



# City of Grand Island

Tuesday, April 24, 2007

Council Session

## Item F3

**#9117 - Consideration of Amending Chapter 18 of the Grand Island City Code Relative to Gas**

Staff Contact: Craig Lewis

# Council Agenda Memo

**From:** Craig A. Lewis, Building Department Director

**Meeting:** April 24, 2007

**Subject:** Amend Chapter 18 of the Grand Island City Code to Adopt the 2006 Uniform Mechanical Code and Revise Regulations for Gas Fitters to Mechanical Fitters

**Item #'s:** F-3

**Presenter(s):** Craig Lewis – Building Department Director

## Background

The Grand Island City Code has for decades regulated the installation of gas piping and venting of appliances, this was done with the adoption and enforcement of provisions of a model plumbing code. The City licensed and regulated persons in the profession as gas fitters and appliance installers.

## Discussion

This proposed ordinance would adopt the 2006 Uniform Mechanical Code and revise the nomenclature for gas fitters to mechanical fitters. Any person now in the business as a gas fitter would become a mechanical fitter and the installation of mechanical heating, ventilating, or cooling systems would be regulated by the newly adopted code.

An existing business in the heating and cooling profession would no longer be required to carry a gas fitters license but a mechanical license. The required amount of liability insurance required would also increase from \$300,000 to \$1,000,000.

The adoption of the 2006 Uniform Mechanical code is intended to provide minimum standards to safeguard life or limb, health, property, and public welfare by regulating and controlling the design, construction, installation, quality of materials, location, operation and maintenance or use of heating, ventilating, cooling systems and other miscellaneous heat-producing appliances within this jurisdiction.

The proposed revisions have been reviewed by the Grand Island Gas Fitters Board and their recommendation is for Council approval.

## **Alternatives**

It appears that the Council has the following alternatives concerning the issue at hand. The Council may:

1. Approve the ordinance.
2. Disapprove or /Deny the ordinance.
3. Modify the ordinance to meet the wishes of the Council
4. Table the issue

## **Recommendation**

City Administration recommends that the Council approve the ordinance to revise Chapter 18 and adopt the 2006 Uniform Mechanical Code.

## **Sample Motion**

Motion to approve Ordinance #9117 to amend Chapter 18 of the Grand Island City Code.

ORDINANCE NO. 9117

An ordinance to revise Chapter 18 of the Grand Island City Code to adopt the 2006 Uniform Mechanical Code and revise regulations for gas fitters to mechanical fitters; and to repeal any ordinance or parts of ordinances in conflict herewith; and to provide for publication and the effective date of this ordinance, said effective date is May 15, 2007.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA:

SECTION 1. That Chapter 18 of the Grand Island City Code shall be modified to read as follows:

**CHAPTER 18**  
**GASMECHANICAL**

**Article I. Natural Gas**

**§18-1. Rates**

(A) Schedule of Maximum Rates. The rates charged by NorthWestern Public Service, a division of NorthWestern Corporation, a Delaware corporation, doing business in the state of Nebraska as a Domesticated Corporation, for natural gas supplied to customers in the City of Grand Island, Nebraska, unless otherwise approved by the Mayor and City Council, shall not exceed the following, effective August 1, 2001:

<u>Customer Charge Per Month</u>		
Residential Service Rate No. 91 . . . . .		\$ 5.00 per Meter
General Service Rate No. 92 . . . . .		\$ 6.00 per Meter
Commercial & Industrial Rate No. 94 . . . . .		\$ 80.00 per Meter
<u>Usage Charge – Rate No. 91</u>	<u>Non-Gas</u>	<u>Gas</u>
First 30 Therms per month	\$0.26356	\$0.70271 per Therm
Over 30 Therms per month	\$0.09513	\$0.70271 per Therm
<u>Usage Charge – Rate No. 92</u>		
First 400 Therms per month	\$0.12101	\$0.70271 per Therm
Next 1,600 Therms per month	\$0.05343	\$0.70271 per Therm
Over 2,000 Therms per month	\$0.03243	\$0.70271 per Therm
<u>Usage Charge – Rate No. 94</u>		
All Therms per month	\$0.04530	\$0.47232 per Therm
<u>Demand Charge – Rate No. 94</u>		
Standard Service (all Therms)	\$0.21910	\$1.20470 per Therm
Extended Service		

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First 500 Therms/day	\$0.24590	\$0.33330 per Therm
Over 500 Therms/day	\$0.00000	\$0.33330 per Therm

Minimum Monthly Charge:

Shall equal the customer charge for Rate Nos. 91 and 92.

Shall equal the amount of therms of demand billed and the customer charge for Rate No. 94.

Stand-by Capacity Charge:

For Rate Nos. 91 and 92 customers that use natural gas as a back-up to an alternative fueled heating system, NorthWestern shall charge, in addition to the charges stated above, the following stand-by fee during the months of December through March:

Rate No. 91 - \$12.00 per Meter

Rate No. 92 - \$37.00 per Meter

Bills will be rendered at monthly intervals.

(B) Gas Cost Adjustment. The foregoing rates for gas supplied in the period covered by any bill shall be increased or decreased from the foregoing schedule of rates as follows:

(1) If at any time or from time to time, the rate authorized to be charged NorthWestern for any natural gas purchased by it on a firm supply basis for resale in Nebraska shall be increased or decreased (whether or not charged under bond) resulting in an average cost per therm to NorthWestern in excess of or less than the average cost per therm prior to application of such increase or decrease, the charge per therm, including the amount that is included in the minimum bill, for gas supplied in each subsequent billing period (beginning not earlier than the effective date of such increase or decrease) may be increased or shall be decreased accordingly. In addition, gas cost variances resulting from the purchase of non-traditional supplies will be added or deducted from charges set forth in filed rates included herein.

(2) For the purposes hereof, the amount of any refund, including interest thereon, if any, received by NorthWestern from its supplier of charges paid and applicable to natural gas purchased on a firm basis in Nebraska shall be refunded to the customer as a reduction in billings over the succeeding twelve month period or other period determined appropriate.

(3) Variances in actual gas cost incurred and gas cost recovered through unit sales rates will be measured monthly. Gas supply related costs collected from NorthWestern's Agency Sales Service will be credited to actual gas cost incurred. Resulting under or over cost recoveries will be spread to gas cost component of rates over the succeeding twelve month period following the filing of any gas cost adjustment. All accrued over or under variances shall be assessed a carrying charge which shall be the overall rate of return allowed by the Rate Area in NorthWestern's last general rate filing.

(4) Any increase or decrease in rates because of gas cost adjustment hereinbefore provided for shall become effective immediately upon the filing with the City Clerk of the City of Grand Island of amended rates reflecting such increase or decrease.

**§18-2. Basis of Measurement**

The rates prescribed by this chapter shall be understood to apply to and be based upon natural gas of the British Thermal Unit heating value of not less than nine hundred British Thermal Units per cubic foot of gas calculated according to standard measurements and in the event that the average total heating value of said gas in any billing period shall fall below said minimum, then the gas to be billed during such billing period shall be decreased proportionately to the deficiency in such heating value.

