

# **Chapter 30 PLUMBING**

*Last updated October 2007*

## **Articles:**

**30.ED Editor's note to Chapter 30**

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## **Article 30.ED Editor's note to Chapter 30**

### **Sections:**

**30.ED.010** Editor's note to Chapter 30

## **Section 30.ED.010 Editor's note to Chapter 30**

As to buildings generally, see Ch. 7 of this Code.

## **Article 30.04 In General**

### **Sections:**

- 30.04.00E** Editor's note to Article 30.04
- 30.04.010** Definitions
- 30.04.020** State Plumbing Code--Adoption
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- 30.04.070** Authority of building inspector to order repair, removal, etc., of existing sanitary installations
- 30.04.080** Appeal from decisions of building inspector
- 30.04.090** Persons permitted to do plumbing work, etc.

### **Section 30.04.00E Editor's note to Article 30.04**

For state law as to authority of city to regulate plumbing, see NDCC, § 40-05-01 (25).

### **Section 30.04.010 Definitions**

For the purposes of this chapter, the following words and phrases shall have the meanings respectively ascribed to them by this section:

**Journeyman Plumber.** A person skilled in the work of plumbing and holding himself out as able and willing to do the work of a plumber as an employee of a master plumber.

**Master Plumber.** An employing plumber and one who does not hold himself out as personally doing all of the plumbing work required to be done but as contracting to furnish the material and doing the work wholly or in part through others. (Code 1958, § 24-1.)

### **Section 30.04.020 State Plumbing Code--Adoption**

The North Dakota State Plumbing Code (1986 Edition) is hereby adopted as a standard code and rules governing the practice of plumbing and the minimum standards of plumbing within the city.

A copy of such code shall be kept on file in the office of the city auditor for inspection and use of the public, and shall be marked with the words "City of Dickinson Official Copy." (Code 1958, § 24-2; Ord. No. 829, § 1; Ord. No. 966, § 1.)

*For state law authorizing the city to adopt codes by reference generally, see NDCC, 1 40-0501 (1). As to adoption of state Plumbing Code by reference, see NDCC, § 40-05-01 (25).*

### **Section 30.04.030 Same--Applicability**

The provisions of the North Dakota State Plumbing Code shall apply to and govern plumbing as defined in such code including the practice, materials and fixtures is used in the installation, maintenance, extension and alteration of all piping, fixtures, appliances and appurtenances in connection with any of the following: Sanitary drainage or storm drainage facilities, the venting system and the public or private water supply systems within or adjacent to any building or other structure or conveyance; also, the practice and materials used in the installation, maintenance, extension or alteration of the storm water or sewerage system of any

premises to their connection with any point of public disposal or other terminal. (Code 1958, § 24-3.)

### **Section 30.04.040 Sand and oil interceptors--Required for floor drains in commercial buildings**

(a) Pursuant to the provisions of the North Dakota State Plumbing Code as adopted by section 30.04.020 of this Code and the BOCA Basic Building Code as adopted by section 7.020 of this Code, all commercial buildings which utilize and have installed floor drains shall have sand and oil interceptors constructed and maintained per the North Dakota State Plumbing Code.

(b) All existing commercial buildings with floor drains shall be required to change their floor drains to include sand and oil interceptors per the State Plumbing Code within three years from the date of the enactment and final passage of this section. (Ord. No. 835, § 1.)

*Editor's Note. Ordinance No. 835, from which this section is derived, was adopted on August 3, 1981.*

### **Section 30.04.050 Same--Maintenance**

Sand, oil and grease interceptors must be maintained in a clean and sanitary condition so there is no discharge of sand, oil and grease into the city sanitary sewer system. Periodic inspections will be conducted by the building inspection department. Noncompliance with this section shall be an infraction in violation of this Code and punishable by a fine of not more than five hundred dollars. (Ord. No. 914, § 1.)

### **Section 30.04.060 Administration and enforcement of chapter**

The administration and enforcement of this chapter shall be the duty of the building inspector and city engineer, who are hereby authorized to take such action as may be necessary to enforce the purposes of this chapter. (Code 1958, § 24-4.)

### **Section 30.04.070 Authority of building inspector to order repair, removal, etc., of existing sanitary installations**

The building inspector is hereby given authority to order the repair, alteration or removal of any sanitary sewer connection of plumbing, any connection to storm water sewer or any private sanitary drain, cesspool or privy which, in his judgment, is so installed or is in such condition as to be unsanitary or to constitute a public nuisance or menace to health. In case such repair, alteration or removal is not promptly executed by the owner thereof in accordance with the directions of the building inspector, he may cause such installation to be disconnected from any source of water supply or, with the consent of the waterworks department, he may shut off the supply of water from the water mains of the city to the building or property in or on which such installation is situated. It shall thereafter be unlawful for any person in any manner to use any such installation or to supply water thereto until such installation shall have been put in safe and sanitary condition according to the directions of the building inspector.

In case it shall be impracticable for the building inspector to proceed as above described, he shall notify the public health officer of the city, whose duty it shall then be to proceed with the removal of such installation in accordance with the laws of the state. (Code 1958, § 24-5.)

### **Section 30.04.080 Appeal from decisions of building inspector**

In case any difference should arise between the building inspector and the owner of any property subject to the regulations of this chapter or any person engaged in or desirous of doing any plumbing or sewer work regarding the interpretation or enforcement of any of the provisions of this chapter, appeal may be made to the board of appeals as established by section 127.1 et seq. of the Basic Building Code as adopted by section 7.020; whose decision thereon shall be final. (Code 1958, § 24-6.)

