconsin Department of Safety and Professional Services
Course Identification Number: 16189

Education Credit: 12 Hours
Course Expiration Date: October 13, 2029

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Course Type: Continuing Education
Dwelling Contractor Qualifier Certification
UDC-Construction Inspector Certification

This course is a distance learning or e-learning course, which allows the attendee to complete the course on their time schedule.

EXAM

360 questions related to the Reference Materials are used to test the attendee on their comprehension of the materials. A 70% score will need to be attained in order to pass this course.

The course attendee will receive the materials by one of the following delivery methods:

Online: The attendee will receive an email with the instructions and a link to the online course. The Reference/Instructional Materials and Exam will be available after registration is complete. The exam can be completed from the computer screen by use of "radio buttons". Answers are automatically saved. Reentry is done by the use of a personalized "resume code". Once the exam has been completed it is submitted. Grading will be done automatically by the computer program. The score and correct and incorrect answers are shown immediately.

Email: All materials are sent via email in PDF form to the attendees email address. The PDF documents can be saved to a file on the computer or they can be printed out. A bubble answer sheet needs to be printed; filled in and returned to us for grading.

Printed: The Instructional/Reference Materials and Exam is sent in booklet form to the attendees' home or office. The bubble answer sheet is completed and returned to us for grading.

Administration & Enforcement

This section of the course is intended to familiarize Contractors and Inspectors with the administrative procedures of the Uniform Dwelling Code (UDC).

The course starts with the information packet, Building a Home in Wisconsin. Other topics include Purpose and Scope, Jurisdiction, Definitions, Approval and Inspection of One and Two Family Homes, Approval and Inspection of Modular Homes and their Components, Approval of Products, Variances, Appeals, Violations and Penalties and Adoption of Standards.

Outline Administration & Enforcement
Information Pamphlet: Building a Home in Wisconsin

Subchapter I — Purpose and Scope
SPS 320.01 Purpose.
SPS 320.02 Scope.
SPS 320.03 Effective date.
SPS 320.04 Applications.
SPS 320.05 Exemptions.

Subchapter II — Jurisdiction
SPS 320.06 Procedure for municipalities.
SPS 320.065 State jurisdiction.

Subchapter III — Definitions
SPS 320.07 Definitions.

Subchapter IV — Approval and Inspection of One− and 2−Family Dwellings
SPS 320.08 Wisconsin uniform building permit.
SPS 320.085 Notices of intent and termination.
SPS 320.09 Procedure for obtaining uniform building permit.
SPS 320.10 Inspections.
SPS 320.11 Suspension or revocation of Wisconsin uniform building permit.

Subchapter V — Approval and Inspection of Modular Homes and Their Components
SPS 320.12 Scope.
SPS 320.13 Manufacture, sale and installation of homes.
SPS 320.14 Approval procedures.
SPS 320.15 Effect of approval.
SPS 320.16 Suspension and revocation of approval.
SPS 320.17 Effect of suspension and revocation.

Subchapter VI — Approval of Products
SPS 320.18 Building product approvals.

Subchapter VII — Variances, Appeals, Violations and Penalties
SPS 320.19 Petition for variance.
SPS 320.20 Municipal variance from the code.
SPS 320.21 Appeals of orders, determinations, and for extension of time.
SPS 320.22 Penalties and violations.

Subchapter IX — Adoption of Standards
SPS 320.24 Adoption of standards.
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Construction Standards

This section of the course is designed to familiarize Contractors and Inspectors with information on the updated construction codes required for building a home, according to the Uniform Dwelling Code (UDC).

Topics covered in this course include Design Criteria, Excavations, Footings, Foundations, Floors, Walls, Roof and Ceilings, Fireplace Requirements, Construction in Floodplains and Installation of Manufactured Homes are included in this course.

Outline of Course
SPS 321.01 Scope.

Subchapter II — Design Criteria
SPS 321.02 Loads and materials.
SPS 321.03 Exits.
SPS 321.035 Interior circulation.
SPS 321.04 Stairways and elevated areas.
SPS 321.042 Ladders.
SPS 321.045 Ramps.
SPS 321.05 Natural light and natural ventilation.
SPS 321.06 Ceiling height.
SPS 321.07 Attic and crawl space access.
SPS 321.08 Fire separation and dwelling unit separation.
SPS 321.085 Fireblocking.
SPS 321.09 Smoke detectors.
SPS 321.095 Automatic fire sprinklers.
SPS 321.10 Protection against decay and termites.
SPS 321.11 Foam plastic.
SPS 321.115 Installation of elevators or dumbwaiters.

Subchapter III — Excavations
SPS 321.12 Grade.
SPS 321.125 Erosion control and sediment control.
SPS 321.126 Storm water management.
SPS 321.13 Excavations adjacent to adjoining property.
SPS 321.14 Excavations for footings and foundations.

Subchapter IV — Footings
SPS 321.15 Footings.
SPS 321.16 Frost protection.
SPS 321.17 Drain tiles.

Subchapter V — Foundations
SPS 321.18 Foundations.

Subchapter VI — Floors
SPS 321.19 Floor design.
SPS 321.20 Concrete floors.
SPS 321.203 Garage floors.
SPS 321.205 Wood floors in contact with the ground.
SPS 321.21 Precast concrete floors.
SPS 321.22 Wood frame floors.
SPS 321.225 Decks.

Subchapter VII — Walls
SPS 321.23 Wall design.
SPS 321.24 Exterior covering.
SPS 321.25 Wood frame walls.
SPS 321.26 Masonry walls.

Subchapter VIII — Roof and Ceilings
SPS 321.27 Roof design.
SPS 321.28 Weather protection for roofs.

Subchapter IX — Fireplace Requirements
SPS 321.29 Masonry fireplaces.
SPS 321.30 Masonry chimneys.
SPS 321.32 Factory−built fireplaces.

Subchapter X — Construction in Floodplains
SPS 321.33 Construction in floodplains.
SPS 321.34 Construction in coastal floodplains.

Subchapter XI — Installation of Manufactured Homes
SPS 321.40 Installation standards

- The plumbing work must be supervised by a Wisconsin-licensed master plumber and installed by licensed plumbers. (Only after the dwelling is legally occupied, may an owner install additional plumbing beyond the pre-requisite kitchen sink and full bathroom, unless prohibited by municipal ordinance.)
- All heating contractors must be state-registered. Owners may install heating system in a dwelling that they will reside in.
- Elevator contractors need to be state-licensed.
- The electrical work must be supervised by a Wisconsin-licensed master electrician and installed by a licensed electrician. (Only after the dwelling is legally occupied may an owner install additional electrical wiring.)
- Municipalities may have additional licensing requirements as well as bonding or insurance requirements for contractors.
- In any case, we suggest that you:
- Request from your contractors, certificates of insurance for proper liability and worker's compensation coverages listing you as an additional insured party to minimize your liability for any injuries and damages to, or caused by, contractors.
- Check past customer references.
- Have a written contract specifying the design, materials, price, dates and warranties.
- Obtain lien waivers from general contractor for their subcontractors and suppliers, so you are not financially responsible if your general contractor fails to pay them.
- Hold final payment until the contract is satisfied

Q. What could happen if the code is not followed?

A. Failure to comply with the code could cause the following:

- Endangering the health and safety of self, family or guests.
- Levying of fines and/or refusal to grant occupancy permit by local building inspection department.
- Civil action by owners against builders.
- Difficulty in selling the home.
- Civil action by future owners or tenants against original owners or builders. (The average home is resold every five to seven years.)
- Difficulty in obtaining mortgage loans or property insurance.
- Loss of building and community values.

Q. What if I am not able to exactly follow the Code?

A. If it would be difficult to comply with a particular code provision because of special site or design considerations or you have a better method of compliance, then you may submit a petition for variance with the required fees to the State via your local inspector. Your variance must show an equivalence to the code provision by different means. (Forms are available from your local building inspector or the Industry Services Division.)

Q. What if I have a problem with my home?

A. Every situation is different, but possible actions include:

- Contact the responsible general contractor and/or subcontractor for resolution.
- Contact your homeowner's warranty program, if applicable.
- Contact the local building inspector if the problems are code-related. (Note that orders may be written against you as the owner.)
- Use the local homebuilder association's arbitration services, if applicable.
- Obtain a consulting engineer or private building inspector's report.
- Contact the Wisconsin Department of Agriculture, Trade and Consumer Protection (1-800-422-7128).
- Contact an independent mediation/arbitration service.
- Use the small claims court system.
- Obtain a lawyer.

Note that the Wisconsin Right to Cure Law normally requires certain steps, including providing an opportunity for the builder to make corrections, prior to taking legal action. See our separate brochure on that topic on our website

Codebooks and Information

Q. How do I get copies of the applicable codes?

A. Local zoning codes may be obtained from local government offices. The following State codes are needed if you will be involved in the design and construction of a home:

- State Uniform Dwelling Code SPS 320-325
- State Plumbing Code SPS 381-387
- State Electrical Code SPS 316

These are available from:

Document Sales and Distribution
2310 Darwin Road
Madison, WI 53704 https://docsales.wi.gov/

Before ordering, contact them at (608) 243-2441 to determine current fees which must be sent with your order. Telephone orders at 1-800-362-7253 are accepted when purchasing with a credit card.

These codes are also available for free on line at:
http://docs.legis.wisconsin.gov/code

In addition, the State Electrical Code adopts the National Electrical Code, available for purchase from:

National Fire Protection Association
One Batterymarch Park
Quincy, MA 02169
Tel. 1-800-344-3555
www.nfpa.org

Building a Home in WI?

Information on Wisconsin's Uniform Dwelling Code

State of Wisconsin

Department of Safety and Professional Services

For more information:
Dsps.wi.gov
(608) 266-2112

Revised 9/13/18

Wisconsin's Uniform Dwelling Code

The statewide code for new homes in Wisconsin is the Uniform Dwelling Code (UDC), SPS 320-325 of the Wisconsin Administrative Code and its adopted references. It is a uniform building code that applies across the state. Municipalities may not adopt a more or less stringent code. The UDC was developed and is updated with input from a citizens' Uniform Dwelling Code Council.

The UDC is enforced by municipal or county building inspection departments or the Wisconsin Division of Industry Services. The Division of Industry Services facilitates uniformity of its enforcement through code development, code interpretations, special investigations, inspector training and certification, processing of petitions for variance and monitoring manufactured dwelling factories.

Purpose and Scope of the UDC

Q. What is the purpose of the UDC?

A. The UDC is a uniform statewide code that sets minimum standards for fire safety; structural strength; energy conservation; erosion control; heating, plumbing and electrical systems; and general health and safety in new dwellings.

Q. What buildings are covered by the UDC?

A. The UDC covers new one- and two-family dwellings built since June 1, 1980 and their additions and alterations. This includes:

- Seasonal and recreational dwellings (Electrical, heating or plumbing systems are not required, but if installed they shall comply with the applicable codes. If a home is heated, then it must be insulated per the energy conservation standards of the UDC. Local sanitary requirements may require certain plumbing systems.)
- One- and two-family condominium buildings.
- A single-family residence connected to a single commercial occupancy.
- Community-based residential facilities with up to eight residents.
- Manufactured, modular or panelized homes.
- Additions, including basements, to mobile or manufactured homes produced after June 1, 1980.
- The installation of manufactured homes produced on or after April 1, 2007.
- A non-residential building, such as a barn, that is converted to a dwelling.
- Additions to homes intended to conform to the Bed and Breakfast Inn exemption from the Commercial Building Code. Contact the Bureau of Environmental Health Section, Department of Health Services tel. (608) 266-1120.

Q. What structures are *not* covered by the UDC?

A. The following are not covered:

- Dwellings built before June 1, 1980 or additions and alterations to such dwellings.
- The manufacture of mobile (manufactured) homes which are instead subject to Federal standards.
- Multi-unit (three or more) residential buildings which are regulated by the State Commercial Building Codes.
- Detached garages or accessory buildings.

Q. What about homes built before June 1, 1980?

A. The State does not have a construction or heating code for additions or alterations to older homes or any accessory structures or outbuildings. However, the State Plumbing, Electrical and Smoke Detector codes do apply to all dwellings, regardless of age.

For construction and heating standards for older homes, municipalities may adopt any or no code. Many use UDC provisions.

UDC Enforcement

Q. Who enforces the UDC?

A. The UDC is primarily enforced by municipal or county building inspectors who must be state-certified. In lieu of local enforcement, municipalities have the option to have the state provide enforcement for just new homes. To determine whether the municipality, county or state provides UDC enforcement, contact your municipality or the Division of Industry Services (contact information at end of brochure). Permit requirements for alterations and additions will vary by municipality. Regardless of permit requirements, state statutes require compliance with the UDC rules by owners and builders even if there is no enforcement.

Building a UDC Home

Q. What are the typical steps in building, adding onto or altering a code-complying home?

A. The steps to be taken by an owner or builder can be summarized as follows. (Some steps may not apply to alterations or additions):

- Make initial contact with local zoning and local or state building inspection departments to get a Building Permit Application, zoning rules and other basic information. Determine if your alteration requires a permit or if you need your property surveyed.
- Design the home using standard design tables from the UDC or design a more customized home as long as it is demonstrated that the design meets the general engineering standards of the code. In addition to the UDC, the dwelling's design may also be subject to subdivision rules or restrictive covenants.

- Obtain sanitary or well permits from the county or municipality if the home will use a private sewage system or well.
- Obtain floodplain, zoning and land use approvals from the county and municipality having authority.
- Obtain driveway or other local permits.
- Obtain any necessary utility approvals.
- Submit complete plans including plot, erosion control, foundation, floor layout(s), building cross-section(s) and exterior building wall views (elevations); documentation of thermal envelope compliance including the building's heat loss summation (BTUs/hour); Permit Application; fees and copies of the above permits to the municipal inspection department or the state.
- Begin construction after plans are approved and building permit is issued and posted.
- Install erosion control measures.
- Call for inspections of each phase of construction prior to covering it up - check the local inspector's instructions. The inspector has two business days after the date that you make the inspection request and the work is ready to inspect, before you may cover up the work. Inspectors will check for compliance with the code.
- Cosmetic or non-code workmanship items will not normally be ordered corrected. However, inspectors may also check that the approved plans are being followed, including items above the code minimums. Deviations from the original plans may require submittal of revised plans.
- Take occupancy after receiving a final inspection in which no major health or safety violations are found. (Some municipalities will issue occupancy permits.) Also, the dwelling's exterior must be completed within two years after permit issuance.
- Correct any other code non-compliances, including stabilization by vegetation of any exposed soil.

Q. Who may do the work?

A. Following is a summary of applicable regulations:

- Anyone may design the home, other than for homes in a floodplain, which may require a state registered architect or engineer.
- The construction and erosion control permits must be taken out by a state-certified Dwelling Contractor, who also employs a state-certified Dwelling Contractor Qualifier, or by the owner who occupies the home currently or will after completion.
- Note that these certifications check for general liability insurance and training only - they do not test the technical competency of the builder.

Chapter SPS 320

ADMINISTRATION AND ENFORCEMENT

Note: Chapter ILHR 20 was renumbered chapter Comm 20 under s. 13.93 (2m) (b) 1., Stats., and corrections made under s. 13.93 (2m) (b) 6. and 7., Stats., Register, January, 1999, No. 517. Chapter Comm 20 was renumbered chapter SPS 320 under s. 13.92 (4) (b) 1., Stats., Register December 2011 No. 672.

Subchapter I — Purpose and Scope

SPS 320.01 Purpose. (1) The purpose of this code is to establish uniform statewide construction standards and inspection procedures for one– and 2–family dwellings and modular homes in accordance with the requirements of ss. 101.60 and 101.70, Stats.

(2) The purpose of this code is to establish uniform installation and inspection procedures for manufactured homes in accordance with the requirements of s. 101.96, Stats.

Note: The design and construction of manufactured homes is regulated by the federal Department of Housing and Urban Development under Title 24 CFR Part 3280.

Note: See ch. SPS 305 for licensing requirements for manufactured home manufacturers and manufactured home installers.

Note: Other agencies may have regulations that affect the design, construction or placement of the dwelling and accessory structures or systems serving the dwelling. The regulations may necessitate additional administrative procedures or inspections for compliance.

History: Cr. Register, November, 1979, No. 287, eff. 6–1–80; am. Register, March, 1992, No. 435, eff. 4–1–92; CR 06–071: renum. s. Comm 320.01 to be (1), cr. (2) Register December 2006 No. 612, eff. 4–1–07; correction in (1) made under s. 13.92 (4) (b) 7., Stats., Register March 2009 No. 639.

SPS 320.02 Scope. (1) GENERAL. The provisions of this code apply to all of the following:

(a) All one– and 2–family dwellings built on or after the effective dates under s. SPS 320.03.

Note: This includes site–built dwellings, manufactured buildings used as dwellings, modular homes and dwellings that may be designated as cabins, seasonal homes, temporary residences, etc., (except for manufactured or HUD homes, which are covered separately under this section).

(b) Adult family homes providing care, treatment and services for 3 or 4 unrelated adults built on or after the effective dates under s. SPS 320.03.

(c) Community–based residential facilities providing care, treatment and services for 5 to 8 unrelated adults built on or after the effective dates under s. SPS 320.03.

(ce) A one– or 2–family dwelling built on or after the effective dates under s. SPS 320.03 that is used as a foster home or group home, or as a residential care center for children and youth that has a capacity for 8 or fewer children, all as defined in s. 48.02, Stats. Where such a home or center is operated in each dwelling unit of a 2–family dwelling, the capacity limit for each unit is independent of the other unit only if the two operations are independent of each other.

Note: Note: The definitions in s. 48.02, Stats., limit foster homes to no more than 4 children unless the children are siblings, and limit group homes to no more than 8 children. Where permitted by the Department of Children and Families, a group home or a residential care center for children and youth that has a capacity for 8 or fewer children may be located in a one– or 2–family dwelling as a community living arrangement, as defined in s. 46.03 (22), Stats.

(cm) A one– or 2–family dwelling built on or after the effective dates under s. SPS 320.03, in which a public or private day care center for 8 or fewer children is located. Where such a day care center is operated in each dwelling unit of a 2–family dwelling, the capacity limit for each unit is independent of the other unit only if the two operations are independent of each other.

Note: Chapter DCF 250, as administered by the Department of Children and Families, defines a "family child care center" as being "a facility where a person provides care and supervision for less than 24 hours a day for at least 4 and not more than 8 children who are not related to the provider." Chapter DCF 250 applies various licensing and other requirements to these centers, including for fire protection and other aspects of the physical plant.

(cs) 1. Any portion of or space within a one– or 2–family dwelling built on or after the effective dates under s. SPS 320.03, in which a home occupation is located.

2. In this paragraph, "home occupation" means any business, profession, trade, or employment conducted in a person's dwelling unit, that may involve the person's immediate family or household and a maximum of one other unrelated person, but does not involve any of the following:

a. Explosives, fireworks, or repair of motor vehicles.

b. More than 25% of the habitable floor area of the dwelling unit.

Note: See chs. SPS 361 to 366 for buildings that are beyond the scope of this code.

(d) The onsite installation of a mobile home or manufactured home on piers, regardless of the date of production of the home.

Note: The design and construction of a manufactured home is regulated by the U.S. Department of Housing and Urban Development and is not subject to UDC requirements. Prior to regulation by HUD in 1976, manufactured homes were known as mobile homes and their design and construction were not uniformly regulated. See s. SPS 320.07 (52m) for the statutory definition.

(e) The onsite installation of a manufactured home, regardless of the type of foundation, where the manufactured home has a production date on or after April 1, 2007.

(f) The design and construction of a crawlspace, basement or foundation, other than piers, under a manufactured home where the manufactured home has a production date on or after the effective dates under s. SPS 320.03.

(g) All garages, carports, porches, stoops, decks, balconies, stairways and similar structures that are attached to any building covered under this section that was constructed or had a production date on or after the effective dates under s. SPS 320.03.

(h) Adjacent, unattached structures listed under par. (g) that serve an exit from a dwelling.

(2) MUNICIPAL ORDINANCES. (a) A municipality may not adopt an ordinance on any subject falling within the scope of this code including establishing restrictions on the occupancy of dwellings for any reason other than noncompliance with the provisions of this code as set forth in s. SPS 320.10 (4). This code does not apply to occupancy requirements occurring after the first occupancy for residential purposes following the final inspection required under s. SPS 320.10 (3) (h).

(b) This code shall not be construed to affect local requirements relating to land use, zoning, post−construction storm water management, fire districts, side, front and rear setback requirements, property line requirements or other similar requirements. This code shall not affect the right of municipalities to establish safety regulations for the protection of the public from hazards at the job site.

(c) Any municipality may, by ordinance, require permits and fees for any construction, additions, alterations or repairs not within the scope of this code.

(d) Any municipality may, by ordinance, adopt the provisions of chs. SPS 320 to 325 to apply to any additions or alterations to existing dwellings.

(e) Nothing in this chapter shall prevent a municipality from any of the following:

1. Implementing erosion and sediment control requirements that are more stringent than the standards of this code when directed by an order of the United States Environmental Protection Agency or by an administrative rule of the department of natural resources under s. NR 151.004.

2. Regulating erosion and sediment control for sites that are not under the scope of this chapter.

(f) This code shall not be construed to affect the authority of the Department of Natural Resources to enforce chapters 281 and 283, Stats., and administrative rules promulgated there under.

(3) LEGAL RESPONSIBILITY. The department or the municipality having jurisdiction shall not assume legal responsibility for the design or construction of dwellings.

(4) RETROACTIVITY. The provisions of this code are not retroactive, except as specifically stated in a rule.

(6) LANDSCAPING. Except for construction erosion control, the scope of this code does not extend to driveways, sidewalks, landscaping and other similar features not having an impact on the dwelling structure.

History: Cr. Register, November, 1979, No. 287, eff. 6−1−80; am. (1) (intro.), cr. (1) (d), r. and recr. (6), Register, February, 1985, No. 350, eff. 3−1−85; r. (6), Register, January, 1989, No. 397, eff. 2−1−89; am. (3), Register, April, 1990, No. 412, eff. 5−1−90; am. (5), Register, September, 1992, No. 441, eff. 12−1−92; am. (1) (a), Register, November, 1995, No. 479, eff. 12−1−95; CR 00−159: renum. (intro.) to be (1) (a) and (1) to (5) to be (2) to (6); cr. (1) (b), Register September 2001 No. 549 eff. 12−1−01; CR 03−097: r. and recr. (1) Register November 2004 No. 587, eff. 1−1−05; CR 05−113: am. (2) (b), cr. (2) (e) and (f) Register December 2006 No. 612, eff. 4−1−07; CR 06−071: renum. (1) to be (1) (a), cr. (1) (b) Register December 2006 No. 612, eff. 4−1−07; CR 08−043: r. and recr. (1), am. (2) (e) 1. Register March 2009 No. 639, eff. 4−1−09; corrections in (2) (a) made under s. 13.92 (4) (b) 7., Stats., Register March 2009 No. 639; CR 10−089: am. (4) Register January 2011 No. 661, eff. 2−1−11; correction in (1) (a), (b), (c), (f), (g), (2) (a), (d) made under s. 13.92 (4) (b) 7., Stats., Register December 2011 No. 672; CR 15−041: cr. (1) (ce), (cm), (cs), renum. (5) to SPS 321.02 (4) and am. Register December 2015 No. 720, eff. 1−1−16.

SPS 320.03 Effective date. The effective date of ch. SPS 322 is December 1, 1978. The effective date of chs. SPS 320, 321, 323, 324 and 325 is June 1, 1980.

History: Cr. Register, November, 1979, No. 287, eff. 6−1−80; am. Register, January, 1989, No. 397, eff. 2−1−89; correction made under s. 13.93 (2m) (b) 4., Stats., Register, January, 1989, No. 397; correction made under s. 13.92 (4) (b) 7., Stats., Register December 2011 No. 672.

SPS 320.04 Applications. (1) NEW DWELLINGS. (a) This code applies to all dwellings, dwelling units and foundations for dwelling units, for which the building permit application was made or construction commenced on or after the effective date of this code.

(b) All dwellings covered under par. (a) shall meet the requirements of ch. SPS 321.

(c) 1. The installation of heating, air conditioning, plumbing or electrical systems is not required.

2. If any of the systems under subd. 1. are installed, the systems and their installation shall comply with this code.

3. If a heating or air conditioning system is installed, the dwelling shall comply with ch. SPS 322.

(2) ADDITIONS AND ALTERATIONS. Additions and alterations to dwellings covered by this code shall comply with all provisions of this code at the time of permit application or the beginning of the project, if no permit is required.

(3) BED AND BREAKFAST ESTABLISHMENTS. The following portions of a bed and breakfast establishment shall comply with the provisions of this code:

(a) The third floor when used for other than storage.

(b) A structural addition, for which no use other than as a bed and breakfast establishment is proposed.

(4) CHANGE OF USE. A building previously used for another purpose, such as a barn or garage, shall comply with this code upon conversion to residential use.

(5) REUSE OF A DWELLING OR FOUNDATION. (a) *Existing dwelling or manufactured home placed on a different foundation.* Where an existing dwelling or manufactured home is placed on a different foundation, the new foundation is considered an addition or alteration to the existing dwelling or manufactured home.

Note: The applicability of this code to an addition or alteration to an existing dwelling or manufactured home is determined by the original date of construction of the dwelling or manufactured home and is not altered by any movement of the structure.

(b) *New dwelling or manufactured home.* A new dwelling or manufactured home placed on a new or existing foundation shall meet the permitting, construction and inspection requirements of a new dwelling or manufactured home.

(6) SEPARATED BUILDINGS. For a building to be considered a separate single−family dwelling or a separate 2−family dwelling within the scope of this code, regardless of ownership or occupancy arrangements, all of the following conditions shall be met:

(a) No structural members other than a common footing may be shared between any 2 dwellings.

Note: Two separated, insulated foundation walls may share the same structural footing.

(b) The adjoining exterior walls of the separate dwellings shall each have exterior coverings meeting the requirements of s. SPS 321.24.

(c) The adjoining exterior walls, including foundations, of the separate dwellings shall each meet the energy requirements under ch. SPS 322, irrespective of any adjacent dwelling.

(d) Both sides of any 2 adjoining walls, floors, ceilings and attics between dwellings shall meet the dwelling separation requirements of s. SPS 321.08 (1) for 2 dwellings on the same property less than 5 feet apart.

Note: 1. Flashing is acceptable to connect the roofs between dwelling units. See ch. SPS 325 Appendix A for further information.

2. A building of 3 or more dwelling units without the separations specified in this section is a commercial building and shall meet the requirements set forth in chs. SPS 361 to 366.

History: Cr. Register, November, 1979, No. 287, eff. 6−1−80; cr. (3), Register, January, 1989, No. 397, eff. 2−1−89; am. (1), r. and recr. (3), Register, March, 1992, No. 435, eff. 4−1−92; r. and recr. (1), renum. (2) and (3) to be (3) and (4), cr. (2) and (5), Register, November, 1995, No. 479, eff. 12−1−95; r. (3) and (4), renum. (1) to be (1) (a) and (5) to be (4), and cr. (1) (b), (c), and (3), Register, March, 2001, No. 543, eff. 4−1−01; CR 06−071: renum. (2) to be (2) (a), cr. (2) (b) and (5) Register December 2006 No. 612, eff. 4−1−07; CR 08−043: r. and recr. (2) and (5), cr. (6) Register March 2009 No. 639, eff. 4−1−09; correction in (1) (b), (c) 3., (6) (b), (c), (d) made under s. 13.92 (4) (b) 7., Stats., Register December 2011 No. 672.

SPS 320.05 Exemptions. (1) EXISTING DWELLINGS. The provisions of this code shall not apply to dwellings and dwelling units, the construction of which was commenced prior to the effective date of this code, or to additions or alterations to such dwellings.

Note: The provisions of chs. SPS 320 to 325 may be adopted by a municipality to apply to any additions or alterations to existing dwellings.

(2) MULTIFAMILY DWELLINGS. The provisions of this code shall not apply to residences occupied by 3 or more families living independently or occupied by 2 such families and used also for business purposes.

(3) REPAIRS. The provisions of this code do not apply to repairs or maintenance to dwellings or dwelling units, or to the repair of electrical, plumbing, heating, ventilating, air conditioning and other systems installed therein.

(4) ACCESSORY BUILDINGS. With the exception of s. SPS 321.08 (1), the provisions of this code do not apply to detached garages or to any accessory buildings detached from the dwelling.

(5) DETACHED DECKS. The provisions of this code do not apply to detached decks provided the deck does not serve an exit from the dwelling.

(6) FARM BUILDINGS. The provisions of this code do not apply to the buildings used exclusively for farm operations and not for human habitation.

(7) INDIAN RESERVATIONS. The provisions of this code do not apply to dwellings located on Indian reservation land held in trust by the United States.

(8) MANUFACTURED AND MODULAR HOMES. The provisions of this code do not apply to manufactured homes and modular homes used exclusively for display purposes.

(9) MOTOR HOMES AND RECREATIONAL VEHICLES. The provisions of this code do not apply to motor homes and recreational vehicles that are, or have been, titled through the department of transportation.

Note: Section 340.01 (33m) and (48r), Stats., read as follows:

(33m) "Motor home" means a motor vehicle designed to be operated upon a highway for use as a temporary or recreational dwelling and having the same internal characteristics and equipment as a mobile home.

(48r) "Recreational vehicle" means a vehicle that is designed to be towed upon a highway by a motor vehicle, that is equipped and used, or intended to be used, primarily for temporary or recreational human habitation, that has walls of rigid construction, and that does not exceed 45 feet in length.

Note: In accordance with Wis. Stat. s. 342.05 (1), the owner of a (recreational) vehicle, whether or not such vehicle is operated on any highway of this state, shall make application for certificate of title for the vehicle with the department of transportation. Examples of recreational vehicles are: travel trailer, 5th wheel and "park model". Recreational vehicles are normally constructed to the standards: ANSI/NFPA 1192, Standard for RVs, and NFPA 70, National Electrical Code. Recreational vehicles require a towbar (hitch), chassis, axles and wheels for transportation. At the installation site, the chassis and axles shall remain on the unit, with the towbar (hitch) and wheels left at the site. Otherwise the unit, including a park model, is subject to the UDC.

(10) CAMPING UNITS. The provisions of this code do not apply to camping units subject to the provisions of ch. SPS 327.

History: Cr. Register, November, 1979, No. 287, eff. 6–1–80; am. (5), r. (9), Register, January, 1989, No. 397, eff. 2–1–89; r. and recr. (8), Register, March, 1992, No. 435, eff. 4–1–92; am. (3), Register, November, 1995, No. 479, eff. 12–1–95; r. (8), renum. (6) and (7) to be (7) and (8) and cr. (6) and (9), Register, March, 2001, No. 543, eff. 4–1–01; CR 02–077: am. (5) Register May 2003 No. 569, eff. 8–1–03; CR 06–071: r. and recr. (9) Register December 2006 No. 612, eff. 4–1–07; CR 08–043: r. (4), renum. (5) to (9) to be (4) to (8) and am. (6), cr. (9) Register March 2009 No. 639, eff. 4–1–09; correction in (8) made under s. 13.92 (4) (b) 7., Stats., Register March 2009 No. 639; correction in (4) made under s. 13.92 (4) (b) 7., Stats., Register December 2011 No. 672; EmR1703: emerg. cr. (10), eff. 2–6–17; CR 17–017: cr. (10) Register March 2018 No. 747, eff. 4–1–18.

Subchapter II — Jurisdiction

SPS 320.06 Procedure for municipalities. (1) MUNICIPAL JURISDICTION. (a) *General.* 1. Except as provided in ss. 101.651 (1) and (2m), Stats., cities, villages and towns shall exercise jurisdiction over the construction and inspection of new dwellings.

Note: Sections 101.651 (1) and (2m), Stats., read as follows.

101.651 Special requirements for smaller municipalities. (1) DEFINITION. In this section, "municipality" means a city, village or town with a population of 2,500 or less.

(2m) ENFORCEMENT OPTIONS. A municipality shall exercise jurisdiction over the construction and inspection of new one– and 2–family dwellings by enacting ordinances under s. 101.65 (1) (a) or shall exercise the jurisdiction granted under s. 101.65 (1) (a) jointly under s. 101.65 (1) (b), unless any of the following conditions are met:

(a) The municipality adopts a resolution requesting under sub. (3) (a) that a county enforce this subchapter or an ordinance enacted under s. 101.65 (1) (a) throughout the municipality and that a county provide inspection services in the municipality to administer and enforce this subchapter or an ordinance enacted under s. 101.65 (1) (a).

(c) Under sub. (3) (b), the department enforces this subchapter throughout the municipality and provides inspection services in the municipality to administer and enforce this subchapter.

2. Municipalities intending to exercise jurisdiction shall, by ordinance, adopt this code in its entirety.

3. No additional requirements within the scope of this code may be adopted by a municipality unless approved by the department in accordance with s. SPS 320.20.

(b) *Intent to exercise jurisdiction.* Municipalities intending to exercise jurisdiction shall notify the department, in writing, at least 30 days prior to the date upon which the municipality intends to exercise jurisdiction under this code. The notification of intent shall include a statement by the municipality as to which of the following methods will be used for enforcement:

1. Individual municipal enforcement;

2. Joint municipal enforcement;

3. Contract with certified UDC inspector or inspectors or independent inspection agency;

4. Contract with another municipality;

(c) *Submission of ordinances and resolutions.* 1. 'Ordinances.' a. Municipalities intending to exercise jurisdiction shall submit all ordinances adopting this code to the department at the same time as the notice of intent.

b. The department shall review and make a determination regarding municipal intent to exercise jurisdiction over new dwellings within 15 business days of receipt of municipal ordinances adopting this code.

c. A municipality may appeal a determination by the department in accordance with the procedure under s. SPS 320.21 (2).

2. 'Resolutions.' Municipalities adopting a resolution under s. 101.651 (2m) (a), Stats., for enforcement by the county, shall file a certified copy of the resolution with the department within 30 days of adoption.

3. 'Recision of ordinances or resolutions.' Municipalities that rescind an ordinance or a resolution under subd. 1. or 2. shall file a certified copy of the recision with the department within 30 days of adoption.

(d) *Passage of ordinances.* A certified copy of all adopted ordinances and subsequent amendments thereto shall be filed with the department within 30 days after adoption.

Note: A copy of a model ordinance for adoption is available from the department.

(2) COUNTY JURISDICTION. A county ordinance shall apply in any city, village or town which has not enacted ordinances pursuant to this section. No county ordinance may apply until after 30 business days after the effective date of this code unless a municipality within the county informs the department of its intent to have this code administered and enforced by the county. This section shall not be construed to prevent or prohibit any municipality from enacting and administering this code at any time after the effective date of this code. The department shall review and make a determination regarding county jurisdiction over new buildings within 15 business days of receipt of the county ordinances adopting the uniform dwelling code.

(3) DEPARTMENTAL JURISDICTION. In municipalities not adopting a resolution under s. 101.651 (2m), Stats., and not adopting an ordinance to enforce the code under s. SPS 320.06, the department will oversee enforcement and inspection services for new dwellings, including manufactured buildings used as dwellings.

(4) CONTINUING JURISDICTION FOR PERMIT ISSUERS. Any dwelling, for which a permit is issued by a municipality or registered UDC inspection agency prior to a municipal action under sub. (1) (c) 2. or 3. shall have all required inspections completed by the municipality or agency that issued the permit.

History: Cr. Register, November, 1979, No. 287, eff. 6–1–80; am. (1) (b) and (2), Register, February, 1985, No. 350, eff. 3–1–85; am. (1) (a) 3., Register, October, 1996, No. 490, eff. 11–1–96; CR 00–159: r. (1) (intro.), renum. (1) (a) to (c) to be (1) (b) to (d), cr. (1) (a), r. and recr. (1) (c) and (3), Register September 2001 No. 549 eff. 12–1–01; correction in (1) (c) 2. made under s. 13.93 (2m) (b) 7., Stats.; CR 03–097: r. (1) (b) 5., am. (1) (c) 2., cr. (4) Register November 2004 No. 587, eff. 1–1–05; correction in (1) (a) 3., (c) 1. c., (3) made under s. 13.92 (4) (b) 7., Stats., Register December 2011 No. 672.

SPS 320.065 State jurisdiction. (1) In accordance with s. 101.64 (1) (h), Stats., municipalities administering the code may be monitored by the department for compliance with the administrative requirements under this code.

(2) In accordance with s. 101.653 (5), Stats., municipalities administering the code may be audited by the department for compliance with the erosion control requirements under this code.

History: CR 08–043: cr. Register March 2009 No. 639, eff. 4–1–09; **correction in (1) made under s. 13.92 (4) (b) 7., Stats., Register September 2018 No. 753.**

Subchapter III — Definitions

SPS 320.07 Definitions. In chs. SPS 320 to 325:

(1) "Accessory building" means a detached building, not used as a dwelling unit but is incidental to that of the main building and which is located on the same lot. Accessory building does not mean farm building.

(2) "Addition" means new construction performed on a dwelling which increases the outside dimensions of the dwelling.

(3) "Allowable stress" means the specified maximum permissible stress of a material expressed in load per unit area.

(4) "Alteration" means an enhancement, upgrading or substantial change or modification other than an addition or repair to a dwelling or to electrical, plumbing, heating, ventilating, air conditioning and other systems within a dwelling.

(5) "Approved" means an approval by the department or its authorized representative. (Approval is not to be construed as an assumption of any legal responsibility for the design or construction of the dwelling or building component.)

(5m) "Attached," defining the relationship between another building and a dwelling, means at least one of the following conditions is present:

(a) There is a continuous, weatherproof roof between the two structures.

Note: The sides are not required to be enclosed with walls.

(b) There is a continuous, structural floor system between the two structures.

(c) There is a continuous foundation system between the two structures.

(6) "Attic" means a space under the roof and above the ceiling of the topmost part of a dwelling.

(7) A "balcony" is a landing or porch projecting from the wall of a building.

(7m) "Base flood elevation" means the depth or peak elevation of flooding, including wave height, which has a one percent or greater chance of occurring in any given year.

(8) "Basement" means that portion of a dwelling below the first floor or groundfloor with its entire floor below grade.

(8m) "Best management practices" is defined in s. 101.653, Stats., and means practices, techniques or measures that the department determines to be effective means of preventing or reducing pollutants of surface water generated from construction sites.

(9) "Building component" means any subsystem, subassembly or other system designed for use in or as part of a structure, which may include structural, electrical, mechanical, plumbing and fire protection systems and other systems affecting health and safety.

(10) "Building system" means plans, specifications and documentation for a system of manufactured building or for a type or a system of building components, which may include structural, electrical, mechanical, plumbing and variations which are submitted as part of the building system.

(10m) "Business day" means any day other than Saturday, Sunday or a legal holiday.

(10r) "Camping unit" has the meaning given in s. SPS 327.08 (9).

(10t) "Carport" means a structure used for storing motorized vehicles that is attached to a dwelling and that has at least 2 sides completely unenclosed.

(11) "Ceiling height" means the clear vertical distance from the finished floor to the finished ceiling.

(12) "Certified inspector" means a person certified by the department to engage in the administration and enforcement of this code.

(12m) "Ch. SPS 325 Appendix" means chs. SPS 320 to 325 Appendix.

(13) A "chimney" is one or more vertical, or nearly so, passageways or flues for the purpose of conveying flue gases to the atmosphere.

(14) "Chimney connector". Same as smoke pipe.

(15) "Closed construction" means any building, building component, assembly or system manufactured in such a manner that it cannot be inspected before installation at the building site without disassembly, damage or destruction.

(15g) "Coarse aggregate" means granular material, such as gravel or crushed stone, that is predominately retained on a sieve with square openings of 4.75 mm or 0.18 inch.

(15m) "Coastal floodplain" means an area along the coast of Lake Michigan or Lake Superior below base flood elevation that is subject to wave runup or wave heights of 3 feet or more.

(16) "Code" means chs. SPS 320 to 325, the Wisconsin uniform dwelling code.

(17) "Combustion air" means the total amount of air necessary for the complete combustion of a fuel.

(18) "Common use area" means kitchens, hallways, basements, garages and all habitable rooms.

Note: These areas must meet the circulation requirements under s. SPS 321.035.

(19) "Compliance assurance program" means the detailed system documentation and methods of assuring that manufactured dwellings and dwelling components are manufactured, stored, transported, assembled, handled and installed in accordance with this code.

(19m) "Composting toilet system" means a method that collects, stores and converts by bacterial digestion nonliquid–carried human wastes or organic kitchen wastes, or both, into humus.

(19r) "Control practice" means a method or device implemented to prevent or reduce erosion or the resulting deposition of soil or sediment.

(20) "Cooling load" is the rate at which heat must be removed from the space to maintain a selected indoor air temperature during periods of design outdoor weather conditions.

(21) "Dead load" means the vertical load due to all permanent structural and nonstructural components of the building such as joists, rafters, sheathing, finishes and construction assemblies such as walls, partitions, floors, ceilings and roofs, and systems.

(21m) "Deck" means an unenclosed exterior structure, attached or adjacent to the exterior wall of a building, which has a floor, but no roof.

(23) "Department" means the department of safety and professional services.

(24) "Detached building" means any building which is not physically connected to the dwelling.

(24m) "Dilution air" means air that is provided for the purpose of mixing with flue gases in a draft hood or draft regulator.

(24r) "Direct−vent appliance" means a gas−burning appliance that is constructed and installed so that all air for combustion is derived directly from the outside atmosphere and all flue gases are discharged to the outside atmosphere.

(25) "Dwelling" means any building, the initial construction of which is commenced on or after the effective date of this code, which contains one or 2 dwelling units.

(26) "Dwelling contractor" means any person, firm or corporation engaged in the business of performing erosion control or construction work such as framing, roofing, siding, insulating, masonry or window replacement work covered under this code and who takes out a building permit. "Dwelling contractor" does not include the owner of an existing dwelling, an owner who will reside in a new dwelling or a person, firm or corporation engaging exclusively in electrical, plumbing, or heating, ventilating and air conditioning work.

(27) "Dwelling unit" means a structure, or that part of a structure, which is used or intended to be used as a home, residence or sleeping place by one person or by 2 or more persons maintaining a common household, to the exclusion of all others.

(28t) "Erosion" means the detachment and movement of soil, sediment or rock fragments by water, wind, ice or gravity.

(29) "Exit" means a direct, continuous, unobstructed means of egress from inside the dwelling to the exterior of the dwelling.

(30) "Farm operation" is the planting and cultivating of the soil and growing of farm products substantially all of which have been planted or produced on the farm premises.

Note: According to s. 102.04 (3), Stats., the farm operation includes the management, conserving, improving and maintaining of the premises, tools, equipment improvements and the exchange of labor or services with other farmers; the processing, drying, packing, packaging, freezing, grading, storing, delivery to storage, carrying to market or to a carrier for transportation to market and distributing directly to the consumer; the clearing of such premises and the salvaging of timber and the management and use of wood lots thereon but does not include logging, lumbering and wood−cutting operations unless the operations are conducted as an accessory to other farm operations.

(31) "Farm premises" is defined to be the area which is planted and cultivated. The farm premises does not include greenhouses, structures or other areas unless used principally for the production of food or farm products.

(32) "Farm products" are defined as agricultural, horticultural and arboricultural crops. Animals considered within the definition of agricultural include livestock, bees, poultry, fur−bearing animals, and wildlife or aquatic life.

(33) "Farming" means the operation of a farm premises owned or rented by the operator.

(33m) "Fireblocking" means a material or device used to retard or prevent the spread of flame or hot gases through concealed spaces into adjacent rooms or areas.

(34) "Firebox" means that part of the fireplace used as the combustion chamber.

(34e) "First floor" means the first floor level above any groundfloor or basement or, in the absence of a groundfloor or basement, means the lowest floor level in the dwelling.

(34f) "Flight" means a continuous series of risers and treads, with no intermediate landings.

(34g) "Floodfringe area" means that portion of the floodplain outside of the floodway that is at or below base flood elevation. The term "floodfringe" is intended to designate an area of standing, rather than flowing, water.

(34h) "Floodplain" means land which is subject to flooding which is at or below base flood elevation. The floodplain includes the floodway and floodfringe areas.

(34i) "Floodway" means the channel of a river or stream and those portions of the floodplain adjoining the channel required to carry the flood discharge. The term "floodway" is intended to designate an area of flowing, rather than standing, water.

(34s) "Foundation" means the structural system used to transfer the weight of the building to the earth.

Note: The foundation may include one or more components such as footings, piers, columns, slabs and walls.

(35) "Garage" means a structure used for storing motorized vehicles that has any more than 2 sides completely enclosed.

(36) "Gas appliance" means any device that uses gas as a fuel or raw material to produce light, heat, power, refrigeration or air conditioning.

(36m) "Groundfloor" means that level of a dwelling, below the first floor, located on a site with a sloping or multilevel grade and which has a portion of its floor line at grade.

(36r) "Guard" means a barrier erected to prevent a person from falling to a lower level.

(37) "Habitable room" means any room used for sleeping, living or dining purposes, excluding such enclosed places as kitchens, closets, pantries, bath or toilet rooms, hallways, laundries, storage spaces, utility rooms, and similar spaces.

(37m) "Handrail" means a horizontal or sloping rail intended for grasping by a hand, for guidance or support or preventing a fall down a stair.

(38) "Hearth" means the floor area within the fire chamber of a fireplace.

(38m) "Hearth extension" means the surfacing applied to the floor area extending in front of and at the sides of the fireplace opening.

(40) "Heating load" is the estimated heat loss of each room or space to be heated, based on maintaining a selected indoor air temperature during periods of design outdoor weather conditions. The total heat load includes: the transmission losses of heat transmitted through the wall, floor, ceiling, glass or other surfaces; and either the infiltration losses or heat required to warm outdoor air used for ventilation.

Note: Infiltration losses include heat required to warm outside air which leaks through cracks and crevices, around doors and windows or through open doors and windows.

(40m) "Hollow unit" means a masonry unit which has a net cross−sectional area parallel to the bearing face which is less than 75% of the gross cross−sectional area.

(40t) "Incinerating toilet" means a self−contained device for the treatment of nonliquid carried wastes that deposits the wastes directly into a combustion chamber, reduces the solid portion to ash and evaporates the liquid portion.

(41) "Independent inspection agency" means any person, firm, association, partnership or corporation certified by the department to perform certified inspections under this code.

(42) "Initial construction" means the date of issuance of the Wisconsin uniform building permit.

(43) "Insignia." See "Wisconsin insignia."

(44) "Installation" means the assembly of a manufactured building on site and the process of affixing a manufactured building to land, a foundation, footing or an existing building.

(46) "Kitchen" means an area used, or designed to be used, for the preparation of food.

(46m) "Land disturbing construction activity" means any man−made alteration of the land surface resulting in a change in the topography or existing vegetative or non−vegetative soil cover, that may result in storm water runoff and lead to an increase in soil erosion and movement of sediment. Land disturbing construction activity includes clearing and grubbing, demolition, excavating, pit or trench dewatering, filling and grading activities.

(47) "Landing" means the level portion of a stairs located between flights of stairs or located at the top and base of a stairs.

(48) "Listed and listing" means equipment or building components which are tested by an independent testing agency and accepted by the department.

(49) "Live load" means the weight superimposed on the floors, roof and structural and nonstructural components of the dwelling through use and by snow, ice or rain.

(50) "Loft" means an upper room or floor which has at least 50% of the common wall open to the floor below. The opening may be infringed upon by an open guard constructed in compliance with s. SPS 321.04 (2), but not by a window or half−wall guard. All habitable rooms of lofts are open to the floor below.

(51) "Manufacture" means the process of making, fabricating, constructing, forming or assembling a product from raw, unfinished, semifinished or finished materials.

(52m) "Manufactured home" has the meaning as given in s. 101.91 (2), Stats.

Note: Section 101.91 (2), Stats., reads as follows:

(2) "Manufactured home" means any of the following:

(am) A structure that is designed to be used as a dwelling with or without a permanent foundation and that is certified by the federal department of housing and urban development as complying with the standards established under 42 USC 5401 to 5425.