**§18-3. Violations of Article**

It shall be unlawful for any person operating a system of natural gas and distributing through the streets and public places and selling natural gas in the City, or for any agent or employee of any such person, to sell or attempt to sell or to collect for or to charge for, any such gas supplied or furnished to any customer, user, or purchaser thereof in the City at any rate or price in excess of the rate or price fixed by this article, and any person violating any of the provisions of this article shall be deemed guilty of an infraction.

Amended by Ordinance No. 9049, effective 6/28/2006

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**§18-4. Filing Fee; Amount**

The City shall charge and collect a filing fee from natural gas companies for a rate filing. The fee shall be in accordance with the City of Grand Island Fee Schedule.

**§18-5. Uniform Mechanical Code Adopted**

The Uniform Mechanical Code, 2006 Edition, published by the International Association of Plumbing and Mechanical Officials, is hereby adopted, together with Appendices as set forth hereafter, and any amendments thereto as may be made from time to time, except such portions as are hereinafter deleted, modified, or amended by ordinance and set forth in this chapter of the Grand Island City Code. One copy of the Uniform Mechanical Code, 2006 Edition, and all supplements or amendments thereto shall be filed in the office of the city clerk as provided by law.

The following appendices shall be adopted along with the Uniform Mechanical Code adopted by this section:

1. Appendix A- Uniform Mechanical Code Standard 6-2 Standard for Metal Ducts.

**§18-6. UMC - Certain Sections not Adopted**

It is especially provided that the following chapters, sections, and tables of the Uniform Mechanical Code are not adopted or approved, and the same shall be of no force and effect:

1. Table 1-1 Mechanical Permit Fees
2. Chapter 11- Refrigeration.
3. Chapter 14- Process Piping.
4. Chapter 16- Stationary Fuel Cell Power Plants.
5. Appendix B- Procedures to be followed to place gas equipment in operation.
6. Appendix C – Installation and Testing of oil (liquid) fuel-fired equipment.
7. Appendix D- Unit Conversion Tables.

**§18-7. UMC - Public Copy**

Not less than one copy of the Uniform Mechanical Code adopted pursuant to 18-5 shall be kept on file by the city clerk for inspection by and use of the public.

**§18-8. UMC - Amendment of Section 101.1**

Section 101.1 of the Uniform Mechanical Code is hereby amended to read as follows:

101.1. Title.

This document shall be known as the "Uniform Mechanical Code" together with Appendices and any amendments thereto, and shall be cited as such, and will be referred to when used herein or in Chapter 18 of the Grand Island City Code as "this Code".

**§18-9. UMC - Amendment of Subsection 112.1**

Subsection 112.1 of the Uniform Mechanical Code is hereby amended to include the following:

112.1. Permits Required.

It shall be unlawful for any person, firm or corporation to make any installation, alteration or repair any mechanical system regulated by this Code except as permitted in Subsections 112.2 of this section, or cause the same to be done without first obtaining a permit to do such work from the Grand Island Building Department.

(A) A permit is required for the installation or replacement of all fuel burning heating equipment, and water heaters together with all chimneys, vents and their connectors.

(B) A permit is required for the installation, repair, or alteration of all fuel gas piping in or in connection with any building or structure or within the property lines of any premises, other than service pipe.

A permit is required for the installation or replacement of all warm-air furnaces and heating systems including all chimneys, vents, and their connectors.

(C) No Commercial Hoods and Kitchen Ventilation equipment shall be installed without a permit.

(D) A separate permit shall be obtained for each building or structure.

No person shall allow any other person to do or cause to be done any work under a permit secured by a permittee except persons in his or her employ.

(E) A permit is required for the repair, replacement, or installation of a gas piping.

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(F) No permit shall be issued to any person to do or cause to be done any work regulated by this Code, except to a person holding a valid unexpired and unrevoked mechanical license as required by this chapter, except when and as otherwise hereinafter provided in this section.

(G) Any permit by this code may be issued to do any work regulated by this code in a single family dwelling used exclusively for living purposes, including the usual accessory buildings and quarters in connection with such buildings in the event that such person is the bona fide owner of any such dwelling and accessory buildings and quarters, and that the same are currently occupied by said owner, provided, that said owner shall personally purchase all material and shall personally perform all labor in connection therein. This, however, shall exclude all gas piping and venting of fuel combustion appliances.

**§18-10. UMC - Amendment of Subsection 115.2**

Subsection 115.2 of the Uniform Mechanical Code is hereby amended to read as follows:

115.2 Permit Fees.

The fee for each permit identified in this chapter shall be set forth in accordance with the City of Grand Island Fee Schedule.

**§18-11. UMC - Amendment of Subsection 1316.4**

Subsection 1316.4 of the Uniform Mechanical Code is hereby amended to read as follows: The size of the house supply piping, beginning at the gas meter and continuing to the first supply piping outlet shall not be less than one (1) inch.

**Article II. Gas Appliances and Gas Piping  
Division 1. Generally**

**§18-512. Definitions**

For the purpose of this article the following definitions shall be used and the terms herein set forth shall be construed to have the meaning set forth in this section:

Mechanical Appliance installation is the act of installing fixtures, equipment, appliances or apparatus, using natural or artificial gas between the outlet of the meter set assembly or outlet of the service regulator, when a meter is not provided, and the inlet connection of fixtures, equipment, appliances or apparatus. Appliance installation shall include the venting of such fixtures, equipment, appliances or apparatus where required.

~~Appliance installation is the act of installing fixtures, equipment, appliances or apparatus, using natural or artificial gas between the outlet of the meter set assembly or outlet of the service regulator, when a meter is not provided, and the inlet connection of fixtures, equipment, appliances or apparatus. Appliance installation shall include the venting of such fixtures, equipment, appliances or apparatus where required.~~

Gas company shall mean the franchised distributor of gas in the City, pursuant to a franchise ordinance granted to such distributor or its successors or assigns and approved by the mayor and city council.

HVAC is Heating, Ventilation, Air Conditioning

Mechanical work is the act of heating, ventilating, air-conditioning, gas piping, miscellaneous heat producing, and energy-utilizing equipment, but also to include regulating and controlling the design, construction installation, quality of material, location, operation and maintenance or use of heating, ventilating, cooling, incinerators, air condition systems and other miscellaneous heat producing appliances within this jurisdiction.

Journeyman mechanical fitter is any person qualified under the ordinances of the City of Grand Island to become a Journeyman mechanical Fitter upon obtaining the required license.

Journeyman plumber is any person qualified under the ordinances of the City of Grand Island to do plumbing work.

Master mechanical fitter is any entity qualified under the ordinances of the City of Grand Island to become a master gas fitting contractor upon obtaining the required license and bond.

Mechanical contractor is any entity engaged in the business of gas fitting and appliance installation in connection with any building or structure or to serve any building or structure with natural or artificial gas.

Master plumber is any person qualified under the ordinances of the City of Grand Island to do plumbing contracting work upon obtaining the required license and bond.

Workmanship shall mean executed in a skilled manner; e.g. generally plumb, level, square, in line, undamaged, and without marring adjacent work. Cutting, notching and boring of floor joists and studs shall comply and adopted herein.

