

## ORDINANCE NO. 15-28

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, AMENDING CHAPTER 150 OF TITLE XV OF ORDINANCE NO. 05-47 (COLUMBUS CITY CODE) BY ADOPTING THE 2012 UNIFORM PLUMBING CODE; ADOPTING AMENDMENT TO THE 2012 UNIFORM PLUMBING CODE; ADOPTING ADDITIONS TO THE 2012 PLUMBING CODE; AMENDING THE BOND CONDITIONS; AMENDING THE REQUIREMENTS FOR INSTALLATION OF PLUMBING OWNER; AMENDING THE REQUIREMENTS FOR TAPPING SUMP PUMP DISCHARGE PIPE INTO STORM SEWERS; AMENDING PLUMBING REGULATIONS ON TESTS; AMENDING SECTION ON DISCHARGING FLUIDS; REPEALING ALL ORDINANCES OR PORTIONS THEREOF IN CONFLICT HEREWITH; PROVIDING FOR PUBLICATION OF THIS ORDINANCE IN PAMPHLET FORM; AND PROVIDING FOR AN EFFECTIVE DATE.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA to adopt the 2012 Uniform Plumbing Code and in furtherance thereof to amend the City Code as follows:

**Section 1.** That Chapter 150 of Title XV of Ordinance No. 05-47 (Columbus City Code), Section 150.045, is hereby amended to read as follows:

**150.045 ADOPTION OF PLUMBING CODE.** It is hereby adopted for the purposes of establishing rules and regulations for the protection of public health and safety and for the qualification and registration of persons engaged in the business of plumbing or laboring at the trade of plumbing; and for the installation or alteration of plumbing and drainage systems; creating an administrative office; defining various terms; establishing minimum regulations for the installation, alteration or repair of plumbing and drainage systems and the inspection thereof; providing for penalties for violation of that certain plumbing code known as the Uniform Plumbing Code, 2012 Edition, as sponsored by the International Association of Plumbing and Mechanical Officials. One printed copy of said code has been and is now filed in the office of the City Clerk and the same is hereby adopted and incorporated by reference herein and made a part hereof as if fully set forth at length herein, from the date on which this section shall take effect and provisions thereof shall be controlling as to any buildings or structures within the corporate limits of the City or within the extraterritorial jurisdiction of the City.

**Section 2.** That Chapter 150 of Title XV of Ordinance No. 05-47 (Columbus City Code), Section 150.046, is hereby amended to read as follows:

### **150.046 AMENDMENTS TO CODE.**

(A) Section 102.1 of the 2012 Uniform Plumbing Code is hereby amended to read as follows:

The authority having jurisdiction shall be the Plumbing Inspector or his authorized representative.

- (B) Sections 102.4 and 102.5 of the 2012 Uniform Plumbing Code are hereby amended to read as follows:

**VIOLATION AND PENALTIES:** Any person, firm or corporation violating any provisions of this Code shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punishable by a fine of not to exceed one hundred dollars (\$100.00) or by imprisonment in the County Jail for a period not to exceed thirty (30) days or by both such fine and imprisonment. Each separate day, or any portion thereof, during which any violation of this Code occurs or continues shall be deemed to constitute a separate offense and upon conviction thereof shall be punishable as herein provided.

The issuance or granting of a permit or approval of plans and specifications shall not be deemed or construed to be a permit for, or an approval of, any violation of any of the provisions of this Code. No permit presuming to give authority to violate or cancel provisions of this Code shall be valid, except insofar as the work or use which is authorized is lawful.

The issuance or granting of a permit or approval of plans shall not prevent the administrative authority from thereafter requiring the correction of errors in such plans and specifications or from preventing construction and operation being carried on thereunder when violation of this Code or any other ordinance or from revoking any certificate of approval when issued in error.

Every permit issued by the administrative authority under the provisions of this Code shall expire by limitation and become null and void, if the work authorized by such permit is not commenced within sixty (60) days from date of such permit, or if the work authorized by such permit is suspended or abandoned at any time after the work is commenced for a period of one hundred twenty (120) days. Before such work can be recommenced, a new permit shall be obtained and the fee thereof shall be one-half of the amount required for a new permit for such work, provided no changes have been made or will be made in the original plans and specifications for such work; and provided further, that such suspension or abandonment has not exceeded one year.

- (C) Section 103.1.2 of the 2012 Uniform Plumbing Code is hereby amended to read as follows:

## 103.1.2 ISSUANCE OF CERTIFICATE OF QUALIFICATION OR REGISTRATION.

The Building Department shall issue Certificates of Qualification or Registration pursuant to the following provisions:

(a) Master Plumber's Certificates of Qualification or Registration shall be issued to every person who makes application for such certificate, pays the required fee and successfully passes the examination conducted by the Building Department provided, however, that in lieu of an examination, the Building Department may issue such a certificate to any person who makes application therefor, pays the required fee and possesses and presents to the Building Department, a valid Certificate of Qualification or Registration issued to him by any other governmental agency giving an examination the scope and character of which, in the opinion of the Building Department, is at least equal to that given by the Building Department.

