

AN ORDINANCE PROVIDING FOR ALL PLUMBING WORK PERFORMED ON ANY BUILDINGS CONNECTED OR TO BE CONNECTED TO THE POTTSVILLE WATER OR SEWER SYSTEM; PROVIDING FOR PLUMBING INSPECTORS; PROVIDING FOR ADOPTION OF THE ARKANSAS STATE PLUMBING CODE; FIXING FEES FOR SUCH PLUMBING INSPECTION; PROVIDING FOR DISCONTINUANCE OF WATER SERVICE; REPEALING ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; DECLARING AN EMERGENCY AND FOR OTHER RELATED PURPOSES.

WHEREAS, the City of Pottsville, Arkansas, owns and operates a Water System as a Municipal Utility; such system having plants, pumps, and transmission lines within and without the corporate limits of the City of Pottsville, Arkansas, and;

WHEREAS, certain municipalities, private companies, governmental agencies, firms and individuals not within the corporate limits of the City of Pottsville, Arkansas, are purchasers of Water from the said Water System, and;

WHEREAS, the City of Pottsville, Arkansas, is very desirous of maintaining a pure Water System.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF POTTSVILLE, ARKANSAS:

SECTION 1. DEFINITIONS:

A. Plumbing means and includes:

1. All piping, fixtures, appliances and appurtenances in connection with the water supply and drainage systems within a building and to a point from three (3) to five (5) feet outside of the building.

2. The construction and connection of any drain or waste pipe carrying domestic sewage from a point within three (3) to five (5) feet outside of the foundation walls of any building within the sewer service lateral or other disposal terminal, including the alteration of any such system, drain or waste pipe, except minor repairs to faucets, valves, pipes, appliances and removing of stoppages.

3. The water service piping from a point within three (3) to five (5) feet outside of the foundation walls of any building to the water meter or other water utility property or

other terminal and the connecting of domestic hot water storage tanks, water softeners, and water heaters with the water supply system.

4. A plumbing and drainage system so designed and vent piping so installed as to keep the air within the system in free circulation and movement, and to prevent with a margin of safety unequal air pressures of such forces as might blow, siphon or affect trap seals or retard the discharge from plumbing fixtures, or permit sewer air to escape into the building.

5. All plumbing fixtures, appliances, appurtenances or pipes used in the installation of gas.

B. Master Plumber.

A master plumber is any person skilled in the planning, superintending and the practical installation of plumbing and familiar with the laws, rules and regulations governing the same.

C. Journeyman Plumber.

A journeyman plumber is any person other than a master plumber, who is engaged in the practical installation of plumbing.

D. Apprentice.

A plumber's apprentice is any person other than a journeyman or master plumber who is engaged in learning and assisting in the installation of plumbing and drainage.

SECTION 2: STATE CODE The provisions and regulations of the Arkansas State Plumbing Code, and amendments thereto, adopted by the State Board of Health of Arkansas are made a part of this ordinance by reference, three certified copies of which shall be on file in the office of the City Clerk, and shall extend over and govern the installation of all plumbing installed, altered or repaired within or without the City of Pottsville, Arkansas, wherever water or sewage service is provided by the Municipal Water and Sewer System.

SECTION 3: INSPECTION AND SUPERVISION

A. There is hereby created the position of plumbing inspector or inspectors who shall be employed by the City of Pottsville, Arkansas.

B. The plumbing inspector or inspectors shall have experience in plumbing to the extent that enables the inspector to know when plumbing is installed correctly.

C. The plumbing inspector or inspectors shall not be directly connected in any way with any person, firm, or corporation, directly or indirectly engaged in the business of plumbing, or supplying plumbing supplies.

D. The inspector shall receive as full compensation for his services, a salary designated by the City of Pottsville, Arkansas.

E. It shall be the duty of the plumbing inspector or inspectors to enforce all provisions of this Ordinance, and such inspector or inspectors are hereby granted the authority to enter all buildings within or without the corporate limits of the City of Pottsville, Arkansas, when such buildings are connected, or are to be connected to the Municipal Water and/or Sewage System.

F. The plumbing inspector shall prepare or cause to be prepared suitable forms for applications, permits, inspection reports and other such documents.

G. It shall be the duty of the plumbing inspector to inspect and test all plumbing work for compliance with this Ordinance and the adopted plumbing code, and to enforce correctly any installations that do not meet the stated City code requirements. It further shall be the inspector's duty to determine that all persons installing, altering, or working on plumbing shall be qualified by State Law.