(c) A mobile home, unless a mobile home is specifically excluded under the applicable statute.

Note: "Mobile home" is defined in section 101.91 (10), Stats., as follows: "'Mobile home' means a vehicle manufactured or assembled before June 15, 1976, designed to be towed as a single unit or in sections upon a highway by a motor vehicle and equipped and used, or intended to be used, primarily for human habitation, with walls of rigid uncollapsible construction, which has an overall length in excess of 45 feet. 'Mobile home' includes the mobile home structure, its plumbing, heating, air conditioning and electrical systems, and all appliances and all other equipment carrying a manufacturer's warranty."

(53) "Mechanical draft venting system" means a venting system for a gas burning appliance that is designed to remove flue or vent gases by mechanical means, such as a fan, which may consist of an induced draft portion under non−positive static pressure or a forced draft portion under positive static pressure.

(53f) "Modular home" has the meaning given in s. 101.71 (6), Stats.

Note: Section 101.71 (6) (a), Stats., reads as follows:

(a) "Modular home" means any structure or component thereof which is intended for use as a dwelling and:

1. Is of closed construction and fabricated or assembled on−site or off−site in manufacturing facilities for installation, connection, or assembly and installation, at the building site; or

2. Is a building of open construction which is made or assembled in manufacturing facilities away from the building site for installation, connection, or assembly and installation, on the building site and for which certification is sought by the manufacturer.

(b) "Modular home" does not mean any manufactured home under s. 101.91 or any building of open construction which is not subject to par. (a) 2.

Note: See s. SPS 320.07 (52m) for the definition of manufactured home.

(53m) "Multiple station smoke alarm" means an assembly that incorporates the smoke detector, the control equipment and the alarm−sounding device in one unit that is capable of being interconnected with one or more additional alarms so that the actuation of one alarm causes the operation of all interconnected alarms.

(54) A "multi−wythe wall" is a masonry wall composed of 2 or more wythes of masonry units tied or bonded together.

(55) "Municipality" means any city, village, town or county in this state.

(55m) "Naturally vented appliance" means an appliance with a venting system designed to remove flue or vent gases under non−positive static vent pressure entirely by natural draft.

(56) "Open construction" means any building, building component, assembly or system manufactured in such a manner that it can be readily inspected at the building site without disassembly, damage or destruction.

(57) "Owner" means any person having a legal or equitable interest in the dwelling.

(58) "Perm" means a unit of permeance which is measured in grains per (hour) (square foot) (inch of mercury vapor pressure difference).

Note: The lower the perm rating of a material is, the more difficult it is for water vapor to pass through it.

(59) "Pilaster" is a projection of masonry or a filled cell area of masonry for the purpose of bearing concentrated loads or to stiffen the wall against lateral forces.

(59m) "Porch" means an unenclosed exterior structure at or near grade attached or adjacent to the exterior wall of any building, and having a roof and floor.

(59t) "Privy" means an enclosed nonportable toilet into which nonwater−carried human wastes are deposited to a subsurface storage chamber.

(60m) "Registered UDC inspection agency" means a person, business or entity that is registered with the department for the purpose of facilitating plan review, issuance of Wisconsin uniform building permits, and inspection of one− and 2−family dwellings in municipalities where the department has jurisdiction pursuant to s. 101.651 (3) (b), Stats.

(61) "Repair" means the act or process of restoring to original soundness, including redecorating, refinishing, nonstructural repairs or maintenance, or the replacement of existing fixtures, systems or equipment with the equivalent fixture, system or equipment.

(62) "Shingle" means a unit of roof−covering material that has been manufactured to specific dimensions and is applied in overlapping fashion. "Shingle" includes all of the following:

(a) "Fiberglass asphalt shingle" means a type of shingle with an internal mat composed of nonwoven, resin−bonded glass fibers, that is impregnated and coated with asphalt.

(b) "Laminated shingle" means a shingle with a second layer of asphalt and mat laminated to the first layer, usually in a design pattern to simulate the dimensional appearance of natural slate or wood shakes.

(c) "Organic asphalt shingle" means a shingle with an internal mat composed of organic fibers, such as cellulose, that is saturated and coated with asphalt.

(d) "Strip shingle" means a rectangular shingle that relies either on a sealant or on a combination of weight and stiffness to resist wind uplift, rather than using interlocking tabs.

(63) A "single−wythe wall" is a masonry wall consisting of one unit of thickness.

(64) A "smoke chamber" is that part of a fireplace which acts as a funnel to compress the smoke and gases from the fire so that they will enter the chimney above.

(65) A "smoke pipe" is a connector between the solid or liquid fuel−burning appliance and the chimney.

(65m) "Solid unit" means a masonry unit which has a net cross−sectional area parallel to the bearing face which is 75% or more of the gross cross−sectional area.

(65r) "Stabilized" means the condition where vegetation is established or other practices are in place on exposed soil surfaces so as to reduce erosion.

(66) "Stair," "stairs," or "stairway" means one or more risers and the necessary treads, which form a continuous passage from one elevation to another. Multiple stairways can be connected by platforms and landings.

(68) A "story" is that portion of a building located above the basement, between the floor and the ceiling.

(69) A "stove" is a nonportable solid−fuel−burning, vented, nonducted heat−producing appliance located in the space that it is intended to heat. This definition does not include cooking appliances.

(70) "Stovepipe." Same as smoke pipe.

(71) "Strain" means a change in the physical shape of a material caused by stress.

(72) "Stress" means internal resistance to an external force expressed in load per unit area; stresses acting perpendicular (compression or tension) to the surface, shear stresses acting in the plane of the surface, or bending stresses which cause curving.

(73) "Structural analysis" is a branch of the physical sciences which uses the principles of mechanics in analyzing the impact of loads and forces and their effect on the physical properties of materials in the form of internal stress and strain.

(75) The "throat" of a fireplace is the slot–like opening above the firebox through which flames, smoke and other products of combustion pass into the smoke chamber.

(75m) "UDC" means chs. SPS 320 to 325, the Wisconsin uniform dwelling code.

(76) "Vent" means a vertical flue or passageway to vent fuel–burning appliances.

(77) A "vent connector" is a connector between a fuel–burning appliance and the chimney or vent.

(77f) "Water–resistive barrier" means a material, including flashing, behind an exterior wall covering that is intended to resist liquid water that has penetrated behind the permanent weather–resistant finish from further intruding into the exterior wall assembly.

(77m) "Waters of the state" includes those portions of Lake Michigan and Lake Superior within the boundaries of Wisconsin, and all lakes, bays, rivers, streams, springs, ponds, wells, impounding reservoirs, marshes, watercourses, drainage systems and other surface waters or groundwaters, natural or artificial, public or private, within the state or its jurisdiction.

(78) "Window" means a glazed opening in an exterior wall, including glazed portions of doors, within a conditioned space.

(78m) "Wisconsin Administrative Permit" means a permit issued by a municipality that does not conduct inspections or plan reviews under this code.

(79) "Wisconsin insignia" means a device or seal approved by the department to certify compliance with this code.

History: Cr. Register, November, 1979, No. 287, eff. 6–1–80; cr. (34m) and (36m), Register, February, 1985, No. 350, eff. 3–1–85; am. (8), (22), (36m), (50), (58), (62) and (74), r. (18) and (53), renum. (26) to (29m) and am., cr. (34r), (38m), (40m), (59m) and (65m), r. and recr. (38), Register, January, 1989, No. 397, eff. 2–1–89; am. (16), (34m), (40), (52) (a) (intro.) and (b), cr. (21m), Register, March, 1992, No. 435, eff. 4–1–92; am. (16), cr. (intro), (8m), (28t), (28v), (63m), (65r) and (77m), Register, September, 1992, No. 441, eff. 12–1–92; am. (4) and (65r), renum. (62) to be (73r), cr. (26), (62), (78m), Register, November, 1995, No. 479, eff. 12–1–95; emerg. cr. (7m), (34L) and (40f), eff. 5–8–96; correction in (23) made under s. 13.93 (2m) (b) 7., Stats., Register, October, 1996, No. 490; emerg. cr. (7m), (34L) and (40f), eff. 5–8–96; cr. (7m), (15m), (34g), (34h) and (34i), renum. (34k) to be (34e), Register, February, 1997, No. 494, eff. 3–1–97; r. (22), (27m), (39), (73r) and (74), Register, January, 1999, No. 517, eff. 2–1–99; cr. (19m), (40t) and (59t), Register, April, 2000, No. 532, eff. 7–1–00; r. (4m), (28), (28r), (41m), (45), (56m), (60) and (73m), cr. (10m), (15g), (24m), (24r), (33m), (34f), (53), (53m), and (55m), r. and recr. (17) and (36) and am. (47) and (61), Register, March, 2001, No. 543, eff. 4–1–01; CR 00–159: cr. (60m) and (75m), Register September 2001 No. 549 eff. 12–1–01; CR 02–077: cr. (10t), r. and recr. (29) and (35) Register May 2003 No. 569, eff. 8–1–03; CR 05–113: cr. (19r), (46m) and (67m), r. (28v) and (63m), r. and recr. (65r) Register December 2006 No. 612, eff. 4–1–07; CR 06–071: am. (52) (b), cr. (52m) Register December 2006 No. 612, eff. 4–1–07; CR 08–043: cr. (5m), (18), (34s), (53f) and (77f), r. (29m) and (52) Register March 2009 No. 639, eff. 4–1–09; correction in (intro.), (16), (23), (50), (75m) made under s. 13.92 (4) (b) 6., 7., Stats., Register December 2011 No. 672; CR 15–041: am. (34f), r. (34m), cr. (36r), (37m), am. (47), (50), (62) (intro.), (66), r. (67), (67m) Register December 2015 No. 720, eff. 1–1–16; CR 15–043: cr. (12m) Register December 2015 No. 720, eff. 1–1–16; correction in (12m) made under s. 13.92 (4) (b) 7., Stats., Register December 2015 No. 720; EmR1703: emerg. cr. (10r), eff. 2–6–17; CR 17–017: cr. (10r) Register March 2018 No. 747, eff. 4–1–18.

Subchapter IV — Approval and Inspection of One– and 2–Family Dwellings

SPS 320.08 Wisconsin uniform building permit. (1) WHERE REQUIRED. Except as provided under s. SPS 320.09 (9) (b), a Wisconsin uniform building permit shall be obtained from the municipality administering and enforcing this code or from a registered UDC inspection agency administering and enforcing this code in a municipality where the department has jurisdiction pursuant to s. 101.651 (3) (b), Stats., before any on–site construction, including excavation for a structure, may begin.

(2) INSPECTIONS. A person who obtains a Wisconsin uniform building permit from a registered UDC inspection agency shall retain the same agency to conduct the inspections for the project under s. SPS 320.10.

Note: Section SPS 320.09 (9) (b) permits the issuance of a footing and foundation permit prior to the issuance of the Wisconsin uniform building permit.

History: Cr. Register, November, 1979, No. 287, eff. 6–1–80; am. Register, September, 1992, No. 441, eff. 12–1–92; CR 00–159: r. and recr., Register September 2001 No. 549 eff. 12–1–01; CR 03–097: am. (1) Register November 2004 No. 587, eff. 1–1–05; correction in (1) made under s. 13.93 (2m) (b) 7., Stats., Register August 2007 No. 620; correction in (1) made under s. 13.92 (4) (b) 7., Stats., Register March 2009 No. 639; correction in (1), (2) made under s. 13.92 (4) (b) 7., Stats., Register December 2011 No. 672.

SPS 320.09 Procedure for obtaining uniform building permit. (1) APPLICATION. Application for a Wisconsin uniform building permit shall be on forms obtained from the department, the municipality or the authorized UDC inspection agency administering and enforcing this code. No application shall be accepted that does not contain all the information requested on the form.

Note: See ch. SPS 325 Appendix A for a copy of the Wisconsin uniform building permit and application.

Note: Any municipality exercising jurisdiction may require reasonable supplementary information not contained on the Wisconsin building permit application.

(2) FILING OF PERMIT APPLICATIONS. (a) *Construction or installation of a dwelling.* 1. A Wisconsin uniform building permit application for the construction or installation of a dwelling shall be filed with the municipality or the authorized UDC inspection agency administering and enforcing this code.

2. Pursuant to s. 101.63 (7m), Stats., each municipality shall contact the department to register and enroll in the department's online building permit system. Municipalities or its contracted agent shall then file all building permits in the format acceptable to the department no later than the 15th of the following month after the date the permit was issued.

Note: To register for the electronic building permit process the department may be contacted by telephone at (608) 266–2112, or via email at DSPSSBUDCTech@wisconsin.gov.

3. If the municipality administering and enforcing this code fails to file the electronic permit form information by the end of the first month following the date of issuance, the municipality, or the contracted inspection agency of that municipality shall refund to the person to whom the building permit was issued the amount of the permit fees less the fee paid to the state for the Wisconsin uniform building permit seal.

4. The Wisconsin uniform building permit shall not be issued nor shall the permit information be submitted electronically to the department prior to the receipt of all completed forms, fees, plans, and documents required to process the application and completion of other local prerequisite permitting requirements.

Note: The department requires copies of permits that are issued for new dwelling construction or installation only. Permits issued for additions, alterations, accessory buildings, etc., should not be filed with the department.

(b) *Additions, alterations and repairs.* 1. When required by local ordinance, permit applications for additions, alterations and repairs shall be filed with municipalities and counties in accordance with their adopted ordinances.

Note: The Department of Safety and Professional Services requires copies of permits that are issued for new dwelling construction only. Any permits issued for additions, alterations, repairs, garage construction, etc. are not required to be filed with the department.

2. Pursuant to s. 101.65 (1m), Stats., a building permit required under subd. 1. may not be issued unless the conditions of sub. (5) (c) are satisfied, except as provided under s. 101.654 (1) (b), Stats.

3. Building permits for additions, alterations and repairs are not required in municipalities where the department has jurisdiction under s. 101.651 (3) (b), Stats.

(c) *General requirements.* 1. The permit application shall be reviewed by a certified UDC inspector.

2. A permit may be issued only after approval of the requirements under this section by a certified UDC inspector.

3. Dwellings for which a permit has been issued shall be inspected in accordance with s. SPS 320.10.

(3) FEES. (a) *Municipal fees.* 1. The municipality shall, by ordinance, determine fees to cover expenses of plan examination, inspection and the issuance of the Wisconsin uniform building permit.

2. The municipality shall purchase a Wisconsin uniform building permit seal from the department for each new dwelling in accordance with s. SPS 302.34.

(b) *Inspection agency fees.* 1. UDC inspection agency fees shall be determined by contract between the municipality and the agency or between the department and the agency, where the agency has been authorized to conduct inspections on behalf of the department.

2. A UDC inspection agency shall purchase a Wisconsin uniform building permit seal from the department in accordance with s. SPS 302.34.

(4) PLAN SUBMITTALS. At least 2 sets of plans for all one– and 2–family dwellings shall be submitted to the municipality or authorized UDC inspection agency administering and enforcing this code, for examination and approval at the time the Wisconsin uniform building permit application is filed.

(5) REQUIRED PLANS. The required building plans shall be legible and drawn to scale or dimensioned and shall include all of the following:

(a) *Site plan.* The site plan shall show all of the following:

1. The location of the dwelling and any other buildings, wells, surface waters and dispersal systems on the site with respect to property lines and surface waters adjacent to the site.

2. The areas of land–disturbing construction activity and the location of all erosion and sediment control measures to be employed in order to comply with s. SPS 321.125.

3. The pre–construction ground surface slope and direction of runoff flow within the proposed areas of land disturbance.

(b) *Floor plan.* 1. Floor plans shall be provided for each floor.

2. The following features shall be included on all floor plans:

a. The size and location of all rooms, doors, windows, structural features, exit passageways and stairs.

b. The use of each room.

c. The location of plumbing fixtures, chimneys, heating and cooling appliances, and a heating distribution layout.

d. The location and construction details of wall bracing on each building side and floor level. The details may consist of the Wall Bracing Compliance Worksheet or a legend showing which wall bracing method is used and the lengths or number of braced wall panels and demarcation of the circumscribed rectangles if more than one is used.

(c) *Elevations.* The elevations shall show all of the following:

1. The exterior appearance of the building, including the type of exterior materials.

2. The location, size and configuration of doors, windows, roof, chimneys, exterior grade, footings and foundation walls.

(6) REQUIRED DATA. (a) All plans submitted for approval shall be accompanied by sufficient data, calculations and information to determine if the dwelling will meet the requirements of this code.

(b) The data and information for determining compliance with the energy conservation standards shall be submitted in a format approved by the department.

(c) Except as required under s. SPS 321.33, a municipality exercising jurisdiction may not require plans or calculations to be stamped or sealed by an architect or engineer.

(d) The name of the initial downstream receiving water of the state from the dwelling shall be identified, regarding erosion and sediment control.

(7) MASTER PLANS. (a) Where a dwelling is intended to be identically and repetitively constructed at different locations, a master plan may be submitted for approval.

(b) The plans shall include plans and data as required under subs. (5) and (6).

(c) If the plans conform to the provisions of the code, an approval and a master plan number shall be issued.

(d) The number issued may be used in lieu of submitting building plans for each location.

(e) A plot plan shall be submitted for each location at the time of application for the Wisconsin uniform building permit.

(8) APPROVAL OF PLANS. (a) If the municipality or authorized UDC inspection agency administering and enforcing the code determines that the plans submitted for a one– or 2–family dwelling substantially conform to the provisions of this code and other legal requirements, an approval shall be issued.

(b) The plans shall be stamped "conditionally approved" by a certified inspector who holds the respective credential for the plans reviewed.

(c) One copy shall be returned to the applicant and one copy shall be retained by the municipality or authorized UDC inspection agency administering and enforcing this code.

(d) The conditions of approval shall be indicated by a letter or on the permit.

(e) All conditions of the approval shall be met during construction.

(9) ISSUANCE AND POSTING OF PERMITS. (a) *Uniform building permit.* 1. The Wisconsin uniform building permit shall be issued if the requirements for filing and fees are satisfied and the plans have been conditionally approved.

2. Pursuant to s. 101.65 (1m), Stats., a Wisconsin uniform building permit may not be issued to a person unless the person complies with subds. 3. and 4., except as provided under s. 101.654 (1) (b) and (c) 2., Stats.

Note: Section 101.654 (1) (b), Stats., exempts an owner of a dwelling who resides or will reside in the dwelling and who applies for a building permit to perform work on the dwelling from obtaining a dwelling contractor financial responsibility registration. Under s. 101.65 (1r), an owner who obtains a building permit needs to sign a statement advising the owner of the potential consequences of hiring a contractor to perform work under the permit who is not bonded or insured under s. 101.654 (2) (a), Stats.

Note: Section 101.654 (1) (c) 2., Stats., reads: "The continuing education requirements under par. (a) and the rules promulgated by the department under sub. (1m) do not apply to any person who holds a current license issued by the department at the time that the person obtains a building permit if the work the person does under the permit is work for which the person is licensed."

3. A person applying for a Wisconsin uniform building permit for work covered under ch. SPS 321 or 322 who is not the owner who resides or will reside in the dwelling shall hold one of the following credentials issued by the department:

a. A dwelling contractor certification.

b. A dwelling contractor — restricted certification.

c. A dwelling contractor financial responsibility certification.

d. A dwelling contractor financial responsibility — restricted certification.

4. A person applying for a Wisconsin uniform building permit for work covered under ch. SPS 321 or 322 who is not the owner who resides or will reside in the dwelling shall hold or engage, as an employee, a person who holds a certification issued by the department as a dwelling contractor qualifier.

5. The permit shall expire 24 months after issuance if the dwelling exterior has not been completed.

6. Pursuant to s. 101.63 (7), Stats., the name and license number of the Wisconsin master plumber responsible for the installation of plumbing shall be entered on the permit by the issuing entity at the time of issuance.

(b) *Permit to start construction of footings and foundation.* 1. Construction may begin on footings and foundations prior to the issuance of the Wisconsin uniform building permit where a permit to start construction is obtained.

2. Upon submittal of the application for a permit to start construction, a plot plan, complete footing and foundation information including exterior grading, and a fee, the municipality or authorized UDC inspection agency enforcing this code may issue a permit to start construction of the footings and foundation.

3. The issuance of a permit to start construction shall not influence the approval or denial of the Wisconsin uniform building permit application.

(c) *Private onsite wastewater treatment systems.* Pursuant to s. 145.195, Stats., if the proposed construction requires connection to a private onsite wastewater treatment system, a Wisconsin uniform building permit may not be issued unless conformance with s. SPS 383.25 (2) has first been determined.

Note: See ch. SPS 325 Appendix A for a reprint of s. SPS 383.25 (2).

(d) *Posting of permit.* 1. The Wisconsin uniform building permit shall be posted in a conspicuous place at the dwelling site.

2. The Wisconsin uniform building permit seal shall be affixed to the posted permit or to the Wisconsin uniform building permit application. The permit seal number shall appear on both documents.

(10) DISAPPROVAL OF PLANS AND DENIAL OF PERMITS. (a) *General.* Approval shall be denied if the municipality or authorized UDC inspection agency administering and enforcing this code determines that the Wisconsin uniform building permit application or the plans do not substantially conform to the provisions of this code and other legal requirements.

(b) *Denial of application.* A copy of the denied application, accompanied by a written statement specifying the reasons for denial, shall be sent to the applicant and to the owner as specified on the Wisconsin uniform building permit application.

(c) *Stamping of plans.* 1. Plans which do not substantially conform to the provisions of the code shall be stamped "not approved."

2. One copy shall be returned to the person applying for the Wisconsin uniform building permit and one copy shall be retained by the municipality or authorized UDC inspection agency administering and enforcing the code.

(d) *Appeals.* The applicant may appeal a denial of the application in accordance with the procedure outlined in s. SPS 320.21.

(11) TIME–SPAN FOR APPROVAL OR DENIAL. Action to approve or deny a uniform building permit application shall be completed within 10 business days of receipt of all forms, fees, plans and documents required to process the application, and completion of other local prerequisite permitting requirements.

History: Cr. Register, November, 1979, No. 287, eff. 6–1–80; r. and recr. (7), Register, February, 1985, No. 350, eff. 3–1–85; am. (4) (b) and (5) (b) 1., Register, January, 1989, No. 397, eff. 2–1–89; am. (3) (a) and (4) (a) 2., Register, March, 1992, No. 435, eff. 4–1–92; am. (4) (a) 1., (5) (a), (b) 2. and (6) (intro.), Register, September, 1992, No. 441, eff. 12–1–92; renum. (2) to be (2) (a) and am., am. (3) and (7), cr. (2) (b), (3) (c), Register, November, 1995, No. 479, eff. 12–1–95; r. and recr. (5) (b) 1., Register, October, 1996, No. 490, eff. 11–1–96; am. (4) (a) 1. a. and (b), r. and recr. (4) (a) 1. b., r. (4) (a) 1. c. and d., Register, February, 1997, No. 494, eff. 3–1–97; am. (5) (a), Register, March, 1998, No. 507, eff. 4–1–98; cr. (5) (b) 1. c. and d., Register, January, 1999, No. 517, eff. 2–1–99; cr. (5) (b) 3., Register, April, 2000, No. 532, eff. 7–1–00; correction in (5) (b) 3. made under s. 13.93 (2m) (b) 7., Stats; correction in (5) (b) 3. made under s. 13.93 (2m) (b) 7., Stats., Register, March, 2001, No. 543; CR 00–159: am. (1), (2), (4) (intro.), (5) (a), (5) (b) 2. and (c), (6) (intro.) and (b), r. and recr. (3), (5) (b) 1. d., cr. (8), Register September 2001 No. 549 eff. 12–1–01; correction in (5) (b) 1. b. made under s. 13.93 (2m) (b) 7., Stats., Register May 2003 No. 569; CR 03–097: am. (1), (2) (a), r. (2) (a) 2., (b), (3) (b), and (8), cr. (2) (b), renum. (3) (c) to be (3) (b) and am, Register November 2004 No. 587, eff. 1–1–05; CR 05–113: r. and recr. (4) (a) 1., renum. (4) (b) and (c) to be (4) (c) and (d) and am. (4) (c), cr. (4) (b) Register December 2006 No. 612, eff. 4–1–07; CR 07–007: r. and recr. (2) (b) and (5) Register August 2007 No. 620, eff. 9–1–07, except (5) (c) 2. eff. 1–1–08; CR 08–043: r. and recr. Register March 2009 No. 639, eff. 4–1–09; correction in (2) (c) 3., (3) (a) 2., (b) 2., (5) (a) 2., (d) 2., (6) (c), (9) (a) 3., 4., (c), (10) (d) made under s. 13.92 (4) (b) 7., Stats., Register December 2011 No. 672; CR 14–015: am. (5) (b) 2. d. Register August 2014 No. 704, eff. 9–1–14; CR 15–041: am. (5) (b) 2. d., r. (5) (d), am. (6) (d) Register December 2015 No. 720, eff. 1–1–16; CR 17–001: r. and recr. (2) (a) 2., cr. (2) (a) 3., 4. Register July 2017 No. 739, eff. 8–1–17.

SPS 320.10 Inspections. (1) INSPECTOR CERTIFICATION. All inspections, for the purpose of administering and enforcing this code, shall be performed by an inspector certified in accordance with ch. SPS 305 who holds the respective credential for the inspection performed.

(2) GENERAL INSPECTION REQUIREMENTS. (a) *General.* Inspections shall be conducted by the municipality or authorized UDC inspection agency administering and enforcing this code to determine if the construction or installations conform to the conditionally approved plans, the Wisconsin uniform building permit application and the provisions of this code.

(b) *Inspection notice.* 1. The applicant or an authorized representative shall request inspections from the municipality or authorized UDC inspection agency administering and enforcing this code.

2. Except as provided under subd. 3., construction may not proceed beyond the point of inspection until the inspection has been completed.

3. Construction may proceed if the inspection has not taken place by the end of the second business day following the day of notification or as otherwise agreed between the applicant and the municipality or authorized UDC inspection agency.

(3) INSPECTION TYPES. (a) *General.* The inspections described in pars. (b) to (i) shall be performed to determine if the work complies with this code.

(b) *Erosion control inspection.* Erosion control inspections shall be performed concurrently with all other required construction inspections. Additional inspections for erosion control may be performed by the delegated authority.

(c) *Foundation excavation inspection.* 1. The excavation for the foundation shall be inspected after the placement of any forms or required reinforcement and prior to the placement of the permanent foundation material.

2. If a drain tile system is required, by the local inspector or by groundwater levels in the excavation, the presence and location of bleeders used to connect the interior and exterior drain tile shall be inspected at the same time as the excavation.

Note: This excavation inspection may be used to determine the need for drain tile under s. SPS 321.17.

(d) *Foundation reinforcement inspection.* The placement of reinforcement shall be inspected where the reinforcement is required for code compliance.

(e) *Foundation inspection.* The foundation shall be inspected after completion. Where dampproofing, exterior insulation or drain tile are required for code compliance, the foundation shall be inspected prior to backfilling.

(f) *Rough inspection.* 1. A rough inspection shall be performed for each inspection category listed under subd. 1. a. to e. after the rough work is constructed but before it is concealed.

a. The basement floor area.

Note: The inspection of the basement floor area should include the following: any underfloor plumbing, electrical, or HVAC; any interior drain tile with base course required under s. SPS 321.17; the structural base course for the floor slab if required under s. SPS 321.20; and the underfloor vapor retarder as required under s. SPS 322.38.

b. General construction, including framing.

c. Rough electrical.

d. Rough plumbing.

e. Rough heating, ventilating and air conditioning.

2. All categories of work for rough inspections may be completed before the notice for inspection is given, provided the work has not been covered.

3. The applicant may request one rough inspection or individual rough inspections.

4. A separate fee may be charged for each individual inspection.

(g) *Insulation inspection.* An inspection shall be made of the insulation and vapor retarders after they are installed but before they are concealed.

(h) *Final inspection.* 1. Except as provided under subd. 2., the dwelling may not be occupied until a final inspection has been made that finds no critical violations of this code that could reasonably be expected to affect the health or safety of a person using the dwelling.

2. Occupancy may proceed in accordance with local ordinances if the inspection has not been completed by the end of the fifth business day following the day of notification or as otherwise agreed between the applicant and the department or municipality.

(i) *Installation inspection.* An inspection shall be performed on the installation of a manufactured home or modular home.

Note: The design and construction of manufactured homes is regulated by the federal Department of Housing and Urban Development under Title 24 CFR Part 3280.

(4) NOTICE OF COMPLIANCE OR NONCOMPLIANCE. (a) *General.* 1. Notice of compliance or noncompliance with this code shall be written on the building permit or another readily visible means and posted at the job site. Alternatively, the notice may be delivered electronically if mutually agreed upon by the applicant and inspector.

2. Upon finding of noncompliance, the municipality or authorized UDC inspection agency enforcing this code shall also notify the applicant of record and the owner, in writing, of the violations to be corrected. Alternatively, the notification may be delivered electronically if mutually agreed upon by the applicant and inspector.

3. Except as specified under par. (b), the municipality or authorized UDC inspection agency shall order all cited violations corrected within 30 days after written notification, unless an extension of time is granted under s. SPS 320.21.

(b) *Erosion and sediment control requirements.* 1. The time period allowed for compliance with the erosion and sediment control provisions under s. SPS 321.125 shall be determined based on the severity of the noncompliance in relation to soil loss or potential damage to the waters of the state.

2. Pursuant to s. 101.653 (7) (b), Stats., the department, a municipality or the designated UDC inspection agency may issue a special order directing an immediate cessation of construction work on other aspects of the dwelling until compliance with the erosion and sediment control provisions under s. SPS 321.125 is attained. Construction work may resume once the erosion and sediment control compliance corrections are completed.

Note: Section 101.653 (7) (b) reads: "The department or a city, village, town or county may issue a special order directing the immediate cessation of work on a one– or 2–family dwelling until the necessary plan approval is obtained or until the site complies with the rules promulgated under sub. (2)."

(5) VOLUNTARY INSPECTION. The department or its authorized representative may, at the request of the owner or the lawful occupant, enter and inspect dwellings, subject to the provisions of this code, to ascertain compliance with this code.

(6) RECORD KEEPING. (a) *Municipal enforcement.* Municipalities that have adopted an ordinance to enforce this code shall maintain records in accordance with all of the following:

1. A record shall be made of each visit to a site, each inspection type performed and the pass or fail results of each inspection.

2. Approved plans shall be retained for 4 years after completion of the dwelling.

3. Applications forms, correction orders, correspondence and inspection records shall be maintained for 7 years after completion of the dwelling.

(b) *State enforcement.* Inspectors working under state contract shall maintain records in accordance with the provisions of the contract that was in effect at the time the inspections were completed.

Note: Records generated by the plan review and inspection functions are public records and are subject to the open–records law.

History: Cr. Register, November, 1979, No. 287, eff. 6–1–80; am. (1) (a), Register, February, 1985, No. 350, eff. 3–1–85; cr. (1) (b) 2. f., Register, January, 1989, No. 397, eff. 2–1–89; correction (1) (b) 2. intro. made under s. 13.93 (2m) (b) 4., Stats., Register, January, 1989, No. 397; r. (1) (b) 2. e., renum. (1) (b) 2. f. and 3. and (3) to be (1) (b) 2. e. and 4. and (2), cr. (1) (b) 3., Register, March, 1992, No. 435, eff. 4–1–92; am. (1) (c), Register, September, 1992, No. 441, eff. 12–1–92; cr. (1) (b) 5., Register, November, 1995, No. 479, eff. 12–1–95; am. (intro.), Register, October, 1996, No. 490, eff. 11–1–96; r. and recr. (1) (c), Register, February, 1997, No. 494, eff. 3–1–97; am. (intro.), Register, March, 1998, No. 507, eff. 4–1–98; r. and recr. (1) (b) 4., Register, March, 2001, No. 543, eff. 4–1–01; CR 00–159: am. (1) (intro.), (c) 1. and 2. a., r. and recr. (1) (a), Register September 2001 No. 549 eff. 12–1–01; CR 05–113: r. and recr. (1) (c) 2. Register December 2006 No. 612, eff. 4–1–07; CR 06–071: am. (1) (b) (intro.) cr. (1) (b) 6. and (3) Register December 2006 No. 612, eff. 4–1–07; CR 08–043: r. and recr. Register March 2009 No. 639, eff. 4–1–09; correction in (3) (i) made under s. 13.92 (4) (b) 7., Stats., Register March 2009 No. 639; correction in (1), (4) (a) 3., (b) 1., 2. made under s. 13.92 (4) (b) 7., Stats., Register December 2011 No. 672; CR 15–088: am. (4) (a) 1., 2. Register May 2016 No. 725, eff. 6–1–16.

SPS 320.11 Suspension or revocation of Wisconsin uniform building permit. (1) (a) The municipality or the registered UDC inspection agency administering and enforcing this code may suspend or revoke any Wisconsin uniform building permit where it appears that the permit or approval was obtained through fraud or deceit, where the applicant has willfully refused to correct a violation order or where the inspector is denied access to the premises.

(b) No construction may take place on the dwelling after suspension or revocation of the permit.

(2) Any person aggrieved by a determination made by the department, a municipality or a registered UDC inspection agency may appeal the decision in accordance with s. SPS 320.21.

History: Cr. Register, November, 1979, No. 287, eff. 6–1–80; CR 00–159: r. (1), renum. (intro.) to be (1), am. (2), Register, September 2001 No. 549 eff. 12–1–01; correction in (2) made under s. 13.92 (4) (b) 7., Stats., Register December 2011 No. 672.

Subchapter V — Approval and Inspection of Modular Homes and Their Components

SPS 320.12 Scope. This part shall govern the design, manufacture, installation and inspection of modular homes, manufactured building systems and the components of the building systems displaying the Wisconsin insignia.

History: Cr. Register, November, 1979, No. 287, eff. 6–1–80; correction made under s. 13.92 (4) (b) 7., Stats., Register March 2009 No. 639.

SPS 320.13 Manufacture, sale and installation of homes. (1) MANUFACTURE AND SALE. No modular home, manufactured building system or component of the building system subject to this part shall be manufactured for use, sold for initial use or installed in this state unless it is approved by the department and it bears the Wisconsin insignia issued or a state seal or an insignia reciprocally recognized by the department.

(2) INSTALLATION. A Wisconsin uniform building permit shall be obtained in accordance with s. SPS 320.09 (1) to (5) (a) before any on–site construction falling within the scope of this code is commenced for a modular home. The permit shall be issued in accordance with s. SPS 320.09 (9).

History: Cr. Register, November, 1979, No. 287, eff. 6–1–80; correction in (2) made under s. 13.93 (2m) (b) 7., Stats., Register August 2007 No. 620; CR 08–043: am. (2) Register March 2009 No. 639, eff. 4–1–09; correction in (1) made under s. 13.92 (4) (b) 7., Stats., Register March 2009 No. 639; correction in (2) made under s. 13.92 (4) (b) 7., Stats., Register December 2011 No. 672.

SPS 320.14 Approval procedures. (1) APPLICATION FOR APPROVAL. (a) An application for approval of any modular home, building system or component shall be submitted to the department in the form required by the department, along with the appropriate fees in accordance with s. SPS 302.34.

(b) The department shall review and make a determination on an application for approval of a modular home, building system or component within 3 months.

(2) APPROVAL OF BUILDING SYSTEMS AND COMPONENTS. (a) *Approval of building systems.* 1. 'Plans and specifications.' All plans and specifications shall be submitted to the department according to subd. 1. a. or b.:

a. Three complete sets of building, structural, mechanical and electrical plans, (including elevations, sections and details), specifications and calculations shall be submitted to the department on behalf of the manufacturer for examination and approval.

b. At least one complete set of building, structural, mechanical and electrical plans, (including elevations, sections and details), specifications and calculations shall be submitted to the department on behalf of a manufacturer. All plans and specifications submitted to the department shall be stamped "conditionally approved" by a UDC certified inspector or inspectors.

2. 'Compliance assurance program.' a. Three sets of the compliance assurance program shall be submitted for examination and approval.

b. The compliance assurance program shall meet the standards of the Model Documents for the Evaluation, Approval and Inspection of Manufactured Buildings or an equivalent standard acceptable to the department.

(b) *Approval of building components.* 1. 'Plans and specifications.' All plans and specifications shall be submitted to the department according to subd. 1. a. or b.:

a. At least 3 complete sets of plans and specifications for manufactured dwelling building components shall be submitted to the department on behalf of the manufacturer for examination and approval.

b. At least one complete set of plans and specifications for manufactured dwelling building components shall be submitted to the department on behalf of the manufacturer. All plans and specifications submitted to the department shall be stamped "conditionally approved" by a UDC certified inspector or inspectors.

2. 'Compliance assurance program.' a. Three sets of the compliance assurance program shall be submitted to the department for examination and approval of components.

b. The compliance assurance program shall meet the requirements established by the department or, where applicable, be in the form of the Model Documents for the Evaluation, Approval and Inspection of Manufactured Buildings or an equivalent standard acceptable to the department.

(3) NOTIFICATION OF APPROVAL OR DENIAL OF PLANS, SPECIFICATIONS AND COMPLIANCE ASSURANCE PROGRAM. (a) *Conditional approval.* If the department determines that the plans, specifications, compliance assurance program and application for approval submitted for such building system or component substantially conform to the provisions of this code, a conditional approval shall be issued. A conditional approval issued by the department shall not constitute an assumption of any liability for the design or construction of the manufactured building.

1. 'Written notice.' The conditional approval shall be in writing and sent to the manufacturer and the person submitting the application for approval. Any noncompliance specified in the conditional approval shall be corrected before the manufacture, sale or installation of the dwelling, building system or component.

2. 'Stamping of plans, specifications and compliance assurance program.' Approved plans, specifications and compliance assurance programs shall be stamped "conditionally approved." At least 2 copies shall be returned to the person designated on the application for approval; one copy shall be retained by the department.

(b) *Denial.* If the department determines that the plans, specifications, compliance assurance program or the application for approval do not substantially conform to the provisions of this code, the application for approval shall be denied.

1. 'Written notice.' The denial shall be in writing and sent to the manufacturer and the person submitting the application for approval. The notice shall state the reasons for denial.

2. 'Stamping of plans, specifications and compliance assurance program.' Plans, specifications and compliance assurance programs shall be stamped"not approved." At least 2 copies shall be returned to the person submitting the application for approval; one copy shall be retained by the department.

(4) EVIDENCE OF APPROVAL. The manufacturer shall keep at each manufacturing plant where such building system or component is manufactured, one set of plans, specifications and compliance assurance program bearing the stamp of conditional approval. The conditionally approved plans, specifications and compliance assurance program shall be available for inspection by an authorized representative of the department during normal working hours.

(5) INSPECTIONS. Manufacturers shall contract with the department or an independent inspection agency to conduct in–plant inspections to assure that the building system and components manufactured are in compliance with the plans, specifications and the compliance assurance program approved by the department. All inspections, for the purpose of administering and enforcing this code, shall be performed by a certified UDC inspector or inspectors.

(6) WISCONSIN INSIGNIA. Upon departmental approval of the plans, specifications and compliance assurance program, and satisfactory in–plant inspections of the building system and components, Wisconsin insignias shall be purchased from the department in accordance with the fee established in s. SPS 302.34. A manufacturer shall be entitled to display the Wisconsin insignia on any approved system or component.

(a) *Lost or damaged insignia.* 1. 'Notification.' If Wisconsin insignias become lost or damaged, the department shall be notified immediately, in writing, by the manufacturer or dealer.

2. 'Return of damaged insignias.' If Wisconsin insignias become damaged, the insignia shall be returned to the department with the appropriate fee to obtain a new insignia.

(b) *Affixing Wisconsin insignias.* Each Wisconsin insignia shall be assigned and affixed to a specific manufactured dwelling or component in the manner approved by the department before the dwelling is shipped from the manufacturing plant.

(c) *Insignia records.* 1. 'Manufacturer's insignia records.' The manufacturer shall keep permanent records regarding the handling of all Wisconsin insignias, including construction compliance certificates, indicating the number of Wisconsin insignias which have been affixed to manufactured dwellings or manufactured building components (or groups of components); which Wisconsin insignias have been applied to which manufactured dwelling or manufactured building component; the disposition of any damaged or rejected Wisconsin insignias; and the location and custody of all unused Wisconsin insignias. The records shall be maintained by the manufacturer or by the independent inspection agency for at least 10 years. A copy of the records shall be sent to the department upon request.

2. 'Construction compliance certificate.' Within 30 days after receiving the original Wisconsin insignias from the department, and at the end of each month thereafter, the manufacturer shall submit a construction compliance certificate, in the form determined by the department, for each manufactured dwelling intended for sale, use or installation in the state.

(d) *Unit identification.* Each modular home and major transportable section or component shall be assigned a serial number. The serial number shall be located on the manufacturer's data plate.

(e) *Manufacturer's data plate.* The manufacturer's data plate for building systems shall contain the following information, where applicable:

1. Manufacturer's name and address;
2. Date of manufacture;
3. Serial number of unit;
4. Model designation;
5. Identification of type of gas required for appliances and directions for water and drain connections;
6. Identification of date of the codes or standards complied with;
7. State insignia number;
8. Design loads;
9. Special conditions or limitations of unit;
10. Electrical ratings; instructions and warnings on voltage, phase, size and connections of units and grounding requirements.

(7) RECIPROCITY. Upon request, the department will make available to any person a list of those states whose dwelling codes are considered equal to the codes established by the department and whose products are accepted reciprocally by Wisconsin.

History: Cr. Register, November, 1979, No. 287, eff. 6–1–80; am. (1) (a), r. and recr. (2) (a) 1. and (b) 1., Register, February, 1985, No. 350, eff. 3–1–85; correction in (6) (intro.) made under s. 13.93 (2m) (b) 7., Stats., Register, September, 1992, No. 441; am. (1), (2) (a) 2., Register, November, 1995, No. 479, eff. 12–1–95; am. (2) (a) 1. b., (b) 1. b., (5), Register, October, 1996, No. 490, eff. 11–1–96; correction in (6) (intro.) made under s. 13.93 (2m) (b) 7., Stats., Register, October, 1996, No. 490; correction in (1) made under s. 13.93 (2m) (b) 7., Stats., Register, March, 1998, No. 507; correction in (2) (a) 2. made under s. 13.93 (2m) (b) 7., Stats., Register May 2003 No. 569; CR 06–119: am. (1) Register July 2007 No. 619, eff. 8–1–07; CR 08–043: am. (1), (2) (a) 2. and (b) 2. Register March 2009 No. 639, eff. 4–1–09; corrections in (2) (a) 2. b., (b) 2. b. and (6) (d) made under s. 13.92 (4) (b) 7., Stats., Register March 2009 No. 639; correction in (1) (a), (6) (intro.) made under s. 13.92 (4) (b) 7., Stats., Register December 2011 No. 672.

SPS 320.15 Effect of approval. (1) RIGHT TO BEAR INSIGNIA. A modular home or building component approved by the department, manufactured and inspected in accordance with this code, shall be entitled to bear the Wisconsin insignia.

(2) EFFECT OF INSIGNIA. Modular homes and manufactured building components bearing the Wisconsin insignia are deemed to comply with this code, except as to installation site requirements, regardless of the provisions of any other ordinance, rule, regulation or requirement.

(3) RIGHT TO INSTALL. Modular homes and components bearing the Wisconsin insignia may be manufactured, offered for sale and shall be entitled to be installed anywhere in Wisconsin where the installation site complies with the other provisions of this code.

History: Cr. Register, November, 1979, No. 287, eff. 6–1–80; corrections made under s. 13.92 (4) (b) 7., Stats., Register March 2009 No. 639.

SPS 320.16 Suspension and revocation of approval. The department shall suspend or revoke its approval of a manufactured building system or manufactured building component if it determines that the standards for construction or the manufacture and installation of a manufactured building system or manufactured building component do not meet this code or that such standards are not being enforced as required by this code. The procedure for suspension and revocation of approval shall be as follows:

(1) FILING OF COMPLAINT. Proceedings to suspend or revoke an approval shall be initiated by the department or an independent inspection agency or UDC certified inspector having a contract with the manufacturer whose approval is sought to be suspended or revoked. Initiation shall be by a signed, written complaint filed with the department. Any alleged violation of the code shall be set forth in the complaint with particular reference to time, place and circumstance.

(2) INVESTIGATION AND NOTIFICATION. The department may investigate alleged violations on its own initiative or upon the filing of a complaint. If it is determined that no further action is warranted, the department shall notify the persons affected. If the department determines that there is probable cause, it shall order a hearing and notify the persons affected.

(3) MAILING. Unless otherwise provided by law, all orders, notices and other papers may be served by the department by certified mail to the persons affected at their last known address. If the service is refused, service may be made by sheriff without amendment of the original order, notice or other paper.

(4) RESPONSE. Upon receipt of notification of hearing from the department, the person charged with noncompliance or nonenforcement may submit to the department a written response within 30 days of the date of service. If the person charged files a timely written response, such person shall thereafter be referred to as the respondent.

(5) CONCILIATION AGREEMENT PRIOR TO HEARING. If the department and the respondent are able to reach agreement on disposition of a complaint prior to hearing, such agreement shall:

(a) Be transmitted in writing to the secretary;

(b) Not be binding upon any party until signed by all parties and accepted by the secretary;

(c) Not be considered a waiver of any defense nor an admission of any fact until accepted by the secretary.

(6) HEARINGS. (a) *Subpoenas; witness fees.* Subpoenas shall be signed and issued by the department or the clerk of any court of record. Witness fees and mileage of witnesses subpoenaed on behalf of the department shall be paid at the rate prescribed for witnesses in circuit court.

(b) *Conduct of hearings.* All hearings shall be conducted by persons selected by the department. Persons so designated may administer oaths or affirmations and may grant continuances and adjournments for cause shown. The respondent shall appear in person and may be represented by an attorney–at–law. Witnesses may be examined by persons designated by all parties.

(7) FINDINGS. The department shall make findings and enter its order within 14 days of the hearing. Any findings as a result of petition or hearing shall be in writing and shall be binding unless appealed to the secretary.

(8) APPEAL ARGUMENTS. Appeal arguments shall be submitted to the department in writing in accordance with ch. 227, Stats., unless otherwise ordered. The department shall review and make a determination on an appeal of notification of suspension or revocation of approval within 45 business days of receipt of the appeal.

History: Cr. Register, November, 1979, No. 287, eff. 6–1–80; am. (8), Register, February, 1985, No. 350, eff. 3–1–85; am. (1), Register, October, 1996, No. 490, eff. 11–1–96.

SPS 320.17 Effect of suspension and revocation. (1) BEARING OF INSIGNIA. Upon suspension or revocation by the department of the approval of any modular home or manufactured building component, no further insignia shall be attached to any home or building component manufactured with respect to which the approval was suspended or revoked. Upon termination of such suspension or revocation, insignias may again be attached to the home or building component manufactured after the date approval is reinstated. Should any home or building component have been manufactured during the period of suspension or revocation, it shall not be entitled to bear the Wisconsin insignia unless the department has inspected, or caused to be inspected, such modular home or manufactured building component and is satisfied that all requirements for certification have been met.

(2) RETURN OF INSIGNIAS. The manufacturer shall return to the department all insignias allocated for a modular home or manufactured building component no later than 30 days from the effective date of any suspension or revocation of the approval by the department. The manufacturer shall also return to the department all insignias which it determines for any reason are no longer needed.

History: Cr. Register, November, 1979, No. 287, eff. 6–1–80; corrections made under s. 13.92 (4) (b) 7., Stats., Register March 2009 No. 639.

Subchapter VI — Approval of Products

SPS 320.18 Building product approvals. (1) VOLUNTARY APPROVAL. (a) Materials, equipment and products regulated by this code may receive a written approval from the department indicating code compliance.

(b) 1. Approval of materials, equipment and products shall be based on sufficient data, tests and other evidence that prove the material, equipment or product is in compliance with the standards specified in this code.

2. Tests, compilation of data, and calculations for materials, equipment and products shall be conducted by a qualified independent third party.

(2) ALTERNATE APPROVAL. (a) Materials, equipment and products which meet the intent of this code and which are not approved under sub. (1) shall be permitted if approved in writing by the department.