(b) Journeyman Plumber's Certificate of Qualification or Registrations shall be issued to every person who makes application for such certificate, pays the required fee and successfully passes an examination conducted by the Building Department provided, however, that the Building Department may issue such a certificate to any person who makes application therefor, pays the required fee and presents a valid Journeyman Plumber's Certificate of Qualification or Registration issued to him by any other governmental agency giving an examination, the scope and character of which in the opinion of the Building Department, is at least equal to that given by the Building Department.

(c) JOURNEYMAN PLUMBER: "Journeyman Plumber" is hereby defined to be any licensed plumber employed by a Master Plumber, other than a plumber's apprentice or helper, who as his principal occupation is engaged in the practical installation, alteration, repair or removal of plumbing.

(d) MASTER PLUMBER: "Master Plumber" is hereby defined to be any person skilled in the planning, superintending and practical installation of plumbing and drainage and who is familiar with the ordinances and regulations governing the same, and who is engaged as a contractor in the installation, repair, alteration or removal of plumbing or drainage with the full responsibility of supervision, whether doing such work by himself or employing journeyman plumbers and apprentices to assist him. Said term "Master Plumber" shall include every

person doing work of any character connected with the installation, removal or drainage of buildings or property and all other plumbing, other than journeyman plumbers or plumber's apprentices or helpers, as defined in this Ordinance. Only one Master Plumber's License shall be issued to a person, but should a person be employed by several different businesses, each business shall be required to execute a bond along with the licensee who is employed by such business.

#### EXPIRATION OF CERTIFICATES OF QUALIFICATION OR REGISTRATION.

Every Certificate of Qualification or Registration shall remain in force and effect until its expiration date unless canceled or revoked.

(a) Plumbing Contractor's Certificates of Qualification or Registration shall expire on April 30 of each year.

(b) Journeyman Plumber's Certificates of Qualification or Registration shall expire on April 30 of each year.

REGISTRATION FEE: Every person applying for a Plumber's Certificate of Qualification, Registration or Renewal, shall pay to the City Clerk at the time he or she makes application, those fees as established by resolution of the City of Columbus. All certificates of Qualification or Registration, except certificates that have been canceled or revoked, may be renewed from year to year upon request and payment of the required renewal fee. No certificates shall be renewed more than ninety (90) days after the expiration of such certificate.

(C) Chapter 13: Health Care Facilities and Medical Gas and Vacuum Systems is hereby deleted.

**Section 3.** That Chapter 150 of Title XV of Ordinance No. 05-47 (Columbus City Code), Section 150.047, is hereby amended to read as follows:

#### **150.047 ADDITIONS TO CODE.**

1. All new housing shall be piped for soft water.
2. ABS or PVC piping in buildings over two stories must have an expansion sleeve.
3. ABS or PVC may be used for residential and commercial construction. Schedule 40 is required for commercial drain, waste and venting. Schedule 40 is required under residential slabs, above residential slabs drain, waste and vent piping shall be permitted to be either Schedule 30 or Schedule 40.

4. All residential building sewers shall be four inches or larger Schedule 40 ABS or PVC.

5. ABS or PVC Schedule 40 pipe may be used under parkways, streets and commercial building sewers. In addition, piping listed by IAPMO (International Association of Plumbing and Mechanical Officials) and approved by the Plumbing Inspector may be approved.

**Section 4.** That Chapter 150 of Title XV of Ordinance No. 05-47 (Columbus City Code), Section 150.048, is hereby amended to read as follows:

**150.048 BOND CONDITIONS.**

Every Master Plumber shall provide a personal surety bond in the sum as set by resolution signed by one or more sufficient sureties or a bond in like amount of some approved corporate surety company doing business in the City, conditioned that the licensee shall indemnify and hold harmless the City of Columbus from all accidents, damage, liability, claims, judgment, costs or expenses caused by any negligence arising from the failure to protect the plumbing license in connecting the places prepared to receive water or sewer services arising out of furnishing defective material or from failure to execute and perform any plumbing work done by a licensee or by others under a supervisor during the period of the plumber's license; and that applicant for a license will be governed by the rules and requirements herein provided or that hereafter be prescribed and adopted by the City during the period of the license with reference to plumbing work to the satisfaction of the Plumbing Inspector. The obligee of the bond shall be the City of Columbus. An action may be maintained thereon by anyone injured by a breach of its conditions for a period of one year after the completion of any plumbing works. All bonds tendered by a plumber shall be approved in writing as to form and substance by the City Attorney.