### **Section 30.04.090 Persons permitted to do plumbing work, etc.**

All plumbing work, all excavations and cutting of pavement in the public streets or alleys, all laying of water and sewer connections and connections to storm sewers and all construction of private sanitary drains within the corporate limits of the city shall be undertaken and executed only by such plumbers or other persons as have obtained a license for such work together with a permit for each separate job. (Code 1958, § 24-7.)

## **Article 30.08 Plumber's License**

### **Sections:**

<b>30.08.010</b>	<b>Required</b>
<b>30.08.020</b>	<b>Bond required of applicant for master's license</b>
<b>30.08.030</b>	<b>Fees</b>
<b>30.08.040</b>	<b>Issuance</b>
<b>30.08.050</b>	<b>Expiration and renewal</b>
<b>30.08.060</b>	<b>Revocation</b>

### **Section 30.08.010 Required**

No person shall engage in the occupation of installing or repairing the pipes, fixtures or other apparatus constituting the plumbing system of any building within the city without first procuring a license to do so, either as a master plumber or a journeyman plumber. (Code 1958, § 24-8.)

### **Section 30.08.020 Bond required of applicant for master's license**

In addition to his license fee, an applicant for license as a master plumber must file in the office of the city auditor a surety company bond in the sum of one thousand dollars approved by the board of city commissioners and conditioned substantially that the principal will indemnify and save harmless the city from any and all loss, claim, suit or damage, direct or consequential, which the city may suffer or sustain by reason of any work done, any neglect or omission by the principal or his employees or the use of improper materials therein; that the work will be fully performed; and that the principal will comply with all ordinances and regulations of the city concerning plumbing, drain laying in water mains and sewers and will restore to the condition in which such installations were found, any paving, street, sidewalk, water pipe, sewer or other property disturbed by him or his agents in and about his employment. (Code 1958, § 24-9.)

### **Section 30.08.030 Fees**

The fee for a master plumber's license and a journeyman plumber's license shall be in such amount as determined from time to time by the board of city commissioners and shall be on file in the office of the city auditor in the city fee schedule. (Code 1958, § 24-10; Ord. No. 705, § 4; Ord. No. 1086, § 18.)

### **Section 30.08.040 Issuance**

A license to engage in the business of plumbing, whether as a master or a journeyman plumber, shall be issued by the city auditor to any person presenting to him a certificate of competency issued by the board of plumbing examiners, upon payment by such person to the city of the fee specified in section 30.08.030. (Code 1958, § 24-11.)

### **Section 30.08.050 Expiration and renewal**

All licenses issued under this article shall be for one year or a fractional part thereof and shall expire on the thirty-first day of December of each year. They shall be renewed by the city

auditor from year to year upon payment of the annual license fee specified in section 30.08.030. (Code 1958, § 24-12.)

### **Section 30.08.060 Revocation**

The failure of any person licensed to engage in the work of plumbing or of any surety of such person to pay any damages sustained by the city by virtue of the breach by the licensee or any of his employees of the conditions of the indemnifying bond required by this article or the withdrawal of any surety from the contract of suretyship during the term of the license of any licensee shall be cause for revocation of the license by the board of city commissioners. Any such license shall be revoked only after notice of hearing and after an opportunity on the part of the licensee to be heard before such board. (Code 1958, § 24-14.)

## **Article 30.12 Work Permit**

### **Sections:**

- 30.12.010 Required; exception**
- 30.12.020 Application**
- 30.12.030 Fees**
- 30.12.040 Issuance--Generally**
- 30.12.050 Same--Not to be issued in certain cases**
- 30.12.060 Allowing others to use permit**

### **Section 30.12.010 Required; exception**

Whenever any plumber or other person licensed by the city to engage in plumbing work covered by this chapter shall desire to commence any such work, he shall first obtain a permit so to do from the building inspector; provided, however, that no permit shall be required for ordinary repairs to plumbing. (Code 1958, § 24-15.)

### **Section 30.12.020 Application**

An application for a permit required by this article shall be in such form, shall contain such information regarding the proposed work as shall be required by the building inspector and, if he so requires, shall be accompanied by plans, specifications and estimates of the cost thereof. (Code 1958, § 24-16.)

### **Section 30.12.030 Fees**

For each plumbing permit required under the terms of this article, the applicable fees shall be paid to the director of code enforcement. The permit fees for one or two family dwellings, apartments and commercial buildings shall be in such amount as determined from time to time by the board of city commissioners and shall be on file in the office of the city auditor in the city fee schedule. (Code 1958, § 24-17; Ord. No. 728, § 3; Ord. No. 789, § 3; Ord. No. 1086, § 19.)

### **Section 30.12.040 Issuance--Generally**

When after due consideration and examination it shall appear to the building inspector that the provisions of this chapter are complied with, he shall issue a permit applied for under this article. (Code 1958, § 24-18.)

### **Section 30.12.050 Same--Not to be issued in certain cases**

No permit shall be issued for the making of any connection between any sanitary sewer or storm water sewer or water mains of the city and any property which has not been assessed for the construction of such sanitary sewer, storm sewer or water main, except as authorized by the board of city commissioners. No permit shall be issued for the making of any connection to any sanitary sewer, storm sewer or water main of the city from any property on which any special assessment taxes for the foregoing improvements are delinquent.

No permit shall be issued by the building inspector for the connection of any storm water pipe or sewer or any pipe leading from any roof, gutter or downspout to any sanitary sewer or for the connection of any sanitary sewer or pipe to any storm water sewer, and it shall be unlawful for any person to make such connection or cause the same to be made. (Code 1958, § 24-19.)

### **Section 30.12.060 Allowing others to use permit**

No licensed plumber or other person shall allow the use of any permit granted him under this article by any other person not in his employ. (Code 1958, § 24-20.)