



STATE OF ARKANSAS
City of Brookland

ORDINANCE NO. 2015-04

AN ORDINANCE PROVIDING FOR PLUMBING INSPECTIONS FOR ALL PLUMBING ORIGINATING FROM OR USING THE CITY OF BROOKLAND, ARKANSAS WATER 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; AND DECLARING AN EMERGENCY; AND FOR OTHER RELATED PURPOSES.

WHEREAS, the City 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 City of Brookland, Arkansas, and

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

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

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

Section 1: **PLUMBING DEFINITION:** Plumbing means:

(a) All piping, fixtures, appurtenances, and appliances:

(i) In connection with a supply of water within or adjacent to any building, structure, or conveyance on the premises and to the connection with a utility water meter or other public water utility property or other source of supply;

(ii) For sanitary drainage or storm drainage facilities, including venting systems for facilities, within or adjacent to any building, structure, or conveyance and connected with a public disposal or private disposal system or other point of disposal; or

(iii) Used in the installation of natural gas; and

(b) The installation, repair, maintenance, and renovation of all piping, fixtures, appurtenances, and appliances for a supply of water or for the disposal of waste water, liquid waste, or sewage within or adjacent to any building, structure, or conveyance on the premises and to the utility water meter or other public utility property or point-of-disposal waste.

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 Brookland, Arkansas, wherever water and/or sewage service originating from the municipal water and/or sewer system is furnished.

Section 3: **INSPECTION:**

(a) The City of Brookland shall employ a City Code Enforcement Officer or Plumbing Inspector.

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

(c) The City Code Enforcement Officer or 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 City Code Enforcement Officer or plumbing inspector or inspectors shall receive as full compensation for his services, a salary designated by the City of Brookland, Arkansas.

(e) It shall be the duty of the City Code Enforcement Officer or plumbing inspector or inspectors to enforce all provisions of this ordinance, and such officer or inspector or inspectors are hereby granted the authority to enter all buildings within or without the corporate limits of the City of Brookland, Arkansas, when such buildings are connected, or to be connected to the municipal water and/or sewage system.

(f) The City Code Enforcement Officer or 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 City Code Enforcement Officer or plumbing inspector to inspect all plumbing work for, compliance with this ordinance and its adopted plumbing code, and to enforce changing of such installations that do not meet the requirements. It further shall be his/her duty to see that all persons installing or altering plumbing shall be qualified by Arkansas State Law.

Section 4: **APPLICATIONS: PERMITS:**

(a) Before beginning any work in the City of Brookland, Arkansas, the person installing or altering plumbing, shall apply to the City Code Enforcement Officer or 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, provided the home owner does the work himself and that such work shall meet the Arkansas Plumbing 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 PERMITS: Base fee of \$50 plus \$5.50 per fixture

NATURAL GAS PRESSURE TEST PERMIT: Base fee of \$30 – 2.5" or larger gauge must be used to determine accurate reading for pressure test

SEWER TAP INSPECTION FEE: Base fee of \$50

MOBILE HOME SET-UP INSPECTION PERMITS: Base fee of \$150 includes electrical, HVAC, plumbing and footing inspection

RE-INSPECTION FEE: Base fee of \$50 per re-inspection. A stop work order will be issued if re-inspection fee is not paid in full within 24 hours of inspection date.

Section 5: **BOND:**

(a) Every master plumber doing business in the City of Brookland, Arkansas, shall execute and deliver to the City a bond with a surety bonding company in the sum of \$1,000 to indemnify the City of 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 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 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) The City Water Department of the City of Brookland, Arkansas and the City Code Enforcement Officer or plumbing inspector of the City 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 regulations of the Arkansas State Board of Health having not been complied with.

(b) The City Water Department of the City of Brookland, Arkansas, and the city plumbing inspector of the City 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 Brookland city water supply which exist. Upon determining said potential hazards it shall be the duty of said department and said inspector or officer to immediately cause notice to go to the owner or such other person responsible for said premises, specifying that if said hazard is not corrected immediately 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 one hundred (\$100.00) dollars nor more than five hundred (\$500.00) 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) If a bore under a street is needed, quotes will be received from boring companies and the current rates will be charged once approved by the landowner/developer.

(2) Sewer services lines will be the landowners responsibility. Such lines will be inspected by city employees and will be a schedule #40 sewer line.

(b) Subdivisions

(1) 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 City Council condemns an existing culvert that is not large enough to handle the flow of water as determined by the City Code Enforcement Officer or Plumbing inspector, the City will replace the culvert and back fill it at the City'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 City will supply the needed labor to remove said culvert.

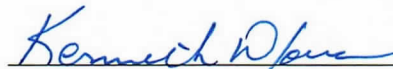
Section 10: **CONFLICTING ORDINANCES REPEALED:**

(a) All ordinances of parts of ordinances conflicting with any of the provisions of this ordinance are hereby repealed.

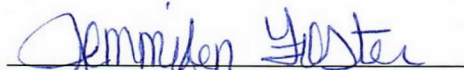
(b) This ordinance being for the regulation of plumbing and for the protection of the public, their provisions hereof are declared to be separable, and the invalidity of any clause, sentence paragraph or section hereof shall not affect the validity of the remainder of this ordinance.

Section 11: **EMERGENCY CLAUSE:** It is hereby determined that the establishment of a plumbing code, plumbing inspection and enforcement is of utmost importance to the health, safety and welfare of the citizens of Brookland, Arkansas, and an emergency is hereby declared to exist, and this ordinance shall be effective from the date of its passage.

Passed this 9th day of March, 2015.


Kenneth D. Jones, Mayor

ATTEST:


Jennifer Foster, Recorder/Treasurer

