

ORDINANCE NO. 221

AN ORDINANCE ADOPTING BY REFERENCE THE BOCA BASIC
PLUMBING CODE, WITH CERTAIN MODIFICATIONS
PRESCRIBING THE REGULATIONS, GOVERNING THE
CONSTRUCTION, ALTERATION AND USE OF MATERIALS,
AND PRESCRIBING PENALTIES

BE IT ORDAINED AND ENACTED BY THE TOWN COUNCIL OF THE BOROUGH OF FREEPORT, AND IT IS HEREBY ORDAINED AND ENACTED BY AUTHORITY OF THE SAME.

SECTION 1. Pursuant to the provisions of the Borough Code, it is hereby adopted by reference in the Borough of Freeport, the BOCA Basic Plumbing Code, published by the Building Officials Conference of America, Inc. First Edition 1968, together with its amendments and supplements, hereinafter referred to as "The Code", for the purpose of prescribing regulations for the construction, alteration or removal, equipment, use, occupancy and maintenance of buildings and structures, excepting, however, the appendices thereto and as modified by the provisions of this Ordinance or any amendments hereto, of which not less than three copies have been and now are filed in the office of the Borough Secretary.

SECTION 2. The administration and enforcement of this Ordinance shall be the duty of the Plumbing Official, which office is hereby created and shall be filled by Council in the manner of all other Borough appointments. Said Plumbing Official is hereby authorized to take such action as may be reasonably necessary to enforce the provisions of The Code and this Ordinance.

SECTION 3. The provisions of The Code and this Ordinance shall apply to and govern plumbing as defined in The Code, including the practice, materials and fixtures 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 storm water or sewage system of any premises to that connection with any point of public disposal or other terminal .

SECTION 4. The provisions of The Code and this Ordinance will apply, in the case of facilities in or adjacent to public streets, only to that portion which is under the ownership or the control of the owner or occupant of the building or premises to which The Code and this Ordinance apply.

SECTION 5. Three copies of The Code shall be kept on file in the office of the Borough Secretary for inspection by, and the use of the public, and shall be marked with the words, "Freeport Borough Official Copy".

SECTION 6. Before undertaking any plumbing work within the Borough limits, the owner, occupant, contractor or plumber, will make application for a permit to the Plumbing Official on a form provided by the Borough, having attached thereto the plans and specifications showing the proposed work in necessary detail, together with the fee for the particular permit requested which will be prescribed by Council by Resolution from time to time. The Plumbing Official will determine from examination of such plans and specifications and from the assurance of the applicant, that the work will conform to the provisions of The Code and this Ordinance. If a permit be denied, the applicant may submit revised plans and specifications without payment of additional fee. If in the course of the work, it be found necessary to make any change from the plans and specifications on which a permit has been issued, amended plans and specifications will be submitted and a supplementary permit subject to the same conditions applicable to the original application for permit shall be issued to cover the change.

SECTION 7. Repairs involving only the working parts of a faucet or valve, the cleanness of stoppages, repairing of leaks, or replacement of defective faucets or valves, may be made without a permit, provided no changes are made in the piping to the fixtures.

SECTION 8. The Plumbing Official shall make such rules and regulations in furtherance of the purposes of The Code and this Ordinance, and not inconsistent with the specific provisions of The Code and this Ordinance, for the installation, repair or alteration of air conditioning systems, water treatment equipment, and water operated devices as may be deemed necessary to protect the water supply system.

SECTION 9. It shall be the duty of the Plumbing Official to enforce the provisions of The Code and this Ordinance, and to make the inspections and tests required thereunder. Said Plumbing Official shall, after proper identification, have the right to enter any premises for the purpose of inspecting any plumbing system at such times as may be reasonably necessary to protect public health.

SECTION 10. Any person violating any provision of this Ordinance shall be guilty of a summary offense, and shall be punished by a fine not to exceed \$100.00, or upon failure to make payment thereof, to be confined to the county jail for a period not to exceed thirty (30) days.

SECTION 11. In event any section, paragraph, sentence or word of this Ordinance or of The Code be declared invalid, illegal or unconstitutional, it is the intent of the Council that the remaining portion of The Code and this Ordinance be in full force and effect, except for the said section, paragraph, sentence or word.

SECTION 12. Ordinance No. 210 adopting by reference the American Standard National Plumbing Code (ASA A40.8-1955) published by the American Society of Mechanical Engineers in 1955 is hereby repealed. All other Ordinances or parts of Ordinances inconsistent herewith are hereby repealed.

SECTION 13. This Ordinance shall take effect immediately upon the approval of the mayor.

DONE, ORDAINED AND ENACTED by the Town Council of the Borough of Freeport this 24 day of September, 1969.

ATTEST:

Alfred A. Atkinson
President of Council

Elizabeth J. Cantone
Borough Secretary

Examined and approved this 25 day of Sept, 1969.

James V. Nolf
Mayor