(b) 1. Approval of materials, equipment and products shall be based on sufficient data, tests and other evidence that prove the material, equipment or product meets the intent of the standards specified in this code.

2. Tests, compilation of data, and calculations for materials, equipment and products shall be conducted by a qualified independent third party.

(3) EXPERIMENTAL APPROVAL. (a) The department may allow use of an experimental material, equipment or product for the purpose of proving compliance with the intent of this code.

(b) The department may require the submission of any information deemed necessary for review.

(c) The department may limit the number of applications it will accept for approval of experimental materials, equipment or products.

(d) Installations of a material, equipment or product under an experimental approval shall comply with all of the following:

1. Plans detailing the installation for each project where the experimental material, equipment or product is to be used shall be submitted to the department.

2. A copy of the experimental approval shall be attached to the submitted plans and approved plans.

3. a. A letter of consent from the owner of the installation shall be attached to the submitted plans and approved plans.

b. The letter under subd. 3. a. shall acknowledge that the owner has received and read a copy of the experimental approval and is in compliance with all conditions of the approval.

4. A person responsible for construction of the project shall be designated in writing by the owner.

5. The person designated as responsible for the construction of the project shall, upon completion of construction, certify in writing to the department that the installation is in compliance with the experimental approval, approved plans, specifications and data.

(e) 1. Any onsite inspections shall be performed by the department, or other person authorized by the department, at time intervals as specified by the department, but not less than once a year. The inspector shall write an inspection report.

2. The department may assess a fee for each inspection conducted under subd. 1.

(f) Five years and 6 months after the date of the completed installation, the department shall order the removal of the experimental material, equipment or product, or issue an approval for the material, equipment or product.

(g) Paragraphs (e) and (f) do not apply to an experimental system if this code is revised to include or enable the experimental system to conform to the intent of this code.

(4) REVIEW, APPROVAL AND REVOCATION PROCESSES. (a) 1. Upon receipt of a fee and a written request, the department may issue an approval for a material, equipment or product.

2. The department shall review and make a determination on an application for approval after receipt of all forms, fees, plans and information required to complete the review.

3. For voluntary and alternate approvals, a determination shall be made within 40 business days of receipt of all required materials.

4. For an experimental approval, a determination shall be made within 6 months of receipt of all required materials.

(b) 1. The department may include specific conditions in issuing an approval, including an expiration date for the approval.

2. Violations of the conditions under which an approval is issued shall constitute a violation of this code.

(c) If the department determines that the material, equipment or product does not comply with this code or the intent of this code, or that an experimental approval will not be issued, the request for approval shall be denied in writing.

(d) If an approved material, equipment or product is modified, the approval shall be considered null and void, unless the material, equipment or product is resubmitted to the department for review and approval is granted.

(e) 1. The department may revoke or deny an approval of a material, equipment or product for any false statements or misrepresentations of relevant facts or data, unacceptability of a third party providing information, or as a result of material, equipment or product failure.

2. The department may re−examine an approved material, equipment or product and issue a revised approval at any time.

(f) The department may revoke an approval if the department determines that the material, equipment or product does not comply with this code or the intent of this code due to a change in the code or department interpretation of the code.

(g) An approval issued by the department may not be construed as an assumption of any responsibility for defects in design, construction or performance of the approved material, equipment or product nor for any damages that may result.

(h) Fees for the review of a material, equipment or product under this section and any onsite inspections shall be submitted in accordance with ch. SPS 302.

(5) UNGRADED OR USED MATERIALS. (a) Ungraded or used building materials may be used or reused as long as the material possesses the essential properties necessary to achieve the level of performance required by the code for the intended use.

(b) The department or the municipality enforcing this code may require tests in accordance with sub. (1) or (2).

History: Cr. Register, November, 1979, No. 287, eff. 6−1−80; cr. (3), Register, February, 1985, No. 350, eff. 3−1−85; am. (1), Register, November, 1995, No. 479, eff. 12−1−95; correction in (1) (intro.) made under s. 13.93 (2m) (b) 7., Stats., Register, October, 1996, No. 490; r. and recr., Register, September, 2000, No. 537, eff. 10−1−00; correction in (4) (h) made under s. 13.92 (4) (b) 7., Stats., Register December 2011 No. 672.

Subchapter VII — Variances, Appeals, Violations and Penalties

SPS 320.19 Petition for variance. The department may grant a variance to a rule only if the variance does not result in lowering the level of health, safety and welfare established or intended by the rule. The department may consider other criteria in determining whether a variance should be granted including the effect of the variance on uniformity.

(1) APPLICATION FOR VARIANCE. The applicant shall submit the petition for variance application to the municipality exercising jurisdiction in order to receive the municipal recommendation. Where no municipality exercises jurisdiction, the application

shall be submitted to the department. The following items shall be submitted when requesting a variance:

(a) A clear written statement of the specific provisions of this code from which a variance is requested and the method of establishing equivalency to those provisions.

(b) A fee in accordance with s. SPS 302.52. The municipality may require a fee for the processing of the application in addition to the department's fee.

Note: A copy of the Petition for Variance form (SBD–9890) is contained in the ch. SPS 325 Appendix A.

(2) MUNICIPAL RECOMMENDATION. The municipality administering and enforcing this code shall submit all applications for variance to the department, together with a municipal recommendation within 10 business days after receipt of the application. The recommendation of the municipality shall include the following items:

(a) Inspections performed on the property.

(b) The issuance of correction orders on the property.

(c) An assessment of the overall impact of the variance on the municipality.

Note: A copy of the Municipal Recommendation form (SBD–9890) is contained in the ch. SPS 325 Appendix A.

(3) DEPARTMENTAL ACTION. Where a municipality administers and enforces the code, the department shall decide petitions for variance and shall mail notification to the municipality and the applicant within 5 business days after receipt of the application and municipal recommendation. Where the department enforces the code, the department shall decide petitions for variance within 15 business days after receipt of the application and fees.

(4) APPEALS. A person or municipality may appeal the determination of the department in the manner set out in s. 101.02 (6) (e) to (i) and (8), Stats.

History: Cr. Register, November, 1979, No. 287, eff. 6–1–80; am. Register, November, 1995, No. 479, eff. 12–1–95; correction in (1) (b) made under s. 13.93 (2m) (b) 7., Stats., Register, October, 1996, No. 490; correction in (1) (b) made under s. 13.92 (4) (b) 7., Stats., Register December 2011 No. 672.

SPS 320.20 Municipal variance from the code. Any municipality exercising or intending to exercise jurisdiction under this code may apply to the department for a variance permitting the municipality to adopt an ordinance not in conformance with this code. The department shall review and make a determination on a municipal request to adopt an ordinance not in conformance with this code within 60 business days of receipt of the request.

(1) APPLICATION FOR VARIANCE. The department may grant an application only under the following circumstances:

(a) The municipality has demonstrated that the variance is necessary to protect the health, safety or welfare of individuals within the municipality because of specific climate or soil conditions generally existing within the municipality.

(b) The municipality has demonstrated that the granting of the variance, when viewed both individually and in conjunction with other variances requested by the municipality, does not impair the statewide uniformity of this code.

(2) DEPARTMENTAL INQUIRY. Prior to making a determination, the department shall solicit within the municipality and consider the statements of any interested persons as to whether or not said application should be granted.

(3) APPEALS. Any municipality aggrieved by the denial of an application may appeal the determination in accordance with the procedure set out in s. 101.02 (6) (e) to (i) and (8), Stats. The department shall review and make a determination on an appeal of denial of a municipal request to adopt an ordinance not in conformance with this code within 60 business days of receipt of the appeal.

(4) UNIFORMITY. This section shall be strictly construed in accordance with the goal of promoting statewide uniformity.

History: Cr. Register, November, 1979, No. 287, eff. 6–1–80; am. (intro.) and (3), Register, February, 1985, No. 350, eff. 3–1–85.

SPS 320.21 Appeals of orders, determinations, and for extension of time. (1) APPEALS OF ORDERS AND DETERMINATIONS BY A MUNICIPALITY EXERCISING JURISDICTION. Appeals of order or determination of a municipality exercising jurisdiction under this code, including denials of application for permits, shall be made in accordance with the procedure set out in ch. 68, Stats., prior to making an appeal to the department, except as follows:

(a) *Appeals of final determinations by a municipality exercising jurisdiction.* Appeals of final determination by municipalities shall be made to the department after the procedures prescribed in ch. 68, Stats., have been exhausted. All appeals to the department shall be in writing stating the reason for the appeal. All appeals shall be filed with the department within 10 business days of the date the final determination is rendered under ch. 68, Stats. The department shall render a written decision on all appeals within 60 business days of receipt of all calculations and documents necessary to complete the review.

Note: Chapter 68, Stats., provides that municipalities may adopt alternate administrative appeal procedures that provide the same due process rights as ch. 68, Stats. Municipalities having adopted such alternate procedures may follow those alternate procedures.

(2) APPEALS OF ORDERS AND DETERMINATIONS BY THE DEPARTMENT. Appeals of an order of the department made pursuant to the provisions of this code, including denials of application for permits, shall be in accordance with the procedure set out in s. 101.02 (6) (e) to (i) and (8), Stats. The department shall review and make a determination on an appeal of an order or determination within 60 business days of receipt of all calculations and documents necessary to complete the review.

(3) EXTENSIONS OF TIME. (a) The time for correction of cited orders as set out in s. SPS 320.10 shall automatically be extended in the event that an appeal of said orders is filed. The extension of time shall extend to the termination of the appeal procedure and for such additional time as the department or municipality administering and enforcing this code may allow.

(b) The department or municipality administering and enforcing this code may grant additional reasonable time in which to comply with a violation order.

(4) APPEALS OF SOIL EROSION CONTROL ORDERS BY A MUNICIPALITY FOR CESSATION OF WORK. (a) Appeals of orders for cessation of work issued under s. SPS 320.10 (4) may be made to the authority issuing the cessation of work order. The authority shall make a determination on such appeal within 3 business days. Determination of appeals by a municipality may be conducted in consultation with the department.

(b) Appeals of a final determination by a municipality on cessation of work orders may be made to the department. The department shall issue a final determination on the appeal within 3 business days after receipt of such appeal.

(c) If the issuing authority determines the site to be compliant with s. SPS 321.125, orders shall be rescinded and work may commence.

History: Cr. Register, November, 1979, No. 287, eff. 6–1–80; am. (1) (a) and (2), Register, February, 1985, No. 350, eff. 3–1–85; cr. (4), Register, September, 1992, No. 441, eff. 12–1–92; CR 08–043: am. (1) (intro.) Register March 2009 No. 639, eff. 4–1–09; correction in (4) (a) made under s. 13.92 (4) (b) 7., Stats., Register March 2009 No. 639; correction in (3), (4) (a), (c) made under s. 13.92 (4) (b) 7., Stats., Register December 2011 No. 672.

SPS 320.22 Penalties and violations. (1) VIOLATIONS. No person shall construct or alter any dwelling in violation of any of the provisions of this code.

(a) *Injunction.* When violations occur, the department may bring legal action to enjoin any violations.

(b) *Ordinances.* This code shall not affect the enforcement of any ordinance or regulation, the violation of which occurred prior to the effective date of this code.

(2) PENALTIES. (a) Pursuant to ss. 101.66 and 101.77, Stats., whoever violates this code shall forfeit to the state not less than

$25 nor more than $500 for each violation. Each day that the violation continues, after notice, shall constitute a separate offense.

(b) Any person violating any rule of this code applying to manufactured homes is subject to the penalties prescribed in s. 101.94 (8), Stats.

(3) MUNICIPAL ENFORCEMENT. Any municipality which administers and enforces this code may provide, by ordinance, remedies and penalties for violation of that jurisdiction exercised under s. 101.65, Stats. These remedies and penalties shall be in addition to those which the state may impose under subs. (1) and (2).

History: Cr. Register, November, 1979, No. 287, eff. 6–1–80; am. (3), Register, March, 1992, No. 435, eff. 4–1–92; CR 06–071: renum. (2) to be (2) (a), cr. (2) (b) Register December 2006 No. 612, eff. 4–1–07.

Subchapter IX — Adoption of Standards

SPS 320.24 Adoption of standards. (1) CONSENT. Pursuant to s. 227.21 (2), Stats., the attorney general has consented to the incorporation by reference of the standards listed in Tables 320.24–1 to 320.24–13.

(2) ADOPTION OF STANDARDS. The standards referenced in Tables 320.24–1 to 320.24–13 are incorporated by reference into this chapter.

Note: Copies of the adopted standards are on file in the offices of the department and the legislative reference bureau. Copies of the standards may be purchased, or are available for free, through the respective organizations or other information listed in Tables 320.24–1 to 320.24–13.

(3) ALTERNATE STANDARDS. (a) Alternate standards that are equivalent to or more stringent than the standards incorporated by reference in this chapter may be used in lieu of incorporated standards when approved by the department or if written approval is issued by the department in accordance with par. (b).

(b) 1. a. Upon receipt of a fee and a written request, the department may issue an approval for the use of the alternate standard.

b. The department shall review and make a determination on an application for approval within 40 business days of receipt of all forms, fees, and documents required to complete the review.

2. Determination of approval shall be based on an analysis of the alternate standard and the incorporated standard, prepared by a qualified independent third party or the organization that published the incorporated standard.

3. The department may include specific conditions in issuing an approval, including an expiration date for the approval. Violations of the conditions under which an approval is issued shall constitute a violation of this code.

4. If the department determines that the alternate standard is not equivalent to or more stringent than the standards incorporated by reference, the request for approval shall be denied in writing.

5. The department may revoke an approval for any false statements or misrepresentations of facts on which the approval was based. The department may re–examine an approved alternate standard and issue a revised approval at any time.

6. Fees for review of standards under this paragraph shall be submitted in accordance with ch. SPS 302.

Table 320.24–1

ACI	American Concrete Institute P.O. Box 9094 Farmington Hills, MI 48333 www.concrete.org
Standard Reference Number	**Title**
1. 318–14	Building Code Requirements for Structural Concrete
2. 332–14	Residential Code Requirements for Structural Concrete
3. 530–13	Building Code Requirements for Masonry Structures
4. 530.1–13	Specification for Masonry Structures

Table 320.24–3

AISC	American Institute of Steel Construction One East Wacker Drive, Suite 700 Chicago, IL 60601 www.aisc.org
Standard Reference Number	**Title**
ANSI/AISC 360–10	Specification For Structural Steel Buildings

Table 320.24–4

ASTM	ASTM International 100 Barr Harbor Drive PO Box C700 West Conshohocken, PA 19428–2959 www.astm.org
Standard Reference Number	**Title**
1. C62–13a	Standard Specification for Building Brick (Solid Masonry Units Made From Clay or Shale)
2. C90–14	Standard Specification for Load-bearing Concrete Masonry Units
3. C216–14	Standard Specification for Facing Brick (Solid Masonry Units Made From Clay or Shale)
4. C270–14a	Standard Specification for Mortar for Unit Masonry
5. C476–10	Standard Specification for Grout for Masonry
6. C652–14	Standard Specification for Hollow Brick (Hollow Masonry Units Made From Clay or Shale)
7. D226/D226M–09	Standard Specification for Asphalt–Saturated Organic Felt Used In Roofing And Water Proofing
8. D3462/D3462M –10a	Standard Specification for Asphalt Shingles Made From Glass Felt and Surfaced With Mineral Granules
9. D4869/D4869M –15	Standard Specification for Asphalt–Saturated Organic Felt Shingle Underlayment Used in Roofing

Table 320.24–5

ASCE	American Society of Civil Engineers 1801 Alexander Bell Drive Reston, VA 20191 www.asce.org
Standard Reference Number	**Title**
SEI/ASCE 32–01	Design and Construction of Frost–Protected Shallow Foundations

Table 320.24–6

ASHRAE	American Society of Heating, Refrigerating, and Air–conditioning Engineers, Inc. 1791 Tullie Circle, N.E. Atlanta, GA 30329 www.ashrae.org
Standard Reference Number	**Title**
1. 2013 Fundamentals	ASHRAE Handbook — Fundamentals
2. 2011 HVAC Applications	ASHRAE Handbook — HVAC Applications
3. 2012 HVAC Systems & Equipment	ASHRAE Handbook — HVAC Systems & Equipment

Table 320.24–6m

AWC	American Wood Council 222 Catoctin Circle SE Suite 201 Leesburg, VA 20175 www.americanwoodcouncil.org
Standard Reference Number	**Title**
1. ANSI/AWC NDS–2015	National Design Specification For Wood Construction
2. ANSI/AWC PWF – 2007	Permanent Wood Foundation Design Specification

Table 320.24–7

ICC	The International Code Council 500 New Jersey Avenue, NW, 6th Floor Washington, D.C. 20001 www.iccsafe.org
Standard Reference Number	**Title**
ICC 400–2012	Standard on the Design and Construction of Log Structures

Table 320.24–9

NAIMA	North American Insulation Manufacturers Association 11 Canal Canter Plaza, Suite 103 Alexandria, VA 22314 www.naima.org
Standard Reference Number	**Title**
1. 3rd Edition, 2002	Fibrous Glass Residential Duct Construction Standards

Table 320.24–10

NFPA	National Fire Protection Association 1 Batterymarch Park Quincy, MA 02269 www.nfpa.org
Standard Reference Number	**Title**
1. NFPA 13D 2013	Standard for the Installation of Sprinkler Systems in One– and Two–Family Dwellings and Manufactured Homes
2. NFPA 54/ANSI Z223.1 2015	National Fuel Gas Code

Table 320.24–11

NIST	National Institute of Standards and Technology U.S. Department of Commerce Washington, D.C. 20234 http://catalog.hathitrust.org/Record/009487395
Standard Reference Number	**Title**
1. NBS Building Science Series 87, July 1976	Model Documents for the Evaluation, Approval, and Inspection Of Manufactured Buildings

Table 320.24–12

SMACNA	Sheet Metal and Air Conditioning Contractors' National Association 4201 Lafayette Center Drive Chantilly, VA 20151–1219 www.smacna.org
Standard Reference Number	**Title**
1. Seventh Edition, 1998	Residential Comfort System Installation Standards Manual
2. Seventh Edition, 2003	Fibrous Glass Duct Construction Standards
3. Third Edition, 2005	HVAC Duct Construction Standards — Metal and Flexible

Table 320.24–13

TPI	Truss Plate Institute, Inc. 218 North Lee Street, Suite 312 Alexandria, VA 22314 www.tpinst.org
Standard Reference Number	**Title**
ANSI/TPI 1–2007	National Design Standard for Metal Plate Connected Wood Truss Construction

History: Cr. Register, November, 1979, No. 287, eff. 6–1–80; am. (intro.) and (2), cr. (2m) and (2n), r. and recr. (4), Register, February, 1985, No. 350, eff. 3–1–85; renum. (2m) to be (2k) and am., cr. (2m), Register, July, 1986, No. 367, eff. 1–1–87; am. (intro.), (1), (2k) and (4), r. (2n), cr. (2p), (2s) and (3m), Register, January, 1989, No. 397, eff. 2–1–89; am. (intro.), (1), (2), (2k), (2m), (2p), (2s), (3m), (4), (5), cr. (6), Register, March, 1992, No. 435, eff. 4–1–92; r. and recr., Register, November, 1995, No. 479, eff. 12–1–95; r. and recr., Register, January, 1999, No. 517, eff. 2–1–99; renum. (1) to (14) to be (4) to (17), r. and recr. (intro.) and cr. (2) and (3), Register, September, 2000, No. 537, eff. 10–1–00; renum. (1) to be (1) (a), (1) (b) to be (4) (b), (7) (f) to (i) to be (g) to (j), and (j) to (p) to be (L) to (r), cr. (1) (b), (7) (f), and (k), and am. (4) and (12), Register, March, 2001, No. 543, eff. 4–1–01; CR 02–077: am. (1) and (2), r. (4) to (17), cr. Tables 20.24–1 to 12 Register May 2003 No. 569, eff. 8–1–03; CR 08–043: am. Tables 1 to 3 and 6, r. Tables 4 and 10, renum. Tables 5, 7 to 9, 11 and 12 to be Tables 4, 9 to 11, 12 and 13 and am. 9, 10, 12 and 13, cr. Tables 5, 7 and 8 Register March 2009 No. 639, eff. 4–1–09; EmR0826: emerg. am. (1) and (2), cr. Table 14, eff. 10–1–08; CR 08–085: am. (1) and (2), cr. Table 14 Register May 2009 No. 641, eff. 6–1–09; CR 10–089: r. Table 20.24–14 Register January 2011 No. 661, eff. 2–1–11; CR 11–002: am. Table 20.24–10 Register August 2011 No. 668, eff. 9–1–11; correction in (1), (2), (3) (b) 6. made under s. 13.92 (4) (b) 7., Stats., Register December 2011 No. 672; correction in (1), (2) made under s. 13.92 (4) (b) 7., Stats., Register August 2014 No. 704; CR 15–041: am. (1), (2), Table 1, renum. Table 2 to 6m and am., am. Table 3 to 7, r. Table 8, am. Table 10 to 13 Register December 2015 No. 720, eff. 1–1–16.

Chapter SPS 321

CONSTRUCTION STANDARDS

Note: Chapter Ind 21 was renumbered to be chapter ILHR 21, Register, February, 1985, No. 350, eff. 3–1–85. Chapter ILHR 21 was renumbered chapter Comm 21 under s. 13.93 (2m) (b) 1., Stats., and corrections made under s. 13.93 (2m) (b) 6. and 7., Stats., Register, January, 1999, No. 517. Chapter Comm 21 was reprinted to correct the Table of Contents, Register October 2009 No. 646. Chapter Comm 21 was renumbered chapter SPS 321 under s. 13.92 (4) (b) 1., Stats., Register December 2011 No. 672.

Subchapter I — Scope

SPS 321.01 Scope. The provisions of this chapter shall apply to the design and construction of all one– and 2–family dwellings.

History: Cr. Register, November, 1979, No. 287, eff. 6–1–80.

Subchapter II — Design Criteria

SPS 321.02 Loads and materials. Every dwelling shall be designed and constructed in accordance with the requirements of this section.

(1) DESIGN LOAD. Every dwelling shall be designed and constructed to support the actual dead load, live loads and wind loads acting upon it without exceeding the allowable stresses of the material. The construction of buildings and structures shall result in a system that provides a complete load path capable of transferring all loads from point of origin through the load–resisting elements to the foundation.

(a) *Dead loads.* Every dwelling shall be designed and constructed to support the actual weight of all components and materials. Earth–sheltered dwellings shall be designed and constructed to support the actual weight of all soil loads.

(b) *Live loads.* 1. 'Floors and ceilings.' Floors and ceilings shall be designed and constructed to support the minimum live loads listed in Table 321.02. The design load shall be applied uniformly over the component area.

Table 321.02–1

Component	Live Load (pounds per sq. ft.)
Floors	40
Garage floors	50
Exterior balconies, decks, porches	40
Ceilings (with storage)	20
Ceilings (without storage)	5

2. 'Snow loads.' Roofs shall be designed and constructed to support the minimum snow loads listed on the zone map. The loads shall be assumed to act vertically over the roof area projected upon a horizontal plane.

(c) *Wind loads.* Dwellings shall be designed and constructed to withstand either a horizontal and uplift pressure of 20 pounds per square foot acting over the surface area or the wind loads determined in accordance with ASCE 7–05, *Minimum Design Loads for Buildings and Other Structures*.

Note: ASCE 7–05 allows for substantial reduction from 20 psf as applied to the surface area.

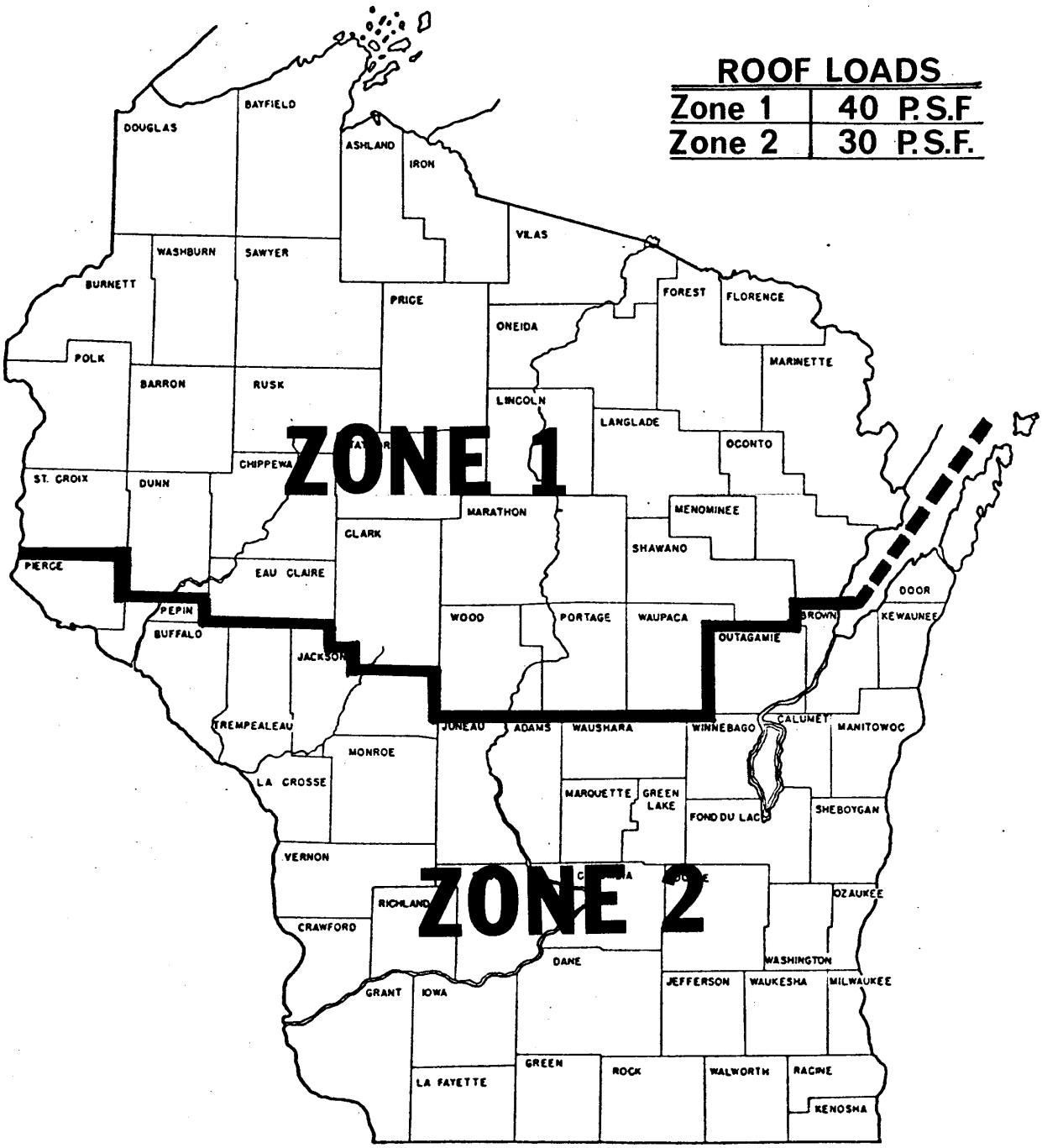
(2) METHODS OF DESIGN. All dwellings shall be designed by the method of structural analysis or the method of accepted practice specified in each part of this code.

Note: See ch. NR 116, rules of the department of natural resources, for special requirements relating to buildings located in flood plain zones. Information regarding the elevation of the regional flood may be obtained from the local zoning official.

(3) STRUCTURAL STANDARDS. (a) *General.* Design, construction, installation, practice and structural analysis shall conform to the following nationally recognized standards.

(b) *Wood.* 1. Except as provided in subd. 1. a. and b., structural lumber, glue−laminated timber, timber pilings and fastenings shall be designed in accordance with the "National Design Specification for Wood Construction" and the "Design Values for Wood Construction," a supplement to the National Design Specification for Wood Construction.

Figure 321.02
ZONE MAP FOR ROOF LOADS



a. Section 2.2.5.3. The cumulative effects of short–time loads, such as snow, shall be considered in determining duration of load. For snow load, no greater duration of load factor than 1.15 shall be used.

b. Section 4.1.7. The provisions of this section shall also apply to reused lumber. Reused lumber shall be considered to have a duration of load factor of 0.90.

2. Span tables for joists and rafters printed in ch. SPS 325 Appendix A or approved by the department may be used in lieu of designing by structural analysis.

3. Sawn lumber that is not graded in accordance with the standards under subd. 1., shall use the NDS published allowable design stresses for the lumber species using grade number 3 when used for studs, stringers, rafters or joists and may use grade number 1 when used for beams, posts or timbers.

(c) *Structural steel.* The design, fabrication, and erection of structural steel for buildings shall conform to Specification for Structural Steel Buildings and the provisions of the accompanying commentary as adopted under Table 320.24–3.

(d) *Concrete.* Plain, reinforced or prestressed concrete construction shall conform to the following standards:

1. ACI Standard 318, Building Code Requirements for Structural Concrete.

2. ACI Standard 332, Residential Code Requirements for Structural Concrete.

Note: Concrete construction in one– and two–family dwellings should meet the standards established in ACI 332. Construction means, materials, or methods not addressed in ACI 332 should meet the standards established in ACI 318.

(e) *Masonry.* The design and construction of masonry shall conform to the following standards:

1. ACI 530, Building Code Requirements for Masonry Structures.

2. ACI 530.1, Specification for Masonry Structures.

(f) *Engineered structural components.* Engineered structural components shall be used in accordance with structural analysis or with load tables supplied by the manufacturer, provided those load tables were developed using structural analysis or load testing.

(g) *Whole logs.* Dwellings constructed of whole logs shall conform to ICC 400, Standard on the Design and Construction of Log Structures.

Note: This standard requires the minimum log diameter to be 8 inches.

(h) *Fasteners.* 1. All building components shall be fastened to withstand the dead load, live load, snow load, and wind load.

2. Fasteners shall comply with the schedule listed in Table 321.02–2.

Note: Other fastening methods may be allowed if engineered under s. SPS 321.02 (3).

Table 321.02–2
MINIMUM FASTENER SCHEDULE TABLE

Other interior and exterior panel products and finishes installed per manufacturer requirements.

For engineered connectors, use manufacturer's specified fasteners.

Description of Building Materials/Connection	Number and Type of Fastener[1 2 3]
Floor Framing	
Joist to joist, face nailed over support	3–8d
Joist to sill or girder, toe nail	3–8d
Band or rim joist to joist, end nail	3–16d
Band or rim joist to sill or top plate	2–16d at 16″ o.c.
Bridging to joist, toe nail each end	2–8d
Built–up girder and beams, top loaded	10d at 32" o.c. at top and bottom and staggered and two at ends and at each splice
Built–up girder and beams, side–loaded	16d at 16" o.c. at top and bottom and staggered and two at ends and at each splice
Ledger strip to beam, face nail	3–16d each joist
Joist on ledger to beam, toe nail	3–8d
Wall Framing	
Sole plate to joist or blocking, face nail	2–16d at 16″ o.c.
Top or sole plate to stud, end nail	2–16d
Stud to sole plate, toe nail	3–8d or 2–16d
Doubled studs, face nail	10d at 24″ o.c.
Doubled top plates, face nail	10d at 24″ o.c.
Doubled top plates, minimum 24–inch offset of end joints, face nail in lapped area	8–16d
Top plates, laps and intersections, face nail	2–10d
Continuous header, two pieces	16d at 16″ o.c. along each edge
Continuous header to stud, toe nail	4–8d
1″ corner brace to each stud and plate, face nail	2–8d or 2 staples, 1¾″
Built–up corner studs	10d at 24″ o.c.

Description of Building Materials/Connection	Number and Type of Fastener[1 2 3]
Roof/Ceiling Framing	
Ceiling joists to plate, toe nail	3–8d
Ceiling joist, laps over partitions, face nail	3–10d
Ceiling joist to parallel rafters, face nail	3–16d
Rafter to plate, toe nail (maximum 6 rafter span, engineered connector for longer)	2–16d
Roof rafters to ridge, valley or hip rafters, toe nail	4–16d
Roof rafters to ridge, valley or hip rafters, face nail	3–16d
Collar ties to rafters, face nail	3–8d
Boards and planks	
1″ x 6″ subfloor or less to each joist, face nail	2–8d or 2 staples, 1¾″
Wider than 1″ x 6″ subfloor toe to each joist, face nail	3–8d or 4 staples 1¾″
2″ subfloor to joist or girder, blind and face nail	2–16d
1″ x 6″ roof or wall sheathing to each bearing, face nail	2–8d or 2 staples, 1¾″
1″ x 8″ roof or wall sheathing to each bearing, face nail	2–8d or 3 staples, 1¾″
Wider than 1″ x 8″ roof sheathing to each bearing, face nail	3–8d or 4 staples, 1¾″
2″planks	2–16d at each bearing

Panel Sheathing

Material	Fastener	Spacing of Fastener	
		Edges	Intermediate Supports
Engineered wood panel for subfloor and roof sheathing and wall corner wind bracing to framing			
5/16″ to ½″	6d common or deformed nail or staple, 1½″	6″	12″ [4]
5/8″ to ¾″	8d smooth or common, 6d deformed nail, or staple, 14 ga. 1¾″	6″	12″ [4]
7/8″ to 1″	8d common or deformed nail	6″	12″
1 1/8″ to 1¼″	10d smooth or common, or 8d deformed nail	6″	12″
Combination subfloor/ underlayment to framing			
¾″ or less	6d deformed or 8d smooth or common nail	6″	12″
7/8″ to 1″	8d smooth, common or deformed nail	6″	12″
1 1/8″ to 1 ¼″	10d smooth or common or 8d deformed nail	6″	12″
Wood panel siding to framing			
½″ or less	6d corrosion–resistant siding and casing nails	6″	12″
5/8″	8d corrosion–resistant siding and casing nails	6″	12″
½″ structural cellulosic fiberboard sheathing	1½″ galvanized roofing nail; 8d common nail; staple 16 ga., 1½″ long	3″	6″
25/32″ structural cellulosic fiberboard sheathing	1¾″ galvanized roofing nail; 8d common nail; staple 16 ga., 1¾″ long	3″	6″
½″ gypsum sheathing[5]	1½″ galvanized roofing nail; 6d common nail; staple galvanized 1½″ long; 1¼″ screws, Type W or S	4″	8″
5/8″ gypsum sheathing[5]	1¾″ galvanized roofing nail; 8d common nail; staple galvanized 1 5/8″ long; 1 5/8″ screws, Type W or S	7″	7″

[1] All nails are smooth–common, box or deformed shank except where otherwise stated.
[2] Nail is a general description and may be T–head, modified round head or round head.
[3] Staples are 16–gauge wire, unless otherwise noted, and have a minimum 7/16″ o.d. crown width.
[4] Staples shall be spaced at not more than 10″ o.c. at intermediate supports for floors.

[5] Apply vertically 4′ x 8′ or 4′ x 9′ panels.

(4) ALTERNATE MATERIALS AND STANDARDS. No part of this code is intended to prohibit or discourage use of alternate, equivalent materials or standards; or the construction of innovative dwellings such as a dwelling built below ground, a geodesic dome, a concrete house, a fiberglass house, or any other nonconventional structure.

Note: Examples of materials addressed by this subsection include structural insulated panels that are used in accordance with the manufacturer's instructions or structural analysis, and cold–formed steel framing complying with AISI S230 *Standard for Cold–Formed Steel Framing — Prescriptive Method for One and Two Family Dwellings*.

History: Cr. Register, November, 1979, No. 287, eff. 6–1–80; r. and recr. (3) (a), am. (3) (c) and Table 21.02, cr. (3) (c) 2., Register, February, 1985, No. 350, eff. 3–1–85; cr. (3) (a) 3., am. (3) (b), renum. (3) (e) to be (3) (d), and am., Register, November, 1995, No. 479, eff. 12–1–95; renum. and am. (1) (c) to be (1) (c) 1., cr. (1) (c) 2. and 3., am. (3) (d), Register, January, 1999, No. 517, eff. 2–1–99; r. (3) (a) 3. and cr. (3) (e), Register, March, 2001, No. 543, eff. 4–1–01; correction in (3) (b) made under s. 13.93 (2m) (b) 7., Stats., Register, March, 2001, No. 543; CR 02–077: am. (1) (intro.) and (d) Register May 2003 No. 569, eff. 8–1–03; corrections in (3) (b) and (d) made under s. 13.93 (2m) (b) 7., Stats., Register May 2003 No. 569; CR 08–043: r. (1) (c) 2. and 3., renum. (1) (c) 1., (3) (a) to (e) and (intro.) to be (1) (c), (3) (b) to (f) and (3) (a) and am. (3) (a) and (e), am. (3) (title), cr. (3) (b) 3., (e) 1., 2. and (g), am. (3) (e) Register March 2009 No. 639, eff. 4–1–09; correction in (1) (b) 1., (3) (c) made under s. 13.92 (4) (b) 7., Stats., Register December 2011 No. 672; EmR1403: emerg. am. (1) (c), eff. 4–1–14; CR 14–015: am. (1) (c) Register August 2014 No. 704, eff. 9–1–14; CR 15–041: renum. Table 321.02 to Table 321.02–1 and (1) (d) to (3) (h) 1. and am., am. (3) (c), (d) 1., 2., consol. (3) (g) (intro.) and 2. and renum. to (3) (g) and am., r. (3) (g) 1., cr. (3) (h) 2., Table 321.02–2 renum. from SPS 320 to 325 Appendix and am., (4) renum from SPS 320.02 (5) and am. Register December 2015 No. 720, eff. 1–1–16; correction in (3) (b) 2. under s. 13.92 (4) (b) 7., Stats., Register December 2015 No. 720.

SPS 321.03 Exits. Exits, doors and hallways shall be constructed as specified in this section.

(1) EXITS FROM THE FIRST FLOOR. (a) Except as allowed under par. (h), every dwelling unit shall be provided with at least 2 exit doors accessible from the first floor.

(b) At least one of the exits shall discharge to grade and may not go through a garage. This exit may include interior or exterior stairs.

Note: Under this paragraph, only one of the two exit doors that are addressed in par. (a) is required to exit directly to grade.

(c) Any exit that does not comply with par. (b) may discharge to an outside balcony that complies with sub. (8).

(d) Any exit that does not comply with par. (b) may discharge into an attached garage provided the garage has an exit door that discharges to grade. An overhead garage door may not be used as an exit door.

(e) Except as allowed under pars. (f) and (h), the 2 required exit doors shall be separated by at least the greater of the following distances:

1. One–third the length of the longest diagonal of the floor in plan view, exclusive of an attached garage.

2. 20 feet.

Note: See ch. SPS 325 Appendix A for examples of exit separation design.

(f) 1. First floor levels that do not meet the separation requirements under par. (e), shall have at least one egress window complying with sub. (6) on that floor level.

2. An egress window to comply with subd. 1. shall be separated from at least one door on the first floor by one of the distances under par. (e).

3. If first floor levels that do not meet the separation requirements under par. (e) contain one or more sleeping rooms, each sleeping room shall have at least one egress window complying with sub. (6).

(g) 1. The exit separation distance required under par. (e) shall be calculated or measured as a straight line from the midpoint of one doorway to the midpoint of the other doorway.

2. For exiting through an attached garage, the separation distance shall be measured using the door connecting the garage and the dwelling. Distance within the garage shall be ignored.

(h) 1. Dwellings consisting of no more than a first floor with a maximum floor area of 400 square feet and a loft area not exceeding half of the first floor area, shall be provided with at least one exit door leading directly to the exterior and at least one egress window that complies with sub. (6).

2. a. Dwellings that meet the size restrictions under subd. 1., are not required to meet the exit separation requirements under par. (e) or (f).

b. If a dwelling that meets the size restrictions under subd. 1., has more than one room on the first floor, the door and the egress window shall be located in different rooms.

3. One of the exit doors required in par. (a) may be omitted for a dwelling unit that has one or more egress windows on the first floor. If there are bedrooms, each must have a window that complies with sub. (6).

(2) EXITS FROM THE SECOND FLOOR. (a) At least 2 exits shall be provided from the second floor. At least one of the exits shall be a stairway or ramp and lead to the first floor or discharge to grade. The second exit may be via a stairway or ramp that discharges to grade, or to a balcony which complies with sub. (8), or to a deck that complies with s. SPS 321.225 and that is no more than 15 feet above the grade below.

(b) Windows that comply with sub. (6) may be provided in each second floor bedroom — or in another location on the second floor if there are no bedrooms on that floor — in lieu of the second exit from that floor.

(c) Where the second floor of a building is the lowest floor level in a dwelling unit, as in an up–and–down duplex, no exit from the unit may go through another dwelling unit or other party's occupancy on the first floor.

(3) EXITS ABOVE THE SECOND FLOOR. (a) Except as provided under pars. (b) and (c), each habitable floor above the second floor shall be provided with at least 2 exits that meet all of the following requirements:

1. The exits shall be stairways or ramps that lead to the second floor or discharge to grade.

2. The exits shall be located such that an exit is accessible to the second floor if another exit is blocked.

(b) A second stairway or ramp exit is not required for habitable areas on a third floor that meet all of the following requirements:

1. The habitable area consists of a single room.

Note: Non–habitable areas, such as closets and bathrooms may be partitioned off.

2. The room is not used for sleeping.

3. The habitable area has a floor area of 400 square feet or less.

4. There is at least one egress window meeting the requirements of sub. (6) in the habitable area.

(c) A second stairway or ramp exit is not required for habitable areas on a third floor that meet all of the following requirements:

1. The dwelling is fully sprinklered in accordance with NFPA 13R or NFPA 13D.

2. If a required exit includes an attached garage, the garage shall be sprinklered.

(4) EXITS FROM LOFTS. (a) At least one stairway exit shall be provided, to the floor below, for a loft exceeding 400 square feet in area.

(b) At least one stairway or ladder exit shall be provided to the floor below for a loft, 400 square feet or less, in area.

(5) EXITS FROM BASEMENTS AND GROUND FLOORS. (a) *General.* Except as provided in par. (b), all basements and ground floors shall be provided with at least one exit of the following types:

1. A door to the exterior of the dwelling.

2. A stairway or ramp that leads to the floor above.

(b) *Basements and ground floors used for sleeping.* 1. Basements and ground floors used for sleeping shall be provided with at least 2 exits.

2. The exits shall be located as far apart as practical.

3. The exits may not be accessed from the same ramp or stairway.

4. In addition to the exit type required under par. (a), the second exit from a basement or ground floor used for sleeping shall be one of the following types:

a. A door to the exterior of the dwelling.

b. A stairway or ramp that leads to the floor above.

c. A stairway that leads to a garage provided the garage has an exit door other than the overhead door.

d. An egress window that complies with sub. (6), located in each bedroom.

(6) WINDOWS USED FOR EXITING. Windows which are installed for exit purposes shall comply with the requirements of this subsection.

(a) The window shall be openable from the inside without the use of tools or the removal of a sash. If equipped with a storm or screen, it shall be openable from the inside.

(b) 1. The nominal size of the net clear window opening shall be at least 20 inches by 24 inches irrespective of height or width. Nominal dimensions shall be determined by rounding up fractions of inches if they are ½–inch or greater or rounding down fractions of inches if they are less than ½–inch.

2. No portion of the window, including stops, stools, meeting rails and operator arms, shall infringe on the required opening.

(c) The area and dimension requirements of par. (b) may be infringed on by a storm window.

(d) 1. For any window used for exiting, the lowest point of clear opening shall be no more than 60 inches above the floor.

2. If the lowest point of clear opening is more than 46 inches above the floor, a permanent platform or fixture shall be installed such that a flat surface at least 20 inches wide and 9 inches deep is located no more than 46 inches directly below the clear opening.

3. The topmost surface of the platform or fixture shall be no more than 24 inches above the floor.

4. The topmost surface of the platform or fixture shall support a live load of at least 200 pounds.

5. A stair used for the sole purpose of reaching the top of the platform or fixture is exempt from the requirements of s. SPS 321.04.

(e) 1. An egress window with any point of clear opening below adjacent grade shall be provided with an areaway in accordance with this section.

2. The width of the areaway shall be at least equal to the width of the window.

3. The areaway shall be a minimum of 36 inches measured perpendicular from the outer surface of the below–grade wall.

4. If the bottom of the areaway is more than 46 inches below adjacent grade or the top of the areaway enclosure, the areaway shall be provided with a ladder or stair to aid egress. Stairs used to comply with this section are exempt from the requirements of s. SPS 321.04.

5. a. Ladders or other stairs used to comply with subd. 4. may infringe on the required area of the areaway by a maximum of 6 inches.

b. Ladder rungs shall have a minimum inside width of at least 12 inches and shall project at least 3 inches from the wall behind the ladder.

c. Ladder rungs shall be able to support a concentrated load of 200 pounds.

d. Ladder rungs shall have a maximum rise of 12 inches between rungs and shall extend to within 12 inches of exterior grade.

6. The areaway shall be constructed such that water entering the areaway does not enter the dwelling.

(f) An egress window under a deck or porch shall discharge through a clear path of at least 36 inches in height and 36 inches in width, and no more than 15 feet in length, to a yard or open space.

Note: Under this paragraph, there is no maximum height above grade for an egress window. Similarly, egress windows are not prohibited from discharging to a roof, regardless of the slope of the roof.

(7) DOORS USED FOR EXITING. (a) Doors used for exiting from a dwelling shall meet the following dimensions:

1. At least one exit door shall be a swing–type door at least 80 inches high by 36 inches wide.

2. Except as allowed under subds. 3. and 4., other required exit doors shall be at least 76 inches high by 32 inches wide.

3. Where double doors are used as a required exit, each door leaf shall provide a clear opening at least 30 inches wide and be at least 76 inches high.

4. Where sliding doors are used as a required exit, the clear opening shall be at least 29 inches wide and be at least 76 inches high.

(b) All exit doors shall be openable from the interior without the use of a key.

(8) BALCONIES. (a) Balconies shall be made of concrete, metal or wood which is treated, protected or naturally decay–resistive in accordance with s. SPS 321.10.

(b) Balconies shall be provided with guards in accordance with s. SPS 321.04 (3).

(c) Balconies which are required for exit purposes shall also comply with all of the following requirements:

1. The balcony guard shall terminate no more than 46 inches above the floor level of the balcony.

2. The floor level of the balcony shall be no more than 15 feet above the grade below.

3. The floor of the balcony shall have minimum dimensions of 3 feet by 3 feet. The guard and its supports may infringe on the dimensions of the required area no more than 4.5 inches.

(9) SPLIT LEVEL DWELLINGS. In determining the exit requirement in a split level dwelling, all levels that are to be considered a single story shall be within 5 feet of each other.

(10) TWO–FAMILY DWELLINGS. In a 2–family dwelling, each dwelling unit shall be provided with exits in compliance with this section.

(11) EXITS TO COURTYARDS. No exit may discharge to a courtyard having a perimeter that is entirely enclosed by exterior building walls or other obstructions that prevent pedestrian passage.

