

CR 86-199

RULES CERTIFICATE

STATE OF WISCONSIN)
) SS
DEPT. OF INDUSTRY,)
LABOR & HUMAN RELATIONS)

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETINGS:

I, Gerald Whitburn, Secretary of the Department of Industry, Labor and Human Relations, and custodian of the official records of said department, do hereby certify that the annexed rule(s) relating to department review of plumbing plans with respect to sewer moratoriums were duly (Subject) approved and adopted by this department on December 12, 1990.
(Date)

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 2:00 p.m. in the city of Madison, this 12th day of December A.D. 1990.



Secretary

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DEC 13 1990
9:55 am
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Bureau

ORDER OF ADOPTION

Pursuant to authority vested in the Department of Industry, Labor and Human Relations by section(s) 101.02 (1) and 145.02 (2),

Stats., the Department of Industry, Labor and Human Relations creates;

amends; repeals and recreates; repeals and adopts rules of Wisconsin

Administrative Code chapter (s):

ILHR 82 (Number) Design, Construction, Installation
Supervision and Inspection of Plumbing (Title)

The attached rules shall take effect on the first day of the month following
publication in the Wisconsin Administrative Register pursuant to section
227.22, Stats.

Adopted at Madison, Wisconsin, this

date: December 12, 1990

DEPARTMENT OF INDUSTRY, LABOR AND HUMAN
RELATIONS



Secretary

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RULES in FINAL DRAFT FORM

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Rule: ILHR 82.20 (4) (c)
Relating to: Department Review of Plumbing Plans with respect to
Sewer Moratoriums

CR 86-199

AN ORDER to amend ILHR 82.20 (4) (c) 2 and 4, relating to the department review of plumbing plans with respect to sewer moratoriums.

* * * * *

Analysis of Proposed Rules

Statutory authority: ss. 101.02 (1) and 145.02 (2), Stats.
Statutes interpreted: s. 145.02 (1), Stats.

Pursuant to s. 145.02, Stats., the Department of Industry, Labor and Human Relations is responsible for the supervision of plumbing in order to safeguard the public's health. This responsibility has been delegated to the Bureau of Building Water Systems within the Division of Safety and Buildings which administers and enforces the state plumbing code, chapters ILHR 81 to 86.

In March of 1985 the department promulgated rules coordinating the programs and responsibilities of the Department of Natural Resources and the Department of Industry, Labor and Human Relations relative to areawide water quality management plans and sewer moratoriums. Presently, plumbing plans submitted to the Bureau of Building Water Systems involving the installation of a private interceptor main sewer or building sewer may not be approved if the municipality where the project is located is under a sewer moratorium imposed by the Department of Natural Resources. Under the proposed rules, plan submittals involving low drainage loads not exceeding 54 drainage fixture units would not be affected by a sewer moratorium. The 54 drainage fixture unit criteria is considered to be equivalent to that of a duplex dwelling which currently is not required to be submitted and is thereby unaffected by a sewer moratorium.

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SECTION 1. ILHR 82.20 (4) (c) 2 (intro.) is amended to read:

ILHR 82.20 (4) (c) 2. Plans proposing the installation creation or extension of a private interceptor main sewer which is to discharge to a municipal treatment facility shall:

SECTION 2. ILHR 82.20 (4) (c) 4 is amended to read:

ILHR 82.20 (4) (c) 4. Plans proposing the installation of a building sewer for new construction which is to discharge to a municipal treatment facility shall not be required to comply with subd. 3., if:

a. The proposed installation is served by an existing building sewer which extends from the lot line to the public sewer; and

~~but~~ the the proposed installation does not exceed the capacity of the existing building sewer or sewers; or

b. The plans indicate that a drainage load of not more than 54 drainage fixture units will be discharged through the building sewer.

(END)

Pursuant to s. 227.22 (2) (intro.), Stats., these rules shall take effect on the first day of the month following publication in the Wisconsin Administrative Register.

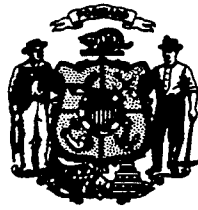
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Tommy G. Thompson
Governor
Gerald Whitburn
Secretary



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State of Wisconsin Department of Industry, Labor and Human Relations

December 12, 1990

Gary Poulson
Assistant Revisor of Statutes
Suite 702
30 West Mifflin Street
Madison, Wisconsin 53703

Douglas LaFollette
Secretary of State
10th Floor
30 West Mifflin Street
Madison, Wisconsin 53703

Dear Messrs. Poulson and LaFollette:

TRANSMITTAL OF RULE ADOPTION

CLEARINGHOUSE RULE NO. 86-199

RULE NO. ILHR 82.20(4)(c)

RELATING TO: Department Review of Plumbing Plans with respect to
Sewer Moratoriums

Pursuant to section 227.20, Stats., agencies are required to file a certified copy of every rule adopted by the agency with the offices of the Secretary of State and the Revisor of Statutes.

At this time, the following material is being submitted to you:

1. Order of Adoption.
2. Rules Certificate Form.
3. Rules in Final Draft Form.

Pursuant to section 227.114, Stats., a summary of the final regulatory flexibility analysis is also included.

Respectfully submitted,

Handwritten signature of Gerald Whitburn in cursive.

Gerald Whitburn
Secretary

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