

ORDINANCE NO. 2019-18

AN ORDINANCE AMENDING A PORTION OF CHAPTER 18 OF THE CODE OF ORDINANCES, CITY OF PORT NECHES, TEXAS, WHICH PERTAINS TO BUILDINGS AND BUILDING REGULATIONS WITHIN THE CITY OF PORT NECHES; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, Chapter 18 of the Code of Ordinances of the City of Port Neches relates to and regulates buildings located within the limits of the City of Port Neches; and,

WHEREAS, the 2006 International Plumbing Code regulates and governs the design, construction, quality of materials, erection, installation, alternation, repair, location, relocation, replacement addition to use, use or maintenance of plumbing systems; and by providing for the issuance of permits and collection of fees therefor; and,

WHEREAS, the City Council of the City of Port Neches finds that it is in the best interest of the citizens of the City of Port Neches to amend a portion of Chapter 18 of the City Code of Ordinances by repealing Section 18-61 (Ordinance No. 1987-10, 1, 10-22-1987) of the Code of Ordinances of the City of Port Neches, Texas, and all other Ordinances or parts of Ordinances in conflict herewith and by adopting the 2006 edition of the International Plumbing Code, as amended and/or modified.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PORT NECHES, TEXAS:

That Article III of Chapter 18 of the Code of Ordinances of the City of Port Neches be and it is hereby amended to read, in its entirety, as more fully set forth in the 2006 International Plumbing Code, as amended, and as the same may be hereafter modified by the City Council of the City of Port Neches, Texas.

SECTION I. That Section 18-61 of the Code of Ordinances of the City of Port Neches is hereby amended to read as follows:

“Sec. 18-61. International Plumbing Code adopted.

Section 1. That a certain document being marked and designated as the International Plumbing Code, 2006 edition, including Appendix Chapters E and F, as published by the International Code Council, be and it is hereby adopted as the Plumbing Code of the City of Port Neches, Texas, regulating and governing the design, construction, quality of materials, erection, installation, alteration, repair, location, relocation, replacement, addition to, use or maintenance of plumbing systems as herein provided; providing for the issuance of permits and collection of fees therefor; and each and all of the regulations, provisions, penalties, conditions and terms of said Plumbing Code on file in the office of the City of Port Neches, are hereby

referred to, adopted and made a part hereof as if fully set out in this Ordinance, with the additions, insertions, deletions and changes, if any, prescribed in Section II of this Ordinance.

SECTION II. That Section 18-62 of the Code of Ordinances of the City of Port Neches is hereby amended to read as follows:

“Sec. 18-62. Revisions, amendments and additions to the 2006 International Plumbing Code.

“The following sections are hereby revised to read as follows:

“*Section 101.1.* City of Port Neches.

“*Section 106.6.2* of the 2006 International Plumbing Code is amended by adding a schedule of fees to read as follows:

Plumbing Permit Fee Schedule

Fee for issuing permit	\$ 15.00
Toilets	3.00
Tubs	3.00
Lavatories	3.00
Sinks	3.00
Urinals	3.00
Showers	3.00
Water Heaters	10.00
Water Lines	10.00
Sewer Lines	10.00
Floor Drains	3.00
Washing Machines	3.00
Air Condition Drains	3.00
Drink Fountains	3.00
Under-counter Grease Traps	3.00
Grease Traps, up to 500 gallons	10.00
Grease Traps, over 500 gallons	10.00
Sinks in Café or Restaurant, single	3.00
2 compartment	5.00
3 compartment	8.00
Dental Chairs	8.00
Wash Racks for Garages	5.00
Dish Washers	3.00
Laundry Tray	3.00

Garbage Disposal	3.00
Service Sink	3.00
Lawn Sprinkler System	25.00
Inspection or Reinspection	25.00

“Section 106.4. By whom application is made:

- “1) Any master plumber licensed by the Texas State Plumbing Board and having on file with the City the certificate of issuance as required by the Texas State Plumbing Board.
- “2) Any property owner for plumbing work to be performed by the property owner on property owned and occupied as the owner’s homestead.

“Section 108.4. Violations penalties.

“Any person who violates a provision of this code or fails to comply with any of the requirements thereof or who erects, constructs, alters or repairs plumbing work in violation of the approved construction documents or direction of the building official or directive of the building official or of a permit or certificate issued under the provisions of this code shall be subject to penalties as prescribed by law. In addition to the fines, the City may terminate water service to any user for allowing raw sewage to be deposited under or around any structure. Once the sewer system has been properly repaired, a reconnection and service fee may be charged in order for the service to be turned back on.”

Section 305.6.1 of the International Plumbing Code is amended by adding “12 inches” in both blanks provided.

Section 904.1 of the International Plumbing Code is amended by adding “6 inches” in the blank provided.

SECTION III. That existing Section 18-62 Ordinance Nos. (1962, 17-2, 1974-7, 3-17, 19-24, 5-7-1974; 1975-19, 1, 12-16-1975; 1987-13, 1, 10-22-1987; 1987-15, 1, 10-22-1987; 1999-20 1-7, 6-17-1999) of the City of Port Neches Code of Ordinance or parts of Ordinances in conflict herewith are hereby repealed.

SECTION IV: SEVERABILITY CLAUSE:

If any provision, section, subsection, sentence, clause or phrase of this Ordinance, or the application of same to any person or set of circumstances, should for any reason be held to be unconstitutional, void or invalid or for any reason unenforceable, the validity of the remaining

portions of this Ordinance and of the application thereby shall remain in effect. It being the intent of the City Council in adopting this Ordinance that no portion thereof or provision contained herein shall become inoperative or fail by any reason of unconstitutionality or invalidity of any portion or provision.

SECTION V: NOTHING AFFECTING LEGAL RIGHTS OR REMEDIES:

Nothing in this Ordinance of the Plumbing Code hereby adopted shall be construed to affect any suit or proceeding pending in any court or any rights acquired or liability incurred or any cause or causes of action acquired or existing under any Act or Ordinance hereby repealed as cited in Section 18-62 of this Ordinance, nor shall any just or legal right or remedy of any character be lost, impaired or affected by this Ordinance.

SECTION VI: EFFECTIVE DATE AND PUBLICATION:

This City Secretary is hereby ordered and directed to cause this Ordinance to be published and this Ordinance and the rules, regulations, provisions, requirements, orders and matters established and adopted hereby shall take effect and be in full force and effect from and after its approval, adoption and publication pursuant to law.

PASSED AND APPROVED by the City Council of the City of Port Neches, Texas, at a regular meeting this, the 19th day of September, 2019.

CITY OF PORT NECHES, TEXAS

Glenn Johnson, Mayor

ATTEST:

Jamie Mendoza, City Secretary

APPROVED AS TO FORM:

Pete Steele, City Attorney