

20176 Rep. by 11-2-342

ORDINANCE NO. 2896

**TITLE:** An ordinance to license plumbing contractors and sewer and septic tank workers and to adopt the requirements as set out by the plumbing code of the State of Oregon as the minimum requirements in the City of Albany, and declaring an emergency.

THE PEOPLE OF THE CITY OF ALBANY DO ORDAIN AS FOLLOWS:

**Section 1:** DEFINITION OF CONTRACTOR

Every individual, firm or corporation who offers services for the installation of plumbing fixtures shall be considered a plumbing contractor.

**Section 2:** REGISTRATION AND FEE

Every such plumbing contractor who operates in the City of Albany shall register with the City Recorder and shall pay a fee for the privilege of doing business within the City of Albany. The initial registration fee shall be \$100.00 and shall permit an operation within the City of Albany for the calendar year ending December 31, and such registration shall be subject to a plumbing contractor's renewal license fee of \$36.00 per year, payable in advance, and such period shall expire the 31st day of December each year. In the event a plumbing contractor shall fail to renew his license annually, he shall be required to pay for such years as he may be delinquent or the sum of \$100.00 which ever is less.

**Section 3:** PERMIT AND FEE

A permit to install any plumbing fixtures or before any plumbing can be done shall be secured from the office of the City Engineer, and the fee required for such permit shall be as follows:

First Fixture	\$2.00
Each fixture up to 10	.50
Each additional fixture	.25
Sewer Connection	2.00

That a fixture is defined as any apparatus using water or wasting into a drainage system. This requirement for a permit is upon every owner of property or his authorized agent, and such plumbing contractor shall ascertain that the application for permit is obtained and the fee has been tendered.

**Section 4:** COMPLIANCE WITH CODE

Every person making installation within the City of Albany, whether it be an owner or not shall comply with the minimum requirements of the plumbing code of the State of Oregon as promulgated by the State Board of Health and all contractors shall have complied with every federal and state requirement. Any and all amendments to the Plumbing Code, as they are released by the State Board of Health of the State of Oregon are accepted and are binding upon the persons who make installations within the City of Albany. In addition to the above requirements, it is necessary that all roughed in plumbing shall be tested by filling the fixture up to its highest point with water in order to ascertain there is no leakage of any of the pipe, and any installation that does not meet with this test shall not be certified until the defect has been repaired.

**Section 5:** LICENSE OF SEWER & SEPTIC TANK WORKERS.

a) No person, except a licensed plumbing contractor, shall construct or attempt to construct a sewer connection within the City of Albany until he has first obtained a license as a sewer worker. No person shall engage in septic tank cleaning, construction, or repair within the City of Albany until he has first obtained a license as a septic tank worker.

b) Every person desiring to obtain a license as a sewer worker or septic tank worker in the City of Albany shall make application to the City of Albany for an examination as a sewer worker or septic tank worker.

c) The applicant shall be promptly examined by proper authority touching on his qualifications to construct sewer connections, testing his familiarity and experience in jointing sewer pipe and the specifications as set forth in this ordinance. Septic tank workers will be examined on fundamentals of tank construction, connection and cleaning.

d) If the applicant be found to possess sufficient qualifications and experience and satisfy the City, it shall be certified in writing the fact of his approval to the City Recorder of said City and said certificate shall be issued to applicant.

e) Upon the payment of \$5.00 to the City Recorder, he shall issue a

license authorizing the applicant to make sewer connections or do septic tank work within the City of Albany for the period of one year from date of license. Said license shall state upon the face of same that it is revocable at the pleasure of the City Council.

f) In the event the City should refuse to grant to the applicant the certificate of approval, said applicant shall have the right to appeal to the City Council.

Section 6: REVOCATION OF LICENSE OF SEWER & SEPTIC TANK WORKERS.

a) The Council shall have the right at any time to revoke any license granted under the provisions of this ordinance.

b) In addition to other causes, the neglect, omission, failure or refusal of any sewer worker licensed under this ordinance to comply with rules of the State Board of Health and State Sanitary Authority in the manner of constructing or class of material used therein shall be deemed sufficient cause to justify the Council in revoking the license of said sewer worker.

c) No person whose license has been suspended shall perform any acts for which a license is required by this ordinance until the matter of such suspension has been voted on by the Council.

Section 7: PENALTIES

a) Any person found to be violating any provision of this ordinance or the State Plumbing Code shall be served by the City of Albany with written notice stating the nature of the violation and providing a reasonable time limit for the satisfactory correction. The offender shall, within the period of time stated in such notice, permanently cease all violations.

b) Any person who shall continue any violation beyond the time limit provided for, upon conviction thereof before the Municipal Judge, shall be fined in an amount not exceeding \$100.00 for each violation. Each day in which any such violation shall continue shall be deemed a separate offense.

c) Any person violating any of the provisions of this ordinance shall become liable to the City of Albany for any expense, loss, or damage occasioned the City of Albany by reason of such violation.

Section 8: REPEALING CLAUSE.

All ordinances or parts of ordinances in conflict herewith are specifically repealed.

Section 9: EMERGENCY CLAUSE.

Inasmuch as the peace, health and safety of the people of the City of Albany requires that this ordinance shall become immediately effective, therefore, an emergency is hereby declared to exist and this ordinance shall become immediately effective upon its final passage by the Council and approval by the Mayor.

Passed by the Council: March 9, 1960

Approved by the Mayor: March 9, 1960

W. L. Szymanski  
Mayor

Effective Date: March 9, 1960

ATTEST:

Ernest W. Deane  
City Recorder