

ORDINANCE NO. 990

AN ORDINANCE AMENDING ORDINANCE NO. 731 OF THE CITY OF EUREKA SPRINGS, ARKANSAS.

BE IT ORDAINED by the City Council of the City of Eureka Springs, Arkansas:

Section 1. Permits for Plumbing Work.

Ordinance No. 731 of the City of Eureka Springs, Arkansas is hereby amended by adding the following two (2) paragraphs to Section 5 thereof:

"No central heating systems, floor furnances, wall furnances or elevated ceiling circulators, to be operated wholly or partly with natural gas, shall be installed without the prior written application of a properly licensed applicant, as heretofore set forth, and without the prior issuance of a permit by the Gas Plumbing Inspector."

"Each and every permit provided for by this Section shall be issued to the licensed applicant by the Gas Plumbing Inspector upon the submission of the written application heretofore provided for, and upon the payment by such licensed applicant of a permit fee of Two and 50/100 Dollars (\$2.50) to the Gas Plumbing Inspector."

Section 2. Inspections and Tests.

Ordinance No. 731 of the City of Eureka Springs, Arkansas is hereby amended so that Section 6 thereof shall read, in its entirety, as follows:

"It shall be the duty of the Licensed Gas Fitter to notify the Gas Plumbing Inspector between the hours of 9:00 a.m. and 5:00 p.m., Monday through Friday, excepting holidays, not less than eight working hours before the work is to be inspected or tested, and it shall be the duty of the Licensed Gas Fitter to make sure that the work will stand the test prescribed before giving the above mentioned notice.

"For inspection of new gas piping, extensions, branch lines and alterations work in any building, and of the installation of central heating systems, floor furnances, wall furnaces or elevated ceiling circulators, to be operated wholly or partly with natural gas, the Gas Plumbing Inspector shall

charge and collect from the Licensed Plumber applying for such inspection, the sum of Two and 50/100 Dollars (\$2.50) for each inspection. The Gas Plumbing Inspector going to the same job more than once for the same inspection shall charge Two and 50/100 Dollars (\$2.50) for each and every inspection thereafter if the workmanship is defective, or if the installation is contrary to this Ordinance, or if the work is not ready for inspection, or if the installation is contrary to or in violation of the Arkansas State Gas Code, the same being Chapter 15 of the Arkansas State Plumbing Code. If and when the work passes the inspections and tests as prescribed in this Ordinance, the Gas Plumbing Inspector shall issue a Certificate of Inspection, with a copy thereof furnished to the Gas Company, and this will authorize the Gas Company to install gas service or meter at the premises (or building) covered by the Certificate of Inspection. No meters shall be installed by the Gas Company until such Certificate of Inspection has been furnished by the Gas Plumbing Inspector."

Section 3. Incorporation by reference by the Arkansas State Gas Code.

(a) Ordinance No. 731 of the City of Eureka Springs, Arkansas is hereby amended through the incorporation therein by reference of the Arkansas State Gas Code, the same being Chapter Fifteen (15) of the Arkansas State Plumbing Code and published separately only as the Arkansas State Gas Code as a convenience for persons, firms and corporations not needing the complete Arkansas State Plumbing Code. Three (3) certified copies of the Arkansas State Gas Code shall be on file in the office of the City Clerk for inspection by the public in said office during its regular business hours.

(b) Any violation of any provision of the Arkansas State Gas Code shall result in the violator being deemed to be in violation of said Ordinance No. 731, and upon conviction of such violation, such violator shall be subject to the penalties provided for by Section 13 of said Ordinance No. 731.

Section 4. Ordinance No. 731 otherwise unaffected.

All provisions of said Ordinance 731 not heretofore amended are hereby declared to be in full force and effect from and after the effective date of this Ordinance and shall be deemed to be coexistent with the provisions of the Arkansas State Gas Code. Any irreconcilable conflict between any provision of said Ordinance No. 731 and any provision of the Arkansas State Gas Code shall be resolved in favor of the Arkansas State Gas Code.

Section 5. Separability Clause.

The purpose of this Ordinance is to amend said Ordinance No. 731 in order to more adequately protect the public. The provisions of this Ordinance are hereby declared to be separable from all other provisions of this Ordinance, separable from the provisions of said Ordinance No. 731 and separable from the provisions of the Arkansas State Gas Code, and the invalidity of any clause, sentence, paragraph or section of this Ordinance, or of said Ordinance No. 731, or of the Arkansas State Gas Code, shall not affect the validity of the remainder of this Ordinance or of said Ordinance No. 731.

PASSED AND ORDAINED by the City Council of the City of Eureka Springs, Arkansas, on this, the 6<sup>th</sup> day of December, 1975.

APPROVED:

  
\_\_\_\_\_  
WILLIAM A. HILL, MAYOR

(SEAL)

ATTEST:

  
\_\_\_\_\_  
JUNE I. MONCRAVIE, CITY CLERK

EMERGENCY DECLARED

The City Council of the City of Eureka Springs, Arkansas, hereby finds that the public has been and will be injured through improper installation of systems utilizing, transporting or transferring natural gas, and that this Ordinance is necessary for the public health, safety and welfare. Therefore, an emergency is hereby declared to exist, and this Ordinance shall be in full force and effect from and after its passage, approval and publication according to law.

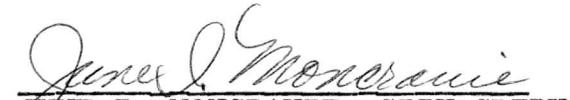
APPROVED:



WILLIAM A. HILL, MAYOR

(SEAL)

ATTEST:

  
JUNE I. MONCRAVIE, CITY CLERK