

Ind 51,53

Received January 16, 1978
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STATE OF WISCONSIN)
) SS
DEPARTMENT OF INDUSTRY,)
LABOR AND HUMAN RELATIONS)

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETINGS:

I, Zel S. Rice II, Secretary of the Department of Industry, Labor and Human Relations, and custodian of the official records of said department, do hereby certify that the attached rules to Wisconsin Administrative Code Chapters Ind 50-64--Building and Heating, Ventilating and Air Conditioning Code, were adopted by this department on January 13, 1978.

I further certify that said copy has been compared by me with the original on file in this department and that the same is a true copy thereof and of the whole of such original.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the department at the Capitol, in the City of Madison, this 13 day of January, A.D., 1978.

Wayne F. McGowan
for
Zel S. Rice II, Secretary

ORDER OF

DEPARTMENT OF INDUSTRY, LABOR AND HUMAN RELATIONS

Pursuant to authority vested in the Department of Industry, Labor and Human Relations by sections 101.01 to 101.20, Wis. Stats., the Department of Industry, Labor and Human Relations hereby repeals, creates and adopts rules of Wisconsin Administrative Code Chapters Ind 50-64--Building and Heating, Ventilating and Air Conditioning Code.

The rules attached hereto shall become effective on the first day of the month following publication in the Wisconsin Administrative Register as provided in section 227.026, Wis. Stats.

Section Ind 51.14 is repealed. In lieu of the state requirements for safety glazing, the following note is created to read:

Note: Effective July 6, 1977, requirements for safety glazing are under the jurisdiction of the Consumer Products Safety Commission (CPSC) and are contained in the CPSC Standard for Architectural Glazing Material. Copies of this standard are available from: Superintendent of Documents, U.S. Government Printing Office, Washington, D. C. 20402.

Section Ind 53.26 is created to read:

Ind 53.26 PROTECTION OF ADJOINING PROPERTY.

(1) Any property owner (owner of an interest in land) making or causing an excavation to be made to a depth of 12 feet or less, below the grade, shall protect the excavation so that the soil of adjoining property will not cave in or settle, but shall not be liable for the expense of underpinning or extending the foundation of buildings on adjoining properties where the excavation is not in excess of 12 feet in depth. Before commencing the excavation the person making or causing the excavation to be made shall notify in writing the owners of adjoining buildings not less than 30 days before such excavation is to be made and that the adjoining buildings should be protected. The owners of the adjoining property shall be given access to the excavation for the purpose of protecting such adjoining buildings.

(a) Exception. The 30-day time limit for written notification may be waived if such waiver is signed by the owner(s) of adjoining properties.

(2) Property owners (owners of an interest in land) making or causing an excavation to be made exceeding 12 feet in depth below the grade shall protect the excavation so that the soil of adjoining property will not cave in or settle, and shall extend the foundation of any adjoining buildings below the depth of 12 feet below grade at their own expense. The owner(s) of the adjoining buildings shall extend the foundations of their buildings to a depth of 12 feet below grade at their own expense as provided in the preceding paragraph.

Wayne F. McGowan
Zel S. Rice, II, Secretary

1/13/78
Date