

Passed: 02/12/08
Published: 02/20/08

ORDINANCE NO. 1920

AN ORDINANCE AMENDING SECTION 15.16.010 OF THE DERBY MUNICIPAL CODE, PROVIDING FOR ADOPTION BY REFERENCE OF THE 2006 INTERNATIONAL PLUMBING CODE, EXCLUDING ITS SEVERAL APPENDICES, BY REFERENCE; ALL PERTAINING TO THE DESIGN, CONSTRUCTION, QUALITY OF MATERIALS, ERECTION, INSTALLATION, ALTERATION, REPAIR, LOCATION, RELOCATION, REPLACEMENT, ADDITIONS TO, AND USE OR MAINTENANCE OF PLUMBING SYSTEMS WITHIN THE CITY OF DERBY; PROVIDING FOR THE ISSUANCE OF PERMITS AND COLLECTION OF FEES THEREFOR; AND REPEALING ORIGINAL SECTION 15.16.010 OF SAID CODE.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF DERBY, KANSAS:

Section 1. §15.16.010 of the Derby Municipal Code is hereby amended to read as follows:

15.16.010 Adoption of 2006 International Plumbing Code; local amendments.

A. The 2006 International Plumbing Code, excluding its several appendices (the "IPC"), a uniform code prepared by the International Code Council, Inc., 5203 Leesburg Pike, Suite 708, Falls Church, Virginia, 22041, is hereby adopted by reference and incorporated as an ordinance of the City of Derby, Kansas, except as specific provisions thereof are hereby amended or repealed. One or more copies of the IPC shall be marked or stamped "Official Copy," with all deleted or amended sections or portions thereof clearly marked to show such modification, and to which shall be attached a copy of this ordinance. Such copy or copies shall be filed with the City Clerk and shall be open and available for public inspection at all reasonable hours.

B. Section 101.1 of the IPC is hereby amended to read as follows:

101.1 Title. These regulations shall be known as the International Plumbing Code of the City of Derby, Kansas hereinafter referred to the Plumbing Code of the City of Derby, Kansas.

C. Section 101.2 of the IPC is hereby amended to read as follows:

101.2 Scope. The provisions of this code shall apply to the erection, installation, alteration, repairs, relocation, replacement, addition to, and use or maintenance of plumbing systems within this jurisdiction. This code shall also regulate nonflammable medical gas, inhalation anesthetic, vacuum piping, non-medical oxygen systems and sanitary and condensate vacuum collection systems. The installation of fuel gas

distribution piping and equipment, fuel-gas-fired water heaters and water heater venting systems shall be regulated by the *International Fuel Gas Code*.

D. Section 106.3.1 of the IPC is hereby amended to read as follows:

106.3.1 Construction documents. Construction documents, engineering calculations, diagrams and other such data shall be submitted in two or more sets with each application for a permit. The code official shall require construction documents, computations and specifications to be prepared and designed by a registered design professional registered in the State of Kansas when required by state law. Construction documents shall be drawn to scale and shall be of sufficient clarity to indicate the location, nature and extent of the work proposed and show in detail that the work conforms to the provisions of this code. Construction documents for buildings more than two stories in height shall indicate where penetrations will be made for pipe, fittings and components and shall indicate the materials and methods for maintaining required structural safety, fire-resistance rating and fireblocking.

Exception: The code official shall have the authority to waive the submission of construction documents, calculations or other data for one and two-family dwellings if the nature of the work applied for is such that reviewing of construction documents is not necessary to determine compliance with this code.

E. Section 106.6.2 of the IPC is hereby amended to read as follows:

106.6.2 Fee schedule. The fees for all plumbing work shall be as indicated by city ordinance.

F. Section 106.6.3 of the IPC is hereby amended to read as follows:

106.6.3 Fee refunds. The code official shall authorize the refunding of fees as follows:

1. The full amount of any fee paid hereunder that was erroneously paid or collected.
2. Not more than 80 percent of the permit fee paid when no work has been done under a permit issued in accordance with this code.
3. Not more than 80 percent of the plan review fee paid when an application for a permit for which a plan review fee has been paid is withdrawn or canceled before any plan review effort has been expended.

The code official shall not authorize the refunding of any fee paid except upon written application filed by the original permittee not later than 180 days after the date of fee payment.

