

AN ORDINANCE ENTITLED: AN ORDINANCE TO PROVIDE FOR PLUMBING INSPECTIONS FOR ALL PLUMBING WHEREVER WATER ORIGINATING FROM THE WATER SYSTEMS: 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 Town of Brookland, Arkansas, owns and operates in a governmental capacity, a water system as a municipal utility; such system having plants, pumps, and transmission lines within and without the corporate limits of the Town of Brookland, Arkansas, and:

WHEREAS, certain firms and individuals not within the corporate limits of the Town of Brookland, Arkansas, are purchasers of water from the said water system, and:

WHEREAS: the Town of Brookland, Arkansas, is very desirous of maintaining a pure water system.

BE IT THEREFORE ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF BROOKLAND, ARKANSAS, THAT:

Section 1: DEFINITIONS: Plumbing for the purposes of this ordinance is hereby defined as the definitions of Act 200 of 1951 of Arkansas and the Arkansas State Plumbing Code.

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 Town Recorder, and shall extend over and govern the installation of all plumbing installed, altered or repaired within or without the Town of Brookland, Arkansas, wherever water and/or sewage service originating from the municipal water and/or sewer system is furnished.

Section 3: INSPECTION AND SUPERVISION:

(a) There is hereby created the position of plumbing inspector or inspectors who shall be employed by the Town of Brookland, Arkansas.

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

(c) The plumbing inspector or inspectors shall not be directly connected in anyway with any person, firm, corporation,

directly or indirectly engaged in the business of plumbing, or plumbing suppliers.

(d) The inspector shall receive as full compensation for his services, a salary designated by the Town of Brookland, 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 corporated limits of the Town of Brookland, Arkansas, when such buildings are connected, or 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 materials.

(g) It shall be the duty of the plumbing inspector to inspect and test all plumbing work for, compliance with this ordinance and its adopted plumbing code, and to enforce changing of such installations that does not meet the requirements. It further shall be his duty to see that all persons installing or altering plumbing shall be qualified by State law.

Section 4: APPLICATIONS: PERMITS:

(a) Before beginning any work in the Town of Brookland, Arkansas, the person installing or altering same, shall apply to the plumbing inspector or other designated official and obtain a permit to do such work. Only those persons legally authorized to do plumbing may be issued permits. A permit may be issued to a home owner to install or alter plumbing in a single family residence, providing the home owner does the work himself and that such work shall meet the code requirements.

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

Plumbing rough-in inspections.....	\$ _____
Each plumbing fixture and/or water and/or waste discharging devices.....	\$ _____
New or reconstructed sewer connection.....	\$ _____
Each septic tank system.....	\$ _____
Hot water heater, new or replaced.....	\$ _____
Water service or connection.....	\$ _____
For final certificate of inspector.....	\$ _____

An additional fee of \$10.00 shall be charged for each additional trip on the part of the plumbing inspector, caused by the negligence of the plumber of not being ready for inspection or a

return for inspection of a corrected installation.

Section 5: BOND:

(a) Every master plumber doing business in the Town of Brookland, Arkansas, shall execute and deliver to the Town a bond with a surety bonding company in the sum of \$1,000 to indemnify the Town or any citizen for any damage caused by the failure of such master plumber to comply strictly with the provisions of this ordinance. No plumbing permit shall be issued to any master plumber unless this bond has been delivered to the Town 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 replaced 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 person or property.

Section 7: CROSS CONNECTIONS - BACK FLOW:

(a) Town water department of the Town of Brookland, Arkansas, and the city plumbing inspector of the Town of Brookland, 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 Town Plumbing Code and the regulations of the Arkansas State Board of Health having not been complied with.

(b) The Town water department of the Town of Brookland, Arkansas, and the city plumbing inspector of the Town of Brookland, Arkansas, are hereby authorized and directed to take such steps as necessary to determine all potential hazards to the purity or potability of the Town water supply which exist. Upon determining said potential hazards it shall be the duty of said department and said inspector to immediately cause notice to go to the owner or such other person responsible for said premises,

specifying 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, 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 (\$10.00) dollars nor more than one hundred (\$100.00) dollars, together with the costs of such prosecution. Each day during which violation continues shall be a separate offense.

Section 9: MISCELLANEOUS:

(a) Landowner's water and sewer service to lot

- (1) There shall be no charge for extending a water main for the first sixty feet. Thereafter a fee will be charged for laying the line, plus the meter cost and deposit. Said charges to be set by the Town Council.
- (2) If a bore under a street is needed there will be a fee of \$2.00 per ft.
- (3) Sewer services lines will be the landowners responsibility. Such lines will be inspected by city employees and will be a schedule #35 sewer line.

(b) Subdivisions

- (1) Existing subdivisions that have been accepted will be charged for laying the casings for the water line @ \$2.00 per ft.
- (2) Before any water or sewer is accepted hereafter, the casings will be put down for the service lines to the lots that are on the opposite side of the street from the mains at the developer's expense.

(c) Drainage

- (1) If the Town council condemns an existing culvert that is not large enough to handle the flow of water as determined by the Town plumbing inspector, the Town will replace the culvert and back fill it at the Town's expense.
- (2) Upon the approval of the council, if the landowner desires a larger culvert, he is to supply the culvert and other needed materials and the Town will supply the needed labor to remove said culvert.

Section 10: 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 their 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.

(c) This ordinance shall be in full force and effect from and after its passage and publication as required in the Arkansas Statutes.

PASSED

Lloyd Bynard July 21, 1987

APPROVED

Lloyd Bynard, Mayor

ATTEST

Lapey Dooley, Town Recorder