History: Cr. Register, November, 1979, No. 287, eff. 6–1–80; r. and recr. Register, February, 1985, No. 350, eff. 3–1–85; emerg. am. (1) (b), (2) and (5) (b) 2., eff. 5–7–85; r. (1) (b), renum. (1) (a) to be (1), am. (2), (7) and (8), r. and recr. (5) to (6), cr. (6m) and (10) to (12), Register, January, 1989, No. 397, eff. 2–1–89; am. (3) and (7), r. and recr. (10) and (11), Register, March, 1992, No. 435, eff. 4–1–92; am. (8), r. and recr. (10) (a), Register, November, 1995, No. 479, eff. 12–1–95; am. (6m) (b) 1. and 2., r. (6m) (b) 3., Register, January, 1999, No. 517, eff. 2–1–99; r. and recr. (1), (5), (7) and (8), am. (2) (b), r. (6), renum. (6m) to be (6) and r. and recr. (6) (d) and (e) as renum., Register, March, 2001, No. 543, eff. 4–1–01; reprinted to correct printing error in (6) (e) 2., Register September 2001 No. 549; CR 02–077: am. (1) (a), (5) (a) (intro.) and (10) (b), r. and recr. (1) (e), cr. (1) (f) to (h), Register May 2003 No. 569, eff. 8–1–03; CR 03–097: am. (1) (h) 1., Register November 2004 No. 587, eff. 1–1–05; CR 08–043: am. (title) and (1) (b), r. and recr. (3) and (7), renum. (6) (e) 5. and (10) to (12) to be (6) (e) 5. a. and (8) to (10), cr. (6) (e) 5. b. to d., r. (8) and (9) Register March 2009 No. 639, eff. 4–1–09; correction in (2) (a) made under s. 13.92 (4) (b) 7., Stats., Register March 2009 No. 639; CR 09–104: am. (1) (c) Register December 2010 No. 660, eff. 1–1–11; correction in (6) (d) 5., (e) 4., (8) (a), (b) made under s. 13.92 (4) (b) 7., Stats., Register December 2011 No. 672; CR 15–041: am. (1) (c), (d), cr. (1) (h) 3., am. (2) (a) to (c), (6) (d) 5., (e) 4., 5. a., cr. (6) (f), am. (7) (a) 4., (8) (b), (c) 1., 3., cr. (11) Register December 2015 No. 720, eff. 1–1–16.

SPS 321.035 Interior circulation. (1) DOORS AND OPENINGS. All doors and openings to the following areas shall be at least 80 inches high and provide either a net clear opening width of 30 inches or be a 32–inch door:

(a) Except as provided under pars. (b) and (c), all entrances into common use areas.

(b) At least 50% of the bedrooms.

(c) 1. At least one full bathroom, including doors or openings to a sink, toilet and tub or shower. If this bathroom is accessible only through a bedroom, the bedroom door shall meet the minimum width requirements of this section.

2. If one or more full bathrooms are provided on the first floor, the bathroom meeting the requirements under this section shall be on the first floor.

Note: This section does not require a full bathroom on the first floor.

(2) HALLWAYS. (a) Except as allowed under par. (b), the clear width of hallways shall be at least 36 inches.

(b) The following are allowed to infringe on the required clear width of a hallway:

1. Door hardware and finish trim.

2. Handrails may infringe into the minimum width of a hallway up to 4½ inches on each side.

3. Heating registers may infringe into the minimum width of a hallway up to 4½ inches and no part of the register may be more than 38 inches above the floor.

4. Ducts, pipes, light fixtures, structural features, and corner treatments that are within 84 inches of the floor may infringe into the minimum width of a hallway by a maximum of 4½ inches on each side.

5. Unlimited infringements are allowed in a hallway more than 84 inches above the floor.

(3) KITCHENS. (a) There shall be at least 30 inches of clearance between a wall, a permanently–installed kitchen island, permanently–installed kitchen cabinets and the following kitchen appliances, if provided:

1. A range, cook top or oven.

2. A sink, refrigerator or freezer.

(b) Measurements shall be taken from the face of the wall, island, cabinet or appliance, ignoring knobs and handles.

Note: See ICC/ANSI A117.1 chapter 10 for more guidelines relating to doors and accessible routes. Under that standard, doors must be at least 80–inches in height and provide a minimum net clear opening of 31¾–inches in width in order to provide accessibility for people with disabilities.

History: CR 08–043: cr. Register March 2009 No. 639, eff. 4–1–09.

SPS 321.04 Stairways and elevated areas.

(1) SCOPE. (a) *General.* Except as provided under par. (b), the following stairways shall conform to the requirements of this section.

1. Every interior and exterior stairway attached to, or supported by any part of the structure covered under this code.

2. Tub access stairs, unless they are an integral part of an approved plumbing product.

(b) *Exceptions.* The following stairways are not required to comply with the requirements of this section:

1. Stairways leading to non–habitable attics or crawl spaces.

2. Non–required stairways connecting the basement directly to the exterior of the structure without communicating with any other part of the structure.

(2) DETAILS. (a) *Width.* 1. Except for spiral staircases under subd. 2., stairways shall measure at least 36 inches in width. Handrails and associated trim may project a maximum of 4.5 inches into the required width at each side of the stairway. The minimum clear width at and below the handrail, including at treads and landings, may not be less than 31.5 inches where a handrail is installed on one side, and 27 inches where handrails are provided on both sides.

2. Spiral staircases shall be at least 26 inches wide measured from the outer edge of the supporting column to the inner edge of the handrail.

(b) *Riser height.* 1. a. Except for spiral staircases under subd. 2., risers may not exceed 8 inches in height measured vertically from tread to tread.

b. At the top and bottom of a flight, measurement shall be taken from the top of the nosing to the finished floor surface unless the finished surface is carpeting, in which case measurement shall be made to the hard surface below the carpeting.

2. Risers in spiral staircases may not exceed 9.5 inches in height measured vertically from tread to tread.

(c) *Tread depth.* 1. 'Rectangular treads.' Rectangular treads shall have minimum tread depth of 9 inches measured horizontally from nosing to nosing.

2. 'Spiral staircase treads.' Spiral staircase treads shall have a minimum tread depth of 7 inches from nosing to nosing measured at a point 12 inches from the outer edge of the center column.

3. 'Winder treads in series.' Two or more winder treads may be placed immediately adjacent to each other anywhere in a stairway provided both of the following conditions are met:

a. The winder treads shall have a minimum tread depth of 7 inches measured at a point 12 inches from the narrow end of the tread.

b. The depth of the immediately adjoining winder treads shall be equal at a point 12 inches from the narrow end of the tread or inside face of spindles or balusters.

c. Winder treads may not be used on a straight stairway.

4. 'Individual winder treads.' a. An individual winder tread may be placed between rectangular treads or at the end of a flight of rectangular treads provided the tread depth is at least 9 inches, when measured at a distance of 12 inches from the narrow end of the tread or from the inside face of the wall.

b. There may be more than one individual winder tread in a stairway.

c. Winder treads may not be used on a straight stairway.

(d) *Headroom.* 1. Stairways shall be provided with a minimum headroom clearance of 76 inches measured vertically from a line parallel to the nosing of the treads to the ceiling, soffit or any overhead obstruction directly above that line.

2. The headroom clearance shall be maintained over an intermediate landing.

3. The headroom clearance shall be maintained over a landing that is at the top or bottom of a stairway for a minimum distance of 36 inches in the direction of travel of the stairway.

(e) *Uniformity.* 1. Within a stairway flight, the greatest tread depth may not exceed the smallest tread depth by more than $^3/_8$ inch and the greatest riser height may not exceed the smallest riser height by more than $^3/_8$ inch.

2. The allowed variation in uniformity under subd. 1. may not be used to exceed the maximum riser height under par. (b) or to decrease the minimum tread depth under par. (c).

(f) *Open risers.* Stairways with open risers shall be constructed to prevent the through–passage of a sphere with a diameter of 4 inches or larger between any 2 adjacent treads.

(g) *Walking surface.* The walking surface of stair treads and landings shall be a planar surface that is free of lips or protrusions that could present a tripping hazard.

(3) HANDRAILS AND GUARDS. (a) *General.* 1. A flight of stairs with more than 3 risers shall be provided with at least one handrail for the full length of the flight.

2. Guards shall be provided on all open sides of stairs consisting of more than 3 risers and on all open sides of areas that are elevated more than 24 inches above the floor or exterior grade.

Note: A handrail provided at 30 to 38 inches above the tread nosing meets the height requirement for a guard on a stairway.

3. a. Except as provided in subd. 3. b., guards shall be constructed to prevent the through–passage of a sphere with a diameter of 4 3/8 inches, when applying a force of 4 pounds.

b. The triangular area formed by the tread, riser and bottom rail shall have an opening size that prevents the through–passage of a sphere with a diameter of 6 inches, when applying a force of 4 pounds.

c. Rope, cable, or similar materials used in guard infill shall be strung with maximum openings of 3 1/2 inches with vertical supports a maximum of 4 feet apart.

Note: In some cases, the vertical supports could be simple cable stays that offer vertical support to the rope or cable span. Structural posts must be supplied to provide the rail with the minimum 200 pound load resistance, as well as to resist the tensile loads exerted by the tightened rope or cable.

4. a. Handrails and guards shall be designed and constructed to withstand a 200 pound load applied in any direction.

b. Handrail or guard infill components, balusters and panel fillers shall withstand a horizontally applied perpendicular load of 50 pounds on any one–foot–square area.

c. Glazing used in handrail or guard assemblies shall be safety glazing.

5. Exterior handrails and guards shall be constructed of metal, decay resistant or pressure–treated wood, or shall be protected from the weather.

(b) *Handrails.* 1. 'Height.' a. Handrails shall be located at least 30 inches, but no more than 38 inches above the nosing of the treads, except as provided in subds. 1. b. to d. Measurement shall be taken from the hard structural surface beneath any finish material to the top of the rail. Variations in uniformity are allowed only when a rail contacts a wall or newel post or where a turnout or volute is provided at the bottom tread.

b. A volute, turnout, or starting easing that does not comply with subd. 1. a. may extend over the lowest tread.

c. Transition fittings on handrails may extend above the 38–inch height limit.

d. Where handrail fittings or bendings are used to provide a continuous transition between flights, or at winder treads, or from a handrail to a guard, or at the start of a flight, the height at the fittings or bendings may exceed 38 inches.

2. 'Clearance.' The clearance between a handrail and the wall surface shall be at least 1 1/2 inches.

3. 'Winders.' a. Except as provided under subd. 3. b., the required handrail on winder stairs shall be placed on the side where the treads are wider.

b. Where all winder treads in a flight have a depth of at least 9 inches from nosing to nosing measured at a point 12 inches from the narrow end of the tread, the required handrail may be located on either side of the stairway.

4. 'Projection.' Handrails and associated trim may project into the required width of stairs and landings a maximum of 4 1/2 inches on each side.

5. 'Size and configuration.' Handrails shall be symmetrical about the vertical centerline to allow for equal wraparound of the thumb and fingers.

a. Handrails with a round or truncated round cross sectional gripping surface shall have a maximum whole diameter of 2 inches.

b. Handrails with a rectangular cross sectional gripping surface shall have a maximum perimeter of 6 1/4 inches with a maximum cross sectional dimension of 2 7/8 inches.

c. Handrails with other cross sections shall have a maximum cross sectional dimension of the gripping surface of 2 7/8 inches with a maximum linear gripping surface measurement of 6 1/4 inches and a minimum linear gripping surface of 4 inches.

Note: See ch. SPS 325 Appendix A for further information on handrail measurement.

6. 'Continuity.' Handrails shall be continuous for the entire length of the stairs except in any one of the following cases:

a. A handrail may be discontinuous at an intermediate landing.

b. A handrail may have newel posts.

c. A handrail may terminate at an intermediate wall provided the lower end of the upper rail is returned to the wall or provided with a flared end, the horizontal offset between the 2 rails is no more than 12 inches measured from the center of the rails, and both the upper and lower rails can be reached from the same tread without taking a step.

(c) *Guards.* 1. 'Application.' a. All openings between floors, and open sides of landings, platforms, balconies or porches that are more than 24 inches above grade or a floor shall be protected with guards.

b. The requirements under subd. 1. a. apply where insect screens are the only means of enclosure or protection for a surface that is more than 24 inches above grade or a floor.

c. For exterior applications, the 24 inch vertical measurement shall be taken from the lowest point within 3 feet horizontally from the edge of the deck, landing, porch or similar structure.

d. This paragraph does not apply to window wells, egress wells, and retaining walls.

2. 'Height.' Guards shall extend to at least 36 inches above the floor or to the underside of a stair handrail complying with s. SPS 321.04 (3) (b). Measurement shall be taken from the hard structural surface beneath any finish material to the top of the guard.

3. 'Opening size.' Guards shall be constructed to prevent the through–passage of a sphere with a diameter of 4 3/8 inches, when applying a force of 4 pounds.

(4) LANDINGS. (a) *Intermediate landings.* 1. A level intermediate landing shall be provided in any stairway with a height of 12 feet or more.

2. Intermediate landings that connect 2 or more straight flights of stairs, or 2 flights of stairs at a right angle, shall be at least as wide as the treads and shall measure at least 36 inches in the direction of travel.

3. Curved or irregular landing shall have a radius of at least 36 inches.

4. Curved or irregular landings shall have a minimum straight line measurement of 26 inches between the nosing of the 2 connecting treads measured at a point 18 inches from the narrow end of the landing measured along the nosing of the 2 treads.

(b) *Landings at the top and base of stairs.* A level landing shall be provided at the top and base of every stairs except as provided in par. (d). The landing shall be at least as wide as the treads and shall measure at least 3 feet in the direction of travel.

(c) *Doors at landings.* Except as provided in subds. 1. to 3. and par. (d), level landings shall be provided on each side of any door located at the top or base of a stair, regardless of the direction of swing. In the following exceptions, a stairway between a dwelling and an attached garage, carport or porch is considered to be an interior stair:

1. A landing is not required between the door and the top of interior stairs if the door does not swing over the stairs.

2. A landing is not required between the door and the top of an interior stairs of 1 or 2 risers regardless of the direction of swing.

3. A landing is not required between a sliding glass door or an in–swinging glass door and the top of an exterior stairway of 3 or fewer risers.

(d) *Exterior landings.* 1. The exterior landing, platform, or sidewalk at an exterior doorway shall be located a maximum of 8 inches below the interior floor elevation, be sloped away from the doorway at a minimal rate that ensures drainage, and have a length of at least 36 inches in the direction of travel out of the dwelling.

2. The landing at the base of an exterior stair shall be sloped away from the stair at a minimal rate that ensures drainage.

History: Cr. Register, November, 1979, No. 287, eff. 6–1–80; r. and recr. Register, February, 1985, No. 350, eff. 3–1–85; am. (intro.), r. and recr. (1) (c), renum. (3) (f) to Comm 21.042, Register, January, 1989, No. 397, eff. 2–1–89; r. and recr. (intro.) and (3) (c), am. (1) (a), (2) (a) and (c) 2. and (3) (a), cr. (2) (c) 6., March, 1992, No. 435, eff. 4–1–92; r. and recr., Register, November, 1995, No. 479, eff. 12–1–95; am. (1) (c) 1. and (d), renum. (2) (intro.) to (b) to be (2) (a) to (c) and am. (a), r. (2) (b) (intro.), Register, February, 1997, No. 494, eff. 3–1–97; reprinted to restore dropped copy, Register, March, 1997, No. 495; r. (1), renum. (intro.) to be (1) and am., renum. (2) and (3) to be (3) and (4), cr. (2) and r. and recr. (4) (a), Register, March, 2001, No. 543, eff. 4–1–01; CR 02–077: am. (2) (b) 1., (e) 1. and (3) (a), cr. (2) (f) and (3) (c) 3., r. and recr. (3) (b) 3., renum. (4) (c) to be (4) (c) 1. (intro.), a. to c. and 2. and am. (4) (c) 1. (intro.) and 2. Register May 2003, No. 569, eff. 8–1–03; CR 03–097: am. (2) (f), (3) (a) 3., and (c) 3. Register November 2004 No. 587, eff. 1–1–05; CR 08–043: r. and recr. (1), am. (2) (c) 2., 3. b. and (e) 1., cr. (2) (c) 3. c., 4. c., (g), (3) (a) 3. c., 4. b., c., (c) 1. b. and c., renum. (3) (a) 4. and (c) 1. to be (3) (a) 4. a. and (c) 1. a. Register March 2009 No. 639, eff. 4–1–09; CR 15–041: am. (1) (a) 2., (2) (a) 1., (c) 4. a., b., (3) (title), (a) 1. to 5., renum. (3) (b) 1. to (3) (b) 1. a. and am., cr. (3) (b) 1. b. to d., am. (3) (b) 3. a., b., (c) (title), 1. a., cr. (3) (c) 1. d., am. (3) (c) 2., 3., (4) (a) 2., (b), renum. (4) (c) 1. to (c) and am. (intro.) and 3., renum. (4) (c) 2. to (4) (d) 1. and am., cr. (4) (d) (title), 2. Register December 2015 No. 720, eff. 1–1–16; CR 15–041: am. (4) (c) 3. (omitted Register December 2015 No. 720) Register January 2016 No. 721.

SPS 321.042 Ladders. Ladders which are used as part of a required exit shall conform to this section.

(1) DESIGN LOAD. Ladders shall be designed to withstand loads of at least 200 pounds.

(2) TREAD OR RUNGS. (a) Minimum tread requirements shall be specified in Table 321.042. Treads less than 9 inches in width shall have open risers. All treads shall be uniform in dimension.

Table 321.042

Pitch of Ladder Angle to Horizontal (degrees)	Maximum rise (inches)	Minimum Tread (inches)
41.6 to 48.4	8	9
greater than 48.4 to 55.0	9	8
greater than 55.0 to 61.4	10	7
greater than 61.4 to 67.4	11	6
greater than 67.4 to 71.6	12	5
greater than 71.6 to 75.9	12	4
greater than 75.9 to 80.5	12	3
greater than 80.5 to 90	12	2

(b) Rungs may only be used for ladders with a pitch range of 75° to 90°. Rungs shall be at least 1 inch in diameter for metal ladders and 1 1/2 inch for wood ladders. All rungs shall be uniform in dimension.

(3) RISERS. Risers shall be uniform in height and shall conform with Table 321.042.

(4) WIDTH. The width of the ladder shall be a minimum of 20 inches wide and a maximum of 30 inches wide.

(5) HANDRAILS. (a) Handrails shall be required for ladders with pitches less than 65°.

(b) Handrails shall be located so the top of the handrail is at least 30 inches, but not more than 38 inches, above the nosing of the treads.

(c) Open handrails shall be provided with intermediate rails or an ornamental pattern such that a sphere with a diameter of 6 inches or larger cannot pass through.

(d) The clearance between the handrail and the wall surface shall be at least 1½ inches.

(e) Handrails shall be designed and constructed to withstand a 200 pound load applied in any direction.

(6) CLEARANCES. (a) The ladder shall have a minimum clearance of at least 15 inches on either side of the center of the tread.

(b) The edge of the tread nearest to the wall behind the ladder shall be separated from the wall by at least 7 inches.

(c) A passage way clearance of at least 30 inches parallel to the slope of a 90° ladder shall be provided. A passage way clearance of at least 36 inches parallel to the slope of a 75° ladder shall be provided. Clearances for intermediate pitches shall vary between these 2 limits in proportion to the slope.

(d) For ladders with less than a 75° pitch the vertical clearance above any tread or rung to an overhead obstruction shall be at least 6 feet 4 inches measured from the leading edge of the tread or rung.

History: Renum. from Comm 21.04 (3) (f), cr. (intro.), Register, January, 1989, No. 397, eff. 2–1–89; am. (6) (b), Register, November, 1995, No. 479, eff. 12–1–95; am. (5) (b) and (c), Register, January, 1999, No. 517, eff. 2–1–99; correction in (2) (a), (3) made under s. 13.92 (4) (b) 7., Stats., Register December 2011 No. 672.

SPS 321.045 Ramps. (1) GENERAL. Every exterior or interior ramp which leads to or from an exit shall comply with the requirements of this section.

Note: See ICC/ANSI A117.1 chapter 5 for more guidelines relating to the design and construction of an accessible ramp. Under that standard, ramps along an accessible route for people with disabilities should have a slope of not more than 1–foot of rise in 12–feet of run and should have handrails on both sides of the ramp.

(2) SLOPE. Ramps shall not have a gradient greater than 1 in 8 or one foot of rise in 8 feet of run. Walkways with gradients less than 1 in 20 or one foot of rise in 20 feet of run are not considered to be ramps.

(3) SURFACE AND WIDTH. Ramps shall have a slip resistant surface and shall have a minimum width of 36 inches measured between handrails.

(4) HANDRAILS. Handrails shall be provided on all open sides of ramps. Every ramp that overcomes a change in elevation of more than 8 inches shall be provided with at least one handrail.

(a) Ramps which have a gradient greater than 8.33% or 1:12 or one foot rise in 12 feet of run and which overcome a change in elevation of more than 24 inches, shall be provided with handrails on both sides.

(b) Handrails shall be located so the top of the handrail is at least 30 inches, but not more than 38 inches above the ramp surface.

(c) 1. Open–sided ramps shall have the area below the handrail protected by intermediate rails or an ornamental pattern to prevent the passage of a sphere with a diameter of 4 3/8 inches when applying a force of 4 pounds, except as provided in subd. 2.

2. This paragraph does not apply to ramps having a walking surface that is less than 24 inches above adjacent grade, if a toe–kick or side rail is provided to 4 inches above the walking surface, and a mid–rail is provided between the toe–kick or side rail and the handrail.

(d) The clear space between the handrail and any adjoining wall shall be at least 1½ inches.

(5) LANDINGS. A level landing shall be provided at the top, at the foot and at any change in direction of the ramp. The landing shall be at least as wide as the ramp and shall measure at least 3 feet in the direction of travel.

History: Cr. Register, January, 1989, No. 397, eff. 2–1–89; am. (3) (intro.), Register, March, 1992, No. 435, eff. 4–1–92; am. (3) (c), Register, November, 1995, No. 479, eff. 12–1–95; am. (3) (b), Register, January, 1999, No. 517, eff. 2–1–99; CR 03–097: am. (3) (c) Register November 2004 No. 587, eff. 1–1–05; CR 08–043: renum. (intro.) and (1) to (4) to be (1) to (5) and am. (1) Register March 2009 No. 639, eff. 4–1–09; CR 15–041: renum. (4) (c) to (4) (c) 1. and am., cr. (4) (c) 2. Register December 2015 No. 720, eff. 1–1–16.

SPS 321.05 Natural light and natural ventilation. (1) NATURAL LIGHT. Each habitable room shall be provided with natural light by means of glazed openings. The area of the glazed openings shall be at least 8% of the net floor area, except under the following circumstances:

(a) *Exception.* Habitable rooms, other than bedrooms, located in basements, ground floors or above garages do not require natural light.

(b) *Exception.* Natural light may be obtained from adjoining areas through glazed openings, louvers or other approved methods. Door openings into adjoining areas may not be used to satisfy this requirement.

(1m) NET FLOOR AREA. For the purposes of subs. (1) and (2), "net floor area" does not include any area with a ceiling height of less than 5 feet.

(2) VENTILATION. (a) *Natural ventilation.* 1. Natural ventilation shall be provided to each habitable room by means of openable doors, skylights or windows. The net area of the openable doors, skylights or windows shall be at least 3.5% of the net floor area of the room, except as provided in subd. 2. Balanced mechanical ventilation may be provided in lieu of openable exterior doors, skylights or windows provided the system is capable of providing at least one air change per hour of fresh outside air while the room is occupied. Infiltration may not be considered as make–up air for balancing purposes.

2. Any area with a ceiling height of less than 5 feet may be excluded from the net floor area.

(b) *Exhaust ventilation.* All exhaust ventilation shall terminate outside the building.

(3) SAFETY GLASS. (am) Except as provided in par. (bm), glazing shall consist of safety glass meeting the requirements of either 16 CFR Part 1201 or ANSI Z97.1 when installed in any of the following locations:

1. In any sidelight or glazing adjacent to a door, that meets all of the following:

a. The nearest point of the glazing is within 2 feet of the door when the door is in the closed position.

b. The nearest point of the glazing is within 5 feet of the floor.

c. The plane of the glazing is within 30 degrees of the plane of the door when the door is in the closed position.

2. In any wall where the glazing is within 5 feet vertically of the lowest drain inlet and within 3 feet horizontally of the nearest

part of the inner rim of a bathtub, hot tub, shower, spa or whirlpool appliance.

3. Within 4 feet vertically of a tread or landing in a stairway and within one foot horizontally of the near edge of the tread or landing.

4. Within 4 feet vertically of the floor and 3 feet horizontally of the nosing of the top or bottom tread of a stair.

5. In guard assemblies.

(bm) Safety glass is not required where glazing meets any of the following:

1. The size of an individual pane of glass is 8 inches or less in the least dimension.

2. The safety glass is required by sub. (3) (am) 1. and the only door within 2 feet of the glazing is the fixed panel of a patio door.

3. The safety glass is required by sub. (3) (am) 1. and there is an intervening wall or other permanent barrier between the door and the glazing.

Note: The U.S. Consumer Product Safety Commission requires safety glass for glazing in internal and external doors, including storm doors and patio doors, as well as for the tub or shower enclosures themselves. These federal rules, contained in 16 CFR, subchapter B, part 1201, apply in addition to any state rules or statutes.

Note: Glass blocks are considered to be masonry products and are regulated under the ACI 530 standard adopted under s. SPS 320.24. They are not required to be safety glazing.

History: Cr. Register, November, 1979, No. 287, eff. 6–1–80; r. and recr. (1) and (2), Register, February, 1985, No. 350, eff. 3–1–85; r. and recr. (3) and (4), Register, July, 1986, No. 367, eff. 1–1–87; am. (4), Register, January, 1989, No. 397, eff. 2–1–89; am. (2) (a), (4) and (5), Register, March, 1992, No. 435, eff. 4–1–92; am. (2) (a), Register, November, 1995, No. 479, eff. 12–1–95; am. (3), r. and recr. (4) and (5), Register, January, 1999, No. 517, eff. 2–1–99; CR 02–077: am. (1) (a) and (5) (b) Register May 2003 No. 569, eff. 8–1–03; CR 08–043: am. (title), r. (3) and (4), renum. (5) to be (3) and am. (3) (intro.), r. and recr. (3) (a) and (b) Register March 2009 No. 639, eff. 4–1–09; CR 15–041: am. (1) (intro.), cr. (1m), renum. (2) (a) to (2) (a) 1. and am., cr. (2) (a) 2., renum. (3) (intro.) and (a) to (d) to (3) (am) (intro.) and 1. to 4. and am. (am) (intro.), 1. (intro.), a., cr. (3) (am) 5., renum. (3) (e) to (3) (bm) (intro.) and am., cr. (3) (bm) 1. to 3. Register December 2015 No. 720, eff. 1–1–16; CR 15–089: am. (1) (a) Register May 2016 No. 725, eff. 6–1–16.

SPS 321.06 Ceiling height. All habitable rooms, kitchens, hallways, bathrooms and corridors shall have a ceiling height of at least 7 feet, except as follows:

(1) (a) Rooms may have ceiling heights of less than 7 feet provided at least 50% of the room's floor area has a ceiling height of at least 7 feet. Any area with a ceiling height of less than 5 feet may be ignored in this calculation.

(b) The 50% limit in par. (a) does not apply to subs. (3) to (6).

(2) Beams and girders or other projections may project to no more than 8 inches below the required ceiling height.

(3) The ceiling height extending back from the front edge of a water closet may slope to below 7 feet, but may not go below 5 feet until beyond the back of the water closet.

(4) The ceiling height extending back from the front edge of a lavatory may be less than 7 feet, but may not go below 5 feet until beyond the back of the lavatory.

(5) A ceiling height of less than 7 feet may be provided between the rear rim of a bathtub and a wall of the room abutting that rim, or between the side rim and a room wall abutting that rim.

(6) A ceiling height of less than 7 feet may be provided between the rear wall of a shower stall and a wall of the room abutting that rear wall, or between the side wall of a shower and a room wall abutting that side wall.

Note: Section SPS 384.20 (5) (o) 4. establishes minimum horizontal clearances for water closets, and reads as follows: "A water closet may not be located closer than 15 inches from its center to any side wall, partition, vanity, or other obstruction, nor closer than 30 inches center to center, between water closets. There shall be at least 24 inches clearance in front of a water closet to any wall, fixture or door."

Note: See ch. SPS 384 Appendix for further explanatory material.

History: Cr. Register, November, 1979, No. 287, eff. 6–1–80; r. and recr. Register, February, 1985, No. 350, eff. 3–1–85; CR 15–041: renum. 321.06 to 321.06 (intro.), (1) (a), and (2) and am., cr. (1) (b), (3) to (6) Register December 2015 No. 720, eff. 1–1–16.

SPS 321.07 Attic and crawl space access. (1) ATTIC. Attics with 150 or more square feet of area and 30 or more inches of clear height between the top of the ceiling framing and the bottom of the rafter or top truss chord framing shall be provided with an access opening of at least 14 by 24 inches, accessible from inside the structure.

(2) CRAWL SPACES. Crawl spaces with 18 inches of clearance or more between the crawl space floor and the underside of the house floor joist framing shall be provided with an access opening of at least 14 by 24 inches.

Note: Access to plumbing or electrical systems may be required under chs. SPS 382 to 387, Plumbing Code or ch. SPS 316, Electrical Code, Volume 2.

History: Cr. Register, November, 1979, No. 287, eff. 6–1–80; am. Register, March, 1992, No. 435, eff. 4–1–92; am. (1), Register, November, 1995, No. 479, eff. 12–1–95.

SPS 321.08 Fire separation and dwelling unit separation. (1) FIRE SEPARATION. Dwelling units shall be separated from garage spaces, accessory buildings, property lines and other dwelling units in accordance with Table 321.08 and the following requirements:

Table 321.08

Between Dwelling And:	Distance Between Objects[1]	Fire Rated Construction[2,5]
Detached garage or accessory building on same property	Less than 5 feet	3/4–hour wall[3] 1/3–hour door or window[3]
Another dwelling on same property	Less than 5 feet	3/4–hour wall[4] 1/3–hour door or window[4]
Detached garage, accessory building, or other dwelling on same property	5 to 10 feet	3/4–hour wall[3] 1/3–hour door or window[3]
Detached garage, accessory building, or other dwelling on same property	More than 10 feet	No requirements
Property Lines	Less than 3 feet	3/4–hour wall 1/3–hour door or window
Property Lines	3 feet or more	No Requirements
Zero Lot Line	None	Follow sub. (2) (d) requirements

[1] Distance shall be measured perpendicular from wall to wall or property line, ignoring overhangs.

[2] Fire rated construction shall protect the dwelling from an exterior fire source.

[3] Fire rated construction may be in either facing wall.

[4] Fire rated construction shall be in both facing walls.

[5] The methods for garage separation in par. (a) 1. are examples of ¾ hour wall construction.

(a) *Attached garages.* 1. The walls and ceiling between an attached garage and any portion of the dwelling, including attic or soffit areas, shall be ¾–hour fire–resistive construction or shall be constructed as specified in any of the following:

a. One layer of $^5/_8$–inch Type X gypsum drywall shall be used on the garage side of the separation wall or ceiling.

b. One layer of ½–inch gypsum drywall shall be used on each side of the separation wall or ceiling.

c. Two layers of ½–inch gypsum drywall shall be used on the garage side of the separation wall or ceiling.

2. For all methods listed under subd. 1., drywall joints shall comply with one of the following:

a. Joints shall be taped or sealed.

b. Joints shall be fitted so that the gap is no more than $^1/_{20}$–inch with joints backed by either solid wood or another layer of drywall such that the joints are staggered.

Note: 1/20–inch is approximately the thickness of a U.S. dime.

3. Vertical separations between an attached garage and a dwelling shall extend from the top of a concrete or masonry foundation to the underside of the roof sheathing or fire–resistive ceiling construction.

(b) *Structural elements exposed in an attached garage.* Beams, columns and bearing walls which are exposed to the garage and which provide support for habitable portions of the dwelling shall be protected by one of the methods specified in par. (a) 1. a. or c. or other ¾ hour fire–resistive protection.

(c) *Doors.* 1. The door and frame assembly between the dwelling unit and an attached garage shall be labeled by an independent testing agency as having a minimum fire–resistive rating of 20

minutes. The test to determine the 20−minute rating is not required to include the hose stream portion of the test.

Note: Acceptable tests for fire rating of door assemblies include ASTM E−152, UL 10B, and NFPA 252.

2. Only glazing allowed by the door's listing may be installed in any door required under this section.

(d) *Other openings.* 1. Access openings in fire separation walls or ceilings shall be protected in one of the following ways:

a. The opening is protected with a material that has a finish rating of at least 20 minutes.

b. The opening is protected in the same way as the wall or ceiling where the opening is located.

2. The cover or door of the access opening shall be permanently installed with hardware that will maintain it in the closed position when not in use.

(2) DWELLING UNIT SEPARATION. (a) *General.* In 2−family dwellings, dwelling units shall be separated from each other and from shared tenant spaces including attics, basements, garages, vestibules and corridors.

(b) *Attic separation.* Dwelling units with attic space that extends over both units shall be separated in accordance with one of the following:

1. 'Complete separation.' The units shall be provided with wall construction under par. (d) that extends all the way to the underside of the roof deck.

2. 'Vertical and horizontal separation.' a. The units shall be provided with wall construction under par. (d) that extends to the dwelling unit ceiling and ceiling construction under par. (e).

b. Dwelling units using this method of separation shall provide attic draft stopping under par. (f) that extends all the way to the underside of the roof deck above and in line with the separation wall.

(c) *Doors.* Any door installed in the dwelling unit separation shall have the door and frame assembly labeled by an independent testing agency as having a minimum fire−resistive rating of 20 minutes. The test to determine the 20−minute rating is not required to include the hose stream portion of the test.

(d) *Walls.* Walls in the dwelling unit separation shall be protected by not less than one layer of $^5/_8$−inch Type X gypsum wallboard or 2 layers of ½−inch gypsum wallboard or equivalent on each side of the wall with joints in compliance with sub. (1) (a) 2.

(e) *Floors and ceilings.* A fire protective membrane of one layer of $^5/_8$−inch Type X gypsum wallboard with joints in compliance with sub. (1) (a) 2., shall be provided on the ceiling beneath the floor construction that provides the separation.

(f) *Draft stopping for concealed roof spaces and attics.* 1. Attic areas, mansards, overhangs and other concealed roof spaces shall be draft stopped above and in line with the separation wall.

2. Acceptable draft stopping materials include:

a. $^3/_8$−inch wood structural panel.

b. ½−inch gypsum board.

(3) PENETRATIONS. (a) *Ducts.* 1. Except as allowed under subd. 2., all heating and ventilating ducts that penetrate a required separation shall be protected with a listed fire damper with a rating of at least 90 minutes.

2. The fire damper required under subd. 1. may be omitted in any of the following cases:

a. There is a minimum of 6 feet of continuous steel ductwork on at least one side of the penetration.

b. The duct has a maximum cross−sectional area of 20 square inches.

(b) *Electrical and plumbing components.* Penetrations of a required separation by electrical and plumbing components shall be firmly packed with noncombustible material or shall be protected with a listed through−penetration firestop system with a rating of at least one hour.

(c) *Plastic Piping.* Penetrations of a required separation by plastic pipe shall be protected by a penetration firestop system approved by the department and installed as tested in accordance with ASTM E 814 or UL 1479, with a minimum positive pressure differential of 0.01 inch of water (3 pa), and shall have an F rating of not less than the required fire−resistance rating of the assembly penetrated.

History: Cr. Register, November, 1979, No. 287, eff. 6−1−80; r. and recr. Register, February, 1985, No. 350, eff. 3−1−85; cr. (1m), am. (2), (5) (c) and Table, Register, January, 1989, No. 397, eff. 2−1−89; am. (2), (4) and (5) (a) (intro.), renum. (5) (b) and (c) to be (5) (c) and (d) and am. (5) (d), cr. (5) (b) and (e), (6), Register, March, 1992, No. 435, eff. 4−1−92; r. (3) (a), (5) (d), renum. (3) (b) and (c), (5) (e) to be (3) (a) and (b), (5) (d), am. (5) (a) (intro.), (6), cr. (6) (c) to (e), Register, November, 1995, No. 479, eff. 12−1−95; r. and recr. (5) and (6) (b), am. (6) (c) and (d), r. (6) (e) and cr. (7), Register, January, 1999, No. 517, eff. 2−1−99; r. (1) to (4), renum. (5) to (7) to be (1) to (3), and cr. (2) (e), Register, March, 2001, No. 543, eff. 4−1−01; corrections in (2) (c) and (d) were made under s. 13.93 (2m) (b) 7., Stats., Register, March, 2001, No. 543; CR 02−077: am. (1) (a) 1. and (2) (a) to (c) Register May 2003 No. 569, eff. 8−1−03; CR 08−043: am. (1) (intro.) and Table, r. (1) (a) 4. and (2) (e), renum. (1) (c), (2) (b), (c) and (d) to be (1) (c) 1., (2) (c), (d) and (e) and am. (2) (d), cr. (1) (c) 2., (2) (b) and (f), r. and recr. (1) (d) 1. and (2) (a) Register March 2009 No. 639, eff. 4−1−09; correction in Table 21.08 made under s. 13.92 (4) (b) 7., Stats., Register March 2009 No. 639; correction in (1) (intro.) made under s. 13.92 (4) (b) 7., Stats., Register December 2011 No. 672; CR 15−041: am. Table 321.08, cr. (3) (c) Register December 2015 No. 720, eff. 1−1−16.

SPS 321.085 Fireblocking. (1) FIREBLOCKING LOCATIONS. Fireblocking shall be provided in all of the following locations:

(a) In concealed spaces of walls and partitions, including furred spaces, at the ceiling and floor levels.

(b) At all interconnections between concealed vertical and horizontal spaces including the attachment between a carport and a dwelling.

(c) In concealed spaces between stair stringers at the top and bottom of the run and at any intervening floor level.

(d) At all openings around wires, cables, vents, pipes, ducts, chimneys and fireplaces at ceiling and floor level.

(2) FIREBLOCKING MATERIALS. Fireblocking shall consist of one of the following:

(a) 2−inch nominal lumber.

(b) Two layers of one−inch nominal lumber.

(c) One thickness of ¾−inch nominal plywood or wood structural panel with any joints backed with the same material.

(d) One thickness of ½−inch gypsum wallboard, face nailed or face screwed to solid wood, with any joints backed with the same material.

(e) Fiberglass or mineral wool batt insulation may be used if both of the following conditions are met:

1. The least dimension of the opening may not exceed 4 inches.

2. The batt shall be installed to fill the entire thickness of the opening or stud cavity.

(f) For wires, cables, pipes and vents only, non−shrinking caulk, putty mortar, or similar material may be used provided no dimension of the opening exceeds ½ inch around the penetrating object.

(g) For chimneys, fireplaces and metal vents, fireblocking shall be metal, cement board or other noncombustible material.

History: Cr. Register, March, 2001, No. 543, eff. 4−1−01; CR 02−077: am. (1) (b) Register May 2003 No. 569, eff. 8−1−03.

SPS 321.09 Smoke detectors. (1) A listed and labeled multiple−station smoke alarm with battery backup shall be installed in all of the following locations:

(a) An alarm shall be installed inside each sleeping room.

(b) On floor levels that contain one or more sleeping areas, an alarm shall be installed outside of the sleeping rooms, within 21 feet of the centerline of the door opening to any sleeping room and in an exit path from any sleeping room.

(c) On floor levels that do not contain a sleeping area, an alarm shall be installed in a common area on each floor level.

Note: Section 50.035 (2), Stats., requires the installation of a complete low voltage, interconnected or radio−transmitting smoke detection system in all community−based residential facilities including those having 8 or fewer beds.

Note: Section 101.645 (3), Stats., requires the owner of a dwelling to install a functional smoke detector in the basement of the dwelling and on each floor level except the attic or storage area of each dwelling unit. The occupant of such a dwelling unit shall maintain any smoke detector in that unit, except that if any occupant who is not the owner, or any state, county, city, village or town officer, agent or employee

charged under statute or municipal ordinance with powers or duties involving inspection of real or personal property, gives written notice to the owner that the smoke detector is not functional the owner shall provide, within 5 days after receipt of that notice, any maintenance necessary to make that smoke detector functional.

Note: Section 101.745 (4), Stats., requires that the manufacturer of a modular home shall install a functional smoke detector on each floor level except the attic or storage area of each dwelling unit.

(2) (a) Except for dwellings with no electrical service, smoke detectors required by this section shall be continuously powered by the house electrical service, and shall be interconnected so that activation of one detector will cause activation of all detectors.

Note: Wireless interconnectivity is permitted under this paragraph.

(b) Dwellings with no electrical service shall be provided with battery−powered smoke detectors in the locations under sub. (1). Interconnection and battery−backup are not required in these dwellings.

(3) For family living units with one or more communicating split levels or open adjacent levels with less than 5 feet of separation between levels, one smoke detector on the upper level shall suffice for an adjacent lower level, including basements. Where there is an intervening door between one level and the adjacent lower level, smoke detectors shall be installed on each level.

(4) Smoke alarms and detectors shall be maintained in accordance with the manufacturer's specifications.

(5) For envelope dwellings, at least 3 smoke alarms shall be placed in the air passageways. The alarms shall be placed as far apart as possible.

(6) In basements where two required exits are separated by a continuous wall, a smoke detector shall be placed on each side of the wall within 21 feet of each exit.

History: Cr. Register, November, 1979, No. 287, eff. 6−1−80; r. and recr. Register, February, 1985, No. 350, eff. 3−1−85; r. and recr. Register, April, 1990, No. 412, eff. 5−1−90; renum. to be (1), cr. (2) and (3), Register, March, 1992, No. 435, eff. 4−1−92; renum. (2) and (3) to be (3) and (4), cr. (2), Register, November, 1995, No. 479, eff. 12−1−95; r. and recr. (1), r. (2), renum. (3) and (4) to be (2) and (3), and cr. (4) and (5), Register, March, 2001, No. 543, eff. 4−1−01; CR 08−043: am. (1) (b) and (3), renum. (2) to be (2) (a) and am., cr. (2) (b) and (6) Register March 2009 No. 639, eff. 4−1−09.

SPS 321.095 Automatic fire sprinklers. (1) Except as provided in subs. (2) and (3), the design, installation, testing and maintenance of automatic fire sprinklers shall conform to NFPA 13D.

(2) (a) The requirements of NFPA 13D sections 6.3 (4), 8.1.3 and 8.6 are not included as part of this code.

(b) Fire department connections are prohibited in multipurpose piping systems.

(3) (a) Limited area automatic fire sprinkler systems are allowed in dwellings.

(b) 1. A limited area automatic fire sprinkler system shall add the following wording to the warning sign required in 6.3(5) of NFPA 13D: "The number and location of sprinklers in this system does not conform to NFPA 13D."

2. An automatic fire sprinkler system providing fire protection throughout the dwelling in accordance with NFPA 13D shall add the following wording to the warning sign required in 6.3(5) of NFPA 13D: "The number and location of sprinklers in this system conform with NFPA 13D."

Note: Multipurpose piping systems need to conform to provisions of the Plumbing Code, chs. SPS 381 to 387. These systems attach fire sprinkler heads to the dwelling's potable water piping system.

Note: Chapter 145 of the Statutes requires automatic fire sprinkler systems on dedicated water supply systems, to be installed by a licensed sprinkler fitter.

History: CR 08−043: cr. Register March 2009 No. 639, eff. 4−1−09; CR 10−103: r. and recr. Register August 2011 No. 668, eff. 9−1−11.

SPS 321.097 Carbon monoxide alarms. (1) DEFINITIONS. In this section:

(a) "Fuel−burning appliance" has the meaning given in s. 101.647 (1) (b), Stats. Fuel−burning appliances include stoves, ovens, grills, clothes dryers, furnaces, boilers, water heaters, fireplaces and heaters.

Note: Section 101.647 (1) (b), Stats., reads: "Fuel−burning appliance" means a device that is installed in a dwelling, that burns fossil fuel or carbon−based fuel, and that produces carbon monoxide as a combustion by−product.

(b) "Tourist rooming house" has the meaning given in s. ATCP 72.03 (20).

Note: Section ATCP 72.03 (20) reads: "Tourist rooming house" means all lodging places and tourist cabins and cottages, other than hotels and motels, in which sleeping accommodations are offered for pay to tourists or transients. It does not include private boarding or rooming houses not accommodating tourists or transients, or bed and breakfast establishments regulated under ch. ATCP 73.

(2) NEW CONSTRUCTION. (a) *General.* Except as provided in sub. (4), listed and labeled carbon monoxide alarms shall be installed and maintained in accordance with s. 101.647 (2) to (6), Stats., in one and 2−family dwellings, for which building permit applications were made or construction commenced on or after February 1, 2011.

Note: Section 101.647 (2) to (6), Stats., reads:

(2) INSTALLATION AND SAFETY CERTIFICATION. The owner of a dwelling shall install any carbon monoxide detector required under this section according to the directions and specifications of the manufacturer of the carbon monoxide detector. A carbon monoxide detector required under this section shall bear an Underwriters Laboratories, Inc., listing mark and may be a device that is combined with a smoke detector.

(3) REQUIREMENTS. (a) The owner of a dwelling shall install a functional carbon monoxide detector in the basement of the dwelling and on each floor level except the attic, garage, or storage area of each dwelling unit. A carbon monoxide detector wired to the dwelling's electrical wiring system shall have a backup battery power supply. Except as provided under par. (b), the occupant of the dwelling unit shall maintain any carbon monoxide detector in that unit. This paragraph does not apply to the owner of a dwelling that has no attached garage, no fireplace, and no fuel−burning appliance.

(am) 1. If the building permit for the initial construction of a dwelling was issued on or after February 1, 2011, and the electrical service for the dwelling is provided by a public utility, as defined in s. 196.01 (5), the owner of the dwelling shall install each carbon monoxide detector required under par. (a) so that it is powered by the dwelling's electrical wiring system, except as provided under subd. 2.

2. The requirement that each carbon monoxide detector be installed in the manner provided under subd. 1. does not apply to a dwelling if the dwelling, when initially constructed, had no attached garage, no fireplace, and no fuel−burning appliance.

(b) If any occupant who is not the owner of a dwelling, or any person authorized by state law or by city, village, town, or county ordinance or resolution to exercise powers or duties involving inspection of real or personal property, gives written notice to the owner that the carbon monoxide detector is not functional, the owner shall provide, within 5 days after receipt of that notice, any maintenance necessary to make that carbon monoxide detector functional.

(4) INSPECTION. The department or person authorized by state law or by city, village, town, or county ordinance or resolution to exercise powers or duties involving inspection of real or personal property may inspect new dwellings and, at the request of the owner or renter, may inspect the interior of a dwelling unit in a dwelling to ensure compliance with this section.

(5) LIABILITY EXEMPTION. The owner of a dwelling is not liable for damages resulting from any of the following:

(a) A false alarm from a carbon monoxide detector if the carbon monoxide detector was reasonably maintained by the owner of the dwelling.

(b) The failure of a carbon monoxide detector to operate properly if that failure was the result of tampering with, or removal or destruction of, the carbon monoxide detector by a person other than the owner of the dwelling or the result of a faulty detector that was reasonably maintained by the owner of the dwelling.

(6) TAMPERING PROHIBITED. No person may tamper with, remove, destroy, disconnect, or remove batteries from an installed carbon monoxide detector, except in the course of inspection, maintenance, or replacement of the detector.

(b) *Location.* 1. On floor levels that contain one or more sleeping areas, a carbon monoxide alarm shall be installed outside of the sleeping area, within 21 feet of the centerline of the door opening to any sleeping area and in an exit path from any sleeping area.

2. On floor levels that do not contain a sleeping area, a carbon monoxide alarm shall be installed in a common area on each floor level.

(c) *Electrical service and interconnection.* 1. Except as provided in subd. 2., carbon monoxide alarms shall be continuously powered by the house electrical service, shall have a backup power supply and shall be interconnected so that activation of one alarm will cause activation of all alarms.

2. Dwellings with no electrical service shall be provided with battery−powered carbon monoxide alarms in the locations under par. (b). Interconnection is not required in these dwellings.

(d) *Standards.* The devices shall conform with one of the following standards:

1. Carbon monoxide alarms shall be listed and labeled identifying conformance with UL 2034.

Note: Pursuant to this subdivision, carbon monoxide alarms need to be acceptable under the 2005 edition of the UL 2034 standard, *Single and Multiple State Carbon Monoxide Alarms*.

2. Carbon monoxide detectors and sensors as part of a gas detection or emergency signaling system shall be listed and labeled identifying conformance with UL 2075.

Note: Note: Pursuant to this subdivision, carbon monoxide detectors and sensors need to be acceptable under the 2007 edition of the UL 2075 standard, *Gas and Vapor Protectors and Sensors*.