SECTION 4: APPLICATION FOR PERMITS

(a) Before beginning any plumbing work inside or outside the City of Pottsville, Arkansas, on any building connected or to be connected to the municipal waterworks and/or sewer system, the

master plumber or home owner installing, altering, or working on same, shall apply to the plumbing inspector or other designated official to obtain a permit to do such work. Only master plumbers legally authorized to perform plumbing work may be issued permits except that a permit may be issued to a property owner to install or alter plumbing in a building owned and occupied by him as his home provided that such person performs the plumbing work himself and that such work shall meet the code requirements.

(b) All applications for permits shall be made on suitable forms provided by the plumbing inspector. The application shall be accompanied by fees in accordance with the following schedule:

NEW CONSTRUCTION:

Plumbing Rough-in Inspections.....	\$10.00
Each Plumbing Fixture and/or Water and/or waste discharging devices.....	.75
Final Inspection of Plumbing Inspector.....	7.50

PRE-EXISTING CONSTRUCTION:

New or Reconstructed Sewer Connection.....	7.50
Each Septic Tank System.....	7.50
Hot Water Heater, new or replaced.....	7.50
Water Service or Connection.....	7.50

An additional fee of \$20.00 shall be charged for each additional inspection performed by the plumbing inspector, caused by the permit holder's not being ready for inspection after having requested the plumbing inspector to make an inspection or caused by the plumbing inspector's having to return for an additional inspection after having inspected plumbing work that was not correctly installed.

SECTION 5: BOND

A. Every master plumber doing business in the City of Pottsville, Arkansas, shall execute and deliver to the City a bond with a surety bonding company in the sum of \$1,000.00 to indemnify the City or any citizen for any damage caused by the failure of such master plumber to comply strictly with the provisions of the Ordinance. No plumbing permit shall be issued

to any master plumber unless this bond has been delivered to the City and is in full force and effect.

SECTION 6: STREET OPENINGS

A. All openings made in the public streets or alleys to install plumbing must be made as carefully as possible and all materials excavated from the trenches shall be removed or placed where the least inconvenience to the public will be caused.

B. All openings must be repaired and placed in precisely the same condition as before the excavation started and all rubbish and material must be removed at once, leaving the street or sidewalks clean and in perfect repair.

C. All openings shall be marked with sufficient barriers. Flares or red lamps shall be maintained around the openings at night and all other precautions shall be taken by the plumber or excavator to protect the public from damage to persons or property.

D. Before opening any public street or alley, the permit holder shall obtain any permit and shall post any bond required by the City before opening such street or alley.

SECTION 7: CROSS CONNECTIONS - BACK FLOW

A. The Water and Sewer Commission of the City of Pottsville, Arkansas, and the city plumbing inspector of the City of Pottsville, Arkansas, are hereby authorized to discontinue or cause to be discontinued all water service or services to any and all premises, lands, buildings or structures where it is found that an immediate hazard exists to the purity or potability of the city water supply, by reason of the requirements of the Arkansas State Plumbing Code and the City Plumbing Code and the regulations of the Arkansas State Board of Health having not been complied with.

B. The Water and Sewer Commission of the City of Pottsville, Arkansas, and the city plumbing inspector of the City of Pottsville, Arkansas are hereby authorized and directed to

take such steps as are necessary to determine all potential hazards to the purity or potability of the City Water supply which exist. Upon determining said potential hazards it shall be the duty of said Commission and said inspector to immediately cause notice to go to the owner or such other person responsible for said premises, specifying said hazards, and notifying said person that in the event that said hazard is not corrected within thirty (30) days from the date of said notice, all water services shall be discontinued thereafter until the requirements of the Arkansas State Plumbing Code, this Ordinance, and the regulations of the Arkansas State Board of Health have been complied with.

SECTION 8: PENALTIES

Any person, firm or corporation found guilty of violating any of the provisions of this ordinance shall be subject to a fine of not less than ten dollars (\$10.00) nor more than one hundred dollars (\$100.00), together with the costs of such prosecution. Each day during which a violation continues shall be a separate offense.

SECTION 9: CONFLICTING ORDINANCES REPEALED

A. All ordinances or parts of ordinances conflicting with any of the provisions of this ordinance are hereby repealed.

B. This ordinance being for the regulation of plumbing and for the protection of the public its provisions hereof are declared to be separable, and the invalidity of any clause, sentence, paragraph, or section hereof shall not affect the validity of the remainder of this ordinance.

SECTION 10. This Ordinance being necessary for the preservation of the health and safety of the residents of Pottsville, an emergency is hereby declared to exist and this Ordinance shall be effective immediately upon and after its passage and approval, this 14 day of March, 1988.

ATTESTED:


HAYS HEATHCOAT, MAYOR


MARY ANN BOREN, CITY CLERK