~~Gas fitting is the act of installing gas piping or any size fixtures, equipment, appliances or apparatus for~~

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~~transporting and using natural or artificial gas between the outlet of the meter set assembly or the outlet of the service regulator, when a meter is not provided, and the inlet connection of fixtures, equipment, appliances or apparatus using natural or artificial gas. Gas fitting shall include the venting of gas fixtures, equipment, apparatus or appliances where required.~~

~~Journeyman gas fitter is any person qualified under the ordinances of the City of Grand Island to become a Journeyman Gas Fitter upon obtaining the required license.~~

~~Journeyman plumber is any person qualified under the ordinances of the City of Grand Island to do plumbing work. Such person may perform the work of a journeyman gas fitter.~~

~~Master gas fitter is any person qualified under the ordinances of the City of Grand Island to become a master gas fitting contractor upon obtaining the required license and bond.~~

~~Master gas fitting contractor is any person engaged in the business of gas fitting and appliance installation in connection with any building or structure or to serve any building or structure with natural or artificial gas.~~

~~Master plumber is any person qualified under the ordinances of the City of Grand Island to do plumbing contracting work upon obtaining the required license and bond. Such person may perform the work of a master gas fitting contractor. Upon obtaining such license and bond, such person may also perform the work of a master gas fitting contractor.~~

Amended by Ordinance No. , effective 05-15-2007

**§18-13. Interfering with Safety Equipment**

Any owner of a gas installation which has been provided with automatic safety equipment, any employee or agent of such owner or any other person who shall block open by manual means or by any other manner whatsoever interfere with or defeat the purpose of such devices to function automatically in the interest of safety shall be guilty of an infraction within the terms of this article, and subject to its penalties, as in the base of a violation of any other of its terms or provisions.

**§18-14. Unlawful Connection of Gas Line**

It shall be unlawful for any person except employees or agents of the gas company to open or make any connection to or do work on any gas main or gas service pipe of the gas company on the upstream side of the gas meter without written authorization of the gas company.

**§18-15. Prohibiting Use for Electrical Connection**

The gas piping shall not be used for an electrical ground or grounding electrode, nor shall electric circuits utilize gas piping, casing on controls, panels or other metal parts of the gas piping or appliance installations in lieu of wiring.

This provision shall not apply to low voltage control and ignition circuits and to electronic flame detection device circuits incorporated as a part of the gas appliance or equipment.

**§18-10 16. Pilot Burners; Safety Shutoff Devices**

(A) All residential and commercial heating equipment with inputs less than 400,000 BTUH shall be equipped with a pilot burner and safety shutoff device. In the event of ignition device failure or pilot outage, complete shutoff of the gas to both the main burner and pilot burner shall take place. The combined time required for the safety shutoff device and the automatic valve to shutoff the gas supply shall not exceed 3 minutes. On heating equipment approved only for outdoor installation, the safety shutoff device need not cause shutoff of the pilot gas.

(B) All heating equipment with rated inputs between 400,000 and 6,000,000 BTUH must have approved electronic type safety shutoff devices. The response time of the primary safety control to de-energize or activate the gas shutoff device shall not be more than four seconds. The pilot flame-establishing period for expanding, intermittent and interrupted pilots shall not be more than 15 seconds. Gas to such pilots shall be automatically shut off if the pilot fails to ignite. Inputs 2,000,000 BTUH or above shall be equipped with both a solenoid valve and a motorized valve.

Amended by Ordinance No. , effective 05-15-2007



**Article III. Mechanical Fitters, Contractors, Installers**  
**Division 1 Examining Board**

**§18-617. Examining Board; Membership**

There is hereby created an examining board for gas\_mechanical fitters which shall consist of seven members appointed annually by the Mayor and approved by a majority of the city council. The seven members shall consist of the following:

- (1) The Chief Building Official, or his/her designee
- (2) One member from the local gas company
- (3) One contracting master gas\_mechanical fitter
- (4) One member from the community
- (5) Three members which shall be either master gas\_mechanical fitters or journeyman gas\_mechanical fitters

Four members shall constitute a quorum. Duties of the board shall be to establish standards and procedures for the qualifications, examination, and licensing of master and journeymen gas\_mechanical fitters and shall issue the appropriate license to each person who meets the qualifications thereof and successfully passes the examination given by the Examining Board.

The duly appointed Examining Board shall act as a Board of Appeals for any appeal arising from actions of the Chief Building Official or his authorized representative as it relates to issues in this chapter of the city code.

Amended by Ordinance No. 9034, effective 03-22-2006

Amended by Ordinance No. , effective 05-15-2007

**§18-18 Meetings; Chairman**

The Board shall hold its first meeting upon call by the chief building official, and within thirty days following the appointment of its members. The members shall select a chairman from their own number, but not the chief building official. Such chairman shall hold office until the December 31 following, or until his or her successor has been selected. The Board shall meet upon call by the chief building official at such intervals as may be necessary for the proper performance of its duties, but in any case not less than twice a year.

**§18-19 Duties; Examinations; Licenses**

The Board shall establish standards and procedures for the qualification, examination and licensing of master mechanical fitter and journeyman mechanical fitter, and shall issue an appropriate license to each person who meets the qualifications therefore and successfully passes the examination given by the Board.

**§18-20 Board of Appeals**

The duly appointed Board shall act as a Board of Appeals in making a correct determination of any appeal arising from actions of the chief building official or his authorized representative.

**§18-21 Quorum for Board**

Four (4) members of the Board of Appeals shall constitute a quorum.

**§18-22 Records**

The Board of Appeals shall keep an accurate record of all their official transactions and shall submit a copy to the office of the city clerk.

**§18-23 Procedures**

Appeals shall be made within thirty (30) calendar days from date of the chief building official's decision. Decisions of the Board shall be made within thirty (30) days of receipt of appeal. Decisions of the Board shall be in writing. A copy of the Board's decision shall be delivered to the appellant within 30 calendar days after receipt of original appeal.

**§18-24 Filing Fee**

Any person who is aggrieved by any decision of the chief building official or his authorized representative relating to the suitability of alternate materials or type of installation or interpretation of any provision of this Code may obtain review of such decision upon filing a written request for review by the Board in the office of the chief

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building official or his authorized representative within thirty (30) days from the date of such decision and payment of a filing fee as provided below:

(1) A \$50.00 fee for review of a decision of the chief building official or his authorized representative interpreting any provision or provisions of this Code.

(2) A \$50.00 fee for review of a decision of the chief building official or his authorized representative concerning the suitability of an alternate material or type of installation.

Enforcement of any decision, notice or order of the chief building official or his authorized representative issued under this Code shall be stayed during the pendency of an appeal therefrom which is properly and timely filed.

### **§18-25 General Rules**

(1) All mechanical apprentices actively engaged under a master mechanical fitter will be required to register with the City Building Department. Experience accrued towards taking the journeyman mechanical test will only be accepted as a registered apprentice. Time accrued previous to registration will be noted.

(2) Time required for an apprentice to be actively engaged in the trade under the supervision of a master, journeyman, or qualified shop will be a minimum of two years. Proof of qualifications will be submitted to the Board in writing for consideration and approval for the journeyman examination. Any academical time to be considered by the Board in place of actual apprenticeship time in the trade must be from a State accredited college or Technical school.

(3) Applicants must hold a journeyman license for a minimum of two years before taking the Master exam, and be actively engaged in the trade for the full two years.

(4) The minimum age limit for a Journeyman examination will be Twenty (20) years of age unless approved by the Board.