(3) EXISTING DWELLINGS. Except as provided in sub. (4), listed and labeled carbon monoxide alarms shall be installed and maintained in accordance with s. 101.647 (2) to (6), Stats., in one and 2–family dwellings, for which building permit applications were made or initial construction commenced on or after June 1, 1980, and before February 1, 2011.

Note: See statutory reprint under s. SPS 321.097 (2) (a).

(4) TOURIST ROOMING HOUSES. (a) Listed and labeled carbon monoxide alarms with battery secondary power supplies shall be installed and maintained in dwellings to be utilized as licensed tourist rooming houses and that contain fuel–burning appliances in accordance with s. 101.149 (2) and (3), Stats.

Note: Section 101.149 (2) and (3), Stats., reads:

(2) INSTALLATION REQUIREMENTS. (a) Except as provided in par. (b), the owner of a residential building shall install a carbon monoxide detector in all of the following places not later than the date specified under par. (c):

1. In the basement of the building if the basement has a fuel–burning appliance.

2. Within 15 feet of each sleeping area of a unit that has a fuel–burning appliance.

3. Within 15 feet of each sleeping area of a unit that is immediately adjacent to a unit that has a fuel–burning appliance.

4. In each room that has a fuel–burning appliance and that is not used as a sleeping area. A carbon monoxide detector shall be installed under this subdivision not more than 75 feet from the fuel–burning appliance.

5. In each hallway leading from a unit that has a fuel–burning appliance, in a location that is within 75 feet from the unit, except that, if there is no electrical outlet within this distance, the owner shall place the carbon monoxide detector at the closest available electrical outlet in the hallway.

(b) If a unit is not part of a multiunit building, the owner of the residential building need not install more than one carbon monoxide detector in the unit.

(c) 1. Except as provided under subd. 2., the owner of a residential building shall comply with the requirements of this subsection before the building is occupied.

2. The owner of a residential building shall comply with the requirements of this subsection not later than April 1, 2010, if construction of the building was initiated before October 1, 2008, or if the department approved the plans for the construction of the building under s. 101.12, Stats., before October 1, 2008.

(d) Any carbon monoxide detector that bears an Underwriters Laboratories, Inc., listing mark or similar mark from an independent product safety certification organization satisfies the requirements of this subsection.

(e) The owner shall install every carbon monoxide detector required by this subsection according to the directions and specifications of the manufacturer of the carbon monoxide detector.

(3) MAINTENANCE REQUIREMENTS. (a) The owner of a residential building shall reasonably maintain every carbon monoxide detector in the residential building in the manner specified in the instructions for the carbon monoxide detector.

(b) An occupant of a unit in a residential building may give the owner of the residential building written notice that a carbon monoxide detector in the residential building is not functional or has been removed by a person other than the occupant. The owner of the residential building shall repair or replace the nonfunctional or missing carbon monoxide detector within 5 days after receipt of the notice.

(c) The owner of a residential building is not liable for damages resulting from any of the following:

1. A false alarm from a carbon monoxide detector if the carbon monoxide detector was reasonably maintained by the owner of the residential building.

2. The failure of a carbon monoxide detector to operate properly if that failure was the result of tampering with, or removal or destruction of, the carbon monoxide detector by a person other than the owner or the result of a faulty alarm that was reasonably maintained by the owner as required under par. (a).

(b) Carbon monoxide alarms shall be wired to the dwelling's electrical service.

(c) Carbon monoxide alarms within a dwelling unit shall be interconnected so that activation of one alarm will cause activation of all alarms within the dwelling unit.

(d) The devices shall conform with one of the following standards:

1. Carbon monoxide alarms shall be listed and labeled identifying conformance with UL 2034.

Note: Pursuant to this subdivision, carbon monoxide alarms need to be acceptable under the 2005 edition of the UL 2034 standard, *Single and Multiple State Carbon Monoxide Alarms*.

2. Carbon monoxide detectors and sensors as part of a gas detection or emergency signaling system shall be listed and labeled identifying conformance with UL 2075.

Note: Pursuant to this subdivision, carbon monoxide detectors and sensors need to be acceptable under the 2007 edition of the UL 2075 standard, *Gas and Vapor Protectors and Sensors*.

(e) The installation of carbon monoxide alarms or detectors in adjacent units required under s. 101.149 (2) (a) 3., Stats., shall apply to those units located on the same floor level.

(f) 1. For the purposes of s. 101.149 (2) (a) 4., Stats., "room" means an enclosed area affording space for any other human activity besides just servicing mechanical equipment, including fuel–burning appliances.

2. For the purposes of s. 101.149 (2) (a) 4., Stats., where a fuel–burning appliance is located within a closet or enclosed space not affording space for any other human activity within a dwelling unit or sleeping unit, a carbon monoxide alarm or detector shall be located within 75 feet of that closet or space.

(g) Pursuant to s. 101.149 (6) (b), Stats., the department may issue orders for a violation of the provisions of this subsection.

(h) Violation of the provisions of this subsection shall be subject to the penalties provided under s. 101.149 (8), Stats.

Note: Section 101.149 (8), Stats., reads:

(8) PENALTIES. (a) If the department of safety and professional services or the department of agriculture, trade and consumer protection determines after an inspection of a building under this section or s. 97.625 (1g) that the owner of the building has violated sub. (2) or (3), the respective department shall issue an order requiring the person to correct the violation within 5 days or within such shorter period as the respective department determines is necessary to protect public health and safety. If the person does not correct the violation within the time required, he or she shall forfeit $50 for each day of violation occurring after the date on which the respective department finds that the violation was not corrected.

(b) If a person is charged with more than one violation of sub. (2) or (3) arising out of an inspection of a building owned by that person, those violations shall be counted as a single violation for the purpose of determining the amount of a forfeiture under par. (a).

(c) Whoever violates sub. (4) is subject to the following penalties:

1. For a first offense, the person may be fined not more than $10,000 or imprisoned for not more than 9 months, or both.

2. For a 2nd or subsequent offense, the person is guilty of a Class I felony.

History: EmR0826: emerg. cr. eff. 10–1–08; CR 08–085: cr. Register May 2009 No. 641, eff. 6–1–09; renumbered under s. 13.92 (4) (b) 1. and corrections in (1) (b) 2. and (6) made under s. 13.92 (4) (b) 7., Stats., Register May 2009 No. 641; CR 10–089: renum. (1) (a), (2), (3), (5), (6), (7) to be (4) (a), (b), (c), (e), (g), (h) and am. (4) (g) and (h), r. (1) (b), (4), cr. (1), (2), (3), (4) (title), (d), (f) Register January 2011 No. 661, eff. 2–1–11; **correction in (1) (b) made under s. 13.92 (4) (b) 7., Stats., Register February 2017 No. 734**.

SPS 321.10 Protection against decay and termites.

(1) Wood used in any of the applications under this section shall meet all of the following requirements:

(a) The wood shall be labeled and pressure treated with preservative in accordance with an AWPA standard or shall be naturally durable and decay–resistant or shall be engineered to be decay resistant.

(b) The wood shall be pressure treated with preservative or shall be naturally termite–resistant unless additional steps are taken to make the wood termite–resistant.

(2) Wood used in the following locations shall be as required under sub. (1):

(a) Resting directly upon or embedded in earth.

(b) Floor joists or sleepers that meet all of the following conditions:

1. The joists or sleepers are protected from the weather.

2. The joists or sleepers are within 18 inches above a lower floor surface, deck or soil.

3. There is no vapor retarder that meets the requirements under s. SPS 322.38 (1) (a) between the joists or sleepers and the soil below.

Note: This situation could occur with a floor over a crawl space or when a floor is added over a patio deck or a garage slab.

(c) Floor joists exterior to the dwelling that are within 18 inches above exterior grade, unless protected with a moisture barrier.

Note: Acceptable moisture barriers for this application include ¾–inch exterior preservative–treated plywood, or ice dam protection material listed as meeting the requirements of ASTM D 1970 or vapor retarder material, provided they are protected from physical and UV light damage.

(d) Girders that span directly over and within 12 inches of earth.

(e) Sills and rim joists that rest on concrete or masonry and are also below grade or within 8 inches above final exterior grade.

(f) 1. Siding and sheathing in contact with concrete, masonry or earth and within 6 inches above final exterior grade.

2. Siding and sheathing in contact with concrete or masonry and within 2 inches above an impervious surface.

(g) Ends of wood structural members and their shims resting on or supported in masonry or concrete walls and having clearances of less than ½ inch on the top, sides and ends.

(h) Bottom plates or sole plates of walls that rest on concrete or masonry and that are below exterior grade or less than 8 inches above final exterior grade.

(i) Columns in direct contact with concrete or masonry unless supported by a structural pedestal or plinth block at least one inch above the floor.

(j) Any structural part of an outdoor deck, including the decking.

(k) Permanent wood foundations.

(3) Wood girders that rest directly on exterior concrete or masonry shall be protected by one of the following methods:

(a) The wood shall be pressure treated with preservative or shall be a naturally durable and decay−resistant species.

(b) Material, such as pressure−treated plywood, flashing material, steel shims, or water−resistant membrane material shall be placed between the wood and the concrete or masonry.

(4) All pressure−treated wood and plywood shall be identified by a quality mark or certificate of inspection of an approved inspection agency which maintains continued supervision, testing and inspection over the quality of the product.

Note: Heartwood of redwood, cypress, black walnut, catalpa, chestnut, sage orange, red mulberry, white oak, or cedar lumber are considered by the department to be naturally decay−resistant. Heartwood of bald cypress, redwood, and eastern red cedar are considered by the department to be naturally termite resistant.

(5) FASTENERS. (a) Fasteners for pressure−preservative treated wood and fire−retardant−treated wood shall meet one of the following requirements:

1. The fastener is a steel bolt with a diameter of 0.5 inch or greater.

2. The fastener is made of stainless steel.

3. The fastener is made of hot−dipped, zinc−galvanized steel with the coating weight and thickness labeled as complying with ASTM A 153.

4. The fastener is made of steel with a mechanically−deposited zinc coating labeled as complying with ASTM B 695, Class 55 or greater.

5. The fastener has coating types and weights in accordance with the fastener manufacturer's recommendations. In the absence of the manufacturer's recommendations subd. 1., 2., 3., or 4. shall apply.

Note: "Zinc plated," "zinc coated," "chrome plated," etc., fasteners do not necessarily comply with either of these standards.

(b) When a fastener is used with a hanger or other metal fixture, the fastener shall be of the same material as the hanger or metal fixture.

Note: When separate pieces are in close contact, zinc corrodes rapidly in the presence of plain steel. Zinc corrodes much more rapidly in the presence of stainless steel.

(c) For the purposes of this section, a fastener includes nails, screws and bolts, along with nuts and washers.

History: Cr. Register, November, 1979, No. 287, eff. 6−1−80; r. and recr. Register, February, 1985, No. 350, eff. 3−1−85; am. (1) (b) and (3), Register, January, 1989, No. 397, eff. 2−1−89; r. and recr. (1) (intro.) and (b), am. (1) (f), renum. (3) (intro.) to be (3) (a), cr. (3) (b), Register, March, 1992, No. 435, eff. 4−1−92; am. (1) (a), (b), (3), cr. (1) (g), Register, November, 1995, No. 479, eff. 12−1−95; r. (1) and (2), renum. (3) to be (4), and cr. (1) to (3), Register, March, 2001, No. 543, eff. 4−1−01; CR 02−077: am. (4) (a) Register May 2003 No. 569, eff. 8−1−03; CR 08−043: am. (1), (2) (a) and (i), r. and recr. (2) (b) and (h), r. (2) (g) and (4) (b), renum. (2) (c) to (f) and (4) (a) to be (2) (d) to (g) and (4) and am. (2) (e), (f) 1. and (g), cr. (2) (c), (k) and (5) Register March 2009 No. 639, eff. 4−1−09; correction in (2) (a) 3. made under s. 13.92 (4) (b) 7., Stats., Register March 2009 No. 639; correction in (2) (b) 3. made under s. 13.92 (4) (b) 7., Stats., Register December 2011 No. 672; CR 15−041: renum. (2) (f) to (2) (f) 1., cr. (2) (f) 2. Register December 2015 No. 720, eff. 1−1−16.

SPS 321.11 Foam plastic. (1) (a) *General.* Foam plastic insulation shall have a flame−spread rating of 75 or less and a smoke−developed rating of 450 or less when tested in accordance with ASTM E−84.

(b) *Thermal barrier.* Except as provided in par. (c), foam plastic insulation shall be separated from the interior of the dwelling by one of the following thermal barriers:

1. ½−inch gypsum wallboard.

2. ½−inch nominal wood structural panel.

3. ¾−inch sawn lumber with tongue−and−groove or lap joints.

4. 1−inch of masonry or concrete.

5. A product or material shown by an independent laboratory to limit the temperature rise on the unexposed surface to 250°F for 15 minutes when tested in accordance with ASTM E−119.

6. For doors only, sheet metal with a minimum thickness of 26 standard steel gauge or aluminum with a minimum thickness of 0.032 inch.

Note: Number 26 standard steel gauge is approximately equal to 0.018−inch.

(c) *Exemptions from thermal barrier requirement.* The following applications of foam plastic do not require a thermal barrier:

1. On overhead garage doors.

2. In the box sill of the basement or ground floor, above the bottom of the floor joists.

(2) Insulation that does not meet the requirements of this section may be approved by the department in accordance with s. SPS 320.18. Approval will be based on tests that evaluate materials or products representative of actual end−use applications.

Note: See s. SPS 322.21 (3) for requirements for protecting foam plastic on the exterior of a dwelling.

History: Cr. Register, November, 1979, No. 287, eff. 6−1−80; am. (1) (b), Register, January, 1989, No. 397, eff. 2−1−89; r. and recr. (1) (intro.), am. (1) (a), renum. (1) (b) and (c) to be (1) (c) and (d) and am. (1) (c), cr. (1) (b), Register, March, 1992, No. 435, eff. 4−1−92; am. (1) (d), (2), Register, November, 1995, No. 479, eff. 12−1−95; r. and recr. Register, March, 2001, No. 543, eff. 4−1−01; correction in (2) made under s. 13.92 (4) (b) 7., Stats., Register December 2011 No. 672.

SPS 321.115 Installation of elevators or dumbwaiters. Elevators or dumbwaiters serving dwelling units shall comply with the requirements under ch. SPS 318.

History: CR 08−030: cr. Register December 2008 No. 636, eff. 1−1−09; correction made under s. 13.92 (4) (b) 7., Stats., Register December 2011 No. 672.

Subchapter III — Excavations

SPS 321.12 Drainage. (1) GRADE. The finished grade of the soil shall slope away from the dwelling at a rate of at least 1/2 inch per foot for at least 10 feet, except as provided in subs. (2) and (3).

(2) OTHER SURFACES. Where the finished surface is impervious, it shall slope away from the dwelling for at least 10 feet at a rate that ensures equivalent drainage.

(3) OBSTRUCTIONS. Where lot lines, walls, slopes, or other barriers prevent having the 10−foot distance in sub. (2), swales or other means shall be provided to ensure equivalent drainage away from the dwelling.

History: Cr. Register, November, 1979, No. 287, eff. 6−1−80; CR 02−077: am. Register May 2003 No. 569, eff. 8−1−03; CR 15−041: renum. 321.12 to 321.12 (1) and am., cr. 321.12 (title), (2), (3) Register December 2015 No. 720, eff. 1−1−16.

SPS 321.125 Erosion control and sediment control. (1) GENERAL. (a) Where land disturbing construction activity is to occur erosion and sediment control practices shall be employed, as necessary, and maintained to prevent or reduce the potential deposition of soil or sediment to all of the following:

1. The waters of the state.

2. Adjacent properties.

Note: Authority over erosion and sediment control at construction sites having a land−disturbance area of one acre or more was transferred to the Department of Natural Resources (DNR) under 2013 Wis. Act 20, sections 1712 and 2088. Consequently, the Department of Safety and Professional Services no longer applies the requirements in this section to those sites. Information regarding the DNR permit requirements and standards may be available at http://dnr.wi.gov/topic/stormwater/construction.

(b) Land disturbing construction activities, except those activities necessary to implement erosion or sediment control practices, may not begin until the sediment control practices are in place for each area to be disturbed in accordance with the approved plan.

(c) Erosion and sediment control practices shall be maintained until the disturbed areas are stabilized. A disturbed area shall be considered stabilized by vegetation when a perennial cover has been established with a density of at least 70%.

(d) Erosion and sediment control practices shall either be approved by the department or listed by the department of natural resources in accordance with the process under s. NR 151.32 (2).

Note: Listed practices can be found through the Division of Industry Services website at http://dsps.wi.gov/programs/industry−services or by contacting the Division at telephone (608) 266−3151 or (877) 617−1565 or 411 (Telecommunications Relay).

(2) MANDATED PRACTICES. Specific practices at each site where land disturbing construction activity is to occur shall be utilized to prevent or reduce all of the following:

(a) The deposition of soil from being tracked onto streets by vehicles.

(b) The discharge of sediment from disturbed areas into on−site storm water inlets.

(c) The discharge of sediment from disturbed areas into abutting waters of the state.

(d) The discharge of sediment from drainage ways that flow off the site.

(e) The discharge of sediment by dewatering activities.

(f) The discharge of sediment eroding from soil stockpiles existing for more than 7 days.

(3) CONTROL STANDARDS. Including the practices under sub. (2), additional erosion and sediment control practices shall be employed, as necessary, to accomplish one of the following:

(a) A potential annual cumulative soil loss rate of not more than one of the following:

1. Five tons per acre per year where sand, loamy sand, sandy loam, loam, sandy clay loam, clay loam, sandy clay, silty clay or clay textures are exposed.

2. Seven and 1/2 tons per acre per year where silt, silty clay loam, or silt loam textures are exposed.

(c) A reduction of at least 40% of the potential sediment load in storm water runoff from the site on an average annual basis as compared with no sediment or erosion controls for the site where less than one acre of land disturbing construction activity is to occur.

Note: See ch. SPS 325 Appendix A for further explanatory material regarding compliance solutions for 80 and 40% reductions.

(4) SOIL LOSS ANALYSIS. Potential soil loss shall be determined using an engineer analytical modeling acceptable to the department.

Note: The Revised Universal Soil Loss Equation II is an example of an acceptable model to determine soil loss.

(5) MONITORING. (a) The owner or owner's agent shall check the erosion and sediment control practices for maintenance needs at all the following intervals until the site is stabilized:

1. At least weekly.

2. Within 24 hours after a rainfall event of 0.5 inches or greater. A rainfall event shall be considered to be the total amount of rainfall recorded in any continuous 24 hour period.

3. At all intervals cited on the erosion and sediment control plan.

(b) The owner or owner's agent shall maintain a monitoring record when the land disturbing construction activity involves one or more acres.

(c) The monitoring record shall contain at least the following information:

1. The condition of the erosion and sediment control practices at the intervals specified under par. (a).

2. A description of the maintenance conducted to repair or replace erosion and sediment control practices.

(6) MAINTENANCE. (a) 1. Except as provided in subd. 3., off−site sediment deposition resulting from the failure of an erosion or sediment control practice shall be cleaned up by the end of the next day.

Note: Contact the Department of Natural Resources before attempting to clean up any sediment deposited or discharged into the waters of the state.

2. Except as provided in subd. 3., off−site soil deposition, resulting from construction activity, that creates a nuisance shall be cleaned up by the end of the work day.

3. A municipality may enact more stringent requirements regarding cleanup of soil or sediment deposition onto public ways.

(b) 1. Except as required in subd. 2., the owner or owner's agent shall complete repair or replacement of erosion and sediment control practices as necessary within 48 hours of an interval specified under sub. (5).

2. When the failure of erosion or sediment control practices results in an immediate threat of sediment entering public sewers or the waters of the state, procedures shall be implemented immediately to repair or replace the practices.

Note: See ch. SPS 325 Appendix A for further explanatory material.

History: Cr. Register, September, 1992, No. 441, eff. 12−1−92; am. (1) (b), Register, November, 1995, No. 479, eff. 12−1−95; am. (1) (a), renum. (1) (b) to (e) to be (1) (c) to (f) and am. (c), cr. (1) (b), Register, February, 1997, No. 494, eff. 3−1−97; CR 02−077: cr. (4) Register May 2003 No. 569, eff. 8−1−03; CR 05−113: r. and recr. Register December 2006 No. 612, eff. 4−1−07; CR 15−041: am. (3) (a) 2., r. (3) (b) Register December 2015 No. 720, eff. 1−1−16.

SPS 321.13 Excavations adjacent to adjoining property. (1) NOTICE. Any person making or causing an excavation which may affect the lateral soil support of adjoining property or buildings shall provide at least 30 days written notice to all owners of adjoining buildings of the intention to excavate. The notice shall state that adjoining buildings may require permanent protection.

(a) *Exception.* The 30−day time limit for written notification may be waived if such waiver is signed by the owner(s) of the adjoining properties.

(2) RESPONSIBILITY FOR UNDERPINNING AND FOUNDATION EXTENSIONS. (a) *Excavations less than 12 feet in depth.* If the excavation is made to a depth of 12 feet or less below grade, the person making or causing the excavation shall not be responsible for any necessary underpinning or extension of the foundations of any adjoining buildings.

(b) *Excavations greater than 12 feet in depth.* If the excavation is made to a depth in excess of 12 feet below grade, the owner(s) of adjoining buildings shall be responsible for any necessary underpinning or extension of the foundations of their buildings to a depth of 12 feet below grade. The person making or causing the excavation shall be responsible for any underpinning or extension of foundations below the depth of 12 feet below grade.

History: Cr. Register, November, 1979, No. 287, eff. 6−1−80.

SPS 321.14 Excavations for footings and foundations. (1) EXCAVATIONS BELOW FOOTINGS AND FOUNDATIONS. No excavation shall be made below the footing and foundation unless provisions are taken to prevent the collapse of the footing or foundation.

(2) EXCAVATIONS FOR FOOTINGS. All footings shall be located on undisturbed or compacted soil, free of organic material, unless the footings are reinforced to bridge poor soil conditions.

History: Cr. Register, November, 1979, No. 287, eff. 6−1−80.

Subchapter IV — Footings

SPS 321.15 Footings. (1) GENERAL. (a) The dwelling and attached structures, such as decks and garages, shall be supported on a structural system designed to transmit and safely distribute the loads to the soil.

(b) The loads for determining the footing size shall include the weight of the live load, roof, walls, floors, pier or column, plus the weight of the structural system and the soil over the footing.

(c) Footings shall be sized to not exceed the allowable material stresses.

(d) The bearing area shall be at least equal to the area required to transfer the loads to the supporting soil without exceeding the bearing capacity of the soil.

(e) 1. Structures supported on floating slabs or similar shallow foundations may not be physically attached to structures that are supported by footings that extend below the frost line unless an

isolation joint is used between the structures, except as provided in subd. 2. This isolation shall extend for the full height of the structure.

2. Exterior ramps are not required to comply with subd. 1.

(2) SIZE AND TYPE. Unless designed by structural analysis, unreinforced concrete footings shall comply with the following requirements:

(a) *Continuous footings.* The minimum width of the footing on each side of the foundation wall shall measure at least 4 inches wider than the wall. The footing depth shall be at least 8 inches nominal. Footing placed in unstable soil shall be formed. Lintels may be used in place of continuous footings when there is a change in footing elevation.

Note: Unstable soil includes soils that are unable to support themselves at a 90 degree angle for the full depth of the footing.

(b) *Column or pier footing.* 1. The minimum width and length of column or pier footings shall measure at least 2 feet by 2 feet.

2. The minimum depth of column or pier footings shall measure at least 12 inches nominal.

(c) *Trench footings.* Footings poured integrally with the wall may be used when soil conditions permit. The minimum width shall be at least 8 inches nominal.

(d) *Chimney and fireplace footings.* Footing for chimneys or fireplaces shall extend at least 4 inches on each side of the chimney or fireplace. The minimum depth shall measure at least 12 inches nominal.

(e) *Floating slabs.* Any dwelling supported on a floating slab on grade shall be designed through structural analysis.

(f) *Deck footings.* Decks attached to dwellings and detached decks which serve an exit shall be supported on a structural system designed to transmit and safely distribute the loads to the soil. Footings shall be sized to not exceed the allowable material stresses. The bearing area shall be at least equal to the area required to transfer the loads to the supporting soil without exceeding the bearing values of the soil.

(3) SOIL–BEARING CAPACITY. No footing or foundation shall be placed on soil with a bearing capacity of less than 2,000 pounds per square foot unless the footing or foundation has been designed through structural analysis. The soil–bearing values of common soils may be determined through soil identification.

Note: The department will accept the soil–bearing values for the types of soil listed in the following table:

Type of soil	PSF
1. Wet, soft clay; very loose silt; silty clay	2,000
2. Loose, fine sand; medium clay; loose sandy clay soils	2,000
3. Stiff clay; firm inorganic silt	3,000
4. Medium (firm) sand; loose sandy gravel; firm sandy clay soils; hard dry clay	4,000
5. Dense sand and gravel; very compact mixture of clay, sand and gravel	6,000
6. Rock	12,000

(a) *Minimum soil–bearing values.* If the soil located directly under a footing or foundation overlies a layer of soil having a smaller allowable bearing value, the smaller soil–bearing value shall be used.

(b) *Unprepared fill material, organic material.* No footing or foundation shall be placed upon unprepared fill material, organic soil, alluvial soil or mud unless the load will be supported. When requested, soil data shall be provided.

Note: The decomposition of organic material in landfill sites established for the disposal of organic wastes may produce odorous, toxic and explosive concentrations of gas which may seep into buildings through storm sewers and similar underground utilities unless provisions are taken to release the gases to the atmosphere.

History: Cr. Register, November, 1979, No. 287, eff. 6–1–80; am. (1) (a), Register, January, 1989, No. 397, eff. 2–1–89; cr. (1) (f), Register, March, 1992, No. 435, eff. 4–1–92; am. (1) (e), Register, November, 1995, No. 479, eff. 12–1–95; am. (1) (e), Register, March, 2001, No. 543, eff. 4–1–01; CR 08–043: renum. (intro.), (1) and (2) to be (1), (2) and (3) and am. (1), (2) (b) and (e), cr. (1) (e) Register March 2009 No. 639, eff. 4–1–09; CR 15–041: renum. (1) (e) to (1) (e) 1. and am., cr. (1) (e) 2. Register December 2015 No. 720, eff. 1–1–16.

SPS 321.16 Frost protection. (1) GENERAL. (a) Footings and foundations, including those for landings and stoops, shall be placed below the frost penetration level or at least 48 inches below adjacent grade, whichever is deeper, except as allowed under sub. (2).

(b) Footings may not be placed on frozen material.

(2) EXCEPTIONS. (a) Frost protected shallow foundations shall be designed in accordance with ASCE–32 as adopted in Table 320.24–5.

(b) Portions of footings or foundations located directly under window areaways do not require frost protection provided the rest of the foundation is protected in accordance with this section.

(c) Footings and foundations may bear directly on bedrock less than 48 inches below adjacent grade provided all of the following conditions are met.

1. The rock shall be cleaned of all earth prior to placement.

2. All clay in crevices of the rock shall be removed to the level of frost penetration or to 1.5 times the width of the rock crevice, whichever is less.

3. Provisions shall be taken to prevent water from collecting anywhere along the foundation.

(d) Subsection (1) (a) does not apply to the footing for a ramp and its handrail posts unless the ramp abuts a frost–protected stoop or landing, in which case only the footing for that abutting end of the ramp is required to have the frost protection under sub. (1) (a), such as by bearing onto the stoop or landing, so that a tripping hazard is not created.

Note: See ch. SPS 325 Appendix A for further information.

History: Cr. Register, November, 1979, No. 287, eff. 6–1–80; am. (intro.), Register, February, 1985, No. 350, eff. 3–1–85; renum. (intro.) and (1) to be (1) and (2) and am. (2) (d), cr. (2) (e), Register, January, 1989, No. 397, eff. 2–1–89; am. (1), Register, November, 1995, No. 479, eff. 12–1–95; correction in (2) (e) made under s. 13.93 (2m) (b) 7., Stats., Register, March, 2001, No. 543; CR 08–043: r. and recr. Register March 2009 No. 639, eff. 4–1–09; correction in (2) (a) made under s. 13.92 (4) (b) 7., Stats., Register December 2011 No. 672; CR 15–041: am. (1) (a), cr. (2) (d) Register December 2015 No. 720, eff. 1–1–16.

SPS 321.17 Drain tiles. (1) DETERMINATION OF NEED. (a) *New construction.* 1. Except as provided under sub. (2), a complete drain tile or pipe system shall be installed around the foundation of dwellings under construction where groundwater occurs above the bottom of the footing.

2. For the purposes of this section, a complete drain tile or pipe system includes all of the following:

a. The drain tile or pipe installed inside and outside the foundation, except as allowed under s. SPS 321.17 (3) (d) 1. b.

b. Bleeders connecting the inside tile or pipe to the outside tile or pipe.

c. The sump pit or crock.

d. The discharge piping.

e. A pump or other means of discharging water to grade.

(b) *Optional systems.* 1. If a complete drain tile or pipe system is not required by natural conditions under par. (a) or by a municipality or registered UDC inspection agency, a partial drain tile or pipe system may be installed.

2. For the purposes of this section, a partial drain tile or pipe system includes a means of discharging water from the tile or pipe and may include any of the other elements under par. (a) 2.

Note: Means of discharging water include a sump pit, a crock or natural means of drainage to daylight.

(2) OPTIONAL SYSTEMS. (a) *New construction.* 1. For new dwelling construction, a municipality or registered UDC inspection agency may determine the soil types and natural or seasonal groundwater levels for which a complete drain tile or pipe system is required.

2. For new dwelling construction, a municipality may not enact requirements for other than complete drain tile or pipe systems.

(b) *Alterations to an existing dwelling.* For an alteration to an existing dwelling covered by this code, a municipality may not require a complete drain tile or pipe system.

(c) *Partial systems.* Municipalities may allow partial drain tile or pipe systems for new dwellings under construction or existing dwellings.

(3) MATERIAL AND INSTALLATION REQUIREMENTS FOR REQUIRED SYSTEMS. (a) *General.* Complete drain tile or pipe systems required by natural conditions under sub. (1) (a) or by a municipality or registered UDC inspection agency shall comply with the requirements of this subsection.

(b) *Basement floor slabs.* The basement slab shall be placed on at least 4 inches of clean graded sand, gravel or crushed stone.

(c) *Manufactured drainage systems.* Manufactured drainage systems not meeting the requirements of this section shall be submitted to the department for review and approval prior to installation.

(d) *Drain tile or pipe installation.* Drain tile or pipe used for foundation drainage shall comply with the following requirements:

1. a. Except as allowed under subd. 1. b., the top of the tile or pipe shall be at or below the top of the footing.

b. Where the top of the footing is more than 4 inches below the bottom of the floor slab, tile or pipe is required on the interior of the foundation only and it shall be placed directly under the floor.

Note: This situation will commonly occur with a walk−out basement.

2. Drain tile or pipe shall have an inside diameter of at least 3 inches.

3. Drain tile or pipe shall have open seams, joints or perforations to allow water to enter.

4. Where individual tiles are used, they shall be laid with $^1/_8$ inch open joints. Joints between tiles shall be covered with a strip of asphalt or tar impregnated felt.

5. The tile or pipe shall be placed upon at least 2 inches of coarse aggregate and shall be covered on the top and the side facing away from the dwelling with at least 12 inches of coarse aggregate that meets all of the following criteria:

a. 100% of the aggregate shall pass a 1−inch sieve.

b. 90−100% of the aggregate shall pass a ¾−inch sieve.

c. 0−55% of the aggregate shall pass a $^3/_8$−inch sieve.

d. 0−5% of the aggregate shall pass a #8 sieve.

Note: A #8 sieve has square openings of 2.36 mm or 0.09 inch.

Note: These specifications encompass aggregate sizes #6 and #67 per ASTM standard C 33. Of the two sizes, #6 is coarser.

6. a. Bleeder tiles or pipes shall be provided at no more than 8−foot intervals to connect the exterior drain tile or pipe to the interior drain tile or pipe.

b. Bleeder tiles or pipes shall have a minimum interior diameter of 3 inches.

c. Direct connection of the bleeders is not required if the intersection of the bleeder with the tile or pipe is covered with a membrane or fabric that prevents soil and fines from entering the system.

7. The drain tiles or pipe that lead from the footing tiles to the sump pit shall be laid at a grade of at least $^1/_8$ inch per foot leading to the sump pit. The remaining drain tiles or pipe shall be level or graded downward to the line leading to the sump pit.

(e) *Drain tile or pipe discharge.* 1. Drain tiles or pipe shall be connected to the sump pit.

2. The sump pit shall discharge to natural grade or be equipped with a pump.

3. All other aspects of drain tile discharge shall be in accordance with the uniform plumbing code, chs. SPS 382 to 387.

Note: The following is a reprint of a pertinent section of the plumbing code:

SPS 382.36 (8) SUMPS AND PUMPS. (a) *Sumps.* 1. 'General.' All storm building subdrains shall discharge into a sump, the contents of which shall be automatically lifted and discharged, dispersed or used in accordance with sub. (4).

2. 'Construction and installation'. a. Except as provided in subd. 2. c. and d., an interior sump shall have a rim extending at least one inch above the floor immediately adjacent to the sump.

b. A sump shall have a removable cover of sufficient strength for anticipated loads.

c. Where a sump is installed in an exterior meter pit or elevator pit, the rim may be level with the floor.

d. When a sump is provided with an airtight, solid cover.

3. 'Location'. All sumps installed for the purpose of receiving clearwater, groundwater or stormwater shall be separated from water wells by the applicable separation distances contained in chs. NR 811 and 812, or as otherwise permitted by the department of natural resources.

Note: See Appendix A−382.30 (11) (d) for material reprinted from s. NR 812.08.

4. 'Size'. Except as recommended by the pump manufacturer, the size of each sump shall be no smaller than 16 inches in diameter at the top, 14 inches in diameter at the bottom, and 22 inches in depth.

(b) *Pumps.* 1. 'Size.' The pump shall be of a capacity appropriate for the anticipated use.

2. 'Discharge piping.' a. Where a pump discharges into a storm drain system, a check valve shall be installed.

b. The minimum diameter discharge piping shall be based on the design flow rate of the pump and a minimum velocity of one foot/second.

History: Cr. Register, November, 1979, No. 287, eff. 6−1−80; r. and recr. Register, February, 1985, No. 350, eff. 3−1−85; r. and recr. (3) (a) 3. and (4), Register, May, 1988, No. 389, eff. 6−1−88; am. (2) (f), Register, January, 1989, No. 397, eff. 2−1−89; r. and recr, (4) (c) 3., Register, August, 1991, No. 428, eff. 9−1−91; cr. (5), Register, March, 1992, No. 435, eff. 4−1−92; r. and recr. Register, January, 1999, No. 517, eff. 2−1−99; am. (3) (d) 4., Register, March, 2001, No. 543, eff. 4−1−01; CR 03−097: am. (1) (b) 1., (2) (a) 1., and (3) (a) Register November 2004 No. 587, eff. 1−1−05; CR 08−043: am. (1) (a) 2. and (b) 2., renum. (3) (d) 1. to 4., 5. and 6. to be (3) (d) 2. to 5., 6. a. and 7., cr. (3) (d) 1., 6. b. and c. Register March 2009 No. 639, eff. 4−1−09; correction in (1) (a) 2. a., (3) (e) 3. made under s. 13.92 (4) (b) 7., Stats., Register December 2011 No. 672.

Subchapter V — Foundations

SPS 321.18 Foundations. (1) GENERAL. (a) *Design.* Foundation walls shall be designed and constructed to support the vertical loads of the dwelling, lateral soil pressure, and other loads without exceeding the allowable stresses of the materials of which the foundations are constructed.

(b) *Lateral support at base.* Lateral support such as floor slabs or framing shall be provided at the base of foundation walls.

(c) *Lateral support at top.* Lateral support shall be provided at the top of the foundation walls by one of the following:

2. Structural analysis. A system designed through structural analysis.

3. Anchor bolts. a. Structural steel anchor bolts, at least 1/2 inch in diameter, embedded at least 7 inches into the concrete or grouted masonry with a maximum spacing of 72 inches and located within 18 inches of wall corners.

b. A properly sized nut and washer shall be tightened on each bolt to the plate or sill.

c. When vertical−reinforcing steel is provided in masonry construction, as required under sub. (3), the location requirements under subd. 3. a. shall be modified as necessary so anchor bolts are placed in the same core as the reinforcement without exceeding the limits of subd. 3. a.

d. Alternate foundation anchorage, designed and spaced in accordance with structural analysis and as required to provide equivalent anchorage to the requirements of subd. 3. a., is allowable.

4. Other mechanical fasteners. a. Mechanical fasteners used in accordance with the manufacturer's testing and listing.

b. When vertical−reinforcing steel is provided in masonry construction, as required under sub. (3), the location requirements under subd. 4. a. shall be modified as necessary so the fasteners are placed in the same core as the reinforcement without exceeding the limits of subd. 4. a.

(d) *Floor framing.* 1. Floor framing shall be fastened to the sill plate by one of the following methods:

a. Mechanical fasteners used in accordance with the manufacturer's testing and listing.

b. In accordance with structural analysis.

c. In accordance with the fastener table printed in ch. SPS 325 Appendix A.

Note: Per s. SPS 321.22 (1), sill plates are not required on foundation walls of poured concrete or on masonry walls with mortar− or grout−filled cores or on masonry walls with a solid block top course.

2. a. Where the floor framing is parallel to the foundation wall, solid blocking or bridging shall be installed in at least the

first adjacent joist space at a spacing of no more than 32 inches on center.

b. Blocking and bridging shall be the same depth as the joist.

c. Fastening of the blocking or bridging shall be in accordance with structural analysis or the fastener schedule in Table 321.02–2.

Note: The floor–framing elements required in this section are intended to provide lateral support to the top of the foundation wall. See s. SPS 321.22 (9) for further requirements relating to floor framing, including for bridging of floor framing to provide restraint against rotation or lateral displacement of the floor framing.

(e) *Soil lateral load.* Unless designed through structural analysis, soil lateral loads shall be determined from Table 321.18–A.

Table 321.18–A
SOIL LATERAL LOAD

Description of Backfill Material[e]	Unified Soil Classification	Design Lateral Soil Load[a] PSF per Foot of Depth
Well graded, clean gravels; gravel–sand mixes	GW	30[c]
Poorly graded clean gravels; gravel–sand mixes	GP	30[c]
Silty gravels, poorly graded gravel–sand mixes	GM	40[c]
Clayey gravels, poorly graded gravel–and–clay mixes	GC	45[c]
Well–graded, clean sands; gravelly sand mixes	SW	30[c]
Poorly graded clean sands; sand–gravel mixes	SP	30[c]
Silty sands, poorly graded sand–silt mixes	SM	45[c]
Sand–silt clay mix with plastic fines	SM–SC	45[d]
Clayey sands, poorly graded sand–clay mixes	SC	60[d]
Inorganic silts and clayey silts	ML	45[d]
Mixture of inorganic silt and clay	ML–CL	60[d]
Inorganic clays of low to medium plasticity	CL	60[d]
Organic silts and silt clays, low plasticity	OL	[b]
Inorganic clayey silts, elastic silts	MH	60[d]
Inorganic clays of high plasticity	CH	[b]
Organic clays and silty clays	OH	[b]

[a]Design lateral soil loads are given for moist conditions for the specified soils at their optimum densities. Actual field conditions shall govern. Submerged or saturated soil pressures shall include the weight of the buoyant soil plus the hydrostatic loads.

[b]Unsuitable as backfill material.

[c]For relatively rigid walls, as when braced by floors, the design lateral soil load shall be increased for sand and gravel type soils to 60 psf per foot of depth. Basement walls extending not more than 8 feet below grade and supporting flexible floor systems are not considered relatively rigid walls.

[d]For relatively rigid walls, as when braced by floors, the design lateral load shall be increased for silt and clay type soils to 100 psf per foot of depth. Basement walls extending not more than 8 feet below grade and supporting flexible floor systems are not considered relatively rigid walls.

[e]Soil classes are in accordance with the Unified Soil Classification System, ASTM D2487, and design lateral loads are for moist soil conditions without hydrostatic pressure.

(2) CONCRETE FOUNDATION WALLS. (a) *General structural requirements.* Except as provided in par. (b), unless designed through structural analysis, the minimum thickness of concrete foundation walls shall be determined from Table 321.18–B, but in no case shall the thickness of the foundation wall be less than the thickness of the wall it supports.

(b) *Equalized loading.* A 6–inch nominal wall thickness may be used provided the fill on one side of the wall is within 12 inches vertically of the fill on the other side of the wall.

Note: See s. SPS 321.15 (1) (c) for trench footing requirements.

Table 321.18–B
CONCRETE WALL THICKNESSES

Type of Concrete	Nominal Thickness (inches)	Maximum Height of Unbalanced Fill[1] for Material of Wall Being Supported (Wood frame — feet)
3000 psi	8	8
Unreinforced concrete	10	9
	12[2]	10
	14	11.5

[1]Unbalanced fill is the difference in elevation between the outside grade and the basement floor.

[2]The maximum height of unbalanced fill for a 12–inch thick plain concrete wall may be increased to 12 feet provided the wall is constructed of concrete with a minimum compressive value of 6,000 psi at 28 days.

(3) MASONRY FOUNDATION WALLS. (a) *Dampproofing.* 1. Except as allowed under subd. 3., masonry block foundation walls shall be coated with a layer of minimum $^3/_8$–inch thick type M or S portland cement mortar parging on the exterior of the wall from footing to finished grade.

2. Masonry foundation walls shall be damp–proofed by applying to the exterior surface of the portland cement parging from footing to finished grade, a continuous coating of one of the following:

a. A bituminous coating applied in accordance with the manufacturer's instructions.

b. Acrylic–modified cement applied at a minimum rate of 3 pounds per square yard.

c. A layer of minimum $^1/_8$–inch thick structural surface bonding material labeled as complying with ASTM C887.

Note: The ASTM C887 standard is entitled, "Standard Specification for Packaged, Dry, Combined Materials for Surface Bonding Mortar."

d. A waterproofing treatment applied in accordance with the manufacturer's instructions.

3. a. Parging of masonry block foundation walls is not required where a dampproofing material is sufficiently flexible to be listed or designed for direct application to masonry block.

b. Parging of masonry block foundation walls is not required where a layer of minimum ¼–inch thick structural surface bonding material labeled as complying with ASTM C887 is used for dampproofing.

(b) *Structural requirements.* Unless designed through structural analysis, the masonry foundation walls shall be constructed in accordance with ACI 530.1 and the following requirements:

1. The minimum thickness of unreinforced masonry foundation walls shall be determined by Table 321.18–C, but in no case shall the thickness be less than the thickness of the wall it supports.

2. Reinforced masonry walls shall be reinforced in accordance with the requirements of Tables 321.18–D, 321.18–E or 321.18–F. Vertical reinforcement shall be provided on each side of any opening and at intervals indicated in the appropriate table.

Table 321.18–C

PLAIN MASONRY FOUNDATION WALLS[d]

Maximum Wall Height (ft–in)	Depth of unbalanced backfill height (ft)	Minimum nominal wall thickness (inches)		
		Soil classes and lateral soil load[a] (psf per foot below exterior grade		
		GW, GP, SW and SP soils 30	GM, GC, SM, SM–SC and ML soils 45	SC, MH, ML–CL and inorganic CL soils 60
7–8	4 (or less)	8	8	8
	5	8	10	10
	6	10	12	10 (solid[b])
	7	12	10 (solid[b])	12 (solid[b])
8–4	4 (or less)	8	8	8
	5	8	10	12
	6	10	12	12 (solid[b])
	7	12	12 (solid[b])	Note c
	8	10 (solid[b])	12 (solid[b])	Note c
9–1	4 (or less)	8	8	8
	5	8	10	12
	6	12	12	12 (solid[b])
	7	12 (solid[b])	12 (solid[b])	Note c
	8	12 (solid[b])	Note c	Note c
	9	Note c	Note c	Note c

[a] For design lateral soils, see s. SPS 321.18 (1) (e). Soil classes are in accordance with the Unified Soil Classification System and design lateral soil loads are for moist soil conditions without hydrostatic pressure.
[b] Solid grouted hollow units.
[c] An analysis in compliance with ACI 530 or reinforcement in accordance with Table 321.18–D, 321.18–E or 321.18–F is required.
[d] Mortar shall be Type M or S and masonry shall be laid in running bond.

Table 321.18–D[b,c,d]

8, 10 OR 12 IN. REINFORCED MASONRY FOUNDATION WALLS WHERE d ≥ 5 in.[e]

Maximum Wall Height (ft–in)	Height of unbalanced backfill (ft)	Vertical reinforcement		
		Soil classes and lateral soil load[a] (psf per foot below exterior grade)		
		GW, GP, SW and SP soils 30	GM, GC, SM, SM–SC and ML soils 45	SC, MH, ML–CL and inorganic CL soils 60
7–8	4 (or less)	#4 at 48″ o.c.	#4 at 48″ o.c.	#4 at 48″ o.c.
	5	#4 at 48″ o.c.	#4 at 48″ o.c.	#4 at 40″ o.c.
	6	#4 at 48″ o.c.	#5 at 48″ o.c.	#5 at 40″ o.c.
	7	#4 at 40″ o.c.	#5 at 40″ o.c.	#6 at 48″ o.c.
8–4	4 (or less)	#4 at 48″ o.c.	#4 at 48″ o.c.	#4 at 48″ o.c.
	5	#4 at 48″ o.c.	#4 at 48″ o.c.	#4 at 40″ o.c.
	6	#4 at 48″ o.c.	#5 at 48″ o.c.	#5 at 40″ o.c.
	7	#5 at 48″ o.c.	#6 at 48″ o.c.	#6 at 40″ o.c.
	8	#5 at 40″ o.c.	#6 at 40″ o.c.	#7 at 40″ o.c.
9–1	4 (or less)	#4 at 48″ o.c.	#4 at 48″ o.c.	#4 at 48″ o.c.
	5	#4 at 48″ o.c.	#4 at 48″ o.c.	#5 at 48″ o.c.
	6	#4 at 48″ o.c.	#5 at 48″ o.c.	#6 at 48″ o.c.
	7	#5 at 48″ o.c.	#6 at 48″ o.c.	#7 at 48″ o.c.
	8	#5 at 40″ o.c.	#7 at 48″ o.c.	#8 at 48″ o.c.
	9	#6 at 40″ o.c.	#8 at 48″ o.c.	#8 at 32″ o.c.

[a] For design lateral soil loads, see s. SPS 321.18 (1) (e). Soil classes are in accordance with the Unified Soil Classification System and design lateral soil loads are for moist soil conditions without hydrostatic pressure.
[b] Provisions for this table are based on construction requirements specified in s. SPS 321.18 (3) (b).
[c] For alternative reinforcement, see s. SPS 321.18 (3) (b).
[d] Mortar shall be Type M or S and masonry shall be laid in running bond.
[e] The specified location of the reinforcement shall equal or exceed the effective depth distance, d, measured from the face of the soil side of the wall to the center of vertical reinforcement.

Table 321.18–E[b,c,d]

10 OR 12 IN. REINFORCED MASONRY FOUNDATION WALLS WHERE d ≥ 6.75 in.[e]

Maximum Wall Height (ft–in)	Height of unbalanced backfill (ft)	Vertical reinforcement		
		Soil classes and lateral soil load[a] (psf per foot below exterior grade)		
		GW, GP, SW and SP soils 30	GM, GC, SM, SM–SC and ML soils 45	SC, MH, ML–CL and inorganic CL soils 60
7–8	4 (or less)	#4 at 56″ o.c.	#4 at 56″ o.c.	#4 at 56″ o.c.
	5	#4 at 56″ o.c.	#4 at 56″ o.c.	#4 at 56″ o.c.
	6	#4 at 56″ o.c.	#4 at 48″ o.c.	#4 at 40″ o.c.
	7	#4 at 56″ o.c.	#5 at 56″ o.c.	#5 at 40″ o.c.
8–4	4 (or less)	#4 at 56″ o.c.	#4 at 56″ o.c.	#4 at 56″ o.c.
	5	#4 at 56″ o.c.	#4 at 56″ o.c.	#4 at 48″ o.c.
	6	#4 at 56″ o.c.	#4 at 48″ o.c.	#5 at 56″ o.c.
	7	#4 at 48″ o.c.	#4 at 32″ o.c.	#6 at 56″ o.c.
	8	#5 at 56″ o.c.	#5 at 40″ o.c.	#7 at 56″ o.c.
9–1	4 (or less)	#4 at 56″ o.c.	#4 at 56″ o.c.	#4 at 56″ o.c.
	5	#4 at 56″ o.c.	#4 at 56″ o.c.	#4 at 48″ o.c.
	6	#4 at 56″ o.c.	#4 at 40″ o.c.	#4 at 32″ o.c.
	7	#4 at 40″ o.c.	#5 at 48″ o.c.	#6 at 48″ o.c.
	8	#4 at 32″ o.c.	#6 at 48″ o.c.	#4 at 16″ o.c.
	9	#5 at 40″ o.c.	#6 at 40″ o.c.	#7 at 40″ o.c.

