

**CITY OF LAKEVIEW
BAXTER COUNTY ARKANSAS
ORDINANCE 14-02**

AN ORDINANCE TO REPEAL ORDINANCE 24 AND 47 RELATING TO THE PLUMBING CODE FOR THE CITY OF LAKEVIEW, BAXTER COUNTY, ARKANSAS AND RECREATE SAME.

WHEREAS, Ordinance 24 and 47 are seemingly outdated and potentially misleading, and

WHEREAS, it is imperative that ordinances of the city should be more readily understood so they can be objectively enforced.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Lakeview, Baxter County, Arkansas that Ordinance 24 and 47 are herewith repealed.

BE IT FURTHER ORDAINED AND ENACTED that standards covering the Plumbing Code, Fuel Gas Code and for related purposes are recreated as follows:

SECTION I – ADOPTION OF PLUMBING AND GAS CODE BY REFERENCE The Arkansas State Plumbing Code 2006 Edition and the Arkansas State Gas Code 2006 Edition or the latest edition adopted by the State of Arkansas is hereby adopted by reference thereto and incorporated herein, verbatim, word for word as is set out in full, including amendments and appendices unless hereinafter specifically amended or deleted by the City of Lakeview, Baxter County, Arkansas, thereto, and is hereafter known as the “Plumbing Code”.

SECTION II- ASSOCIATION WITH LAKEVIEW MIDWAY PUBLIC WATER AUTHORITY (LMPWA)

- (a) The City of Lakeview is dependent on LMPWA for the provision of potable water.
- (b) LMPWA is and shall be responsible for all distribution lines up to and including the meter and all associated devices involved with the supply of water. As such LMPWA shall be responsible for the maintenance and inspection of said lines and devices.
- (c) The property owner is and shall be responsible for water lines from the meter and all associated waste water distribution. As such, within the Corporate Limits of the City of Lakeview, inspection of associated lines and devices shall lie with the Building Official.
- (d) On new construction, the Building Official shall confer with LMPWA insuring that water is available. Upon completion, a copy of the final inspection report shall be provided to LMPWA with request that service be initiated.

SECTION III – APPLICATION, PERMITS

- (a) Before beginning any work in the City of Lakeview, Baxter County, Arkansas, the person installing or altering any plumbing, shall apply to the Building Official or other designated official and obtain a permit to perform such work.
- (b) Only those persons legally authorized to do plumbing may be issued permits. A permit may, however, be issued to a homeowner to install or alter plumbing in a single family residence, provided the homeowner does the work and that such work shall meet the code requirements.
- (c) All applications for permits shall be made on forms provided and shall be accompanied by appropriate fees as established by the Council from time to time by resolution.
- (d) Fees shall be specified in the most current Council resolution a copy of which may be obtained from the City Building Official.

- (e) On new construction, applicant will also be required to file an application with LMPWA to establish an account for provision of water and pay appropriate fees required for installation of a new meter, prior to service being initiated.

SECTION IV – PENALTIES

- (a) Where work for which a permit is required by this Code is started or proceeded with prior to obtaining said permit, fees specified shall be doubled, but the payment of such double fee shall not relieve any persons from fully complying with the requirements of the Code in the execution of work nor from any other penalties presented herein.
- (b) Any person, firm, or corporation found guilty or willfully violating any provision of this ordinance shall be subject to a fine of not less than Twenty-five Dollars (\$25.00) nor more than Two Hundred-fifty Dollars (\$250.00) together with the costs associated with such prosecution. Each day during which such violation continues shall be deemed to be a separate offense.

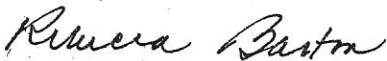
SECTION V – COMPLIMENTARY CLAUSE – The provisions of the various Codes adopted by the City regulating construction and occupancy of buildings and structures, including, but not limited to the Building Code, Fire Code, Electrical Code, Plumbing Code, Mechanical Code and the like shall be complimentary one to the other. In the event that a provision of one conflicts with the provision of another, the more stringent shall prevail.

SECTION VI - SEVERABILITY – The invalidity or unconstitutionality of the provisions of this Ordinance shall not affect any other section hereof, but same shall remain in full force and effect.

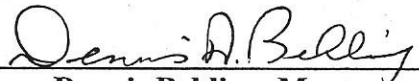
SECTION VII- EMERGENCY CLAUSE- This ordinance being necessary to insure compliance with terms, an emergency is declared to exist and this ordinance shall be in full force and effect from the date of its passage.

PASSED, ADOPTED AND APPROVED this 21 day of January, 2014 by the Lakeview City Council comprised of Ann Manley, Joe Gies, Wade Robson, Bea Crites and Bill Svehla on motion by Ald. Manley seconded by Ald. Crites with a roll call vote of 5 Yeas and 0 Nays.

Attest:



Rebecca Barton, Recorder/Treasurer



Dennis Behling, Mayor