(5) The allotted time for the Master and Journeyman examination will be four hours (two hours open book and two hours closed book).

(6) Request for Master and Journeyman examination will be filed in the City of Grand Island Building Department Office prior to the examination date for the consideration of the Board. Examination fee will be paid with the application. No exam fee will be refunded after taking the examination.

(7) All applicants will submit, along with their request for examination, letters of proof of the required apprenticeship time actively engaged in the trade.

(8) In the event that an applicant fails to pass the examination given, he may make application for a subsequent exam after eighty-five (85) days have passed.

(9) At the discretion of the Board, experience gained at a industrial plant or outside the tri-city jurisdiction may be considered as apprenticeship time to qualify for a Journeyman examination. Information considered by the Board shall include written proof of previous experience record and oral examination.

(10) All examination papers are the property of the examining Board. Applicants will not be permitted to remain during grading or to review examination papers after they have been submitted for grading. Test results will be sent by mail.

(11) Applicant must obtain a passing score on each part of the exam (written as well as drawing).

(12) An applicant with a passing score will have a 30 day grace period to pick up a new license dated from the test date.

(13) An applicant must supply his own copy of this Code; the Grand Island Building Department will not supply copies to anyone during the test. Photocopies, reference books, or any other reference materials will not be allowed in the testing area during the test.

## **Division 2. Gas-Mechanical Inspector**

### **§18-26. Office Created; Authority; Assistants**

There is hereby created and established the office of the mechanical inspector, who shall be the chief building official, and who shall have supervision of all gas piping, gas appliance installations and mechanical work in the city and the two mile area adjacent thereto. The mechanical inspector shall have such assistance as may be necessary. Assistants shall be hired only after being examined and recommended by the chief building official. Any such assistant shall have the same power as the mechanical inspector.

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### **§18-27. Duties**

It shall be the duty of the mechanical inspector to issue permits and inspect all mechanical work and gas distribution from the outlet side of the meter and all gas installations, but to exclude gas mains, within the City and the two mile area adjacent thereto and to investigate all reported cases of the use of imperfect materials or workmanship on any job of mechanical work or the violation of any of the provisions of this article by a plumber, mechanical fitter or builder.

### **§18-28. Inspections**

It shall be the duty of the mechanical inspector to make inspections of any mechanical work, gas piping, appliance installation or connections at the request of the installer, department head, owner, agent, tenant, or occupant of any building or the premises where such gas piping or mechanical work is located in order to ascertain whether or not the mechanical work, gas piping or appliances in such building or premises are in a safe condition. The inspector shall have the authority to enter any building or upon any premises at all reasonable hours to ascertain if the provisions of this article, or any ordinances relating to mechanical work, gas piping or appliance installations have been or are being violated or being complied with, and should the inspector, upon making such an inspection as requested by the installer, owner, agent, tenant, or department head, find an unsafe or unsatisfactory installation, the inspector shall have the authority to request the gas company to shut off the appliance or service at the meter (depending upon the seriousness of the conditions as determined by the inspector), tag same, and shall notify the installer immediately if the job is a new installation, or the owner, agent, tenant, or one in charge of the property to cause the same to be remedied within a specified time, not exceeding ten days if the same is not a new installation. Should the installer, owner, agent, tenant, or one in charge of the premises fail to make such corrections, changes or repairs, or fail to notify the inspector to make a reinspection within the specified time after receiving such notification to comply therewith, said owner, agent, tenant, installer or person in charge, shall be considered maintaining an unsafe mechanical installation and violating the requirements hereof, and the inspector shall make a reinspection of the premises and report the findings to the chief building official, who shall in turn cause action to be taken in the proper court to secure compliance, and the penalties as set forth in this chapter shall apply. It shall be the duty and the responsibility of the installer or one making such correction, changes or repairs to notify the inspector within forty-eight hours after completion of such correction, changes or repairs, and request for reinspection.

### **§18-29. Inspection Prior to Covering Installation**

Before any part of any installation is covered from sight, a notification shall be given the mechanical inspector who shall, within forty-eight hours, inspect such part of the installation.

### **§18-30. Reserved**

### **§18-31. Procedure for Reinspection**

If, by reason of noncompliance with the provisions of this article or through the use of defective material or inferior workmanship, the approval of the mechanical inspector is not given and subsequent inspections become necessary, the installer shall notify the mechanical inspector when such work shall be ready for such subsequent inspection, which shall be made in the same manner as is hereinbefore provided. The fees for reinspection shall be provided in the fee schedule.

### **§18-32. Inspector May Require Testing**

When permits have been issued for additional fixtures or piping or alterations to any existing system, the mechanical inspector may, if in his or her discretion it is deemed necessary, require the installer to make a complete test of the whole system as is required for new systems.

### **§18-33. Authority to Condemn; Penalty**

Authority is hereby granted to the mechanical inspector to condemn any existing gas or mechanical installations which, in his discretion, is hazardous or dangerous to human life. It shall be the duty of the property owner to immediately eliminate the hazardous conditions by removal or repair of these conditions. Failure to do so will be a violation of the provisions of this article.

### **§18-34. Reserved**

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### **§18-11. Office Created; Authority; Assistants**

~~There is hereby created and established the office of the gas inspector, who shall be the chief building official, and who shall have supervision of all gas installation work in the city and the two mile area adjacent thereto. The gas inspector shall have such assistance as may be necessary. Assistants shall be hired only after being examined and recommended by the chief building official. Any such assistant shall have the same power as the gas inspector.~~

~~Rules and regulations of Chapter 18, *Gas*, of the Grand Island City Code shall be reference to §26-5 and §26-6 of Chapter 26, *Plumbing*, of the Grand Island City Code.~~

### **§18-12. Duties**

~~It shall be the duty of the gas inspector to issue permits and inspect all gas distribution from the outlet side of the meter and all gas installations, but to exclude gas mains, within the City and the two mile area adjacent thereto and to investigate all reported cases of the use of imperfect materials or workmanship on any job of gas work or the violation of any of the provisions of this article by a plumber, gas fitter or builder.~~

### **§18-13. Inspections**

~~It shall be the duty of the gas inspector to make inspections of any gas piping, appliance installation or connections at the request of the installer, department head, owner, agent, tenant, or occupant of any building or the premises where such gas piping work is located in order to ascertain whether or not the gas piping or appliances in such building or premises are in a safe condition. The inspector shall have the authority to enter any building or upon any premises at all reasonable hours to ascertain if the provisions of this article, or any ordinances relating to gas piping or appliance installations have been or are being violated or being complied with, and should the inspector, upon making such an inspection as requested by the installer, owner, agent, tenant, or department head, find an unsafe or unsatisfactory installation, the inspector shall have the authority to request the gas company to shut off the appliance or service at the meter (depending upon the seriousness of the conditions as determined by the inspector), tag same, and shall notify the installer immediately if the job is a new installation, or the owner, agent, tenant, or one in charge of the property to cause the same to be remedied within a specified time, not exceeding ten days if the same is not a new installation. Should the installer, owner, agent, tenant, or one in charge of the premises fail to make such corrections, changes or repairs, or fail to notify the inspector to make a reinspection within the specified time after receiving such notification to comply therewith, said owner, agent, tenant, installer or person in charge, shall be considered maintaining an unsafe gas installation and violating the requirements hereof, and the inspector shall make a reinspection of the premises and report the findings to the chief building official, who shall in turn cause action to be taken in the proper court to secure compliance, and the penalties as set forth in this chapter shall apply. It shall be the duty and the responsibility of the installer or one making such correction, changes or repairs to notify the inspector within forty-eight hours after completion of such correction, changes or repairs, and request a reinspection.~~