[a] For design lateral soil loads, see s. SPS 321.18 (1) (e). Soil classes are in accordance with the Unified Soil Classification System and design lateral soil loads are for moist soil conditions without hydrostatic pressure.
[b] Provisions for this table are based on construction requirements specified in s. SPS 321.18 (3) (b).
[c] For alternative reinforcement, see s. SPS 321.18 (3) (b).
[d] Mortar shall be Type M or S and masonry shall be laid in running bond.
[e] The specified location of the reinforcement shall equal or exceed the effective depth distance, d, measured from the face of the soil side of the wall to the center of vertical reinforcement.

Table 321.18–F[b,c,d]

12 IN. REINFORCED MASONRY FOUNDATION WALLS WHERE d ≥ 8.75 in.[e]

Maximum Wall Height (ft–in)	Height of unbalanced backfill (ft)	Vertical reinforcement		
		Soil classes and lateral soil load[a] (psf per foot below exterior grade)		
		GW, GP, SW and SP soils 30	GM, GC, SM, SM–SC and ML soils 45	SC, MH, ML–CL and inorganic CL soils 60
7–8	4 (or less)	#4 at 72″ o.c.	#4 at 72″ o.c.	#4 at 72″ o.c.
	5	#4 at 72″ o.c.	#4 at 72″ o.c.	#4 at 72″ o.c.
	6	#4 at 72″ o.c.	#4 at 64″ o.c.	#4 at 48″ o.c.
	7	#4 at 72″ o.c.	#4 at 48″ o.c.	#5 at 56″ o.c.
8–4	4 (or less)	#4 at 72″ o.c.	#4 at 72″ o.c.	#4 at 72″ o.c.
	5	#4 at 72″ o.c.	#4 at 72″ o.c.	#4 at 72″ o.c.
	6	#4 at 72″ o.c.	#4 at 56″ o.c.	#5 at 72″ o.c.
	7	#4 at 64″ o.c.	#5 at 64″ o.c.	#4 at 32″ o.c.
	8	#4 at 48″ o.c.	#4 at 32″ o.c.	#5 at 40″ o.c.
9–1	4 (or less)	#4 at 72″ o.c.	#4 at 72″ o.c.	#4 at 72″ o.c.
	5	#4 at 72″ o.c.	#4 at 72″ o.c.	#4 at 64″ o.c.
	6	#4 at 72″ o.c.	#4 at 56″ o.c.	#5 at 64″ o.c.
	7	#4 at 56″ o.c.	#4 at 40″ o.c.	#6 at 64″ o.c.
	8	#4 at 40″ o.c.	#6 at 64″ o.c.	#6 at 48″ o.c.
	9	#5 at 56″ o.c.	#7 at 72″ o.c.	#6 at 40″ o.c.

[a] For design lateral soil loads, see s. SPS 321.18 (1) (e). Soil classes are in accordance with the Unified Soil Classification System and design lateral soil loads are for moist soil conditions without hydrostatic pressure.
[b] Provisions for this table are based on construction requirements specified in s. SPS 321.18 (3) (b).
[c] For alternative reinforcement, see s. SPS 321.18 (3) (b).
[d] Mortar shall be Type M or S and masonry shall be laid in running bond.
[e] The specified location of the reinforcement shall equal or exceed the effective depth distance, d, measured from the face of the soil side of the wall to the center of vertical reinforcement.

3. Vertical reinforcement shall have a minimum yield strength of 60,000 psi.

4. Solid−grouted hollow units or cores containing vertical reinforcement shall be filled with masonry grout that complies with ASTM C 476.

5. In lieu of the reinforcement provisions of Tables 321.18−D, 321.18−E and 321.18−F, alternative reinforcing bar size and spacing having an equivalent cross−sectional area or reinforcement per linear foot of wall is permitted, provided the spacing of the reinforcement does not exceed 72 inches and reinforcing bar size does not exceed No. 11.

6. The depth below grade, wall height and reinforcement spacing may exceed the maximum values indicated in Tables 321.18−D, 321.18−E and 321.18−F only if the design is based on structural analysis.

(4) WOOD FOUNDATIONS. Wood foundations shall be designed and constructed in accordance with the wood−foundation standard adopted in Table 320.24−6m.

Note: The department will accept Permanent Wood Foundations Design and Construction Guide published by the Southern Forest Products Association through the Southern Pine Council, as complying with this standard. The Design and Construction Guide requires a 3.5 inch thick floor slab if a poured concrete floor slab is used.

History: Cr. Register, November, 1979, No. 287, eff. 6−1−80; am. (3) (intro), Register, February, 1985, No. 350, eff. 3−1−85; cr. (2) (c) to (e), r. and recr. Tables C and D, r. (3) (a) 2., renum. (3) (a) 1. to be (a), Register, January, 1989, No. 397, eff. 2−1−89; am. (intro.), (2) (b), (3) (b) and Table 21.18−D, cr. Table 21.18, r. (2) (c), renum. (2) (d) and (e) to be (2) (c) and (d), Register, March, 1992, No. 435, eff. 4−1−92; renum. (1) to (3) to be (2) to (4), and am. (3) (b), (4) (intro.) and (b), Table 21.18−A, r. (intro.) and Table 21.18, cr. (1), (3) (e), Register, November, 1995, No. 479, eff. 12−1−95; am (2), Register, January, 1999, No. 517, eff. 2−1−99; r. and recr. (1) (b), (3), Tables 21.18−C and D, am. (2) (a), r. Table 21.18−B, renum. Table 21.18−A to be Table 21.18−B and cr. (1) (c), (d), Tables 21.18−A, E and F, Register March 2001 No. 543, eff. 4−1−01; CR 02−077: r. (1) (c) 1., renum. (1) (d) to be (1) (e), cr. (1) (d), am. (4) (intro.), (b) and Tables 21.18−A, C and F Register May 2003 No. 569, eff. 8−1−03; CR 08−043: am. (1) (d) 2. b. and Tables 21.18−C to F, cr. (2) (a) (title) and (b) (title), r. and recr. (3) (a) and (4) Register March 2009 No. 639, eff. 4−1−09; correction in (1) (e), (2) (a), (3) (b) 1., 2., 5., 6., (4), Table 321.18−C to −F made under s. 13.92 (4) (b) 7., Stats., Register December 2011 No. 672; CR 15−041: am. (1) (c) 3. a., cr. (1) (c) 3. d., am. (1) (d) 2. c., (4) Register December 2015 No. 720, eff. 1−1−16; CR 15−043: am. (1) (d) 1. c. Register December 2015 No. 720, eff. 1−1−16; correction under s. 13.92 (4) (b) 7. Register December 2015 No. 720.

Subchapter VI — Floors

SPS 321.19 Floor design. Floors shall support all dead loads plus the minimum unit live loads as set forth in s. SPS 321.02. The live loads shall be applied to act vertically and uniformly to each square foot of horizontal floor area. Basements shall be provided with wood or concrete or similar type floors that comply with s. SPS 321.20 or 321.205.

History: Cr. Register, November, 1979, No. 287, eff. 6−1−80; r. and recr., Register, March, 1992, No. 435, eff. 4−1−92; correction made under s. 13.92 (4) (b) 7., Stats., Register December 2011 No. 672.

SPS 321.20 Concrete floors. (1) When concrete floors are provided, the thickness of the concrete shall measure at least 3 inches.

(2) When a concrete floor is placed in clay soils, a 4−inch thick base course shall be placed in the subgrade consisting of clean graded sand, gravel or crushed stone.

(3) When a concrete floor is placed on sand or gravel soils, the base course may be omitted unless drain tile is installed. If drain tile is installed, the requirements of s. SPS 321.17 shall be met.

History: Cr. Register, November, 1979, No. 287, eff. 6−1−80; am. Register, January, 1989, No. 397, eff. 2−1−89; r. and recr. Register, January, 1999, No. 517, eff. 2−1−99; correction in (3) made under s. 13.92 (4) (b) 7., Stats., Register December 2011 No. 672.

SPS 321.203 Garage floors. (1) MATERIALS. Garage floors shall be constructed of concrete or other noncombustible materials which are impermeable to petroleum products. Slab−on−grade concrete garage floors shall be at least 4 inches thick and placed over at least 4 inches of granular fill.

Note: It is not the intent of sub. (1) to require a concrete floor to be sealed to make it completely impermeable.

(2) CONFIGURATION. The floor shall be sloped such that water is removed in accordance with one of the following:

(a) Water drains toward the overhead door or to exterior grade such that no damage will be caused to any structural member or wall covering of the garage or the dwelling.

(b) Water drains into an interior floor drain that complies with the requirements of ch. SPS 382.

Note: See s. SPS 382.34 for floor drain requirements.

History: Cr. Register, November, 1995, No. 479, eff. 12−1−95; CR 02−077: r. and recr. (2) Register May 2003 No. 569, eff. 8−1−03; correction in (2) (b) made under s. 13.92 (4) (b) 7., Stats., Register December 2011 No. 672.

SPS 321.205 Wood floors in contact with the ground. Wood floors in contact with the ground shall comply with the requirements under s. SPS 321.18 (4).

History: Cr. Register, January, 1989, No. 397, eff. 2−1−89; am. Register, January, 1999, No. 517, eff. 2−1−99; correction made under s. 13.93 (2m) (b) 7., Stats., Register, March, 2001, No. 543; CR 02−077: r. and recr. Register May 2003 No. 569, eff. 8−1−03; correction made under s. 13.92 (4) (b) 7., Stats., Register December 2011 No. 672.

SPS 321.21 Precast concrete floors. Precast concrete floors shall be designed through structural analysis, or load tables furnished by the precast product fabricator may be used, provided the load tables were developed using structural analysis or load testing.

History: Cr. Register, November, 1979, No. 287, eff. 6−1−80; r. and recr. Register, March, 1992, No. 435, eff. 4−1−92.

SPS 321.22 Wood frame floors. Unless designed through structural analysis, wood frame floors shall comply with the following requirements:

(1) FLOOR JOISTS. (a) *General.* 1. Floor joists shall comply with the structural requirements and live load determination under s. SPS 321.02.

Note: See ch. SPS 325 Appendix A for design information.

2. Where the joists of a floor system are parallel to, and located between bearing walls above and below, the joists shall be doubled.

(b) *Floor joists on concrete walls.* Where a sill plate is provided for floor joists on poured concrete, the sill plates shall be fastened to the foundation.

Note: Section SPS 321.18 (1) (d) requires the floor joists to also be fastened to the sill plate.

(c) *Floor joists on masonry walls with a solid top course.* Where a sill plate is provided for floor joists on solid block top course masonry, the sill plate shall be fastened to the foundation.

(d) *Floor joists on masonry walls with open top course.* 1. Where the masonry wall has an open top course, a sill plate at least as wide as the foundation wall shall be fastened to the foundation.

2. Where anchor bolts are used on masonry walls with an open top course, the minimum width of an individual piece making up the sill plate shall be at least 5.5 inches.

Note: A sill plate can be made of multiple pieces to achieve the full width.

(2) FLOOR TRUSSES. Metal plate connected wood floor trusses shall be designed in accordance with the Design Specifications for Metal Plate Connected Parallel Chord Wood Trusses and the National Design Specification for Wood Construction. Truss members shall not be cut, bored or notched.

(3) GIRDERS AND BEAMS. (a) Girders and beams shall be selected from Table 321.22−A1 or Table 321.22−A2 or shall be designed through structural analysis.

(b) Wood girders and beams shall be fitted at the post or column. Adjoining ends shall be fastened to each other to transfer horizontal loads across the joint. Beams shall also be fastened to the posts with framing anchors, angle clips, or equivalent.

(c) Where intermediate beams are used, they shall rest on top of the girders; or shall be supported by ledgers or blocks fastened to the sides of the girders; or they may be supported by approved metal hangers into which the ends of the beams shall be fitted.

(d) Lateral restraint for all wood beams shall be provided at all columns using a saddle or other approved connection where the beam meets one of the following conditions:

1. The beam is not restrained at both ends.

2. The beam is more than 11.25 inches deep using actual measurement.

Note: A saddle supports the beam on the bottom and allows for the through–connection of fasteners into the side of the beam.

(4) BEARING AND END CONFIGURATION. (a) *Sawn lumber.* 1. 'Joists.' Wood joists made of sawn lumber shall meet the following bearing requirements:

a. Wood joists supported on wood or metal shall have a bearing surface of at least 1½–inches measured from the end of the joist.

b. Wood joists supported on masonry or concrete shall have a bearing surface of at least 3 inches measured from the end of the joist.

c. The tail end of a floor joist may not extend past the edge of a beam by more than the depth of the floor joist.

d. Wood floor joists with ends that intersect over a beam shall have the ends overlap at least 3 inches and be securely fastened together with at least two 12d common nails or the ends shall be butt–jointed or face–jointed and fastened with ties, straps, plates or solid blocking.

2. 'Beams and girders.' Beams and girders made of sawn lumber shall have a bearing surface on their supports of at least 3 inches parallel to the beam or girder and be at least as wide as the beam or girder.

(b) *Engineered wood products.* Bearing surface for engineered wood products shall be in accordance with the manufacturer's instructions provided those instructions were developed through structural analysis or product testing and are applicable to the configuration.

(5) NOTCHING AND BORING. Notching and boring of beams or girders is prohibited unless determined through structural analysis.

(a) *Notching of floor joists.* 1. Notches located in the top or bottom of floor joists shall not have a depth exceeding $^1/_6$ the depth of the joist, shall not have a length exceeding $^1/_3$ the joist depth nor be located in the middle $^1/_3$ of the span of the joist.

2. Where floor joists are notched on the ends, the notch shall not exceed ¼ the depth of the joist. Notches over supports may extend the full bearing width of the support.

(b) *Boring of floor joists.* 1. 'General.' A hole may not be bored in a floor joist within 2 inches of a notch or another hole. In no case shall the distance between adjacent holes be less than the diameter of the larger hole.

2. 'Holes near the edge.' Holes bored in the top or bottom 2 inches of a joist shall follow the limitations for notching under par. (a).

3. 'Other holes.' Holes bored in floor joists that are not within 2 inches of the top or bottom of the joist shall have their diameter limited to $^1/_3$ the depth of the joist.

(c) *Engineered wood products.* Notching or boring of engineered wood products shall be done in accordance with the manufacturer's instructions provided those instructions were developed through structural analysis or product testing.

(6) OVERHANG OF FLOORS. (a) *General*. Except as provided in pars. (b) and (c), a floor joist overhang shall be cantilevered beyond the outer edge of the supporting wall below it by no more than the actual depth of the joist or shall be designed through structural analysis in accordance with s. SPS 321.02 (3).

(b) *Joist overhangs parallel to the main floor framing system.* Joist overhangs that are extensions of, and parallel to, the main floor framing system may extend beyond the depth of the joist without structural analysis provided they meet all of the following conditions:

1. The overhang is cantilevered no more than 2 feet beyond the outer edge of the supporting wall below it.

2. a. The overhang supports a uniform load limited to the weight of the bearing wall and the tributary roof area above it.

b. The tributary length of the roof area, excluding the eave overhang, is no more than 2 feet greater than the actual length of the joist directly below.

c. The eave overhang is no more than 2 feet.

Note: The tributary length is usually half the span of the joist or rafter.

3. The joist overhang does not support any concentrated loads. For the purposes of this subsection, a framed opening in the wall with a rough opening of 4 feet or less shall be considered uniform loading.

4. a. The cantilevered joist is doubled at the supporting wall.

b. The doubled joist length extends inward beyond the inner edge of the supporting wall by the same distance as the cantilever.

c. The added joist member is secured to the main joist as stated in the nailing schedule in ch. SPS 325 Appendix A, under the heading for "floor framing, built–up girder and beams, top loaded".

(c) *Joist overhangs perpendicular to the main floor framing system.* Joist overhangs that are perpendicular to the main floor framing system, or lookout joists, may extend beyond the depth of the joist without structural analysis provided they meet all of the following conditions:

1. The joist overhang is cantilevered no more than 2 feet beyond the outer edge of the supporting wall below it.

2. a. A double floor joist is used to support the lookout joist.

b. The double floor joist is located a distance of at least 2 times the cantilever length inward from the outer edge of the supporting wall below.

c. The lookout joists are fastened to the double joist with metal hangers.

3. The joist overhang supports no more than either a non–bearing wall or a wall that supports only a roof which spans no more than the floor overhang cantilever length plus the eave overhang.

(d) All overhangs longer than the depth of the supporting joist that do not meet all of the conditions under par. (b) or (c) shall be designed through structural analysis.

(7) FLOOR OPENINGS. Trimmers and headers shall be doubled when the span of the header exceeds 4 feet. Headers which span more than 6 feet shall have the ends supported by joist hangers or framing anchors, unless the ends are supported on a partition or beam. Tail joists (joists which frame into headers) more than 8 feet long shall be supported on metal framing anchors or on ledger strips of at least 2 inches by 2 inches nominal.

TABLE 321.22–A1

MINIMUM SIZES FOR BEAMS AND GIRDERS OF STEEL OR WOOD

	One Floor Only		Roof/Ceiling and One Floor				Roof/Ceiling+ One Floor/Ceiling + One Floor			
Column Spacing	Wood Beams[1] (in., nominal)	A 36 Steel Beams[2]	Wood Beams[1,3] (in., nominal) Zone 2	Zone 1	A 36 Steel Beams[2] Zone 2	Zone 1	Wood Beams[1,3] (in., nominal) Zone 2	Zone 1	A 36 Steel Beams[2] Zone2	Zone 1
24 ft. wide house:										
8 ft.	8x8	—	8x10	10x10	—	—	8x12	10x12	—	—
			6x12	6x12	—	—	6x14	8x14	—	—
10 ft.	8x10	—	8x12	10x12	M 10x9	M 10x9	10x14	10x14	M 12x11.8	M 12x11.8
			6x14	8x14	W 6x12	W 8x10	8x16	8x16	W8x15	W 8x15
12 ft.	8x12	—	12x12	10x14	W 12x10	M 12x11.8	14x14	14x14	W 12x16	W 12x16
			10x14	8x16	W 10x11.5	W 8x15	10x16	12x16	W10x17	W 8x21
15 ft.	12x12	—	—	—	W 12x16	W 12x16	—	—	W 12x22	W 14x22
			—	—	W 10x17	W 6x25	—	—	W 8x28	W 8x31
26 ft. wide house:										
8 ft.	6x10	—	10x10	10x10	—	—	10x12	10x12	—	—
			6x12	8x12	—	—	8x14	8x14	—	—
10 ft.	10x10	—	10x12	10x12	M 10x9	M 12x10	10x14	12x14	M 12x11.8	W 12x14
			8x14	8x14	W 8x10	W 8x13	8x16	8x16	W 8x15	W 8x17
12 ft.	8x12	—	10x14	10x14	M 12x11.8	M 12x11.8	14x14	12x16	W 12x16	W 10x19
			8x16	8x16	W 8x15	W 6x20	12x16	10x18	W 8x21	W 8x24
15 ft.	10x14	—	—	—	W 12x16	W 10x19	—	—	W 14x22	W 14x22
			—	—	W 8x21	W 8x24	—	—	W 8x31	W 8x35
28 ft. wide house:										
8 ft.	6x10	—	10x10	8x12	—	—	10x12	10x12	—	—
			8x12	4x16	—	—	8x14	8x14	—	—
10 ft.	10x10	M 10x7.5	10x12	12x12	M 12x10	W 10x12	12x14	12x14	W 12x14	W 12x14
		W 6x9	8x14	8x14	W 8x13	W 8x13	8x16	10x16	W 8x17	W 10x15
12 ft.	10x12	M 10x9	10x14	12x14	M 12x11.8	W 12x14	12x16	12x16	W 10x19	M 14x18
		W 6x12	8x16	10x16	W 8x15	W 8x18	10x18	10x18	W 8x24	W 8x24
15 ft.	10x14	M 12x10	—	—	W 10x19	M 14x18	—	—	W 14x22	W 14x26
		W 8x13	—	—	W 8x24	W 8x24	—	—	W 8x35	W 8x35
30 ft. wide house:										
8 ft.	8x10	—	10x10	8x12	—	—	10x12	12x12	—	—
			8x12	6x14	—	—	8x14	8x14	—	—
10 ft.	10x10	M 10x7.5	10x12	12x12	M 12x10	M 12x10	12x14	12x14	W 12x14	W 12x14
		W 6x9	8x14	10x14	W 8x13	W 8x13	10x16	10x16	W 10x15	W 10x15
12 ft.	10x12	M 10x9	12x14	12x14	W 12x14	W 12x14	12x16	14x16	M 14x18	M 14x18
		W 6x12	8x16	10x16	W 8x18	W 8x18	10x18	12x18	W 8x24	W 8x24
15 ft.	12x14	M 12x11.8	—	—	M 14x18	W 10x21	—	—	W 14x26	W 14x26
		W 8x15	—	—	W 8x24	W 8x28	—	—	W 8x35	W 10x33
32 ft. wide house:										
8 ft.	8x10	—	8x12	8x12	—	—	12x12	12x12	—	—
			6x14	6x14	—	—	8x14	10x14	—	—
10 ft.	10x10	M 10x7.5	12x12	12x12	W 10x12	W 10x12	12x14	14x14	W 12x14	W 12x16
		W 6x9	8x14	10x14	W 8x13	W 6x16	10x16	10x16	W 10x15	W 10x17
12 ft.	10x12	M 10x9	12x14	14x14	W 12x14	W 12x14	14x16	14x16	M 14x18	W 12x22
		W 6x12	10x16	10x16	W 10x15	W 10x17	12x18	12x18	W 8x24	W 8x28
15 ft.	12x14	M 12x11.8	—	—	M 14x18	W 12x22	—	—	W 14x26	W 14x26
		W 8x15	—	—	W 8x24	W 8x28	—	—	W 10x33	W 10x33

[1]This table is based upon wood with a fiber bending stress of 1,000 psi. Two acceptable wood beam selections are listed for each loading condition.

[2]Two acceptable steel beam selections are listed for each loading condition. The first entry is the most economical selection based upon beam weight.

[3]Wood main beams or girders may be built up from nominal 2–inch members. The 2–inch members shall be laid on edge and fastened together with a double row of common nails not less than 3½–inches in length. Nails shall be spaced not more than 18 inches apart in each row with the end nails placed 4 inches to 6 inches from the end of each piece. Where built–up beams are employed over a single span, the length of each individual piece used to fabricate the beam shall equal the length of the beam.

TABLE 321.22–A2

MINIMUM SIZES FOR BUILT–UP WOOD BEAMS IN BASEMENTS AND CRAWL SPACES SUPPORTING ONE FLOOR ONLY

	F_b=800 psi		F_b=1000 psi		F_b=1200 psi		F_b=1400 psi	
HOUSE WIDTH	**Col. Spacing ft–in**	**Beam size**	**Col. Spacing ft–in**	**Beam size**	**Col. Spacing ft–in**	**Beam size**	**Col. Spacing ft–in**	**Beam size**
16 ft.	7–8	3–2x8	8–7	3–2x8	9–4	3–2x8	10–2	3–2x8
	8–11	4–2x8	9–11	4–2x8	10–11	4–2x8	11–10	4–2x8
	9–11	3–2x10	11–1	3–2x10	12–1	3–2x10	13–1	3–2x10
	11–4	4–2x10	12–8	4–2x10	13–1	4–2x10	15–0	4–2x10
	12–0	3–2x12	13–5	3–2x12	14–8	3–2x12	15–10	3–2x12
	13–10	4–2x12	15–7	4–2x12	17–0	4–2x12	18–4	4–2x12
20 ft.	6–11	3–2x8	7–8	3–2x8	8–5	3–2x8	9–1	3–2x8
	7–11	4–2x8	8–11	4–2x8	9–9	4–2x8	10–7	4–2x8
	8–10	3–2x10	9–11	3–2x10	10–10	3–2x10	11–8	3–2x10
	10–2	4–2x10	11–4	4–2x10	12–6	4–2x10	13–6	4–2x10
	10–9	3–2x12	12–0	3–2x12	13–2	3–2x12	14–3	3–2x12
	11–5	4–2x12	13–11	4–2x12	15–2	4–2x12	16–5	4–2x12
24 ft.	6–3	3–2x8	7–1	3–2x8	7–8	3–2x8	8–4	3–2x8
	7–3	4–2x8	8–2	4–2x8	8–11	4–2x8	9–8	4–2x8
	8–1	3–2x10	9–0	3–2x10	9–11	3–2x10	10–8	3–2x10
	9–4	4–2x10	10–4	4–2x10	11–5	4–2x10	12–4	4–2x10
	9–9	3–2x12	10–11	3–2x12	12–0	3–2x12	12–11	3–2x12
	11–3	4–2x12	12–7	4–2x12	13–11	4–2x12	15–0	4–2x12
28 ft.	5–10	3–2x8	6–6	3–2x8	7–2	3–2x8	7–8	3–2x8
	6–8	4–2x8	7–6	4–2x8	8–3	4–2x8	8–11	4–2x8
	7–5	3–2x10	8–4	3–2x10	9–1	3–2x10	9–11	3–2x10
	8–7	4–2x10	9–8	4–2x10	10–6	4–2x10	11–4	4–2x10
	9–0	3–2x12	10–1	3–2x12	11–1	3–2x12	10–11	3–2x12
	10–5	4–2x12	11–8	4–2x12	12–10	4–2x12	13–10	4–2x12
32 ft.	5–4	3–2x8	6–1	3–2x8	6–8	3–2x8	7–3	3–2x8
	6–3	4–2x8	7–1	4–2x8	7–8	4–2x8	8–4	4–2x8
	7–0	3–2x10	7–9	3–2x10	8–7	3–2x10	9–2	3–2x10
	8–1	4–2x10	8–11	4–2x10	9–10	4–2x10	10–8	4–2x10
	8–5	3–2x12	9–6	3–2x12	10–4	3–2x12	11–1	3–2x12
	9–9	4–2x12	11–0	4–2x12	12–0	4–2x12	12–11	4–2x12
36 ft.	5–1	3–2x8	5–9	3–2x8	6–3	3–2x8	6–9	3–2x8
	5–11	4–2x8	6–7	4–2x8	6–9	4–2x8	7–10	4–2x8
	6–6	3–2x10	7–4	3–2x10	8–1	3–2x10	8–8	3–2x10
	7–6	4–2x10	8–6	4–2x10	9–4	4–2x10	10–0	4–2x10
	7–11	3–2x12	8–11	3–2x12	9–9	3–2x12	10–7	3–2x12
	9–2	4–2x12	10–4	4–2x12	11–4	4–2x12	12–4	4–2x12

[1]This table provides maximum allowable spans in feet and inches for main beams or girders which are built–up from nominal 2–inch members.

[2]Fiber bending stress for various species and grades of wood is given in Appendix A321.

[3]The 2–inch members shall be laid on edge and fastened together with a double row of common nails not less than 3½–inches in length. Nails shall be spaced not more than 18 inches apart in each row with the end nails placed 4 inches to 6 inches from the end of each piece.

[4]Where built–up wood beams are employed over a single span, the length of each individual piece used to fabricate the beam shall equal the length of the beam.

[5]Where built–up wood beams are continued over more than one span and where lengths of individual pieces are less than the total length of the complete beam, butt joints shall be located over supports or within 6 inches of the quarter points of the clear span. Where located near the quarter points, the joints in built–up beams shall be separated by at least one lamination and shall not exceed the beam width.

(8) FLOOR SHATHING, BOARDS AND PLANKS. (a) *Plywood sheathing.* Plywood sheathing used for floors shall be limited to the allowable loads and spans shown in Table 321.22–B.

(c) *Combination subfloor–underlayment.* Combination subfloor–underlayment shall be installed in accordance with Table 321.22–D.

(d) *Floor boards.* Where wood boards are used for floor sheathing, the boards shall comply with the minimum thicknesses shown in Table 321.22–E.

(e) *Planks.* Planks shall be tongue and groove or splined and at least 2 inches, nominal, in thickness. Planks shall terminate over beams unless the joints are end matched. The planks shall be laid so that no continuous line of joints will occur except at points of support. Planks shall be nailed to each beam.

(9) BRIDGING. (a) *Sawn lumber.* Bridging shall be provided for sawn lumber framing at intervals not exceeding 8 feet where the nominal depth to thickness ratio is greater than 4 to 1.

Note: This 4:1 ratio means bridging is required for wood–framed floors having nominal 2X10 or deeper solid–sawn–lumber joists, to provide restraint against rotation or lateral displacement.

(b) *Engineered products.* Bridging shall be provided for engineered framing products in accordance with the manufacturer's recommendations.

Note: See s. SPS 321.18 (1) (d) for further requirements relating to floor framing, including for bridging or blocking of floor framing to provide lateral support to the top of foundation walls.

(10) SILL PLATES. All of the following requirements apply to a sawn–lumber sill plate with uniform loading that is partially extended beyond the load–bearing surface of a foundation wall in order to put the exterior surface of an upper–lying wall flush with or beyond the exterior surface of insulation that is placed on the outside of the foundation wall:

(a) The center of any anchor bolt shall be set back from the side edge of the sill plate by a distance of at least 4 times the diameter of the bolt.

(b) The thickness of the concrete or mortar cover around any anchor bolt shall comply with ACI 318 section 7.7.

Note: Under ACI 318 section 7.7, the minimum cover for a 5/8–inch–diameter or smaller bolt is 1 1/2 inches.

(c) With wood floor joists that are parallel to the foundation wall, the sill plate may not extend beyond the load–bearing surface of the wall by more than one–half of the nominal thickness of the joist that bears on the sill plate.

Note: As used throughout this chapter and in the standards that the chapter incorporates by reference, the shorter side of the cross–sectional area of a wood member is the thickness of the member. The longer side of the cross–sectional area is the depth, when the longer side is vertical; and it is the width when the longer side is horizontal.

Note: Under sub. (6), wood floor joists that are perpendicular to the foundation wall can extend beyond the foundation wall by a distance of up to the depth of the joist.

Note: Subsection (1) (d) requires a full–width sill plate for floor joists over open–core masonry units.

Table 321.22–B

ALLOWABLE SPANS FOR PLYWOOD FLOOR SHEATHING CONTINUOUS OVER TWO OR MORE SPANS AND FACE GRAIN PERPENDICULAR TO SUPPORTS[1]

Span Rating[2]	Plywood Thickness (in inches)	Maximum span[3] (in inches)
32/16	15/32, 1/2, 5/8	16[5]
40/20	19/32, 5/8, 3/4, 7/8	20[4,5]
48/24	23/32, 3/4, 7/8	24

[1]These values apply to C–D, C–C, and Structural I and II grades only. Spans shall be limited to values shown because of possible effect of concentrated loads.

[2]Span Rating appears on all panels in the construction grades listed in footnote 1.

[3]Plywood edges shall have approved tongue and groove joints or shall be supported with blocking, unless ¼–inch minimum thickness underlayment or 1½ inches of approved cellular or lightweight concrete is installed or finished floor is 25/32–inch wood strip. Allowable uniform load based on deflection of 1/360 of span is 165 pounds per square foot.

[4]For joists spaced 24 inches on center, plywood sheathing with Span Rating 40/20 or greater can be used for subfloors when supporting 1½ inches lightweight concrete.

[5]May be 24 inches if 25/32–inch wood strip flooring is installed at right angles to joists.

Table 321.22–D

MINIMUM THICKNESS FOR PLYWOOD COMBINATION SUBFLOOR–UNDERLAYMENT. PLYWOOD CONTINUOUS OVER TWO OR MORE SPANS AND FACE GRAIN PERPENDICULAR TO SUPPORTS[1,2]

		Maximum Support Spacing[3]		
		16″ o.c.	20″ o.c.	24″ o.c.
Plywood Grade	Plywood Species Group	Panel Thickness (inches)	Panel Thickness (inches)	Panel Thickness (inches)
Sanded exterior type	1	1/2	5/8	3/4
	2 & 3	5/8	3/4	7/8
	4	3/4	7/8	1
Underlayment C–C Plugged Sturd–I–Floor[4]	All Groups	APA Rated Sheathing and APA Rated Sturd–I–Floor shall be installed consistent with their rating.		

[1]Spans shall be limited to values shown, based on possible effect of concentrated loads.

[2]Unsupported edges shall be tongue and groove or blocked except where ¼–inch underlayment or 25/32–inch finish floor is used.

[3]Underlayment, C–C Plugged, sanded exterior type: allowable uniform load based on deflection of L/360 span for spans 24 inches or less is 125 psf; and for spans 48 inches, 65 psf.

[4]The department will accept subfloor underlayment panels such as Sturd–I–Floor which meet the requirements of APA manufacturing specifications for Sturd–I–Floor panels.

Table 321.22–E

MINIMUM THICKNESS OF FLOOR BOARDS

Joist Spacing (inches)	Minimum Net Thickness (inches)	
	Perpendicular to Joist	Diagonal to Joist
24	11/16	3/4
16	5/8	5/8

History: Cr. Register, November, 1979, No. 287, eff. 6–1–80; am. (1) and cr. (1m), Register, February, 1985, No. 350, eff. 3–1–85; renum. (8) (c) and (d) to be (8) (d) and (e) and am. (8) (d), renum. Table 21.22–A and D to be Table 21.22 A1 and E, cr. (8) (c), Table 21.22 A2, r. and recr. Tables 21.22 B and C, Register, January, 1989, No. 397, eff. 2–1–89; am. (2), (4), (5), (6) and (9), r. and recr. Table 21.22–A2, Register, March, 1992, No. 435, eff. 4–1–92; am. (5) (b) and cr. (5) (c), Table 21.22–A1, r. Table 21.22–A, Register, November, 1995, No. 479, eff. 12–1–95; r. and recr. (9), Register, January, 1999, No. 517, eff. 2–1–99; r. and recr. (1m), (4), and (5) (b), Register, March, 2001, No. 543, eff. 4–1–01; CR 02–077: am. (5) (b) 1., r. and recr. (6) Register May 2003 No. 569, eff. 8–1–03; CR 08–043: r. and recr. (1), r. (1m), (8) (b) and Table 21.22–C, renum. (3) (intro.), (a) and (b) to be (3) (a), (b) and (c), cr. (3) (d) Register March 2009 No. 639, eff. 4–1–09; correction in (1) (a) 1., (3) (a), (6) (a), (8) (a), (c), (d), Table 321.22–A2 made under s. 13.92 (4) (b) 7., Stats., Register December 2011 No. 672; CR 15–041: cr. (10) Register December 2015 No. 720, eff. 1–1–16; CR 15–043: am. (6) (b) 4. c. Register December 2015 No. 720, eff. 1–1–16.

SPS 321.225 Decks. (1) Decks attached to dwellings and any detached decks that serve an exit shall comply with the applicable provisions of subchs. II to X of ch. SPS 321, including all of the following:

(a) Excavation requirements under s. SPS 321.14;

(b) Footing requirements under s. SPS 321.15 (2) (f);

(c) Frost penetration requirements under s. SPS 321.16;

(d) Load requirements under s. SPS 321.02;

(e) Stair, handrail and guard requirements of s. SPS 321.04.

(f) Decay protection requirements of s. SPS 321.10.

(2) A deck that complies with the standards in ch. SPS 325 Appendix B, and ch. SPS 325 Appendix C, if applicable, shall be considered as complying with sub. (1).

History: Cr. Register, March, 1992, No. 435, eff. 4–1–92; correction in (1) to (6) made under s. 13.92 (4) (b) 7., Stats., Register December 2011 No. 672; CR 15–043: Renum. to (1) and am., cr. (2) Register December 2015 No. 720, eff. 1–1–16.

Subchapter VII — Walls

SPS 321.23 Wall design. (1) LIVE AND DEAD LOADS. All walls shall support all superimposed vertical dead loads and live loads from floors and roofs.

(2) HORIZONTAL WIND LOAD. Walls shall be designed to withstand a horizontal wind pressure of at least 20 pounds per square foot applied to the vertical projection of that portion of the dwelling above grade. No wind load reduction shall be permitted for the shielding effect of other buildings.

History: Cr. Register, November, 1979, No. 287, eff. 6–1–80.

SPS 321.24 Exterior covering. (1) GENERAL. The exterior walls shall be covered with a permanent weather resistant finish.

(2) DURING CONSTRUCTION. During construction, wall cavity insulation may not be installed until a water–resistant covering is in place over the wall cavity and windows, doors and a roof with at least underlayment are installed.

Note: An example of acceptable water–resistant covering for a wall is foam sheathing with permanently taped joints.

(3) FLASHING. (a) Corrosion–resistant flashing shall be installed in the exterior wall to prevent water from entering the wall cavity or coming in contact with the structural framing components.

(b) The flashing shall extend to the surface of the exterior wall finish and prevent water from reentering the exterior wall.

(c) 1. Any joints between 2 pieces of flashing that form a vertical joint shall be lapped a minimum of 6 inches and sealed.

2. Any joints between 2 pieces of flashing that form a horizontal joint shall be lapped a minimum of 2 inches and sealed unless otherwise specified by the flashing manufacturer.

3. Sealants used for flashing shall be exterior grade and shall be compatible with the materials being sealed.

(d) Flashing shall be provided at all of the following locations:

1. At the top of all exterior door and window openings, unless using self–flashing windows that provide at least one inch of flashing around the opening, including the corners.

2. At the intersection of chimneys or other masonry construction with frame walls.

3. Under and at the ends of masonry, wood or metal copings and sills.

4. Continuously above all projecting wood trim.

5. Where porches, decks or stairs attach to a wall or floor assembly of wood frame construction.

6. At wall and roof intersections.

7. At built–in gutters.

8. Along the bottom of door openings that are elevated above–grade.

Note: Flashing placed along the bottom of a door opening that is elevated above–grade can subsequently accommodate adding a deck outside the door.

(e) For a roof that intersects with an upper–lying head wall and rake wall, such as where a dormer is provided, the vertical metal flashing along the rake wall shall extend down the roof at least one–half inch past the vertical flashing on the head wall.

Note: A head wall as addressed in this paragraph intersects a sloping roof at a horizontal line along the top of a roof segment. A rake wall intersects a sloping roof along the side of a roof segment.

(f) For a roof eave that intersects with a sidewall, the end of the roof flashing shall be installed so that it diverts water away from the sidewall and onto the roof or into the gutter.

Note: See s. SPS 321.26 (5) for additional flashing requirements with masonry cavity walls and s. SPS 321.28 (7) for additional flashing requirements with roofing.

Note: See s. SPS 321.26 (8) for further requirements relating to flashing for masonry.

(4) WATER–RESISTIVE BARRIER REQUIREMENTS. (a) *General.* 1. Exterior walls of wood or metal frame construction shall be provided with a water–resistive barrier from the highest point to the bottom of the permanent weather–resistant covering.

Note: Acceptable water–resistive barrier materials include polymeric–based house wraps and spray–applied water–resistive barriers installed per the manufacturer's instructions, #15 or greater asphalt–saturated felts that comply with ASTM D 226 for type I felt and extruded foam sheathing with permanently taped joints. Duct tape or similar will not result in a permanently taped joint.

2. Structural products with an integral water–resistive barrier may be approved by the department as a complete assembly.

(b) *Material compatibility.* The water–resistive barrier material shall be compatible with the other materials in the wall with which it will come into contact.

Note: Spray–applied water–resistive barriers may not be compatible with foam plastic insulation.

(c) *Performance requirements.* 1. Polymer–based house wraps shall meet all of the following requirements:

a. A water vapor permeability rating of 5 perms or higher when tested in accordance with ASTM E96.

b. An acceptable water–resistance rating determined in accordance with ASTM D779, AATCC 127 or CCMC 07102.

Note: Asphalt–saturated felt or "tar paper" is not a polymeric–based house wrap.

Note: For more information on the water–resistance tests and their results, see the International Code Council Evaluation Services Acceptance Criteria AC 38.

2. Spray–applied water–resistive barriers shall be approved under the International Code Council Evaluation Services.

Note: For approval criteria, see ICC–ES acceptance criteria AC 212 or successor document.

(d) *Application.* 1. Horizontal seams in sheet or strip material shall be overlapped such that the upper layer extends over the lower layer at least 2 inches.

2. Vertical seams in sheet or strip materials shall be overlapped at least 6 inches.

3. Any rips, tears or voids shall be patched in accordance with subds. 1. and 2.

(e) *Penetrations.* 1. Penetrations caused by fasteners of the water–resistive barrier or the weather–resistant exterior covering do not require sealing.

2. Penetrations of 5 square inches or less with an annular space of no more than ½ inch shall be sealed with caulk or similar material.

3. Penetrations of greater than 5 square inches shall be flashed in accordance with sub. (3).

History: Cr. Register, November, 1979, No. 287, eff. 6–1–80; r. and recr. Register, March, 2001, No. 543, eff. 4–1–01; CR 02–077: cr. (3) Register May 2003 No. 569, eff. 8–1–03; CR 08–043: am. (2), renum. (3) (c) to be (3) (d), cr. (3) (c) and (4) Register March 2009 No. 639, eff. 4–1–09; CR 15–041: cr. (3) (e), (f) Register December 2015 No. 720, eff. 1–1–16; CR 15–043: cr. (3) (d) 8. Register December 2015 No. 720, eff. 1–1–16.

SPS 321.25 Wood frame walls. Unless designed through structural analysis, wood frame walls shall comply with the following requirements.

(1) STUD CONFIGURATION. Wood studs shall comply with the size and spacing requirements indicated in Table 321.25–A. Studs in the exterior walls shall be placed with the wide faces perpendicular to the plane of the wall.

Note: See ch. SPS 325 Appendix A for acceptable nailing schedule.

Note: See s. SPS 321.10 for requirements on treating wood for decay and termite resistance.

(2) TOP PLATES. (a) *General.* Except as allowed under subd. 3., top plates shall be provided and configured as follows:

1. Studs at bearing walls shall be capped with double top plates.

2. End joints in double top plates shall be offset at least 2 stud spaces.

3. Double top plates shall be overlapped at the corners and at intersections of partitions.

4. The plate immediately above the stud may have a joint only when directly over the stud.

(b) *Notching and boring.* 1. When piping or ductwork is placed in an exterior wall or an interior load–bearing wall, such that at least half of the top plate is removed, the plate shall be reinforced with a steel angle at least 2 inches by 2 inches by 20 gauge thick.

Note: 20 gauge is approximately 0.036 inch.

2. The steel angle shall span the gap and extend at least to the midpoint of the adjacent stud spaces.

3. Other equivalent materials may be used in accordance with s. SPS 321.02.

(c) *Exceptions.* 1. A single top plate may be used in place of a double top plate provided a rafter is located directly over the studs and the plate is securely tied at the end joints, corners and intersecting walls. Joints may occur in single top plates only when directly over a stud.

2. A continuous header, consisting of two 2–inch members set on edge, may be used in lieu of a double plate if tied to the adjacent wall.

(2m) BOTTOM PLATES. (a) *Masonry foundation walls with open top course.* 1. Where a masonry foundation wall has an open top course, a bottom plate at least as wide as the foundation wall shall be fastened to the foundation.

2. Where anchor bolts are used on a masonry foundation wall with an open top course, the minimum width of an individual piece making up the bottom plate shall be at least 5 1/2 inches.

Note: A sill plate can be made of multiple pieces to achieve the full width.

(b) *Extension beyond the bearing surface.* All of the following requirements apply to a sawn–lumber sill plate with uniform loading that is partially extended beyond the load–bearing surface of a foundation wall in order to put the exterior surface of an upper–lying wall flush with or beyond the exterior surface of insulation which is placed on the outside of the foundation wall:

1. The center of any anchor bolt shall be set back from the side edge of the sill plate by a distance of at least 4 times the diameter of the bolt.

2. The thickness of the concrete or mortar cover around any anchor bolt shall comply with ACI 318 section 7.7.

Note: Under ACI 318 section 7.7, the minimum cover for a 5/8–inch–diameter or smaller bolt is 1 1/2 inches.

3. Where a stud wall bears directly on a double bottom plate, the plate may not extend more than 1 1/2 inches beyond the load–bearing surface of the foundation wall.

4. Where a stud wall bears directly on a single bottom plate, the plate may not extend more than 1 inch beyond the load–bearing surface of the foundation wall.

(3) WALL OPENINGS. (am) *Headers.* Where doors or windows occur, headers shall be used to carry the load across the opening.

(bm) *Header size.* The size of headers shall be determined in accordance with the spans and loading conditions listed in Tables 321.25–B, 321.25–C and 321.25–D. Headers for longer spans shall be designed by an engineering method under s. SPS 321.02.

(cm) *Header support.* Headers in bearing walls shall be supported in accordance with subd. 1. or 2. or 3.

1. Headers 3 feet or less in length shall be directly supported on each end by either:

a. The single common stud and a shoulder stud; or

b. The single common stud with a framing anchor attached.

2. Headers greater than 3 feet but less than or equal to 6 feet in length shall be directly supported on each end by the single common stud and a shoulder stud.

3. Headers greater than 6 feet in length shall be directly supported on each end by the single common stud and 2 shoulder studs.

(4) NOTCHING. Notching and boring of columns or posts is prohibited unless designed through structural analysis. Studs shall not be cut or bored more than $^1/_3$ the depth of the stud, unless the stud is reinforced.

(5) PARTITIONS. Load–bearing partitions shall be placed over beams, girders, or other load–bearing partitions. Load–bearing partitions running at right angles to the joists shall not be offset from the main girder or walls more than the depth of the joist unless the joists are designed to carry the load.

(6) POSTS AND COLUMNS. (a) *General.* 1. Posts and columns shall be installed to resist imposed loads.

2. Posts and columns shall bear directly over the middle $^1/_3$ of a footing.

3. Posts and columns shall be restrained at the top and bottom to resist displacement.

4. All columns shall be positively attached to the beams they support using clips, straps or saddles.

5. Posts and columns that use a height adjustment mechanism shall have the mechanism imbedded in concrete or permanently disabled after installation.

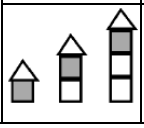
(b) *Bearing surface.* Posts and columns shall have a steel bearing plate affixed to one or both ends to distribute any applied loads and to prevent fiber crushing of any structural member being supported.

(c) *Steel posts or columns.* Steel posts or columns shall be sized according to one of the following methods:

1. Manufactured columns shall follow the manufacturer's testing and listing.

Table 321.25–A

SIZE, HEIGHT AND SPACING OF WOOD STUDS[a, c]

Nominal Stud Size (inches)	Bearing and Exterior Nonbearing Walls					Interior Nonbearing Walls	
	Maximum Laterally Unsupported Stud Height[a] (feet)	Maximum Spacing When Supporting Roof and Ceiling Only (inches)	Maximum Spacing When Supporting One Floor, Roof and Ceiling (inches)	Maximum Spacing When Supporting Two Floors, Roof and Ceiling (inches)	Maximum Spacing When Supporting One Floor Only (inches)	Maximum Laterally Unsupported Stud Height[a] (feet)	Maximum Spacing (inches)
							
2 x 3[b]	–	–	–	–	–	10	16
2 x 4	10	24	16	–	24	14	24
3 x 4	10	24	24	16	24	14	24
2 x 5	10	24	24	–	24	16	24

2 x 6	12[d]	24	24	16	24	20	24

[a]Listed heights are distances between points of lateral support placed perpendicular to the plane of the wall. Increases in unsupported height are permitted where justified by analysis. Studs shall be stud grade or better, except that utility grade may be used when spaced not more than 16 inches on center, supports no more than a roof and ceiling and does not exceed 8 feet in height for exterior walls or 10 feet in height for interior nonload−bearing walls.

