

TOWN OF ADDISON, TEXAS

ORDINANCE NO. 008-011

AN ORDINANCE OF THE TOWN OF ADDISON, TEXAS, AMENDING CHAPTER 18, ARTICLE VI OF THE CODE OF ORDINANCES OF THE TOWN OF ADDISON, TEXAS, TO PROVIDE MINIMUM STANDARDS TO SAFEGUARD LIFE OR LIMB, PROPERTY, AND PUBLIC WELFARE BY REGULATING THE DESIGN, CONSTRUCTION, QUALITY OF MATERIALS, USE AND OCCUPANCY, LOCATION AND MAINTENANCE OF BUILDINGS AND STRUCTURES. PROVIDING FOR A PENALTY CLAUSE; PROVIDING FOR A SEVERABILITY CLAUSE; AND PROVIDING FOR A REPEAL CLAUSE.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE TOWN OF ADDISON, TEXAS:

SECTION 1. That the Code of Ordinances of the Town of Addison be amended by changing Sec. 18-341, Sec. 18-361, Sec. 18-362, Sec. 18-363, Sec. 18-368 and Sec. 18-369 and adding Sec. 18-369.1 to read as follows:

ARTICLE VI. PLUMBING CODE

DIVISION 1. GENERALLY

Sec. 18-341. Adopted.

(a) The rules and regulations of the International Plumbing Code, International Fuel Gas Code, and the International Private Sewage Disposal Code, 2006 Editions, are hereby adopted as the rules and regulations and controlling the design, construction, installation, quality of materials, location, operation and maintenance of plumbing apparatus and fixtures within the city.

(b) The International Plumbing Code, International Fuel Gas Code and International Private Sewage Disposal Code, 2006

Editions (copies of which, authenticated by the signature of the mayor and the city secretary, and made a public record by ordinance, are on file in the city secretary's office) are hereby adopted as the plumbing code of the city as fully as if copied at length in this article, but with the following changes therein and additions thereto provided in this article.

Sec. 18-342 - 360. Reserved.

DIVISION 2. DELETIONS, AMENDMENTS, AND ADDITIONS

Sec. 18-361. Generally.

The International Plumbing Code, International Fuel Gas Code and International Private Sewage Disposal Code as adopted in this article, are hereby modified by the deletions, amendments and additions provided herein.

Sec. 18-362. Violation penalties.

The International Plumbing Code, International Fuel Gas Code and International Private Sewage Disposal Code are amended by changing Section 108.4 to read as follows:

108.4. Violation penalties. Any person, firm or corporation violating any of the provisions of Article VI of Chapter 18 of the Addison Code shall be subject to a fine, upon conviction in the municipal court, in any sum not to exceed five hundred dollars (\$500.00), and each and every day of continuance thereof shall constitute a distinct and separate offense. The owner or owners of any building or structure failing to comply with any provisions of Article VI of Chapter 18 of the Addison Code, and the owner or owners of any premises wherein a violation of the provisions of Article VI of Chapter 18 of the Addison Code occurs, and any architect, engineer, designer, builder, contractor, agent, person, firm or corporation employed therewith and who has assisted in the commission of any such violation, shall be guilty of a separate offense.

Sec. 18-363. Board of Appeals.

The International Plumbing Code, International Fuel Gas Code and International Private Sewage Disposal Code are amended by changing Section 109.2 to read as follows:

109.2. Board of Appeals.

109.2.1. General. In order to determine the suitability of alternate materials and type of construction and to provide for reasonable interpretations of the provisions of Article VI of Chapter 18 of the Addison Code, there shall be and is hereby created a board of appeals consisting of three (3) members and two (2) alternates appointed by the city council. The building official shall be an ex officio member and shall act as secretary of the board. The board of appeals shall adopt reasonable rules and regulations for conducting its investigations and shall render all decisions and findings in writing. The powers of the board of appeals shall be as follows:

(1) To hear appeals from decisions of the building official.

(2) To hear requests for the use of a material or method of construction not prescribed by the code and to authorize the use when, in the board's judgment, the material or method of construction is at least equivalent to that prescribed and

(3) To hear complaints from the building official arising against any person, firm, or corporation licensed by the town to perform plumbing work and shall have the power, after hearing, to revoke or suspend said license for the following reasons:

- a. Chronic violation of Article VI of Chapter 18 of the Addison Code
- b. Misrepresentation of material facts obtaining said license or renewal thereof
- c. Chronic failure to secure permits, inspections, or approvals as required by Article VI of Chapter 18 of the Addison Code, or
- d. Use of said license to obtain a permit for another person, firm, or corporation.