### **§18-14. Inspection Prior to Covering Installation**

~~Before any part of any installation is covered from sight, a notification shall be given the gas inspector who shall, within forty-eight hours, inspect such part of the installation.~~

### **§18-15. Reserved**

Deleted by Ordinance No. 9049, effective 6/28/2006

### **§18-16. Procedure for Reinspection**

~~If, by reason of noncompliance with the provisions of this article or through the use of defective material or inferior workmanship, the approval of the gas inspector is not given and subsequent inspections become necessary, the installer shall notify the gas inspector when such work shall be ready for such subsequent inspection, which shall be made in the same manner as is hereinbefore provided. The fees for such reinspection shall be the same as provided for the issuance of a permit for gas fitting and appliance installation, with the exception that there shall be no minimum charge.~~

### **§18-17. Inspector May Require Testing**

~~When permits have been issued for additional fixtures or piping or alterations to any existing system, the gas inspector may, if in his or her discretion it is deemed necessary, require the installer to make a complete test of~~

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the whole system as is required for new systems.

**§18-18. Authority to Condemn; Penalty**

Authority is hereby granted to the gas inspector to condemn any existing gas installation which, in his discretion, is hazardous or dangerous to human life. It shall be the duty of the property owner to immediately eliminate the hazardous conditions by removal or repair of these conditions. Failure to do so will be a violation of the provisions of this article.

**§18-19. Reserved**

Deleted by Ordinance No. , effective 05-15-2007

**Division 3. Registration of Gas Fitters Contractors**

**§18-36. Registration Required**

No person shall engage in the mechanical fitting business in the City until registered in the office of the chief building official as a mechanical contractor.

**§18-37. Registration; Individual**

No person shall be registered as a mechanical contractor unless he is licensed as a master mechanical fitter under the provisions of this section and has in force and effect one or more insurance policies as required by other sections of the city code.

**§18-38 Registration; Firm, Corporation**

No firm, association or corporation shall be registered as a mechanical contractor unless the proper officers of the concern shall certify to the chief building official that an identified master mechanical fitter, licensed under the provisions of this section, is an officer, member or regular employee of such concern, and that such master mechanical fitter will be in direct supervision of all of the mechanical work contracted and done by such concern, and unless such concern has in force and effect one or more insurance policies as required by other sections of the city code.

**§18-39. Registration; Fee**

The fees to be collected by the chief building official for the registration of a mechanical contractor shall be in accordance with the City of Grand Island Fee Schedule.

**§18-40. Registration; Certificate**

The chief building official shall issue a certificate of registration to any mechanical contractor applying for such and qualifying under the provisions of this section, for a period beginning on the date thereof and expiring on December 31 of the same year. The holder of the certificate shall display same at the regular place of business of the holder.

Renewal of a registration certificate may be obtained upon showing of qualifications as provided for in this section and payment of the proper fee.

**§18-41. Certificate; Revocation**

The Board may revoke any certificate of registration of any mechanical contractor after hearing by the Board for any of the following reasons:

- (1) Lack of competency or lack of knowledge in matters relevant to the certificate of registration;
- (2) Certificate of registration being obtained by fraud;
- (3) The lending of any certificate of registration or the obtaining of permits there under for any other person;
- (4) Failure to comply with this Code and any rules issued by the chief building official or Board;
- (5) Abandonment of any contract or undertaking without good cause or fraudulent departure from plans or specifications;
- (6) Failure to obtain or cause to be obtained permits when the same are required by this code.

The chief building official shall serve notice of such action by registered mail to the holder of the certificate.

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### **§18-42. Mechanical Contractors**

Every mechanical contractor shall be required at all times to have a licensed journeyman mechanical fitter in charge of all work as a condition for the issuance and maintenance of such license.

### **§18-43. Insurance**

(1) Every licensee shall maintain in full force and effect insurance policies written by a company or companies authorized to do business in Nebraska, with the following coverages and amounts.

(a) Comprehensive General Liability Insurance covering the operations of the licensee, including completed operations, with limits of not less than \$1,000,000 per occurrence for bodily injury and property damage.

(b) A provision making the City of Grand Island an additional insured for any third party claims for bodily injury or property damage based upon occurrences in connection with the licensee's business operations, including completed operations, within the City's zoning jurisdiction.

(2) The licensee shall furnish the City of Grand Island with a certificate or certificates of insurance for the above insurance coverage which shall contain a statement that said policies contain a provision that said policies may not be canceled without written notice of such cancellation having been served on the City at least thirty (30) days prior to the date of cancellation.

### **§18-44. Use of Licensee's Name by Another**

No person or concern who has obtained a mechanical contractor registration pursuant to this chapter shall allow his or her name to be used by another person or concern, either for the purpose of obtaining permits, or for doing business or work under such registration or license. Every person licensed pursuant to this section shall notify the Board of any change of street address.

## **Division 4. Master & Journeyman Mechanical Fitters**

### **§18-45. Examinations; Fee; Exemptions**

Any person desiring to be licensed as a master mechanical fitter or as a journeyman mechanical fitter pursuant to this chapter shall make written application for an examination to the Board. Examination fees shall be in accordance with the City of Grand Island Fee Schedule.

Examination fees shall accompany such application. Examination fees are not returned but shall be forfeited in the event the applicant fails the examination.

### **§18-46. Eligibility Requirements**

All mechanical fitter apprentices engaged under a master mechanical fitter will be required to register with the City Building Department. Experience accrued towards taking the test journeyman mechanical fitters test will only be accepted as a registered apprentice. Time accrued previous to registration requirement will be approved and noted.

An applicant for examination must have worked under supervision of a licensed master mechanical fitter, for a period of two years before being eligible to take a journeyman mechanical fitter's examination. No person shall be eligible to take a master mechanical fitter's examination until two years after registration as a journeyman mechanical fitter.

### **§18-47. Re-Examination**

Any person desiring to become a master mechanical fitter or a journeyman mechanical fitter who fails to pass an examination pursuant to this chapter as prescribed by the Board may make written application for a subsequent examination 85 days after taking the examination.

### **§18-48. Licenses; Term; Renewal; Fees**

(1) All licenses issued by the Board pursuant to this article shall expire on December 31 of the year in which issued, but may be renewed within thirty days thereafter upon application and payment of fees in accordance with the City of Grand Island Fee Schedule. Any license holder who does not renew his license within this thirty-day grace period shall automatically forfeit such license. In the event of forfeiture of a license in this manner, the holder may apply for and qualify to recover the lapsed license by passing an examination as required under the provisions of this code.

(2) The annual fee for master and journeyman mechanical fitters shall be in accordance with the City of Grand Island Fee Schedule.

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(3) After January 1, 2008 journeyman and master gasfitter licenses will not be issued. Journeyman and master licenses will be issued as journeyman mechanical fitter and master mechanical fitter.

