

## WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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The status of an appeal may be found on court access websites at:

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**Correcting information on the DSPS website:** An individual who believes that information on the website is inaccurate may contact [DSPS@wisconsin.gov](mailto:DSPS@wisconsin.gov)

DIVISION OF INDUSTRY SERVICES  
4822 MADISON YARDS WAY  
MADISON WI 53705  
Contact Through Relay  
<http://dsps.wi.gov/programs/industry-services>  
[www.wisconsin.gov](http://www.wisconsin.gov)



Tony Evers, Governor  
Dan Hereth, Secretary

ORDER 0008355

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### NOTICE OF VIOLATIONS AND ORDERS

January 17, 2023

Limited Partnership Solon Springs Housing  
PO Box 124  
Spencer IA 51301

SITE: St. Croix Apartments  
9008 E Baldwin Ave  
Town of Solon Springs  
Parcel # SO-026-01213-00

#### Regulated Objects:

Nature of Complaint Summary: Potential building code violations in a multifamily apartment building  
Object Type: Complaint (22 COM 139)

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**NOTE: Due to the uncertainty caused by COVID-19 the Department will extend compliance dates so long as work is being made on gaining compliance with orders or if the site is not being used due to restrictions.**

**INVESTIGATION NOTES:** The Department was put on notice of potential building code violations at 9008 E Baldwin Ave. Property records indicate that you are the property owner of the site and therefore responsible for making sure the building is compliant with Wisconsin building code. The Department conducted an inspection on October 12, 2022. The investigation did reveal an electrical code violation in reference to the use of flexible cords sets (aka extension cords). The investigation did not reveal any personal propane storage tanks on the property or the presence of any appliances

The following violations were revealed:

**1. Violation:** Use of flexible cord sets used in violation of electrical code.

**Wis. Admin. Code § SPS 316.007 Adoption of standards by reference.**

**(1) Primary Standards.** The following standards are incorporated by reference into this chapter, subject to the modifications specified in this chapter:

**(a)** Except as provided under par. (am), National Fire Protection Association (NFPA), One Batterymarch Park, Quincy, MA 02169-7471, telephone 800-344-3555, [www.nfpa.org](http://www.nfpa.org): NFPA 70 National Electrical Code, (NEC) – 2017.

**2017 NFPA 70 - 400.12 Uses Not Permitted.** *Unless specifically permitted in 400.10, flexible cables, flexible cord sets, and power supply cords shall not be used for the following.*

- (1) *As a substitute for the fixed wiring of a structure*
- (2) *Where run through holes in walls, structural ceilings, suspended ceilings, dropped ceilings, or floors*
- (3) *Where run through doorways, windows, or similar openings*
- (4) *Where attached to building surface*

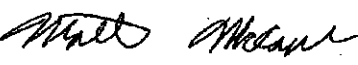
**Required Action:** Stop use of flexible cord sets and install proper wiring.

You are hereby ordered to have the installation corrected to conform to the indicated provisions of the Wisconsin Administrative Code and/or Wisconsin Statutes. This installation shall be corrected by the compliance date noted, and upon correction of violations I must be notified. If you fail to comply, this order is enforceable in circuit court pursuant to Wis. Stat. 101.02(13), Stats., with forfeitures ranging from \$10 to \$100 per day for each violation.

If you have any questions regarding this matter, please feel free to contact me at the number listed below or Daniel Shanahan at 715-661-4049 or [Daniel.shanahan@wisconsin.gov](mailto:Daniel.shanahan@wisconsin.gov).

**Wis. Admin. Code § SPS 303.03** Permits any person affected by a rule of the department to petition for a variance of the rule. The petition needs to establish equivalency to the rule, be provided on the form from the department and be submitted with accompanying fee and municipal recommendation.

**Wis. Stat. § 101.02(6)** Any employer or other person interested either because of ownership in or occupation of any property affected by any such order, or otherwise, may petition for a hearing on the reasonableness of any order of the department in the manner provided in this subchapter. All requests must be received within 30 days of the date of this Order and shall set out specifically and in full detail the order upon which a hearing is desired and every reason why such order is unreasonable, and every issue to be considered by the department on the hearing. The petitioner shall be deemed to have finally waived all objections to any irregularities and illegalities in the order upon which a hearing is sought other than those set forth in the petition.

ATTORNEY NAME: Matthew McCasland		
PHONE/WORK HOURS: (608) 266-9814		
E-MAIL: <a href="mailto:matthew.mccasland@wisconsin.gov">matthew.mccasland@wisconsin.gov</a>		INVESTIGATION TYPE: Requested
SIGNATURE: 	DATE: 1/17/2023	INVESTIGATION SOURCE: Other
		COMPLIANCE DATE: 4/17/2023

cc: Lucas Dederich

Dan Shanahan