109.2.2. Limitations of authority. The board of appeals shall have no authority relative to interpretation of the administrative provisions of this code nor shall the board be empowered to waive requirements of this code.

Sec. 18-368. Partitions

The International Plumbing Code is amended by deleting Sections 310.4 and 310.5.

Sec. 18-368.1. Inspection and testing of backflow prevention assemblies.

The International Plumbing Code is amended by changing Section 312.9 to read as follows:

312.9 Inspection testing of backflow prevention assemblies. Inspection and testing shall comply with Sections 312.9.1 and 312.9.2.

312.9.1 Inspections. Annual inspections shall be made of all backflow prevention assemblies and air gaps to determine whether they are operable. In the absence of local provisions, the owner is responsible to ensure that testing is performed.

312.9.2 Testing. Reduced pressure principle backflow preventer assemblies, double check-valve assemblies, pressure vacuum breaker assemblies, reduced pressure detector fire protection backflow prevention assemblies, double check detector fire protection backflow prevention assemblies hose connection backflow preventers, and spill-proof vacuum breakers shall be tested at the time of installation, immediately after repairs or relocation and at least annually. The testing shall be performed in accordance with applicable local provisions. In the absence of local provisions, the owner is responsible to ensure that testing is done in accordance with one of the following standards;

ASSE 5013, ASSE 5015, ASSE 5020, ASSE 5047, ASSE 5048, ASSE 5052, ASSE 5056, CSA B64.10 OR CSA B64.10.1.

Sec. 18-369. Minimum number of fixtures.

The international Plumbing Code is amended by changing Section 403.1 to read as follows:

403.1 Minimum number of fixtures. Plumbing fixtures shall be provided for the type of occupancy and in the minimum number as follows:

1. Assembly Occupancies: At least one drinking fountain shall be provided at each floor level in an approved location. Exception: A drinking fountain need not be provided in a drinking or dining establishment.
2. Groups A,B,F,H,I,M, and S Occupancies: Buildings or portions thereof where persons are employed shall be provided with at least one water closet for each sex except as provided for in Subsection 403.2.
3. Group E Occupancies: Shall be provided with fixtures as shown in Table 403.1.
4. Group R Occupancies: Shall be provided with fixtures as shown in Table 403.1.

It is recommended, but not required, that the minimum number of fixtures provided also comply with the number shown in Table 403.1. Types of occupancies not shown in Table 403.1 shall be considered individually by the code official. The number of occupants shall be determined by the International Building Code. Occupancy classification shall be determined by the in accordance with the International Building Code.

Sec. 18-369.1 Beverage dispensers

The International Plumbing Code is amended by changing Section 608.16.1 to read as follows:

608.16.1 Beverage dispensers. The water supply connection to beverage dispensers shall be protected against backflow by a stainless steel reduced pressure principle backflow preventer complying with Subsection 608.13.2 or by an air gap. The backflow preventer device and the piping downstream therefrom shall not be affected by carbon dioxide gas.

SECTION 2. All other ordinances and parts of ordinances in conflict with this ordinance shall be, and the same is hereby repealed, but the repeal of such ordinances or parts of ordinances shall not affect any right, property or claim which was or is vested in the Town of Addison, Texas, or any act done, or right accruing or accrued, or established, or any suit, action or proceeding had or commenced before the time when this ordinance shall take effect; nor shall said repeals, amendments or changes effect any offense committed, or any penalty or forfeiture incurred, or any suit or prosecution pending at the time when this ordinance shall take effect under any of the ordinances or sections thereof so repealed.

SECTION 3. In the event that any section, paragraph, subdivision, clause, phrase, or provision of this ordinance or the International Plumbing Code, International Fuel Gas Code, or the International Private Sewage Disposal Code, 2006 Editions, or revisions thereof, adopted herein shall be adjudged invalid or held unconstitutional, the same shall not affect the validity of this ordinance or of the International Plumbing Code, International Fuel Gas Code or International Private Sewage Disposal Code, 2006 Editions, or revisions thereof as a whole or any part of provision other than the part so decided to be invalid or unconstitutional.

SECTION 4. Any person, firm or corporation violating any provision of this ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof, shall be fined an amount not to exceed five hundred dollars (\$500.00), and each and every day that the prohibited condition remains shall constitute a separate offense.

SECTION 5. That this ordinance shall become effective from and after its adoption.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE TOWN OF ADDISON, TEXAS, this the 22nd day of April, 2008.

  
MAYOR-Joe Chow

ATTEST:

A handwritten signature in cursive script, appearing to read "Mario Canizares", written over a horizontal line.

CITY SECRETARY-Mario Canizares

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