(4) Any person holding a valid master or journeyman plumbing license, will be eligible to obtain an equivalent mechanical license from April 1, 2007 to January 31, 2008. Any person after January 31, 2008 applying for application to test for journeyman or master mechanical license will be required to have appropriate time, experience or qualifications for the level of license applying for.

### **§18-49. License; Revocation**

The city council by a majority vote shall have the power to revoke the license of any journeyman mechanical fitter or master mechanical fitter upon the recommendation of the Board, if the license was obtained through error or fraud, or if the recipient thereof is shown to be grossly incompetent, or has a second time willfully violated any of the provisions of this article or any other provisions of City of Grand Island Code related to gas piping, Heating, Venting, Air Conditioning systems (HVAC) or mechanical work. This penalty shall be cumulative and in addition to the penalties prescribed for the violation of the provisions of this article.

Before a license may be revoked, the licensee shall have notice in writing, enumerating the charges alleged, and shall be entitled to a hearing before the city council not sooner than five days from receipt of the notice. The licensee shall be given an opportunity to present testimony, oral or written, and shall have the right of cross-examination. All testimony before the city council shall be given under oath. The city council shall have power to administer oaths, issue subpoenas, and compel the attendance of witnesses. The decision of the city council shall be based upon the evidence produced at the hearing, and such decision shall be final. A person whose license has been revoked shall not be permitted to reapply for another such license within one year from the date of such revocation.

### **§18-50. Temporary Journeyman Mechanical Fitter License**

The chief building official may issue a temporary journeyman mechanical fitters license pending examination; provided that the applicant therefore holds a similar license from an equivalent board. Such permit shall be valid until the next examination by the Board.

### **§18-51. Use of Licensee's Name by Another**

No person or concern who has obtained a mechanical fitter's license pursuant to this article, shall allow his or her name to be used by another person or concern, either for the purpose of obtaining permits, or for doing business or work under such registration or license. Every person licensed pursuant to this section shall notify the Board of any change of street address.

### **§18-52. Renewal of License**

Any person licensed under the provisions of this article as a master mechanical fitter or a journeyman, who does not renew his license for a period of thirty days after the expiration of same, shall pay the examination fee required by this article, and shall submit himself to an examination by the Board for mechanical fitters before such person can be again licensed hereunder.

## **Division 5. General**

### **§18-2053. Application**

Application for registration shall be made in writing to the building department which shall show the name, residence and business location of the applicant and such other information as may be required.

Amended by Ordinance No. 9049, effective 06-28-2006

Amended by Ordinance No. , effective 05-15-2007

### **§18-21. Fees**

Fees in accordance with the City of Grand Island Fee Schedule shall be charged for registration and examination as follows:

- New master gas fitting contractor's license fee issued between January 1 and June 30
- New master gas fitting contractor's license fee issued between July 1 and December 31
- Renewal of master gas fitting contractor's license
- Master gas fitter's license registration card
- Journeyman gas fitter's registration card
- Master gas fitter's examination

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### Journeyman gas fitter's examination

#### **§18-22. Examination; Prerequisites; Exemptions**

~~\_\_\_\_\_ (A) Before the applicant shall be registered as a master gas fitter, contractor or journeyman, as the case may be, he or she shall submit to an examination to determine fitness and competency to engage in the business, trade, or calling of gas fitting or appliance installation work, as the case may be, which examination shall be given by the examining board for gas fitters as hereinbefore set forth, such applicant after having by such examination been shown to be fit, competent and qualified to engage in the business, trade, or calling of a master or journeyman gas fitter, as the case may be, shall be registered by the chief building official, who shall deliver to such applicant a certificate of registration, signed by the chief building official.~~

~~\_\_\_\_\_ (B) An applicant failing to pass an examination shall not be eligible for re-examination until eighty five days shall have elapsed after the previous examination. Each applicant shall pay an examination fee for each re-examination required.~~

~~\_\_\_\_\_ (C) Any applicant validly registered or licensed as a master gas fitter, contractor or journeyman, or equivalent capacity by the city of Hastings or the city of Kearney, shall be exempt from taking the foregoing examination, and provided the applicant is otherwise qualified pursuant to this code, shall be issued an equivalent license upon application and payment of fees.~~

#### **§18-23. Eligibility Requirements**

~~\_\_\_\_\_ All plumbing apprentices and gas fitter apprentices engaged under a master plumber or a master gas fitter will be required to register with the City Building Department. Experience accrued towards taking the journeyman plumbers test or journeyman gas fitters test will only be accepted as a registered apprentice. Time accrued previous to registration requirement will be approved and noted.~~

~~\_\_\_\_\_ An applicant for examination must have worked under supervision of a licensed master plumber, or master gas fitter, for a period of two years before being eligible to take a journeyman gas fitter's examination. No person shall be eligible to take a master gas fitter's examination until two years after registration as a journeyman gas fitter.~~

#### **§18-24. Insurance**

~~-(A) Every master gas fitting contractor shall maintain in full force and effect insurance policies written by a company or companies authorized to do business in Nebraska, with the following coverages and amounts.~~

~~-(1) Comprehensive General Liability Insurance covering the operations of the licensee, including coverage for completed operations, with limits of not less than \$300,000 per occurrence for bodily injury and property damage.~~

~~-(2) A provision making the City of Grand Island an additional insured for any third party claims for bodily injury or property damage based upon occurrences in connection with the licensee's business operations, including completed operations, within the City's zoning jurisdiction.~~

~~-(B) Said contractors shall furnish the City Building Department a certificate or certificates of insurance for the above insurance coverage which shall contain a statement that said policies contain a provision that said policies may not be canceled without written notice of such cancellation having been served on the City at least thirty (30) days prior to the date of cancellation.~~

Amended by Ordinance No. 9049, effective 6/28/2006

#### **§18-54. Fees**

Fees in accordance with the City of Grand Island Fee Schedule shall be charged for registration and examination as follows:

New mechanical contractor's license fee issued between January 1 and June 30

New mechanical contractor's license fee issued between July 1 and December 31

Renewal of mechanical contractor's license

Master mechanical fitter's license registration card

Journeyman mechanical fitter's registration card

Master mechanical fitter's examination

Journeyman mechanical fitter's examination

#### **§18-55. Examination; Prerequisites; Exemptions**

\_\_\_\_\_ (A) Before the applicant shall be registered as a master mechanical fitter, contractor or journeyman, as the case may be, he or she shall submit to an examination to determine fitness and competency to engage in the business, trade, or calling of gas fitting, mechanical work or appliance installation work, as the case may be, which



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examination shall be given by the examining board for mechanical fitters as hereinbefore set forth, such applicant after having by such examination been shown to be fit, competent and qualified to engage in the business, trade, or calling of a master or journeyman mechanical fitter, as the case may be, shall be registered by the chief building official, who shall deliver to such applicant a certificate of registration, signed by the chief building official.

(B) An applicant failing to pass an examination shall not be eligible for re-examination until eighty five days shall have elapsed after the previous examination. Each applicant shall pay an examination fee for each re-examination required.

(C) Any applicant validly registered or licensed as a master mechanical fitter, contractor or journeyman, or equivalent capacity by the city of Hastings or the city of Kearney, shall be exempt from taking the foregoing examination, and provided the applicant is otherwise qualified pursuant to this code, shall be issued an equivalent license upon application and payment of fees.