**Section 5.** That Chapter 150 of Title XV of Ordinance No. 05-47 (Columbus City Code), Section 150.049, is hereby amended to read as follows:

**150.049 INSTALLATION OF PLUMBING BY OWNER.**

(A) All plumbing installed by the owner shall comply with the requirements of this Code and in such event, the word "owner" shall be substituted for the word "plumber" throughout, provided that the owner shall:

- (1) Apply for and secure a permit;
- (2) Pay required fees, plus a registration fee as set by resolution;
- (3) Do the work in accordance with this chapter;
- (4) Apply for inspections;
- (5) Receive approval of the Plumbing Inspector or Building Inspector; and

(6) All City water and sewer mains must be tapped by journeymen or master plumbers.

(B) Personal installation of the owner (other than master plumber) shall be by the owner for the owner and in the owner's own home without compensation or pay from any other person for such labor or installation. The owner exercising this privilege shall not set himself or herself up as a master plumber nor shall the owner employ journeyman plumbers.

**Section 6.** That Chapter 150 of Title XV of Ordinance No. 05-47 (Columbus City Code), Section 150.050, is hereby amended to read as follows:

**150.050 REQUIREMENTS FOR TAPPING SUMP PUMP DISCHARGE PIPE INTO STORM SEWERS.**

Storm sewers may be tapped to insert sump pump discharge pipe from foundation drains or floor drains upon the following requirements being met by the applicant.

(A) The applicant shall contact the Street Superintendent or Street Supervisor in writing to determine the location of the storm sewer.

(B) The hole cut into the storm sewer pipe shall not be larger than one inch in diameter larger than the pipe to be installed. The storm sewer shall be tapped as close as possible to the top of the storm sewer pipe.

(C) The discharge pipe shall be Schedule 40 PVC at the point of connection and across public property.

(D) The discharge pipe shall be grouted in place and the storm sewer and discharge pipe shall be left uncovered until inspection by the Street Superintendent or Street Supervisor.

(E) All cuts across public road(s) shall require an excavation permit to be obtained by application.

(F) Pipes across and under public roads shall have a minimum of one foot of dirt and soil cover on the top of the pipe.

(G) the discharge pump shall be equipped with a check valve or backflow preventor.

**Section 7.** That Chapter 150 of Title XV of Ordinance No. 05-47 (Columbus City Code), Section 150.051, is hereby amended to read as follows:

**150.051 PLUMBING REGULATIONS ON TESTS.**

Plumbing regulations on tests are:

(A) Three years as apprentice before taking journeyman test.

(B) Three years as a journeyman before taking the master test.

(C) Cost to take both the journeyman and master exam is set and paid to the testing center by the applicant.

(D) Qualified applicants must be approved by the Community Development Director or Plumbing Inspector.

(D) The tests shall be based on the adopted Uniform Plumbing Code, administered by IAPMO and taken at approved testing centers.

**Section 8.** That Chapter 150 of Title XV of Ordinance No. 05-47 (Columbus City Code), Section 150.052, is hereby amended to read as follows:

**150.052 DISCHARGING FLUIDS.**

Any discharge of storm water, groundwater, pond overflow, well water or water from residential, industrial or commercial air conditioning systems from a sump pump system shall discharge onto the resident's own property or City street. In no event shall any outlet from a sump pump system discharge water onto another person's property or in a manner as to cause it to go upon another person's property or allow it to discharge into the City's sanitary sewer system. The discharge from a sump pump shall not be cut into the curb or gutter on any street or alley without first obtaining written approval by the Community Development Director. Any alternation of a curb or gutter without written approval will result in the City repairing the curb or gutter to its original condition and assessing the associated cost against the property owner. The discharge line from the sump pump shall be of rigid construction, without valves or quick connectors for altering the path of the discharge. It shall be unlawful for any person to allow any other fluids to flow into or upon any public thoroughfare from that person's home, property or from any vehicle or vessel. Under no circumstances will sanitary sewer-contaminated water be permitted to discharge to the City street.

**Section 9.** This ordinance shall repeal all other ordinances in conflict with the provisions of this ordinance.

**Section 10.** This ordinance shall take effect and be in full force and effect after its passage, adoption and publication as provided by law. Publication shall be in pamphlet form as authorized by Section 16-405 of Nebraska Revised Statutes with distribution to be made by making copies available to the public upon request at the city offices.

INTRODUCED BY COUNCIL MEMBER

Tracy J. Smith

PASSED AND ADOPTED THIS 18 DAY OF January, 2016.



Michael L. Moser

MAYOR

ATTEST:

  
CITY CLERK

APPROVED AS TO FORM:

  
CITY ATTORNEY