G. Section 107.1 of the IPC is hereby amended to read as follows:

107.1 Required inspections and testing. The code official, upon notification from the permit holder or the permit holder's agent, shall make the following inspections and such other inspections as necessary, and shall either release that portion of the construction or shall notify the permit holder or an agent of any violations that must be corrected. The holder of the permit shall be responsible for the scheduling of such inspections.

1. Underground inspection shall be made after trenches or ditches are excavated and bedded, piping installed, and before any backfill is put in place.

2. Rough-in inspection shall be made after all sanitary, storm and water distribution piping is roughed-in, and prior to the installation of wall or ceiling membranes.
3. Final inspection shall be made after the building is complete, all plumbing fixtures are in place and properly connected, and the structure is ready for occupancy.

H. Section 108.4 of the IPC is hereby deleted.

I. Section 108.5 of the IPC is hereby amended to read as follows:

108.5 Stop work orders. Upon notice from the code official, work on any plumbing system that is being done contrary to the provisions of this code or in a dangerous or unsafe manner shall immediately cease. Such notice shall be in writing and shall be given to the owner of the property, or to the owner's agent, or to the person doing the work; provided, that where an emergency exists, the code official shall not be required to give a written notice prior to stopping the work. The notice shall state the conditions under which work is authorized to resume.. No person shall continue any work in or about the structure after having been served with a stop work order, except such work as that person is directed to perform by the code official to remove a violation or unsafe condition.

J. Sections 109.1 through 109.7 of the IPC are hereby deleted.

K. Section 304.4 of the IPC is hereby amended to read as follows:

304.4 Openings for pipes. In or on structures where openings have been made in walls, floors or ceilings for the passage of pipes, such openings shall be closed and protected with approved caulking materials.

L. Section 305.6.1 of the IPC is hereby deleted.

M. Section 313.1 of the IPC is hereby deleted.

N. Section 404.1 of the IPC is hereby amended to read as follows:

404.1 Where required. Accessible plumbing facilities and fixtures shall be provided in accordance with the American's with Disabilities Act ("ADA" or "The Act").

O. Section 502.1 of the IPC is hereby amended to read as follows:

502.1 General. Water heaters shall be installed in accordance with the manufacturer's installation instructions. Oil-fired water heaters shall conform to the requirements of this code and the *International Mechanical Code*. Electric water heaters shall conform to the requirements of this code and provisions of the *National Electric Code*. Gas-fired water heaters shall conform to the requirements of the *International Fuel Gas Code*.

P. Section 504.3 of the IPC is hereby amended to read as follows:

504.3 Shutdown. A means for disconnecting an electric hot water supply system from its energy supply shall be provided in accordance with the *National Electric Code*. A

separate valve shall be provided to shut off the energy fuel supply to all other types of hot water supply systems.

Q. Sections 607.2 and 607.2.1 of the IPC are hereby deleted.

R. Section 701.2 of the IPC is hereby amended to read as follows:

701.2 Sewer required. Every building in which plumbing fixtures are installed and all premises having drainage piping shall be connected to a public sewer, where available, or a private sewage disposal system approved by the Director of Wastewater Department of the City of Derby, Kansas.

S. Section 701.3 of the IPC is hereby amended to read as follows:

701.3 Separate sewer connection. Every building having plumbing fixtures installed and intended for human habitation, occupancy or use on premises abutting on a street, alley or easement in which there is a public sewer shall have a separate connection with the sewer. The Director of the Wastewater Department of the City of Derby, Kansas shall have the authority to approve a common building sewer that connects to the public sewer.

T. Section 702.3 of the IPC is hereby amended to read as follows:

702.3 Building sewer pipe. Building sewer pipe shall conform to one of the standards listed in Table 702.3, with the exclusion of any type of cellular core, foam core, and SDR type pipe to be used outside the perimeter of the structure.

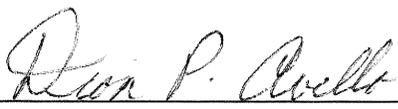
U. Section 904.1 of the IPC is hereby amended to read as follows:

904.1 Roof extension. All open vent pipes that extend through a roof shall be terminated at least 12 inches above the roof.

Section 2. Original §15.16.010 of the Derby Municipal Code are hereby repealed.

Section 3. This Ordinance shall be effective from and after its publication once in the official City newspaper.

ADOPTED BY THE GOVERNING BODY this 12th day of February, 2008.



Dion P. Avello, Mayor

ATTEST:



Jean Epperson, City Clerk