### **§18-56. Eligibility Requirements**

All mechanical fitter apprentices engaged under a master mechanical fitter will be required to register with the City Building Department. Experience accrued towards taking the test journeyman mechanical fitters test will only be accepted as a registered apprentice. Time accrued previous to registration requirement will be approved and noted.

An applicant for examination must have worked under supervision of a licensed master mechanical fitter, for a period of two years before being eligible to take a journeyman mechanical fitter's examination. No person shall be eligible to take a master mechanical fitter's examination until two years after registration as a journeyman mechanical fitter.

### **§18-57. Insurance**

(A) Every mechanical contractor shall maintain in full force and effect insurance policies written by a company or companies authorized to do business in Nebraska, with the following coverages and amounts.

(1) Comprehensive General Liability Insurance covering the operations of the licensee, including coverage for completed operations, with limits of not less than \$1,000,000 per occurrence for bodily injury and property damage.

(2) A provision making the City of Grand Island an additional insured for any third party claims for bodily injury or property damage based upon occurrences in connection with the licensee's business operations, including completed operations, within the City's zoning jurisdiction.

(B) Said contractors shall furnish the City Building Department a certificate or certificates of insurance for the above insurance coverage which shall contain a statement that said policies contain a provision that said policies may not be canceled without written notice of such cancellation having been served on the City at least thirty (30) days prior to the date of cancellation.

### **§18-25. Plumber as Gas Fitter; Insurance**

Any person licensed as a plumber in the City shall be required to have and maintain insurance as herein required before he or she shall be entitled to operate as a gas fitter under the provisions of this division.

### **§18-26. Expiration of Insurance**

Any registration certificate issued to a master gas fitting contractor under the provisions of this chapter shall be revoked by the mayor and city council should the holder of such registration certificate permit the insurance policy herein required to expire or lapse. Any corporation, firm, or partnership which may be registered hereunder as a gas fitter in the name of such corporation, firm, or partnership, shall have a master gas fitter who has submitted to the examination given by the examining board for gas fitters and has thereby shown himself or herself fit, competent and qualified to engage in the business, trade, or calling of gas fitting and appliance installation as a bona fide officer of such corporation or as a member of such firm or partnership and who shall at all times be in actual charge of and be responsible for the installation, removal, or repair of any gas fitting work or appliance installation work done by such corporation, firm or partnership. Before such corporation, firm, or partnership shall be registered in its corporate, firm, or partnership name as a gas fitter, there shall be filed with the chief building official a certificate from the examining board of gas fitters showing the fitness and competency of such officer of such corporation or such member of such firm or partnership to engage in the business or calling of master gas fitter; provided, if, after a certificate of registration is issued such corporation, such member of such firm or partnership shall withdraw therefrom and cease to be connected therewith, then and in that event, the mayor and city council shall forthwith revoke the certificate of registration of such corporation, firm, or partnership upon the request of the chief building

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official.

### **~~§18-27. Bond and Insurance Exemptions~~**

~~Any applicant for a license who is distributing gas in the City under a franchise from the City or who is an employee of such distributor shall be exempt from furnishing and filing the bonds or certificates of insurance provided for in this division so long as applicant remains a bona fide full time employee, officer, member or partner of a gas fitting contractor who has filed or is exempt from filing the insurance certificates or bonds required by this chapter.~~

### **~~§18-28. Gas Fitting Contractors~~**

~~Every gas fitting contractor shall be required at all times to have a licensed journeyman gas fitter in charge of all work as a condition for the issuance and maintenance of such license.~~

### **~~§18-29. Corporations; Registration; Revocation~~**

~~Any corporation, firm, or partnership which may be registered hereunder as a gas fitter in the name of such corporation, firm or partnership shall have a master gas fitter who has submitted to the examination given by the examining board for gas fitters and installers and has thereby shown himself or herself fit, competent and qualified to engage in the business, trade, or calling of gas fitting and installing as a bona fide officer of such corporation or as a member of such firm or partnership and who shall at all times be in actual charge of and be responsible for the installation, removal or repair of any gas fitting work done by such corporation, firm, or partnership. Before such corporation, firm or partnership shall be registered in its corporate, firm, or partnership name as a gas fitter, there shall be filed with the chief building official a certificate from the examining board of gas fitters showing the fitness and competency of such officer of such corporation or such member of such firm or partnership to engage in the business or calling of master gas fitters; provided, if, after a certificate of registration is issued such corporation, such member of such firm or partnership shall withdraw therefrom and cease to be connected therewith, then and in that event the city council shall forthwith revoke the certificate of registration of such corporation, firm or partnership upon the request of the chief building official.~~

### **~~§18-30. Violations of This Article~~**

~~It shall be unlawful for any person to engage in the business of contracting gas installation and appliance work of any nature without first being registered as a master contracting gas fitter qualified under the provisions of this division; further, master contracting gas fitters shall be bonded and duly authorized as provided for in this division.~~

~~Journeyman gas fitters shall work under the supervision of a master contractor and are prohibited from engaging in the business of contracting gas fitter within the scope of this article.~~

### **~~§18-58. Expiration of Insurance~~**

~~Any registration certificate issued to a mechanical contractor under the provisions of this chapter shall be revoked by the mayor and city council should the holder of such registration certificate permit the insurance policy herein required to expire or lapse. Any corporation, firm, or partnership which may be registered hereunder as a mechanical contractor in the name of such corporation, firm, or partnership, shall have a master mechanical fitter who has submitted to the examination given by the examining board for mechanical fitters and has thereby shown himself or herself fit, competent and qualified to engage in the business, trade, or calling of mechanical work, HVAC installation and gas piping as a bona fide officer of such corporation or as a member of such firm or partnership and who shall at all times be in actual charge of and be responsible for the installation, removal, or repair of any mechanical work or HVAC installation or gas piping work done by such corporation, firm or partnership. Before such corporation, firm, or partnership shall be registered in its corporate, firm, or partnership name as a mechanical contractor, there shall be filed with the chief building official a certificate from the examining board of mechanical fitters showing the fitness and competency of such officer of such corporation or such member of such firm or partnership to engage in the business or calling of master mechanical fitter; provided, if, after a certificate of registration is issued such corporation, such member of such firm or partnership shall withdraw there from and cease to be connected therewith, then and in that event, the mayor and city council shall forthwith revoke the certificate of registration of such corporation, firm, or partnership upon the request of the chief building official.~~

### **~~§18-59. Reserved~~**

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**§18-60. Mechanical Contractors**

Every mechanical contractor shall be required at all times to have a licensed journeyman mechanical fitter in charge of all work as a condition for the issuance and maintenance of such license.

**§18-61. Corporations; Registration; Revocation**

Any corporation, firm, or partnership which may be registered hereunder as a mechanical contractor in the name of such corporation, firm or partnership shall have a master mechanical fitter who has submitted to the examination given by the examining board for mechanical fitters and installers and has thereby shown himself or herself fit, competent and qualified to engage in the business, trade, or calling of mechanical work, HVAC installation and gas piping as a bona fide officer of such corporation or as a member of such firm or partnership and who shall at all times be in actual charge of and be responsible for the mechanical work, HVAC installation, removal or repair of any gas fitting work done by such corporation, firm, or partnership. Before such corporation, firm or partnership shall be registered in its corporate, firm, or partnership name as a mechanical contractor, there shall be filed with the chief building official a certificate from the examining board of mechanical fitters showing the fitness and competency of such officer of such corporation or such member of such firm or partnership to engage in the business or calling of mechanical contractor; provided, if, after a certificate of registration is issued such corporation, such member of such firm or partnership shall withdraw there from and cease to be connected therewith, then and in that event the city council shall forthwith revoke the certificate of registration of such corporation, firm or partnership upon the request of the chief building official.

