

Chapter SPS 372

CLEANING METHODS FOR HISTORIC BUILDINGS

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Note: Chapter Comm 72 was renumbered chapter SPS 372 under s. 13.92 (4) (b) 1., Stats., Register December 2011 No. 672.

SPS 372.01 Purpose of chapter. Pursuant to s. 101.1215, Stats., this chapter establishes rules for acceptable and prohibited cleaning methods for use on the exterior of qualified historic buildings.

History: CR 05-064: cr. Register February 2006 No. 602, eff. 3-1-06.

SPS 372.02 Scope and application. This chapter applies to qualified historic buildings.

History: CR 05-064: cr. Register February 2006 No. 602, eff. 3-1-06.

SPS 372.03 Administration and enforcement. Upon receipt of a complaint of a violation of this chapter, the department may do any of the following:

- (1) Investigate the alleged violation.
- (2) Issue orders to stop the use of an abrasive cleaning method.
- (3) Refer the violation to the appropriate authority for assessing penalties as specified under s. SPS 372.04.

Note: The complaint registration form (SBD-192) is available at the Department's Web site at www.dps.wi.gov through links to Division of Industry Services forms.

History: CR 05-064: cr. Register February 2006 No. 602, eff. 3-1-06; correction in (3) made under s. 13.92 (4) (b) 7., Stats., Register December 2011 No. 672.

SPS 372.04 Penalties. Penalties for violations shall be assessed in accordance with s. 101.1215 (4), Stats.

Note: Section 101.1215 (4), Stats., reads: "(4) (a) Any person who uses an abrasive cleaning method in violation of this section may be required to forfeit not less than \$100 nor more than \$1,000 for each offense. Each day of continued violation constitutes a separate offense.

(b) Any owner of a qualified historic building who causes or permits the use of an abrasive cleaning method in violation of this section may be required to forfeit not less than \$100 nor more than \$1,000 for each offense. Each day of continued violation constitutes a separate offense."

History: CR 05-064: cr. Register February 2006 No. 602, eff. 3-1-06.

SPS 372.05 Definitions. In this chapter:

- (1) "Abrasive cleaning method" has the meaning given in s. 101.1215 (1) (a), Stats.

Note: Section 101.1215 (1) (a), Stats., reads: "Abrasive cleaning method" means any cleaning procedure that uses any of the following materials or tools:

1. Abrasive materials, including sand, glass beads, ground slag, volcanic ash, crushed nutshell, rice husks, ground corncobs or crushed eggshells, carried in high-pressure or low-pressure air or water.
2. High-pressure water.

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

(3) "Qualified historic building" has the meaning given in s. 101.121 (2) (c), Stats.

Note: Under section 101.121 (2) (c), Stats., "qualified historic building" means a historic building which:

1. Is listed on, or has been nominated by the state historical society for listing on, the national register of historic places in Wisconsin or the state register of historic places;

2. Is included in a district which is listed on, or has been nominated by the state historical society for listing on, the national register of historic places in Wisconsin or the state register of historic places, and has been determined by the state historical society to contribute to the historic significance of the district;

2m. Is determined by the state historical society to be eligible for listing on the national register of historic places in Wisconsin or the state register of historic places;

3. Is listed on a certified local register of historic property; or

4. Is included in a district, which is listed on a certified local register of historic property, and has been determined by the city, village, town or county to contribute to the historic significance of the district.

Note: See s. 44.36, Stats., for criteria of significance for buildings to be considered for placement on the state register of historic places.

History: CR 05-064: cr. Register February 2006 No. 602, eff. 3-1-06; correction in (2) made under s. 13.92 (4) (b) 6., Stats., Register December 2011 No. 672.

SPS 372.06 Cleaning methods. (1) ABRASIVE CLEANING METHODS. Except as specified in sub. (2), no person may use an abrasive cleaning method on the exterior of a qualified historic building. An abrasive method of cleaning includes water that is delivered with a pressure greater than 1000 pounds per square inch (psi).

(2) OTHER USES AND METHODS. (a) An abrasive cleaning method may only be used on exterior cast iron elements that are part of a qualified historic building.

(b) A cleaning method that uses a cleaning agent that is dissolvable in water shall not be considered an abrasive cleaning method provided the water is delivered with a pressure not exceeding 1000 psi.

History: CR 05-064: cr. Register February 2006 No. 602, eff. 3-1-06.