[b]May not be used in exterior walls.

cAll spacing dimensions are to the center of the studs.

[d]Use of stud heights that range from over 10 feet to 12 feet for bearing and exterior nonbearing walls is prohibited unless supported by structural analysis. The allowable deflection may not exceed whichever of the following are applicable:

Interior walls and partitions — span height/180.
Exterior walls with plaster or stucco finish — span height/360.
Exterior walls with other brittle finishes — span height/240.
Exterior walls with flexible finishes — span height/120.
Exterior walls with interior gypsum wallboard finish — span height/180.
Any manufacturer−specified limits for any included windows or doors.

Note: A 3−story frame house with walls constructed of 2 x 4 standard grade studs would require a 12−inch stud spacing on the lowest level, a 24−inch stud spacing on the intermediate level, and a 24−inch stud spacing on the upper level.

2. Columns made solely of steel pipe stock shall follow Table 321.25−E.

3. Columns made of steel stock, not meeting the requirements of subd. 1.or 2., shall follow a nationally accepted design specification or the size shall be determined through structural analysis or load testing.

(d) *Wood posts or columns.* Wood posts or columns shall be sized according to Table 321.25−F or the size shall be determined through structural analysis or load testing.

Table 321.25−B

ALLOWABLE SPANS (FEET) FOR HEADERS SUPPORTING ROOF/CEILING ASSEMBLIES*

	Header Members									
House Width (feet)	**Two 2 x 4s**		**Two 2 x 6s**		**Two 2 x 8s**		**Two 2 x 10s**		**Two 2 x 12s**	
	Zone 2/Zone 1		**Zone 2/Zone 1**		**Zone 2/Zone 1**		**Zone2/Zone 1**		**Zone 2/Zone 1**	
24	2.5	2.5	4	4	5	5	7	6	9	8
26	2.5	2	4	3	5	5	7	6	8	7
28	2.5	2	4	3	5	4	6	6	8	7
30	2.5	2	4	3	5	4	6	6	8	7
32	2	2	3	3	5	4	6	5	7	7

Table 321.25−C

ALLOWABLE SPANS (FEET) FOR HEADERS SUPPORTING ONE FLOOR*

Header Members					
House Width (feet)	**Two 2 x 4s**	**Two 2 x 6s**	**Two 2 x 8s**	**Two 2 x 10s**	**Two 2 x 12s**
24	2.5	4	5	6	8
26	2.5	3	5	6	8
28	2	3	5	6	7
30	2	3	4	6	7
32	2	3	4	5	7

Table 321.25−D

ALLOWABLE SPANS (FEET) FOR HEADERS SUPPORTING ONE FLOOR AND ROOF/CEILING ASSEMBLY*

	Header Members									
House Width (feet)	**Two 2 x 4s**		**Two 2 x 6s**		**Two 2 x 8s**		**Two 2 x 10s**		**Two 2 x 12s**	
	Zone 2/Zone 1		**Zone 2/Zone 1**		**Zone 2/Zone 1**		**Zone2/Zone 1**		**Zone 2/Zone 1**	
24	1.5	1.5	3	2.5	4	3	5	4	6	5
26	1.5	1.5	2.5	2.5	3	3	4	4	5	5
28	1.5	1.5	2.5	2.5	3	3	4	4	5	5
30	1.5	1.5	2.5	2.5	3	3	4	4	5	5
32	1.5	1.5	2.5	2	3	3	4	4	5	5

*These tables are based on wood with a fiber bending stress of 1,000 psi. For other species with different fiber bending stresses, multiply the span by the square root of the ratio of the actual bending stress to 1,000 psi. Example: From Table 321.25−B, the allowable roof/ceiling span for a 28−foot wide house in zone 2, using two 2 x 8 header members with a 1400 psi bending stress, is 5 feet $\times \sqrt{1400/1000}$ = 5.9 feet.

Table 321.25–E

COLUMNS MADE OF STEEL PIPE STOCK[1,2]

Column Diameter (inches)	Wall Thickness (inches)	Weight/ft (pounds)	Height (feet)	Allowable Load (pounds)
3	0.216	7.58	8	34,000
			10	28,000
			12	22,000
3.5	0.226	9.11	8	44,000
			10	38,000
			12	32,000
4	0.237	10.79	8	54,000
			10	49,000
			12	43,000
5	0.258	14.62	8	78,000
			10	73,000
			12	68,000
6	0.280	18.97	8	106,000
			10	101,000
			12	95,000

[1]This Table is based on a yield strength or Fy of 36,000 psi.

[2]This table is for columns made solely of steel pipe stock. The addition of any adjustment mechanism or other feature will alter the load–carrying capacity of the column.

Table 321.25–F

WOOD COLUMNS

Wood Nominal Size (inches)	Cross Section Area (inches)	Height (feet)	Allowable Load (pounds)
4 x 4	12.25	8	4,900
		10	3,100
		12	2,150
4 x 6	19.25	8	7,700
		10	4,900
		12	3,400
6 x 6	30.25	8	30,000
		10	18,900
		12	13,300

Note: This Table is based on a modulus of elasticity or E of 1,000,000 psi and a fiber bending strength or F_b of 1,000 psi.

(7) FOUNDATION CRIPPLE WALLS. (a) Foundation cripple walls shall be framed with studs at least as large as the studs above.

(b) When more than 4 feet in height, cripple walls shall be framed with studs needed for an additional floor level.

(c) Cripple walls with a stud height of less than 14 inches shall be sheathed on at least one side for its entire length with a wood structural panel that is fastened to both the top and bottom plates or the cripple walls shall be constructed of solid blocking.

(d) Cripple walls with a stud height of 14 inches or greater shall be braced in accordance with sub. (8).

(e) Cripple walls shall be fully supported by a continuous foundation.

(8) WALL BRACING. (a) *General.* Dwellings using wood–framed walls shall be braced in accordance with this section. Where a building, or a portion thereof, does not comply with one or more of the bracing requirements in this section, those portions shall be designed and constructed in accordance with accepted engineering practice.

Note: Acceptable engineering wall bracing practices include any of the following:

1. The provisions under section R602.10 or R602.12 of the International Residential Code (IRC) – 2012.

2. Design in accordance with the engineering basis of the 2012 IRC bracing provisions, such as described in Crandell, J. and Martin, Z., "The Story Behind the *2009 IRC* Wall Bracing Provisions (Part 2: New Wind Bracing Requirements)," *Wood Design Focus*, Forest Products Society, Peachtree Corners, GA, Spring 2009.

3. Installation instructions from the manufacturer of the bracing product that are compliant with s. SPS 321.02.

Note: For a walk–out basement where some of the walls are concrete and other walls or portions thereof are wood–framed, the Department considers a minimum 8–inch–nominal–thickness poured–in–place concrete basement wall as being equivalent in lateral load and shear resistance to any of the allowable wood–framed wall bracing materials. To determine the required bracing for a walk–out basement, first draw a rectangle around the entire floor plan and projections as if all of the walls are wood–framed. Determine the required bracing amounts per the chosen bracing material and method and then locate the bracing to meet the requirements of Figure 321.25–C. Any required braced wall panel locations that occur on a wall or portion of a wall that is actually of poured–in–place concrete construction is considered equivalent, and that amount of bracing will count towards the minimum required amount and will not need to be provided in another location on that rectangle side.

(b) *Bracing Materials and Methods.* Wall bracing shall consist of the materials and methods listed in Table 321.25–G or approved alternatives capable of providing the required wind load resistance as determined in accordance with s. SPS 321.02 (1) (c).

Table 321.25–G

BRACING METHODS[a, f]

Material	Minimum Brace Material Thickness or Size	Maximum Nominal Wall Height[b]	Minimum Braced Wall Panel Width or Brace Angle	Connection Criteria	
				Minimum Fasteners	Maximum Spacing
Intermittent Bracing Methods					
LIB[c] Let–in bracing	1x4 wood brace (or approved metal brace installed per manufacturer instructions)	10’	45° angle and maximum 16” o.c. stud spacing[b]	2–8d common nails or 3–8d box nails (2 3/8” long x 0.113” diameter)	Per stud and top and bottom plates[e]
DWB Diagonal wood boards	¾” (1” nominal) for maximum 24” o.c. stud spacing	10’	48”	2–8d box nails (2 3/8” long x 0.113” diameter) or 2 – 1 3/4” long 16–gage staples	Per stud and top and bottom plates[e]
WSP Wood structural panel	3/8” for maximum 16”o.c. stud spacing; 7/16” for maximum 24” o.c. stud spacing	10’	48”	6d common nail or 8d box nail (2 3/8” long x 0.113” diameter); or 7/16”– or 1/2”–crown 16–gage staples, 1 1/4” long	6” edges, 12” field (nails) 3” edges, 6” field (staples)
SFB Structural fiber-board sheathing	½” for maximum 16” o.c. stud spacing	10’	48”	1 1/2” long x 0.120” diameter galvanized roofing nails or 1”–crown 16–gage staples, 1 1/4” long	3” edges, 6” field
GB Gypsum board (installed on both sides of wall)	½” for maximum 24” o.c. stud spacing	10’	96”	5d cooler nails, or #6 screws	7” edges, 7” field (including top and bottom plates)
Continuous Sheathed Bracing Methods					
CS–WSP[d] Continuous sheathed WSP	3/8” for maximum 16”o.c. stud spacing; 7/16” for maximum 24” o.c. stud spacing	12’	Refer to Table 321.25–H	Same as WSP	Same as WSP
CS–SFB[d] Continuous sheathed SFB	½” for maximum 16” o.c. stud spacing			Same as SFB	Same as SFB
Narrow Panel Bracing					
PF Portal frame	7/16”	12’	Refer to Figure 321.25–A	Refer to Figure 321.25–A	Refer to Figure 321.25–A

[a]The interior side of all exterior walls shall be sheathed with minimum ½–inch gypsum wallboard unless otherwise permitted to be excluded by this subsection. All edges of panel–type wall bracing, except horizontal joints in GB bracing, shall be attached to framing or blocking.

[b]The actual measured wall height shall include stud height and thickness of top and bottom plates. The actual wall height shall be permitted to exceed the listed nominal values by not more than 4½ inches. Tabulated bracing amounts in s. SPS 321.25 (8) (c) are based on a 10–foot nominal wall height for all bracing methods and shall be permitted to be adjusted to other nominal wall heights not exceeding 12 feet in accordance with footnotes to Table 321.25–I or Table 321.25–J.

[c]LIB is not permitted for walls supporting a roof and two floors. Two LIB braces installed at a 60° angle from horizontal shall be permitted to be substituted for each 45° angle LIB brace.

[d]Bracing with CS–WSP and CS–SFB shall have sheathing installed on all sheathable surfaces above, below, and between wall openings.

[d]Shall be attached to the top and bottom plates and any intermediate studs, in one continuous length.

[e]Each braced panel may contain no more than one hole, having a maximum dimension of no more than ten percent of the least dimension of the panel, and confined to the middle three–fourths of the panel.

Table 321.25–H[a, b]

MINIMUM WIDTHS OF CS–WSP AND CS–SFB BRACED WALL PANELS

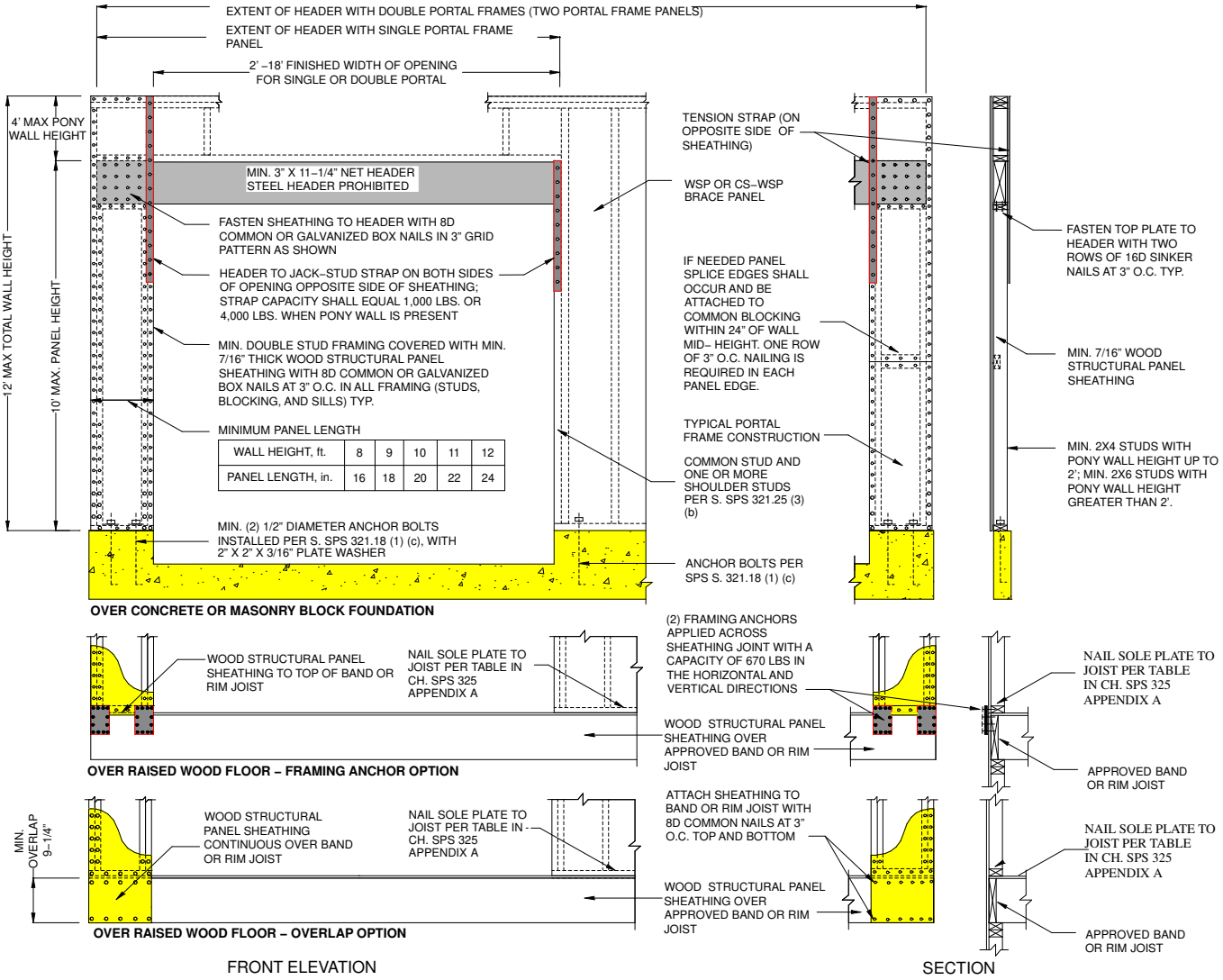
Maximum Opening Height Adjacent to Braced Wall Panel	Minimum Width of Full–Height Braced Wall Panel (inches)			
	8’ Tall Wall	9’ Tall Wall	10’ Tall Wall	12’ Tall Wall
5’– 4”	24	27	30	36
6’– 8”	32	30	30	36
8’	48	41	38	36
9’	–	54	46	41
10’	–	–	60	48
12’	–	–	–	72

[a]Sheathing shall extend from the top of the top plate to the bottom of the bottom plate and may be multiple sheets. All joints shall be blocked.

[b]Interpolation is permitted.

Figure 321.25–A

METHOD PF – PORTAL FRAME BRACE CONSTRUCTION



Note: Steel headers are permitted if designed by structural analysis.

Note: As shown in the above cross–section, 1/2–inch gypsum wallboard is not required on the interior side of the wall.

(c) *Bracing amount.* Bracing methods and materials complying with Table 321.25–G shall be applied to walls in accordance with all of the following requirements:

1. For the purpose of determining bracing amounts, the outermost extents of the building plan at each floor level shall be circumscribed with a rectangle to define the overall length of each building side as shown in Figure 321.25–B.

2. In no case may the amount of bracing be less than two braced wall panels on walls parallel to each rectangle side for each floor level of the building.

3. Where used, the number of intermittent brace panels applied to walls parallel to each rectangle side shall comply with Table 321.25–I.

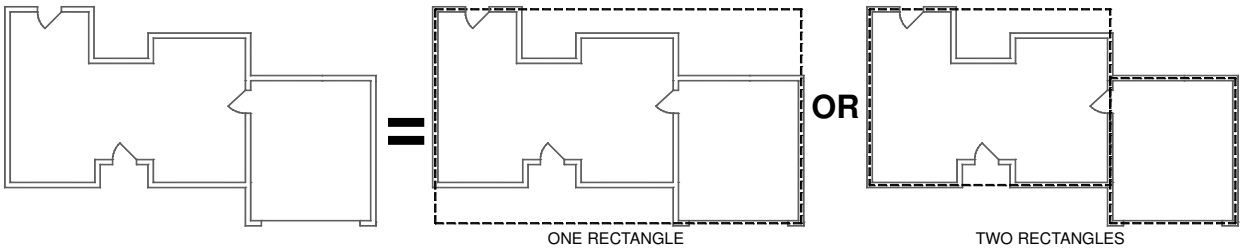
4. Where used, the total length of continuous sheathed brace panels applied to walls parallel to each building side shall comply with Table 321.25–J.

5. The location of brace panels applied to walls parallel to each building side shall comply with Figure 321.25–C.

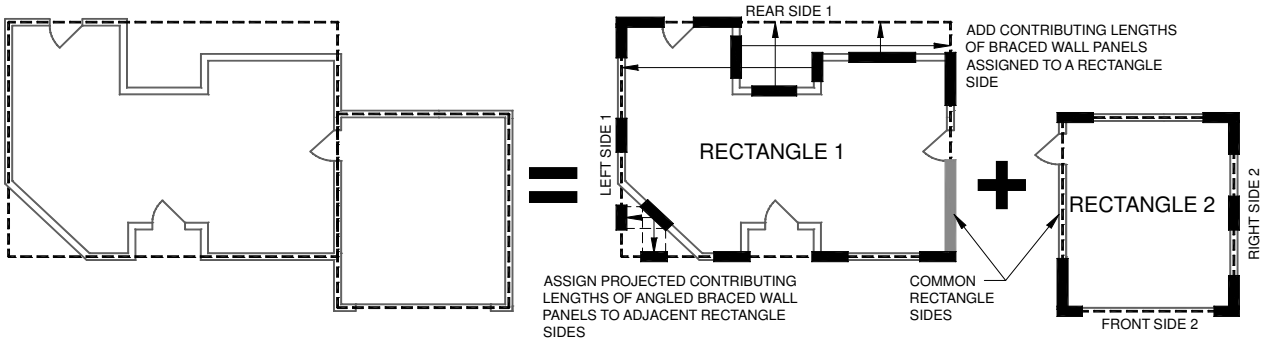
6. Balloon–frame walls may be no longer than 21 feet and shall have a maximum height of two floors unless constructed in accordance with an approved design. Wall framing shall be continuous from the lowest floor to the wall top plate at the roof. All edges of sheathing shall be supported on and fastened to blocking or framing. Braced wall panels may not be required on the balloon–frame wall portion provided the bracing amount and brace spacing requirement are satisfied for the building side. Where brace panels are located on the balloon–frame wall portion, they shall have a height–to–width ratio of not more than 2.5:1.

7. For a gable end wall, if the brace–panel height does not exceed 12 feet at the highest portion and if the 12½–foot and 21–foot spacing requirements in Figure 321.25–C are met, the wall is adequately braced. Where a brace panel exceeds 12 feet in height, it shall have a height–to–width ratio of not more than 2.5:1, and comply with Figure 21.25–C.

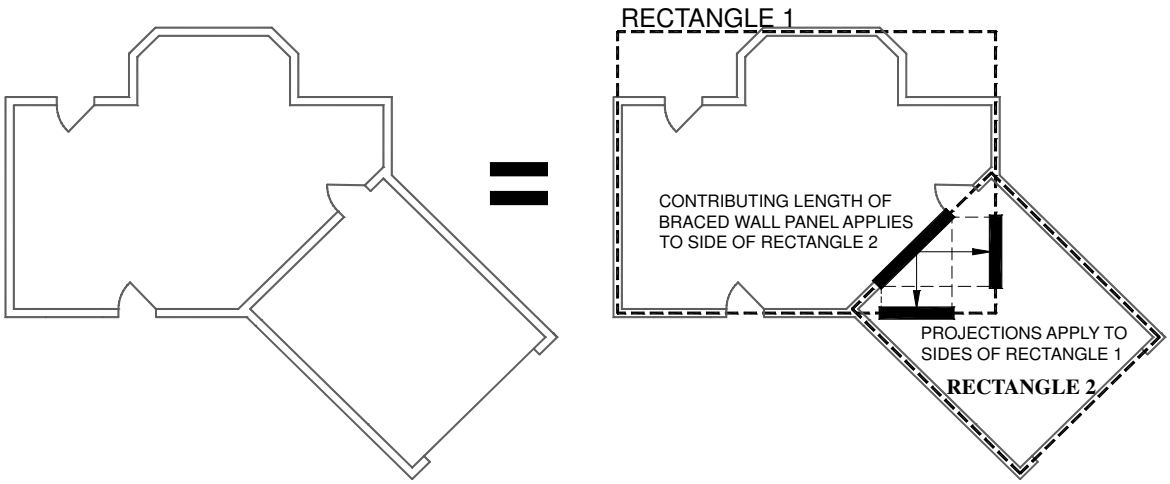
FIGURE 321.25–B
DEFINING BUILDING SIDES AND LENGTHS WITH ONE OR MORE CIRCUMSCRIBED RECTANGLES[a,b,c]



(1) Basic floor plan



(2) Angled–building–side plan[d]



(3) Angled floor plan[e]

[a]Each floor plan level shall be circumscribed with one or more rectangles around the entire floor plan at the floor level under consideration as shown. When multiple rectangles are used, each side shall be braced as though it were a separate building and the bracing amount added together along the common wall where adjacent rectangles overlap or abut.

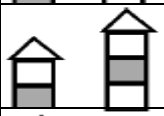
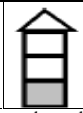
[b]Rectangles shall surround all enclosed plan offsets and projections. Chimneys, partial height projections, and open structures, such as carports and decks, shall be excluded from the rectangle.

[c]Each rectangle shall have a maximum rectangle length–to–width ratio of 3:1.

[d]Projected contributing lengths of angled braced wall panels shall be assigned to the closest rectangle sides, as shown for the angled corner in the angled–building–side–plan shown above.

[e]Braced wall panels located on a common wall where angled rectangles intersect, as shown in Figure 321.25–B(3), shall have their contributing length applied towards the required length of bracing for the parallel rectangle side and its projected contributing lengths towards the adjacent angled rectangle sides. Where the common side of rectangle 2 as shown in Figure 321.25–B(3) has no physical wall, the portion shall be designed in accordance with s. SPS 321.25 (8) (a).

TABLE 321.25–I
REQUIRED NUMBER OF INTERMITTENT BRACED WALL PANELS ON WALLS PARALLEL TO EACH RECTANGLE SIDE AT EACH FLOOR LEVEL[a,b,c,d,e,f, h, j]

Wall Supporting:		Required Number of Brace Panels on a Building Side Length of Perpendicular Side (feet)[g]		
		≤25	≤50	≤75
Roof and ceiling only		1[i]	2	3
One floor, roof and ceiling		2	4	6
Two floors, roof and ceiling		3	6	9

[a]Interpolation is permitted. Extrapolation to buildings larger than addressed in this table is prohibited.

[b]This table applies to wind exposure category B. For wind exposure category C or D, multiply the number of braced wall panels required by 1.3 or 1.6, respectively.

Wind exposure category B is comprised of urban and suburban areas, wooded areas, or other terrain with numerous closely spaced obstructions having the size of single–family dwellings or larger. Exposure B shall be assumed unless the site meets the definition of another type exposure.

Wind exposure category C is comprised of flat, open country and grasslands with scattered obstructions, including surface undulations or other irregularities, having heights generally less than 30 feet extending more than 1,500 feet from the building site in any quadrant. This exposure also applies to any building located within Exposure B type terrain where the building is directly adjacent to open areas of Exposure C type terrain in any quadrant for a distance of more than 600 feet.

Wind exposure category D is comprised of flat, unobstructed areas exposed to wind flowing over open water for a distance of at least 1 mile. This exposure applies only to those buildings and other structures exposed to the wind coming from over the water. Exposure D extends inland from the shoreline a distance of 1,500 feet or 10 times the height of the building or structure, whichever is greater.

[c]Tabulated values are based on a nominal wall height of 10 feet. For nominal wall heights other than 10 feet and not more than 12 feet, multiply the required number of brace panels by the following factors: 0.9 for 8 feet, 0.95 for 9 feet, 1.15 for 11 feet, or 1.3 for 12 feet.

[d]Tabulated values are based on a roof with a top–of–wall–to–ridge height of 10 feet. For top–of–wall–to–ridge heights other than 10 feet, multiply the required number of brace panels by the following factors for each floor level support condition:

Roof only – 0.7 for 5 feet, 1.3 for 15 feet, or 1.6 for 20 feet

Roof + 1 Floor – 0.85 for 5 feet, 1.15 for 15 feet, or 1.3 for 20 feet

Roof + 2 Floors – 0.9 for 5 feet or 1.1 for 15 feet.

[e]Where minimum 1/2–inch gypsum wallboard is not included on the interior side of the wall, multiply the number of braced wall panels by 1.7 for LIB bracing or 1.4 for all other bracing methods, except this increase is not required for the portal frame method.

[f]Adjustments in footnotes b to e apply cumulatively. Fractions of panels shall be rounded to the nearest one–half braced wall panel.

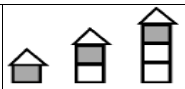
[g]Perpendicular sides to the front and rear sides are the left and right sides. Perpendicular sides to the left and right sides are the front and rear sides. See Figure 321.25–B.

[h]The following braced wall panel conditions shall be permitted to be counted as one–half a braced wall panel toward meeting the required number of panels: (1) one 60 degree LIB; (2) one 48" GB or one 96" GB with gypsum wallboard on one side; (3) one 36" WSP or SFB braced wall panel for wall heights not more than 9 feet; (4) a 48" WSP or SFB braced wall panel where there is no more than one unblocked horizontal joint; or (5) one PF brace panel complying with Figure 321.25–A.

[i]This value of less than 2 serves only as the beginning value for calculation purposes. The resulting value shall be 2 or greater, to be consistent with subd. 2.

[j]Any floor, habitable or otherwise, that is contained wholly within the roof rafters or roof trusses is exempt from being considered a floor for purposes of determining wall bracing if the top–of–wall–to–ridge height does not exceed 20 feet and if no opening in the roof exceeds 48 inches in height.

Table 321.25–J
REQUIRED LENGTH OF CONTINUOUS BRACING ON WALLS PARALLEL TO EACH RECTANGLE SIDE AT EACH FLOOR LEVEL[a,b,c,d,e,g,h, j]

Top–of–Wall–to–Ridge Height (feet)	Wall Supporting:		Total Required Length (feet) of Full–Height Bracing on Any Side of Rectangle							
			Length of Perpendicular Side (feet)[f]							
			10	20	30	40	50	60	70	80
10	Roof and ceiling only		2.0 [i]	3.5 [i]	5.0	6.0	7.5	9.0	10.5	12.0
	One floor, roof and ceiling		3.5 [i]	6.5	9.0	12.0	14.5	17.0	19.8	22.6
	Two floors, roof and ceiling		5.0	9.5	13.5	17.5	21.5	25.5	29.2	33.4
15	Roof and ceiling only		2.6 [i]	4.6	6.5	7.8	9.8	11.7	13.7	15.7
	One floor, roof and ceiling		4.0	7.5	10.4	13.8	16.7	19.6	22.9	26.2
	Two floors, roof and ceiling		5.5	10.5	14.9	19.3	23.7	27.5	32.1	36.7
20	Roof and ceiling only		2.9 [i]	5.2	7.3	8.8	11.1	13.2	15.4	17.6
	One floor, roof and ceiling		4.5	8.5	11.8	15.6	18.9	22.1	25.8	29.5
	Two floors, roof and ceiling		6.2	11.9	16.8	21.8	27.3	31.1	36.3	41.5

[a]Interpolation is permitted. Extrapolation to buildings larger than addressed in this table is prohibited.

[b]This table applies to wind exposure category B. For wind exposure category C or D, multiply the required length of wall bracing by 1.3 or 1.6, respectively. Wind exposure categories are as defined in Table 321.25–I footnote b.

[c]Tabulated values are based on a nominal wall height of 10 feet. For nominal wall heights other than 10 feet, multiply the required length of bracing by the following factors: 0.90 for 8 feet, 0.95 for 9 feet, 1.05 for 11 feet, or 1.10 for 12 feet.

[d]Where minimum ½–inch gypsum wallboard interior finish is not provided, the required bracing amount for the affected rectangle side shall be multiplied by 1.4, except this increase is not required for the portal frame method.

[e]Adjustments in footnotes b to d apply cumulatively.

[f]Perpendicular sides to the front and rear sides are the left and right sides. Perpendicular sides to the left and right sides are the front and rear sides. See Figure 321.25–B.

[g]Continuous sheathing shall be applied to all surfaces of the wall, including areas between brace panels and above and below wall openings.

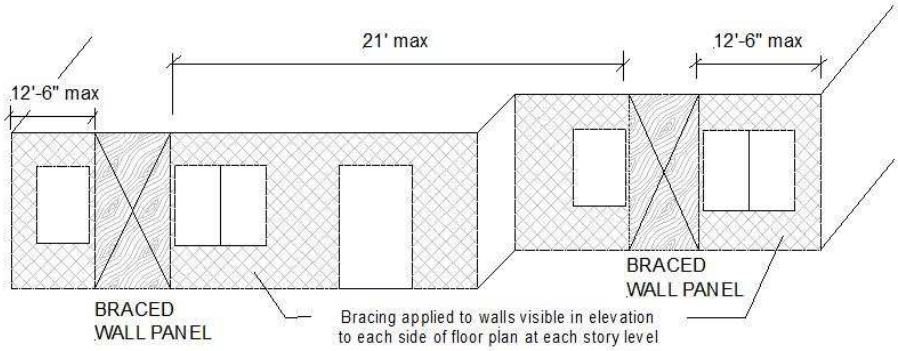
[h]When used on a wall line with continuous sheathing, each portal frame panel is counted for its actual length in contributing toward the length of continuous sheathing used on other portions of the same wall line, such as the building side at a given story level.

[i]Any value of less than 4.0 in this table serves only as the beginning value for calculation purposes. The resulting value shall be 4.0 or greater, to be consistent with Table 321.25–H and subd. 2.

[j]Any floor, habitable or otherwise, that is contained wholly within the roof rafters or roof trusses is exempt from being considered a floor for purposes of determining wall bracing if the top–of–wall–to–ridge height does not exceed 20 feet and if no opening in the roof exceeds 48 inches in height.

Figure 321.25–C

LOCATION OF BRACED WALL PANELS ALONG A BUILDING SIDE[a]



[a]A braced wall panel can be anything from one–half to one brace panel.

(d) *Braced wall panel support.* Braced wall panels shall be supported on floor framing or foundations as follows:

1. Where joists are perpendicular to braced wall lines above or below, blocking shall be provided between the joists at braced wall panel locations to permit fastening of wall plates in accordance with the fastener table in the ch. SPS 325 Appendix A.

2. Where joists are parallel to braced wall lines above or below, a rim joist or other parallel framing member shall be provided at the wall to permit fastening of wall plates in accordance with the fastener table in the ch. SPS 325 Appendix A.

3. Braced wall panels shall be permitted to be supported on cantilevered floor joists meeting the cantilever limits of s. SPS 321.22 (6) provided joists are blocked at the nearest bearing wall location, except such blocking is not required for cantilevers not exceeding 24 inches where a full height rim joist is provided.

History: Cr. Register, November, 1979, No. 287, eff. 6–1–80; cr. (1) (d) and am. (3) (b), Register, February, 1985, No. 350, eff. 3–1–85; r. and recr. (3) (b), am. Table 21.25 B and E, Register, January, 1989, No. 397, eff. 2–1–89; am. (3) (a) and (6), Register, March, 1992, No. 435, eff. 4–1–92; r. and recr. (1) (c), am. Table 21.25–D, cr. Table 21.25–F, Register, November, 1995, No. 479, eff. 12–1–95; am. Table 21.25–A, Register, January, 1999, No. 517, eff. 2–1–99; r. (1) (b) and (c), renum. (1) (d) to be (b), r. and recr. (2), (6) and Tables 21.25–E and F, and am. (3) (b) 3., Register, March, 2001, No. 543, eff. 4–1–01; CR 02–077: r. (3) (c) Register May 2003 No. 569, eff. 8–1–03; CR 08–043: am. (1) (title), r. (1) (b), renum. (1) (a) and (6) (a) 4. to be (1) and (6) (a) 5., r. and recr. Table 21.25–A, cr. (6) (a) 4., (7), (8) and (9) Register March 2009 No. 639, eff. 4–1–09; correction in Figure 21.25–E made under s. 13.92 (4) (b) 7., Stats., Register March 2009 No. 639; CR 09–104: am. 21.25 (8) (e) 2., Table 21.25–H, (9) (b) 3., Table 21.25–J, Figure 21.25–G (c), (9) (c) 4. Register December 2010 No. 660, eff. 1–1–11; correction in (1), (2) (b) 3., (3) (a), (6) (c) 2., (d), (8) (c) 1. d., 2. c., (d), (e) 2., 3., (f) 2., (g) 3., (h) 2. b., (9) (b) 1., 2. b., d., 4. b., c., i., (c) 2. (intro.), b., c., d., 3., 4., 5. a., c., d., g., h., i., Table 321.25–H, Figure 321.25–F, –H to –K made under s. 13.92 (4) (b) 7., Stats., Register December 2011 No. 672; EmR1403: emerg. am. Table 321.25–A, (7) (d), r. and recr. (8) (b), (c), Tables 321.25–G to 321.25–J, Figures 321.25–A to 321.25–C, r. (8) (d) to (f), renum. (8) (g) (title), (intro.), 1. to 3. to (8) (d) (title), (intro.), 1. to 3., r. (8) (g) 4., (h), (9), Tables 321.25–K, 321.25–L, Figures 321.25–D to 321.25–K, eff. 4–1–14; CR 14–015: am. Table 321.25–A, (7) (d), r. and recr. (8) (b), (c), Tables 321.25–G to 321.25–J, Figures 321.25–A to 321.25–C, r. (8) (d) to (f), renum. (8) (g) (title), (intro.), 1. to 3. to (8) (d) (title), (intro.), 1. to 3., r. (8) (g) 4., (h), (9), Tables 321.25–K, 321.25–L, Figures 321.25–D to 321.25–K Register August 2014 No. 704, eff. 9–1–14; CR 15–041: cr. (2m), renum. (3) (intro.), (a), (b) to (3) (am), (bm), (cm), cr. (3) (am) (title), am Table I (title), Table J (title) Register December 2015 No. 720, eff. 1–1–16; CR 15–043: am. (8) (d) 1., 2. Register December 2015 No. 720, eff. 1–1–16.

SPS 321.26 Masonry walls. Masonry walls shall be constructed in accordance with the requirements of this section.

(1) COLD WEATHER WORK. When ambient air temperature is below 40°F, the cold weather construction procedures under ACI 530.1 shall be followed.

Note: The requirements for cold weather work are in sections 1.8 and 1.8C of the 2005 edition of the ACI standard.

(2) MASONRY UNITS. (a) *Unused concrete units.* Previously unused concrete masonry units shall conform to the ASTM C 90 standard.

(b) *Unused clay or shale units.* Previously unused clay or shale masonry units shall conform to the appropriate ASTM standard: C 62; C 216; or C 652. Units which will be exposed to weathering or frost action shall be Grade SW as specified in these standards.

(c) *Used masonry units.* All previously used masonry units shall be free from physical defects which interfere with the installation or impair the structural properties of the unit.

(3) TYPES OF MORTAR. (a) *Mortar specifications.* The type of mortar shall be determined from Table 321.26–A. The mortar shall conform to the requirements of ASTM C–270.

(b) *Surface bond mortars.* Surface bond mortars for masonry walls shall be mixed in accordance with the proportions specified on the bag.

(4) MORTAR COMPONENTS. Mortar components shall comply with the following requirements:

(a) *Water.* Water shall be clean and free of deleterious amounts of acids, alkalies, or organic materials.

(b) *Admixtures or mortar colors.* Admixtures or mortar colors shall not be added to the mortar unless the resulting mortar conforms to the mortar specifications. Only mineral oxide may be used as mortar color and shall not exceed 10% by weight of the cement.

(c) *Mixing.* Mortar shall be mixed for at least 3 minutes after all ingredients have been added with the maximum amount of water to produce a workable consistency. Mortars that have stiffened due to water evaporation shall be retempered by adding

water as frequently as needed to restore the required consistency. Mortars shall be used and placed in final position within 2½ hours after mixing.

Note: To ensure proper mortar mixing, machine mixing is recommended.

Table 321.26–A
TYPES OF MORTAR FOR VARIOUS KINDS OF MASONRY

Kind of Masonry	Types of Mortar
Foundations:	
Footings	M, S
Walls of solid units	M, S, N
Walls of hollow units	M, S
Hollow walls	M, S
Masonry other than foundation masonry:	
Piers of solid masonry	M, S, N
Piers of hollow units	M, S
Walls of solid masonry	M, S, N, O
Walls of solid masonry not less than 12 in. thick or more than 35 ft. in height, supported laterally at intervals not exceeding 12 times the wall thickness	M, S, N, O
Walls of hollow units; load–bearing or exterior, and hollow walls 12 in. or more in thickness	M, S, N
Hollow walls, less than 12 in. thick	M, S, N
Linings of existing masonry, either above or below grade	M, S
Masonry other than above	M, S, N

(d) *Cementitious material.* Cementitious material shall conform to the standards approved by the department.

Note: The department will accept cementitious material conforming to the following standards: ASTM C91, Masonry Cement; ASTM C150, Portland Cement; ASTM C595, Portland Blast–Furnace Slag Cement; ASTM C207, Hydrated Lime for Masonry Purposes; and ASTM C5, Quick Lime for Structural Purposes.

(e) *Aggregates.* Aggregates for use in masonry mortar shall consist of natural sand or manufactured sand and shall be graded.

Note: The department will accept aggregates in accordance with ASTM C144.

(5) CAVITY WALL. (a) *Corbels.* Corbels shall be constructed in accordance with ACI 530.

(b) *Projections.* The projection of a wall beyond the edge of a supporting member other than masonry, such as a shelf angle or edge of a beam, shall not exceed 1¼ inches, unless at least $^2/_3$ the mass of the wythe of masonry involved is located directly over the load–carrying member.

(6) OPENINGS AND LINTELS. (a) *Openings.* The masonry above openings shall be supported. The bearing length of structural elements which support the masonry above the opening shall be not less than 4 inches.

(b) *Lintels.* Unless designed through structural analysis, lintels shall be provided using either steel angles or reinforcing bars in accordance with Table 321.26–C.

Table 321.26–C
ALLOWABLE SPANS FOR LINTELS SUPPORTING MASONRY VENEER

Size of Steel Angle[1,3]	No Story Above	One Story Above	Two Stories Above	No. of $^1/_2$″ or Equivalent Reinforcing Bars[2]
L 3 x 3 x $^1/_4$	6′ – 0″	3′ – 6″	3′ – 0″	1
L 4 x 3 x $^1/_4$	8′ – 0″	5′ – 0″	3′ – 0″	1
L 6 x 3$^1/_2$ x $^1/_4$	14′ – 0″	8′ – 0″	3′ – 6″	2
2 – L 6 x 3$^1/_4$ x $^1/_4$	20′ – 0″	11′ – 0″	5′ – 0″	4

[1]Long leg of the angle shall be placed in a vertical position.

[2]Depth of reinforced lintels shall be not less than 8 inches and all cells of hollow masonry lintels shall be grouted solid. Reinforcing bars shall extend not less than 8 inches into the support.

[3]Steel members indicated are adequate typical examples; other steel members meeting structural design requirements may be used.

(7) MASONRY VENEERS. (a) *Veneer over frame construction.* 1. Masonry veneers may be corbeled over the foundation wall, but the corbeling shall not exceed one inch.

2. A minimum one–inch air space shall be provided between the veneer and the sheathing unless a manufactured offset material is used.

3. Where no brick ledge is formed in the foundation wall, corrosion resistant metal or other water–resistant flashing shall extend over the top of the foundation wall from the outside face of the wall and shall extend at least 6 inches up on the sheathing. The flashing shall be installed to drain any water outward.

4. Weep holes shall be provided at the bottom masonry course at maximum intervals of 2 feet.

5. Ventilation openings shall be provided at the top of the wall.

Note: The ventilation opening could be other than a weep hole.

6. Studs and sheathing behind masonry veneer shall be covered with material used to construct the water–resistive barrier as required under s. SPS 321.24 (4).

Note: Acceptable water–resistive barrier materials include polymeric–based house wraps and #15 or greater asphalt–saturated felts that comply with ASTM D 226 for type I felt.

7. Masonry or brick veneer shall be above final exterior grade unless there is through–wall flashing at grade or within 2 courses above grade.

(b) *Veneer over masonry back–up.* Corrosion–resistant metal or other water–resistant base flashing shall be provided at the bottom of the veneer and shall extend over the top of the foundation and up at least 6 inches and be embedded in the back–up course. The flashing shall be installed to drain any water outward. Weep holes shall be provided at maximum intervals of 3 feet.

(c) *Veneer attachment.* Veneers shall be anchored or adhered in accordance with ACI 530 and ACI 530.1.

(8) FLASHING. (a) *General.* 1. Flashing shall be installed in accordance with this section to drain any water outward away from structural members, sheathing and insulation.

2. Open joints or weep holes shall be provided in the facing immediately above the flashing at a horizontal spacing not exceeding 2 feet.

3. Flashing that will be exposed to ultraviolet light shall consist of materials which are durable and permanently UV–resistant, such as sheet metal or heavy–gauge PVC.

Note: Materials including house wrap, asphalt–impregnated building paper, plastic sheeting, peel–and–stick rubberized sheet material, and light–gauge PVC are not acceptable as meeting this requirement.

(b) *Location.* 1. 'Lintels and chimneys.' In exterior hollow masonry walls, flashing shall be installed at the backsides of chimneys and at the bottom of the cavity formed by openings such as lintels over doors and windows.

2. 'Veneer.' Flashing shall be installed at the bottom of veneer and shall extend over the top of the foundation and up at least 8 inches and be embedded in the backing course.

(c) *Weep holes.* 1. Weep holes may not be placed below final grade.

2. Rope or similar material used to form a weep hole shall be removed as soon as the mortar sets.

3. Weep holes shall be $^3/_8$–inch minimum diameter.

Note: See s. SPS 321.24 (3) for further requirements relating to flashing for masonry.

(9) BEARING. (a) *Concentrated loads.* Beams, girders, trusses, joists and other members producing concentrated loads shall bear a minimum of 3 inches on one of the following:

1. 'Concrete beam.' The equivalent of a nominally reinforced 2,500 psi concrete beam 8 inches in height.

2. 'Solid masonry.' At least 8 inches in height of masonry composed of solid masonry units with all voids and joints completely filled with mortar.

3. 'Metal plate.' A metal plate of sufficient thickness and size to distribute the load to masonry units. For piers and columns, the bearing plate shall not exceed 60% of the cross–sectional area of

the pier or column and the resultant reaction of all vertical and horizontal loads shall fall within the middle third of the member.

4. 'Bond beam.' The bond beam shall be the equivalent of not less than an 8–inch lintel (bond beam) block with 2 No. 4 bars embedded in high strength mortar fill or equivalent. The loads shall bear on the fill.

(b) *Continuous loads.* Joists, trusses and beams other than wood, spaced 4 feet or less on center and 40 feet or less in length, slabs or other members causing continuous loads shall be transmitted to masonry with a minimum bearing of 3 inches upon solid masonry at least 2½ inches in height, or as indicated for concentrated loads.

(c) *Stack bond walls.* Concentrated loads shall be distributed into masonry laid in stack bond by a concrete beam or bond beam as defined in par. (a). For masonry of solid units, 2 additional rows of a continuous tie assembly may be used instead of a concrete beam or bond beam.

(d) *Support of wood floor members.* Where a wood structural member is buried in masonry for support, it shall be firecut or a self–releasing device shall be used. Where the end of a wood structural member is built into an exterior wall, a ½–inch air space shall be provided at the sides, top and end of such member.

(10) BONDING. Unless designed through structural analysis, all masonry walls shall be bonded as follows:

(a) *Single–wythe walls.* Masonry units in single–wythe walls shall be lapped at least 2 inches or one–third the height of the masonry unit, whichever is greater, or through the use of continuous tie assemblies spaced at 16–inch vertical intervals.

(b) *Multi–wythe walls.* Adjacent wythes shall be bonded with continuous tie assemblies spaced at vertical intervals not exceeding 16 inches; or individual ties of at least $^3/_{16}$–inch diameter for each 4½ square feet of wall area, spaced at a maximum vertical distance of 18 inches and a maximum horizontal distance of 36 inches; or bonded with a full course of masonry headers every seventh course. The clear distance between bond courses shall not exceed 16 inches for solid masonry units and 24 inches for hollow masonry units. Hollow walls shall not be bonded with headers.

(11) BOLTS AND ANCHORS. The allowable shear on steel bolts and anchors shall not exceed the values given in Table 321.26.

Table 321.26

ALLOWABLE SHEAR ON BOLTS AND ANCHORS

Bolt or Anchor Diameter (inches)	Embedment[1] (inches)	Allowable Shear (pounds)
$^1/_4$	4	270
$^3/_8$	4	410
$^1/_2$	4	550
$^5/_8$	4	750
$^3/_4$	5	1100
$^7/_8$	6	1500
1	7	1850
$1^1/_8$	8	2250

[1]Bolts and anchors shall be solidly embedded in mortar or grout.

(12) JOINTS. Joints in masonry construction shall be constructed in accordance with ACI 530.1.

(13) CLEANING. Chemical cleaning agents shall be prevented from harming the metal reinforcement of structural components and shall not be of a strength which will adversely affect the mortar.

History: Cr. Register, November, 1979, No. 287, eff. 6–1–80; am. (3) and cr. Table 21.26–B1 Register, February, 1985, No. 350, eff. 3–1–85; am. (9) (b), Register, January, 1989, No. 397, eff. 2–1–89; am. (6) (b), Register, March, 1992, No. 435, eff. 4–1–92; r. and recr. (2), am. (5) (c), (7) (a) 3., 4., (b), r. (14), Register, November, 1995, No. 479, eff. 12–1–95; CR 02–077: am. (7) (a) 4. Register May 2003 No. 569, eff. 8–1–03; CR 08–043: r. and recr. (1), (5) (a), (8) and (12), renum. (3) (intro.) and (a) to be (3) (a) and (b) and am. (3) (a), am. (4) (b) and (7) (a) 2., r. (5) (c), Tables 21.26–B and B1, cr. (7) (a) 5. to 7. and (c) Register March 2009 No. 639, eff. 4–1–09; CR 09–104: am. (8) (a) 3. Register December 2010 No. 660, eff. 1–1–11; correction in (9) (c) made under s. 13.92 (4) (b) 7., Stats., Register January 2011 No. 661; correction in (3) (a), (6) (b), (7) (a) 6., (11) made under s. 13.92 (4) (b) 7., Stats., Register December 2011 No. 672.

Subchapter VIII — Roof and Ceilings

SPS 321.27 Roof design and framing. (1) STRUCTURAL DESIGN. (a) *General.* Roof and roof–ceiling assemblies shall support all dead loads plus the minimum live loads under par. (c) and s. SPS 321.02.