**§18-62. Violations of This Article**

It shall be unlawful for any person to engage in the business of contracting mechanical work, HVAC installation and gas piping of any nature without first being registered as a mechanical contractor qualified under the provisions of this division; further, mechanical contracting shall be bonded and duly authorized as provided for in this division.

Journeyman mechanical fitters shall work under the supervision of a master mechanical fitter and are prohibited from engaging in the business of mechanical contractor within the scope of this article.

**§18-3163. Expiration of Registration**

Such registration shall expire on December 31 following the date thereof and shall not be assignable. If registration and license fees are not paid within thirty days, the license shall automatically be revoked.

Amended by Ordinance No. , effective 05-15-2007

**§18-3264. Revocation; Re-Registration**

The mayor and council by a majority vote shall have the power to revoke any ~~gas-mechanical fitter's contractor~~ or master ~~gas-mechanical fitter's~~ certificate or registration upon the recommendation of the chief building official and examining board for ~~gas-mechanical fitters~~ if the same was obtained through error or fraud or if the recipient thereof is shown to be grossly incompetent or has willfully violated any of the provisions of this article or the ~~gas-mechanical fitter's~~ code of the City a second time. This penalty shall be cumulative and in addition to the penalties prescribed for the violation of the provisions of this article. If a certificate of registration be revoked, the holder of the same shall not apply for registration until one year from the date of such revocation.

Amended by Ordinance No. , effective 05-15-2007

**§18-3365. Renewal**

Certificates of registration at the time of their expiration may be renewed upon recommendation of the chief building official for ~~gas-mechanical fitters~~ without an examination upon payment of the required registration and license fees.

Any person licensed under the provisions of this division as a master or journeyman ~~gas-mechanical fitter~~ who does not renew his or her license within a period of one month after the expiration of the same shall pay the examination fees required by this division, and submit to an examination by the examining board before such person can be licensed hereunder.

Amended by Ordinance No. , effective 05-15-2007

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**§18-3466. Persons Not Required to Register**

Any person engaged in wholesale or retail sales of plumbing or gas connecting materials or supplies but not engaged in the installation, alteration, repair or removal of gas piping or appliances shall not be required to register hereunder.

Amended by Ordinance No. , effective 05-015-2007

**§18-3567. Unlawful Use of Registered Name**

No registered ~~gas-mechanical~~ fitter shall allow his or her name to be used by another person directly or indirectly either to obtain a permit for the installation of any ~~gas fitting or appliance installing~~mechanical and HVAC, or to do any gas fitting work or any appliance installing work, and if any registered ~~gas-mechanical~~ fitter violates this provision, the mayor and city council shall forthwith revoke the certificate of registration issued to such ~~gas-mechanical~~ fitter, and in addition to having such certificate of registration revoked, such ~~gas-mechanical~~ fitter may be prosecuted under ~~§18-41 §18-72~~ for such violation.

Amended by Ordinance No. , effective 05-15-2007

**§18-36. Unregistered Gas Fitter**

~~It shall be unlawful for any person to cause or permit any job of gas fitting or making any gas connection incident to any property owned, managed, or controlled by such person unless the fitter performing such work has been registered as required by this division and has received a permit from the chief building official for such particular work; and any such person causing or permitting any such work to be done in violation of the provisions hereof shall be guilty of a violation of this division and subject to the penalties hereinafter provided for such violation.~~

**§18-68. Unregistered Mechanical Fitter**

~~It shall be unlawful for any person to cause or permit any job of mechanical or HVAC, gas piping or making any gas connection incident to any property owned, managed, or controlled by such person unless the fitter performing such work has been registered as required by this division and has received a permit from the chief building official for such particular work; and any such person causing or permitting any such work to be done in violation of the provisions hereof shall be guilty of a violation of this division and subject to the penalties hereinafter provided for such violation.~~

**Division 4-6. Permit to Perform ~~Gas Fitting~~ Mechanical Work**

**§18-3769. Required; To Whom Issued; Term**

Before any new gas fitting ~~or appliance~~mechanical work or HVAC installation is started or any repairs are made to existing gas fitting, ~~or appliance installation~~ mechanical, HVAC installation inside any building or structure, except the stoppage of leaks or minor repairs or adjustments, a permit shall be obtained from the chief building official and the required fee paid to the city building department. No permits shall be issued to anyone except a licensed master ~~gas fitting~~mechanical contractor or authorized journeyman ~~gas-mechanical~~ fitter. All gas fitting ~~or appliance installation work~~ mechanical work or HVAC installation work shall be inspected by the ~~gas~~ mechanical inspector. All gas fitting ~~or appliance installation~~mechanical work or HVAC installation permits shall expire and become invalid sixty days after the date of their issuance.

Amended by Ordinance No. , effective 05-15-2007

**§18-38. Issuance; Information in Report**

~~Upon approval of the application for permit, the gas inspector shall issue a permit to the applicant, stating the name of the owner, agent, or occupant of premises where such work is to be done, the location of premises, lot, block, street, and number and addition, the name and location of the master gas fitting contractor having charge of such work and a description of the work to be done.~~

Amended by Ordinance No. 9049, effective 6/28/2006

**§18-3970. Fees**

Upon the granting of a permit for gas fitting ~~or appliance installation~~mechanical work or HVAC

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installation, the applicant shall pay a fee to the City in accordance with the City of Grand Island Fee Schedule.

Amended by Ordinance No. , effective 05-15-2007

**§18-4071. Permit to be Kept on Premises**

It shall be the duty of the installer to keep all permits on the premises where the work for which the permit was issued is being done until such time as the work is completed, inspected, tested and accepted by the gas mechanical inspector.

Amended by Ordinance No. , effective 05-15-2007

**Division § 7. Penalty**

**§18-4172. Penalty for Violation of Article**

It shall be unlawful for any person upon whom a duty is placed by the provisions of this article to fail or neglect to comply with the provisions thereof, and every person failing or neglecting to comply with or violating any of the provisions of this article, shall be deemed guilty of an infraction and upon conviction thereof, shall be fined in any sum not exceeding one hundred dollars; each day's failure or neglect to comply with or the violation of any of the provisions of this article shall be cumulative and deemed a separate and distinct offense and punishable as such. The penalty provided for in this section shall be cumulative and in addition to any other penalty provided for in this article.

Amended by Ordinance No. 9049, effective 6/28/2006

Amended by Ordinance No. , effective 05-15-2007

SECTION 2. Any ordinances or parts of ordinances in conflict herewith be, and hereby are, repealed.

SECTION 3. This ordinance shall be in force and take effect from and after its passage and publication, on May 15, 2007.

Enacted: April 24, 2007.

\_\_\_\_\_  
Margaret Hornady, Mayor

Attest:

\_\_\_\_\_  
RaNae Edwards, City Clerk