(b) *Applicability of tables.* The joist and rafter tables in ch. SPS 325 Appendix A are valid for roofs with a minimum slope of 3 in 12. Lesser slopes require engineering analysis or shall be provided with a ridge beam.

(c) *Sloped roof snow loads.* Snow loads specified in s. SPS 321.02 (1) (b) 2. may be reduced for roof slopes greater than 30° by multiplying the snow load by Cs. The value of Cs shall be determined by the following:

$$Cs = 1 - \frac{(a - 30)}{40}$$

where a is the slope of the roof expressed in degrees.

Note: A roof pitch of 7 in 12 is equal to 30°.

(2) LATERAL RESTRAINT OF WALLS. Provisions shall be taken to absorb the horizontal thrust produced by a sloping roof through the use of wall ties, ceiling joists, beams at the ridge or at the wall or a system designed through structural analysis.

(3) UPLIFT AND SUCTION FORCES. (a) *General.* 1. Roofs shall withstand a pressure of at least 20 pounds per square foot acting upward normal to the roof surface.

2. Roof overhangs, eaves, canopies and cornices shall withstand an upward wind pressure of at least 20 pounds per square foot applied to the entire exposed area.

(b) *Anchorage.* 1. Roof framing members spanning more than 6 feet measured from the outermost edge of the roof shall be permanently fastened to the top plate of load bearing walls using engineered clips, straps or hangers.

2. Roof framing members spanning 6 feet or less measured from the outermost edge of the roof shall be permanently fastened to the top plate of load bearing walls using toe–nailing or engineered clips, straps or hangers.

Note: For information on toe nailing, see the fastener schedule table in the ch. SPS 325 Appendix A.

(4) ROOF RAFTERS. (a) *General.* 1. Rafters shall be notched to fit the exterior wall plate and fastened to the wall.

2. Collar ties shall be installed on the upper third of every third pair of abutting roof rafters or every 48 inches, whichever is less.

Note: Collar ties are intended to provide stability to the roof at the ridge. Lateral restraint for the walls must be provided in accordance with sub. (2).

(b) *Ridge boards.* 1. Where rafters meet to form a ridge, the rafters shall be attached to a ridge board.

2. The ridge board shall have a depth at least equal to the length of the cut end of the rafter abutting it.

3. Where all rafters are placed directly opposite each other or are offset at the ridge board by less than the thickness of the rafter, the ridge board shall have a nominal thickness of at least 1 inch.

4. Where one or more rafters are offset at the ridge board by more than the thickness of the rafter, the ridge board shall have a nominal thickness of at least 2 inches.

(c) *Ridge beams.* Rafters shall be attached to ridge beams using engineered clips, straps or hangers or the connection shall be designed through structural analysis.

(d) *Bearing.* The required bearing for wood rafters shall be in accordance with the NDS adopted in Table 320.24–6m, except in no case shall the bearing be less than 1 1/2 inches on wood or metal or less than 3 inches on masonry or concrete.

(e) *Ladders.* 1. Overhangs at gable end walls of more than 12 inches shall be provided with ladders which extend into the structure a distance no less than the length of the overhang.

2. The ladders shall be fastened at the wall.

3. The interior end of each ladder shall be attached to a rafter or truss with a hanger.

Note: For the purposes of this section, a ladder is defined as a perpendicular projection extending beyond the face of the wall below.

(5) CEILING JOISTS. (a) Ceiling joists shall be nailed to exterior walls and to the ends of rafters.

(b) Ends of ceiling joists shall be lapped at least 3 inches and be fastened either with 3–16d nails or in accordance with the floor joist requirements under s. SPS 321.22 (4) (a) 1. d.

Note: See the fastener table in the ch. SPS 325 Appendix A for a nailing schedule for ceiling joists.

(c) Where ceiling joists are placed at right angles to the rafters, the lookout joist or ties shall be fastened to the parallel ceiling joists or rafters using engineered clips, straps or hangers or the connection shall be designed through structural analysis.

(6) VALLEY AND HIP RAFTERS. (a) *Valley rafters.* 1. Where no bearing is provided under valley rafters at the intersection of 2 roof areas, the valley rafters shall be doubled in thickness and shall be at least 2 inches deeper than the required common rafter to permit full bearing at the beveled end.

2. Where ridges are provided at different elevations, vertical support shall be provided for the interior end of the lower ridge board or ridge beam.

(b) *Hip rafters.* Where no bearing is provided under hip rafters, the hip rafters shall be of the same thickness as common rafters and shall be at least 2 inches deeper than required to permit full contact with the jack rafter.

(7) ROOF TRUSSES. (a) Metal plate connected wood roof trusses shall be designed in accordance with TPI 1 and the NDS adopted under s. SPS 320.24.

(b) Truss members shall not be cut, bored or notched, except as allowed under sub. (8) (d).

(c) If connection is provided to stabilize a non–load bearing wall, a slotted expansion joint or clip shall be used.

(8) NOTCHING AND BORING. (a) *General.* 1. Notching and boring of beams or girders is prohibited unless determined through structural analysis.

2. Notching and boring of ceiling joists and rafters shall comply with pars. (b) and (c).

(b) *Notching.* 1. Notches located in the top or bottom of ceiling joists and rafters are prohibited from all of the following:

a. Having a depth exceeding $^1/_6$ the depth of the member.

b. Having a length exceeding $^1/_3$ the depth of the member.

c. Being located in the middle $^1/_3$ of the span of the member.

2. Where ceiling joists or rafters are notched at the ends, the notch may not exceed ¼ the depth of the member.

3. Bird mouth cuts may not exceed $^1/_3$ the depth of the rafter unless the seat cut bears fully on the wall plate.

(c) *Boring.* 1. Holes bored within 2 inches of the top or bottom of ceiling joists or rafters may not be located in the middle $^1/_3$ of the span of the member.

2. The diameter of a hole may not exceed $^1/_3$ the depth of the member.

3. A hole may not be bored within 2 inches of a notch or another hole.

4. The distance between adjacent holes may not be less than the diameter of the larger hole.

(d) *Engineered wood products.* Notching or boring of engineered wood products shall be done in accordance with the manufacturer's instructions provided those instructions were developed through structural analysis or product testing.

(9) ROOF SHEATHING, BOARDS AND PLANKING. (a) *Structural sheathing.* The allowable loads and spans for structural sheathing shall be in accordance with the grade stamp on the panel.

(b) *Roof boards.* 1. Where the rafter spacing is 24 inches on center or less, roof boards may be used that have a minimum thickness of $^5/_8$–inch for solid sheathing and $^3/_4$–inch for spaced sheathing.

2. Where the rafter spacing is greater than 24 inches on center, roof boards shall be tongue and groove, at least 1.5 inches thick.

(c) *Roof planks.* 1. Roof planks shall be tongue and groove or splined and at least 2 inches, nominal, in thickness.

2. Planks shall terminate over beams unless the joints are end matched.

3. The planks shall be laid so that no continuous line of joints will occur except at points of support.

4. Planks shall be nailed or fastened to each beam.

History: Cr. Register, November, 1979, No. 287, eff. 6–1–80; am (3) (a), Register, January, 1989, No. 397, eff. 2–1–89; r. and recr. (1), am. (3) (a), Register, March, 1992, No. 435, eff. 4–1–92; r. and recr. (3) (a), Register, November, 1995, No. 479, eff. 12–1–95; r. and recr. (3) (a) 1. and 2. c., Register, January, 1999, No. 517, eff. 2–1–99; am. (3) (a) 1. a., Register, March, 2001, No. 543, eff. 4–1–01; CR 02–077: r. and recr. (3) (b) Register May 2003 No. 569, eff. 8–1–03; CR 08–043: r. and recr. Register March 2009 No. 639, eff. 4–1–09; correction in (1) (a), (c), (4) (d), (5) (b), (7) (a) made under s. 13.92 (4) (b) 7., Stats., Register December 2011 No. 672; CR 15–041: am. (4) (d) Register December 2015 No. 720, eff. 1–1–16.

SPS 321.28 Weather protection for roofs. (1) GENERAL. (a) All roofs shall be designed and constructed to assure drainage of water.

(b) All fasteners shall be corrosion resistant.

(2) UNDERLAYMENT FOR SHINGLES. Underlayment consisting of number 15 asphalt–impregnated felt paper or equivalent or other type I material that shows no water transmission when tested in accordance with ASTM D 226 or ASTM D 4869 shall be provided under shingles.

Note: Underlayment materials meeting the requirements of ASTM D 1970 meet the performance requirements of this section.

(3) ASPHALT SHINGLES. (a) *General.* 1. Shingles that have a self–sealing adhesive strip shall include a sealant which has an average bond strength of at least 1.5 pounds per 3.75 inches of shingle width, at 32°F.

Note: The department will accept results of testing conducted in accordance with an approved test method for verifying compliance with the sealant uplift resistance required in this paragraph. Information on the applicable test method may be obtained from the department.

2. Each shingle package shall be labeled by the manufacturer to indicate conformance to the applicable ASTM standard for each type of shingle or the exception in par. (c).

3. Shingles shall be installed in accordance with the manufacturer's recommendations.

4. Shingles shall have at least 4 fasteners per strip shingle or 2 fasteners per interlocking shingle, unless the manufacturer has other specifications.

5. Shingle head lap shall be at least 2 inches, unless the manufacturer has other specifications.

6. All fasteners for shingles shall be corrosion–resistant.

Note: See s. SPS 320.07 (62) for definitions of shingle terms.

Note: Section SPS 320.04 (2) requires compliance with all parts of this code, including these roofing provisions, for an alteration to any dwelling that is regulated under this code.

(c) *Fiberglass shingles.* Fiberglass asphalt shingles shall conform to ASTM D 3462 except that laminated shingles shall have a tear strength of at least 1450 grams in each ply.

(4) ICE DAM PROTECTION. (a) Shingled or shake roofs that extend over a heated area of a dwelling or attached garage and that have a slope of 4:12 or less shall be provided with ice dam protection in the form of sheet metal or a product labeled as meeting the requirements of ASTM D 1970.

(b) The ice dam protection shall extend at least 30 inches up the roof slope from the roof edge and at least 12 inches up the roof slope beyond the inner face of the exterior wall.

(5) OTHER ROOF COVERINGS. All roof coverings not otherwise addressed in this section shall be installed in accordance with the manufacturer's instructions or a national standard recognized by the department.

(6) REROOFING. New roof coverings may not be installed over existing roof coverings where any of the following conditions exist:

(a) The existing roof or roof covering is water−soaked or has deteriorated such that it is inadequate as a base for additional roofing.

(b) The existing roof is wood shake, slate, clay, cement or asbestos−cement tile.

(c) The existing roof has 2 or more applications of any type of permanent roof covering.

(7) FLASHING. (a) *General.* Flashing shall be installed at the junction of chimneys and roofs, in all valleys, and around all roof openings.

(b) *Flashing of open valleys.* 1. Open valleys shall be flashed with at least No. 28 gauge corrosion−resistant sheet metal, 16 inches wide, or a layer of at least 50−pound roll roofing, 16 inches wide, placed over a layer of number 15 roofing underlayment.

2. Flashing sections shall be overlapped by at least 4 inches.

(c) *Flashing of closed valleys.* Where shingles are laced or woven over the valley, the valley shall be flashed with one of the following:

1. At least one layer of 50−pound roofing, at least 20 inches wide, over a layer of number 15 roofing underlayment.

2. A product labeled as meeting the requirements of ASTM D1970.

(d) *Chimney flashing.* 1. Chimneys shall be flashed and counter−flashed to a height of at least 6 inches.

2. Chimney crickets or saddles shall be installed where the upper side of a chimney is more than 30 inches wide on a sloping roof.

3. The intersection of the cricket and the chimney shall be flashed and counter−flashed to a height of at least 6 inches.

History: Cr. Register, November, 1979, No. 287, eff. 6−1−80; am. (7) (a), r. and recr. Table 321.28−A, Register, January, 1989, No. 397, eff. 2−1−89; am. (1), (5) and (6), cr. (2m) and (6) (a) 3., r. and recr. (4) (c), Register, March, 1992, No. 435, eff. 4−1−92; cr. (6) (c), Register, November, 1995, No. 479, eff. 12−1−95; CR 02−077: r. and recr. (1) (a), renum. (6) (intro) to (c) to be (6) (a) to (d) and am. (6) (a) to (c) Register May 2003 No. 569, eff. 8−1−03; CR 08−043: r. and recr. Register March 2009 No. 639, eff. 4−1−09; CR 15−041: am. (3) (a) 2., cr. (3) (a) 6., r. (3) (b), renum. (7) (c) to (7) (c) (intro.) and 1. and am., cr. (7) (c) 2. Register December 2015 No. 720, eff. 1−1−16; correction in (3) (a) 2. under s. 13.92 (4) (b) 7., Stats., Register December 2015 No. 720.

Subchapter IX — Fireplace Requirements

SPS 321.29 Masonry fireplaces. Masonry fireplaces shall be constructed of masonry, stone or concrete. Masonry fireplaces shall be supported on foundations of concrete or masonry. Structural walls shall be at least 8 inches thick. Masonry fireplaces shall conform to the following requirements:

(1) FLUE SIZE. The fireplace flue size shall be based on the type of flue and the fireplace opening indicated in Table 321.29.

Table 321.29
MINIMUM FLUE SIZE FOR MASONRY FIREPLACES

Type of Flue	Minimum Cross−Sectional Area
Round	1/12 of fireplace opening but not less than 75 square inches.
Square or rectangular	1/10 of fireplace opening but not less than 75 square inches.

(2) TERMINATION OF CHIMNEY. Masonry fireplace chimneys shall extend at least 3 feet above the highest point where the chimney passes through the roof and at least 2 feet higher than any portion of the dwelling within 10 feet of the chimney.

(3) FIREBOX MATERIALS. The firebox shall be of the preformed metal type, at least ¼−inch thick, or listed by a nationally recognized laboratory; or shall be lined with firebrick, at least 2 inches thick and laid in thin joints of refractory cement. The back and sidewalls of the firebox, including the lining, shall be at least 8 inches nominally thick masonry, at least 4 inches of which shall be solid.

(4) LINTEL. Masonry over the fireplace opening shall be supported by a lintel of steel or masonry.

(5) DUCTS. Warm−air circulating ducts shall be constructed of masonry or metal.

(5m) RETURN AIR GRILLES. Return air grilles shall not be located in bathrooms, kitchens, garages, utility spaces or in a confined space defined under s. SPS 323.06 in which a draft diverter or draft regulator is located.

(6) HEARTH EXTENSION. (a) Masonry fireplaces shall have a hearth extension made of noncombustible material.

(b) The structural support for the hearth and hearth extension shall be a minimum of 4 inches of reinforced concrete.

(c) There shall be no structural framing material within 1 inch of the hearth or hearth extension in any direction. Any wooden forms or supports used during construction shall be removed.

(d) The minimum dimensions of the hearth extension shall be in accordance with Table 321.29−1.

Table 321.29−1
HEARTH EXTENSION DIMENSIONS

Fireplace Opening (Sq. Ft.)	Extension from Fireplace Opening (inches)	
	Side	Front
Less than 6	8	16
6 or Greater	12	20

(7) DAMPERS. Dampers shall be made of cast iron or at least No. 12 gauge sheet metal. The area of the damper opening shall be at least 90% of the required flue area when in the open position.

(8) HOODS. Metal hoods, used in lieu of a masonry smoke chamber, shall be constructed of at least No. 19 gauge corrosion−resistant metal with all seams and connections of smokeproof construction. The hood shall be sloped at an angle of 45° or less from the vertical and shall extend horizontally at least 6 inches beyond the firebox limits. Metal hoods shall be kept a minimum of 18 inches from the combustible materials unless approved for reduced clearances.

Note: The department will accept dampers and hoods listed by nationally recognized laboratories.

(9) FLUE LINERS. (a) Flue liners shall be installed in accordance with s. SPS 321.30 (7) and this section.

(b) Flue liners shall start at the top of the fireplace throat and extend to a point at least 4 inches above the top of the chimney cap.

(c) Firebrick may be used in the throat of the fireplace as an inlet to the flue liner.

(10) CLEANOUT OPENINGS. Fireplaces with ash dumps shall be provided with cleanout openings at the base. Doors and frames of the opening shall be made of ferrous materials.

(11) MANTEL SHELVES AND COMBUSTIBLE TRIM. Woodwork or other combustible materials shall not be placed within 6 inches of the fireplace opening. Combustible materials located within 12 inches of the fireplace opening shall not project perpendicularly more than 1/8−inch for each inch distance from the opening.

(12) FRAMING AROUND FIREPLACES. Combustible materials located near fireplaces shall be installed in accordance with s. SPS 321.30 (9).

(13) CORBELING. Unless designed through structural analysis, masonry chimneys shall not be corbeled from a wall more than 6 inches nor shall a masonry chimney be corbeled from a wall less than 12 inches in nominal thickness unless it projects equally on

each side of the wall. The corbeling shall not exceed one–inch projection for each brick course.

History: Cr. Register, November, 1979, No. 287, eff. 6–1–80; am. Register, February, 1985, No. 350, eff. 3–1–85; am. (6) and Table 21.29–1, Register, January, 1989, No. 397, eff. 2–1–89; am. (intro.) and (12), cr. (5m), r. and recr. (6), Register, March, 1992, No. 435, eff. 4–1–92; r. (12) and renum. (13) and (14) to be (12) and (13), Register, January, 1999, No. 517, eff. 2–1–99; r. and recr. (6) and (9), Register, March, 2001, No. 543, eff. 4–1–01; correction in (1), (5m), (6) (d), (9) (a), (12) made under s. 13.92 (4) (b) 7., Stats., Register December 2011 No. 672.

SPS 321.30 Masonry chimneys. Masonry chimneys shall conform to the following provisions:

(1) MATERIALS. No masonry chimney shall rest upon wood. The foundation shall be designed and built in conformity with the requirements for foundations. Masonry chimney walls shall be at least 4 inches in nominal thickness. Hollow cored masonry units may be used to meet the 4 inch nominal thickness requirement.

(2) FLUE SIZE. Chimney flues for appliances shall be at least equal in area to that of the area of the connector from the appliance.

(3) MULTIPLE FLUE SEPARATION. When more than one flue is contained in the same chimney, a masonry separation of at least 4 inches nominal in thickness shall be provided between the individual flues. The joints of adjacent flue linings shall be staggered by at least 7 inches.

(4) CORBELING. Unless designed through structural analysis, masonry chimneys shall not be corbeled from a wall more than 6 inches nor shall a masonry chimney be corbeled from a wall less than 12 inches in nominal thickness unless it projects equally on each side of the wall. The corbeling shall not exceed one–inch projection for each brick course.

(5) INLETS. Inlets to masonry chimneys shall enter the side and be provided with thimbles. Thimbles shall be at least No. 24 manufacturer's standard gauge (0.024 inch) or $^5/_8$–inch thick, refractory material. Each chimney shall have an inlet installed at the time of construction.

(6) CLEAN–OUT OPENING. Every masonry chimney shall be provided with a clean–out opening at the base. Such openings shall be equipped with metal doors and frames arranged to remain closed when not in use. Clean–out openings shall be located below the lowest inlet to the flue.

(7) FLUE LINERS. (a) Masonry chimneys shall be lined with a material that will resist corrosion, softening and cracking at temperatures up to 1800°F, such as vitrified clay sewer pipe or minimum $^5/_8$–inch thick fireclay lining material.

(b) All flue liners shall be laid in a full bed of refractory mortar or refractory cement.

(c) Variations in inside and outside dimensions shall not exceed ¼ inch for clay flue liners.

(d) There shall be a minimum clearance of ½–inch and a maximum clearance of 1–inch between the flue liner and the chimney walls.

(e) Unless serving a masonry fireplace under s. SPS 321.29, flue liners shall commence at the chimney footing.

(8) CHIMNEY CAPS. Chimneys shall be provided with precast or cast–in–place concrete chimney caps. Chimney caps shall have a minimum thickness of 2 inches, shall slope outwards away from the flue, and shall provide a one–inch overhang and drip edge on all sides. A slip joint shall be installed between the flue and the cap. The slip joint shall be filled with ¼–inch felt or similar material and shall be caulked with high–temperature caulk or similar material to prevent water infiltration.

(9) CLEARANCE TO COMBUSTIBLES. (a) The minimum clearance between combustibles and masonry chimneys which have any portion located within the exterior wall of the dwelling shall be 2 inches. The minimum clearance between combustibles and masonry chimneys which have all parts completely outside the dwelling, exclusive of soffit or cornice areas, shall be one inch.

(b) Except as required under pars. (c) and (d), the clearance spaces shall remain completely open.

(c) The clearance spaces between chimneys and wood joists, beams, headers or other structural members shall be fireblocked at each floor level from chimney footing all the way to the roof flashing with galvanized steel, at least 26 gage thick or with noncombustible sheet material.

(d) Noncombustible material shall be used to prevent entry of debris into the clearance spaces.

History: Cr. Register, February, 1985, No. 350, eff. 3–1–85; am. (8), Register, March, 1992, No. 435, eff. 4–1–92; r. and recr. (8) and (9); Register, November, 1995, No. 479, eff. 12–1–95; r. and recr. (7) (a), cr. (7) (d) and (e), and am. (9) (c), Register, March, 2001, No. 543, eff. 4–1–01; CR 02–077: am. (7) (b) and (d) Register May 2003 No. 569, eff. 8–1–03; correction in (7) (e) made under s. 13.92 (4) (b) 7., Stats., Register December 2011 No. 672.

SPS 321.32 Factory–built fireplaces. Factory–built fireplaces consisting of a fire chamber assembly, one or more chimney sections, a roof assembly and other parts shall be tested and listed by a nationally recognized testing laboratory.

(1) FIREPLACE ASSEMBLY AND MAINTENANCE. The fireplace assembly shall be erected and maintained in accordance with the conditions of the listing.

(a) All joints between the wall or decorative facing material and the fireplace unit shall be completely sealed, firestopped or draft–stopped with a noncombustible caulk or equivalent.

(b) Doors installed on factory built fireplaces shall conform with the terms of the listing and the manufacturers installation instructions for the fireplace unit.

(2) DISTANCE FROM COMBUSTIBLES. Portions of the manufactured chimney extending through combustible floors or roof/ceiling assemblies shall be installed in accordance with the distances listed on the chimney in order to prevent contact with combustible materials.

(3) HEARTH EXTENSIONS. Hearth extensions shall be provided in accordance with the manufacturer's listing. Where no hearth extension is specified in the listing, a hearth extension shall be provided in accordance with s. SPS 321.29 (6).

History: Cr. Register, November, 1979, No. 287, eff. 6–1–80; renum. from Ind 21.30 and r. and recr. (3), Register, February, 1985, No. 350, eff. 3–1–85; cr. (1) (a) and (b), am. (3) and Table 21.32–1, Register, January, 1989, No. 397, eff. 2–1–89; r. and recr. Register, March, 1992, No. 435, eff. 4–1–92; correction in (3) made under s. 13.92 (4) (b) 7., Stats., Register December 2011 No. 672.

Subchapter X — Construction in Floodplains

SPS 321.33 Construction in floodplains. (1) GENERAL. Where dwelling construction is allowed by local zoning ordinances to take place in floodfringe areas of floodplains, the dwelling shall meet the requirements of this subchapter.

Note: The department of natural resources (DNR) and the federal emergency management agency (FEMA) also have regulations that apply to construction in floodfringe areas.

(2) ELEVATION. (a) *General.* Except as provided in pars. (b) and (c), all dwellings constructed within a floodfringe area shall be elevated so the lowest floor and all basement floor surfaces are located at or above the base flood elevation.

(b) *Certified floodproof basements.* Floodproof basements may have the top of the basement floor no more than 5 feet below the base flood elevation provided the basement is designed by a registered architect or engineer to be watertight and impermeable. No limitation is placed on the use or occupancy of a certified floodproof basement by the provisions of this subchapter.

(c) *Other enclosed spaces.* 1. Enclosed spaces not meeting the requirements of par. (b) are allowed at any depth below the base flood elevation provided the spaces are used only for one or more of the following purposes:

a. Means of egress.
b. Entrance foyers.
c. Stairways.
d. Incidental storage of portable or mobile items.

2. Fully enclosed spaces used only for those purposes listed in subd. 1. shall be designed to automatically equalize the hydrostatic pressure on exterior walls by allowing the entry and exit of floodwaters. Designs for meeting this requirement shall be certified by a registered architect or engineer or shall meet all of the following requirements:

a. There shall be at least 2 pressure relieving openings and the openings shall have a total net area of not less than one square inch for every square foot of enclosed area subject to flooding.

b. The bottom of all openings shall be no more than 12 inches above grade.

c. Openings may not be equipped with screens, louvers, valves or other coverings or devices unless such devices permit the automatic entry and discharge of floodwaters.

(3) CERTIFICATION OF ELEVATION. A registered land surveyor, architect or engineer shall certify the actual elevation in relation to mean sea level of the lowest structural member required to be elevated by the provisions of this subchapter.

(4) ANCHORAGE. The structural systems of all dwellings shall be designed, connected and anchored to resist flotation, collapse or permanent lateral movement due to structural loads and stresses at the base flood elevation.

(5) PROTECTION OF ELECTRICAL AND MECHANICAL SYSTEMS. Electrical and mechanical equipment shall be placed above the base flood elevation or shall be designed to prevent water contact with the equipment in case of a flood up to the base flood elevation.

(6) CONSTRUCTION MATERIALS AND METHODS. All dwellings constructed in floodplains shall be constructed using materials and methods designed to minimize flood and water damage.

History: Emerg. cr. eff. 5–8–96; cr. Register, February, 1997, No. 494, eff. 3–1–97.

SPS 321.34 Construction in coastal floodplains.

(1) GENERAL. All dwellings constructed in coastal floodplains shall be designed by a registered architect or engineer and shall meet the requirements of this section and s. SPS 321.33.

(2) ELEVATION. All dwellings constructed in a coastal floodplain shall be elevated so the lowest portion of all structural members supporting the lowest floor, with the exception of mat or raft foundations, pilings, piling caps, columns, grade beams and bracing, is located at or above the base flood elevation.

(3) ENCLOSURES BELOW BASE FLOOD ELEVATION. Enclosures below the base flood elevation in a coastal floodplain may not be used for human occupancy and shall be free of all obstructions, except for non–loadbearing walls and partitions. Non–loadbearing walls and partitions below base flood elevation shall be constructed to break away without causing any structural damage to the elevated portion of the dwelling or foundation system due to the effect of wind loads and water loads acting simultaneously.

(4) FOUNDATIONS. All dwellings located in a coastal floodplain shall be supported and anchored on pilings or columns. The piling or column shall have adequate soil penetration to resist combined water and wind loads at the base flood elevation. Piling or column design shall consider the effect of scour of soil strata. Mat or raft foundations to support columns may not be used where soil under the mat or raft is subject to scour or other erosion from wave flow conditions.

History: Emerg. cr. eff. 5–8–96; cr. Register, February, 1997, No. 494, eff. 3–1–97; correction in (1) made under s. 13.92 (4) (b) 7., Stats., Register December 2011 No. 672.

Subchapter XI — Installation of Manufactured Homes

SPS 321.40 Installation standards.

(1) PRODUCED ON OR AFTER APRIL 1, 2007. (a) *Adoption of standards.* The federal *Model Manufactured Home Installation Standards*, 24 CFR part 3285, as in effect on December 1, 2014, is hereby incorporated by reference into this chapter.

Note: A copy of this edition of 24 CFR 3285 is on file in the offices of the Department and the Legislative Reference Bureau. Copies of 24 CFR 3285 are available at http://www.gpo.gov/fdsys/granule/CFR-2013-title24-vol5/CFR-2013-title24-vol5-part3285.

Note: Section 24 CFR 3285.1(a)(1) reads as follows: "States that choose to operate an installation program for manufactured homes in lieu of the federal program must implement installation standards that provide protection to its residents that equals or exceeds the protection provided by these Model Installation Standards."

(b) *Compliance.* A manufactured home produced on or after April 1, 2007, shall be installed in accordance with 24 CFR part 3285 except as otherwise provided by this subsection.

Note: As provided under 24 CFR 3285.1(a)(intro.), "The manufacturer's installation instructions, including specific methods for performing a specific operation or assembly, will be deemed to comply with these Model Installation Standards, provided they meet or exceed the minimum requirements of these Model Installation Standards and do not take the home out of compliance with the Manufactured Home Construction and Safety Standards (24 CFR part 3280)."

(c) *Additional definitions.* These are department definitions in addition to the definitions in 24 CFR 3285.5:

1. "Department" means the department of safety and professional services.

2. "HUD" means the federal department of housing and urban development.

3. "Manufactured home section" means a portion of a manufactured home which when installed does not provide all the facilities for year–round residential occupancy.

4. "Manufactured home unit" means a complete manufactured home which when installed provides all the facilities for year–round residential occupancy.

(d) *Substituted definitions.* Substitute the following definitions and informational note for the corresponding definitions in 24 CRF 3285.5:

1. "Approved" means acceptable to the department.

2. "Base flood elevation" means the elevation of the base flood, including wave height, relative to the datum specified on a county's flood hazard map.

3. "Flood hazard area" means the greater of either of the following:

a. The special flood hazard area shown on the flood insurance rate map.

b. The area subject to flooding during the design flood and shown on a county's flood hazard map, or otherwise legally designated.

4. "Flood hazard map" means a map delineating the flood hazard area and adopted by a county.

5. "Local authority having jurisdiction (LAHJ)" means the department; except where it is used in conjunction with "flood hazard map," in which case it means the county.

6. "Manufactured home" has the meaning given in s. 101.91 (2), Stats.

Note: Section 101.91 (2) of the Statutes is reprinted in a Note under s. SPS 320.07 (52m).

(e) *Fire separation.* Substitute the following wording for the requirements in 24 CFR 3285.101: Fire separation distances shall be provided in accordance with the distances specified in s. SPS 326.12.

(f) *Flood hazard.* Substitute the following wording and informational note for the requirements in 24 CFR 3285.102(c): Prior to the initial installation of a new manufactured home, the owner or permit applicant is responsible to determine whether the home site lies wholly or partly within a special flood hazard area as shown on the county's flood insurance rate map, flood boundary and floodway map, or flood hazard boundary map. If so located, the map and supporting studies adopted by the county may be used to determine the flood hazard zone and base flood elevation at the site.

Note: The department of natural resources and the federal emergency management agency may also have regulations that apply to construction in flood hazard areas.

(g) *Wind loads.* This is a department informational note to be used under 24 CFR 3285.103(a):

Note: The HUD–required wind loads for Wisconsin, Zone 1, are not less than 15 psf horizontal and not less than 9 psf uplift.

(h) *Roof loads.* This is a department informational note to be used under 24 CFR 3285.103(b):

Note: See ch. SPS 325 Appendix A for a reprint of HUD's roof–load zone map.

(i) *Thermal zone.* This is a department informational note to be used under 24 CFR 3285.103(c):

Note: The HUD–required thermal zone for Wisconsin is Zone 3, for an overall maximum coefficient of heat transmission not to exceed 0.079 Btu/(hr.)(sq. ft.)(°F).

(j) *Soil test.* This is a department requirement in addition to the requirements in 24 CFR 3285.202(a): Where a community–wide soil test does not exist and a soil test is required by this chapter, such as for a proposed frost–free–foundation design, the test shall be conducted to determine the soils in the entire community rather than at an individual site.

(k) *Footings and foundations.* This is a department requirement in addition to the requirements in 24 CFR 3285.301: Footings and foundations may be designed in accordance with subchs. IV and V, which include a frost depth of at least 48 inches.

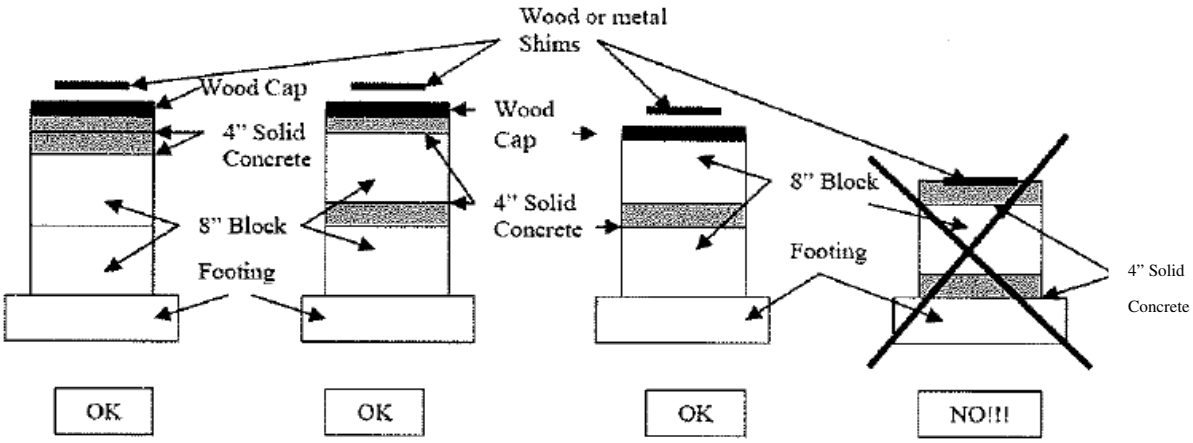
(L) *Caps.* Substitute the following wording for the requirements in 24 CFR 3285.304(b)(2): A combination of up to two 4–inch–thick solid–concrete blocks and no more than one 2–inch–thick piece of hardwood lumber shall be permitted as cap material. Lumber used as cap and gap filler material may be of 2–inch nominal lumber at least equal to No. 2 spruce/pine/fir having a minimum fiber bending stress rating of 1200 psi. All lumber used as cap and gap filler shall be the same species of wood. Lumber used to fill a gap in the pier may only be placed at the top of the pier.

(m) *Gaps.* This is a department informational note to be used under 24 CFR 3285.304(c)(1):

Note: See lumber specifications under par. (L).

(n) *Additional blocking.* Substitute the following wording for the requirements in 24 CFR 3285.304(c)(3): If a pier is provided with a cap block of 4–inch concrete or 2–inch lumber, another 4–inch concrete block may be placed anywhere in the pier but may not be placed directly upon the footing.

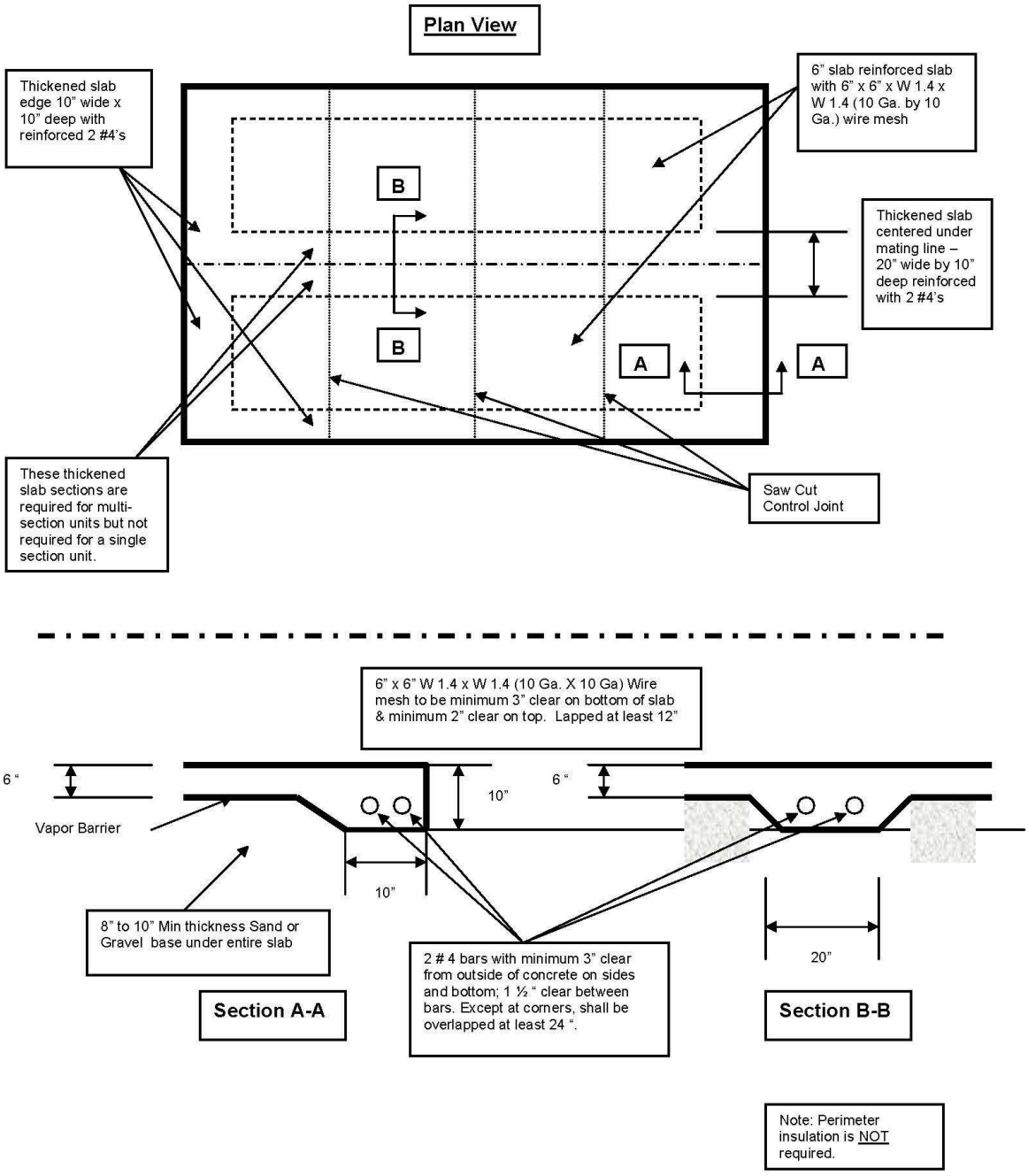
(o) *Illustration.* This is a department figure to be used under 24 CFR 3285.304:



(p) *Footings and foundations.* This is a department requirement in addition to the requirements in 24 CFR 3285.312: Footings and foundations may be designed in accordance with any of the following:

1. Subchs. IV and V.
2. The department–approved slab design that is shown in the figure and limitations at the end of this paragraph.
3. Other proprietary designs approved by the department.

Acceptable slab on grade for pier supported manufactured home produced on or after April 1, 2007 [per SPS 321.40 (1)]



Limitations:

1. Minimum 3,000 psi concrete. [24 CFR 3285.312(a)(1)(ii)]
2. Rebar and mesh at least grade 40.
3. Soil bearing capacity at least 2,000 psf. [SPS 321.40 (2) (b) 2.]
4. Placed on undisturbed soil. May not be placed on unprepared fill material, organic soil, alluvial soil, mud, or frozen soil. [SPS 321.40 (2) (b) 1. and 24 CFR 3285.312(a)]

5. 8 to 10" of clean, graded sand, gravel, or crushed stone base in clay soils. [SPS 321.20 (2) with added thickness to resist frost.] Compaction of sand, etc., should be 95% of modified Proctor.

6. 6 mil vapor retarder overlapped 12 inches and sealed. [24 CFR 3285.204]

7. Maximum pier spacing of 7 feet with max. load per pier of 5,300 lbs. when placed on 6" thick slab. [SPS 321.40 (2) (b) 10. and 24 CFR 3285.310]

8. Maximum load per pier of 11,900 lbs. at mating line when centered on the 20" W. X 10" D. thickened slab, Section B–B, reinforced with 2 – #4 bars. Individual pier footings at mating line meeting sizing requirements in 24 CFR 3285 Table to 3285.312 may be used in lieu of continuous thickened slab. [24 CFR 3285.312(c)]

9. Site shall drain away from the home per SPS 321.12. Ensure drainage of sand fill zone so that any clay does not cause water to pool under the slab.

10. The water table may not be above the frost penetration depth, i.e. at least 4 feet below grade. [SPS 321.16 (1) (a)]

11. Saw cut joints in slab so that sections are approximately square. (Example: 16' by 76' slab = 4 segments.)

(q) *Anchors and tie–down straps.* This is a department requirement in addition to the requirements in 24 CFR 3285.402(b)(1) and (2): Ground anchors and tie–down straps may be of painted steel to provide the weather–deterioration protection required by this section.

(r) *Severe climate.* Substitute the following wording for the requirements in 24 CFR 3285.404: In frost–susceptible soil locations, ground–anchor augers shall be installed to the design depth of the anchor but not less than 30 inches, unless the foundation system is frost–protected to prevent the effects of frost heave, in accordance with acceptable engineering practice and ss. 24 CFR 3280.306 and 3285.312.

(s) *Ventilation openings.* Substitute the following wording for the requirements in 24 CFR 3285.505(d): Ventilation openings shall be covered for their full height and width with a perforated corrosion– and weather–resistant covering that is designed to prevent entry of rodents.

(t) *Plumbing.* This is a department informational note to be used under 24 CFR 3285.601:

Note: The Department's rules relating to registration and licensing of plumbers are in ch. SPS 305. The Department's rules relating to pipe supports; pitch of sanitary drainage piping, storm water or clear water piping, and water supply piping; and plumbing specific to manufactured homes and manufactured home communities are in chapter SPS 382.

(u) *Access for a transporter.* Substitute the following wording for the recommended requirements in 24 CFR 3285.902(a): Before attempting to move a home, ensure that the transportation equipment and home can be routed to the installation site and that all special transportation permits required by the department of transportation have been obtained.

(v) *Drainage structures.* Substitute the following wording for the recommended requirements in 24 CFR 3285.902(b): The use of ditches and culverts to drain surface runoff is subject to local and state regulations and shall be included and considered in the overall site preparation.

(w) *Local permits.* Substitute the following wording and informational note for the recommended requirements in 24 CFR 3285.903(a): All locally required permits shall be obtained and all corresponding fees shall be paid.

Note: See s. SPS 320.08 for the Department's requirements for obtaining a Wisconsin uniform building permit prior to each installation.

(x) *Local plan approval.* Substitute the following wording for the recommended requirements in 24 CFR 3285.903(b): Prior to alteration of a home's pier blocking, the local municipality shall be contacted to determine if plan approval and permits are required.

(y) *Accessory buildings and structures.* Substitute the following wording for the recommended requirements in 24 CFR 3285.903(c): Each accessory building and structure is designed to support all of its own live and dead loads, unless the structure, including any attached garage, carport, deck, or porch, is attached to the manufactured home and is otherwise included in the installation instructions.

(z) *Contacting the utility providers.* Substitute the following wording for the recommended requirements in 24 CFR 3285.904(a): The utility providers shall be consulted before connecting the manufactured home to any utilities.

(za) *Conversion of gas appliances.* Substitute the following wording for the recommended requirements in 24 CFR 3285.904(d)(1): A service person acceptable to the utility provider shall convert the appliance from one type of gas to another, following instructions by the manufacturer of each appliance.

(zb) *Gas appliance startup procedures.* Substitute the following wording for the recommended requirements in 24 CFR 3285.904(d)(4)(intro.): When required by the utility provider, the installer shall perform the following procedures:

(zc) *Heating oil systems.* This is a department informational note to be used under 24 CFR 3285.905:

Note: See ch. ATCP 93 for additional requirements relating to installation of heating oil systems.

(2) PRODUCED BEFORE APRIL 1, 2007. (a) Except as provided in par. (b), the installation of a manufactured home produced before April 1, 2007 shall be installed in conformance with the requirements in effect at the time the manufactured home was produced.

(b) The installation of a manufactured home produced before April 1, 2007 to be installed on piers shall conform to at least all of the following requirements:

1. No footing may be placed upon unprepared fill material, topsoil, alluvial soil or mud. All organic matter shall be removed from the area that will be beneath any footing.

2. The soil bearing capacity shall be determined through test by a pocket penetrometer or other means of analysis. If the soil bearing capacity under each intended pier location is less than 2000 pounds per square foot, piers shall be located in accordance with the manufacturer's instructions.

3. The home site shall be graded to permit water to drain from under the home and away from the home for a minimum of 5 feet from the home.

4. Every pier shall be supported by a footing. Each footing shall be no less than a nominal 16 inches by 16 inches.

5. Each footing shall consist of one of the following:

a. One nominal 4–inch by 16–inch by 16–inch solid concrete block or 2 nominal 4–inch by 8–inch by 16–inch solid concrete blocks. If a single block pier and 2 footing blocks are used, the 2 footing blocks shall be positioned with the joint parallel to the main frame. If a double block pier and 2 footing blocks are used, the 2 footing blocks shall be positioned with the joint either parallel or perpendicular to the main frame.

b. A 16–inch by 16–inch pad constructed of acrylonitrile–butadiene–styrene (ABS) having a rated load bearing capacity of not less than 6000 pounds.

c. An 18–inch diameter hole bored to below the frost line or to unfractured bedrock and filled with poured concrete.

d. Any other materials and systems approved in advance by the department.

6. Piers shall be constructed of concrete blocks, manufactured steel stands or manufactured concrete stands. Manufactured stands shall be labeled for use as piers for manufactured homes.

7. Piers constructed of single stacked concrete blocks shall be limited to a height of 36 inches. Piers constructed of concrete blocks and exceeding 36 inches but less than 80 inches shall be constructed using double stacked blocks with each layer opposing the direction of the layer underneath it. Piers constructed of concrete blocks and exceeding 80 inches shall be constructed using double blocks laid in concrete mortar with each layer opposing the direction of the layer underneath it and with each core filled with concrete and a ½–inch steel reinforcing rod.

8. All concrete blocks shall be 2–core design, construction grade blocks having nominal dimensions of at least 8 inches by 8 inches by 16 inches. All concrete blocks shall be placed with the cores open vertically. The concrete block nearest the main frame of the manufactured home shall be perpendicular to the linear direction of the frame. None of these concrete blocks may contact the main frame of the home.

9. Alternative materials may be used for pier installations provided they are approved in advance by the department.

10. Piers shall be placed under the main frame of the chassis at intervals of not more than 7 feet on–center and no more than 3 feet from the exterior side of each end wall. The 7–foot spacing requirement may be varied as permitted by footing, spacing and soil capacity tables provided by the home manufacturer.

11. Piers shall be placed under the bearing points of clear–span openings of 4 feet or more in center mating walls.

12. Piers shall be plumb and centered under the contact area at the point of support.

13. a. Each pier shall be capped with a solid concrete block at least 4 inches thick or a solid wood block having a nominal thickness of at least 2 inches.

b. The cap shall be the same width and length as the top of the pier.

c. The cap shall consist of no more than 2 pieces.

d. Two–piece caps shall be positioned with the joint perpendicular to the main frame.

14. Where shims are utilized, wood shims shall be installed between the pier cap and the frame. Shims shall be driven from opposing sides and shall be no less than 4 inches by 8 inches.

15. Wood caps and shims shall be at least equal to No. 2 spruce pine fir having a minimum fiber bending stress rating of 1200 psi. All wood caps shall be the same species of wood, and all shims shall be the same species of wood.

16. The combination of a nominal 2–inch solid concrete block or a nominal 2–inch wood cap plus shims shall not exceed 3 ½ inches.

17. A minimum clearance of 12 inches shall be maintained beneath the lowest point of the main frame in the area of any utility connection. A minimum clearance of 12 inches shall also be maintained under the home for at least 75% of the home. The remainder of the home may be less than 12 inches above the ground but may not touch the ground.

History: CR 05–113: cr. Register December 2006 No. 612, eff. 4–1–07; CR 08–043: am. (2) (b) 13. Register March 2009 No. 639, eff. 4–1–09; CR 14–017: r. and recr. (1), cr. (2) (title), am. (2) (b) 8. Register August 2014 No. 704, eff. 9–1–14; correction in numbering in (1) (za) to (zc) made under s. 13.92 (4) (b) 1., Stats., Register August 2014 No. 704; correction in (1) (p) (intro.) made under s. 13.92 (4) (b) 7., Stats., Register August 2014 No. 704; corrections in (1) (g) to (i) made under s. 35.17, Stats., Register August 2014 No. 704; CR 15–034: am. (1) (a) Register December 2015 No. 720, eff. 1–1–16.