

ORDINANCE NO. 4754

AN ORDINANCE OF THE CITY OF HASTINGS, NEBRASKA, TO AMEND SECTION 30-1301 THROUGH 30-1308 AND 29-308 OF THE OFFICIAL HASTINGS CITY CODE TO CHANGE THE PLUMBERS, GAS, AND MECHANICAL INSTALLERS EXAMINATION BOARD TO THE PLUMBERS, GAS, AND MECHANICAL INSTALLERS ADVISORY BOARD AND TO UPDATE THE CITY'S EXAMINATION AND LICENSURE PROCESS AND CORRESPONDING CHANGES TO THE ELECTRICAL CODE; AND TO REPEAL ANY ORDINANCES OR OTHER PROVISIONS IN CONFLICT THEREWITH.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF HASTINGS, NEBRASKA:

SECTION 1. That Section 30-1301 through 30-1308 of the Official City Code of the City of Hastings, Nebraska, be and the same is hereby amended to read as follows:

Sec. 30-1301. - Mechanical/Plumbing Advisory Board

There is hereby created a Mechanical/Plumbing Advisory Board for Plumbing, Gas, and Mechanical Installers, hereafter called the Mechanical/Plumbing Advisory Board, which shall be comprised of the Building Official, City Engineer, one licensed Master Plumber, one licensed Master Gas/Mechanical Installer, one member from the City Council, all to be selected by the Mayor and City Council. The Building Official shall be the Secretary of the Mechanical/Plumbing Advisory Board and shall have custody of all records. The Mechanical/Plumbing Advisory Board is hereby authorized to serve to advise the City Council and City staff on matters related to the licensing of mechanical and plumbing installers and related review and recommendation of needed City code changes. Each appointment shall be for a period of two years with the term of office to expire the first day of July after the full two year period has been served or in the case of the City Councilperson, until his or her term of office as Councilperson ends, whichever comes first. Vacancies shall be filled by the appointive power to serve for the balance of the term of the member of the Board whose position becomes vacant.

Sec. 30-1302. - Examination.

- 1) Before the applicant shall be certified as a Master Plumber, Journeyman Plumber, Master Gas Fitter, Journeymen Gas Fitter, Master Mechanical Installer, Journeyman Mechanical Installer, Water Conditioner Installer or Contractor, or Underground Lawn Sprinkler Installer, as the case may be, they shall have a current valid license issued by a Nebraska City of the First Class or received a passing score from an ICC testing Center for Plumbing Master, Plumbing Journeyman, Mechanical Master, Mechanical Journeyman, Master Gas Fitter, Journeyman Gas Fitter, Water Softener Installer and a Lawn Sprinkler Installer. The applicant must then be reviewed by the

Mechanical/Plumbing Advisory Board to verify the qualifications of the applicant. Upon payment of licensing fees, Occupation tax, and filing proof of current Certificate of Insurance Master, Plumbing Journeyman, Mechanical Master, Mechanical Journeyman, Master Gas Fitter, Journeyman Gas Fitter, Water Softener Installer and a Lawn Sprinkler Installer shall be registered by the Development Services Department.

- 2) Utility contractors. No examination shall be required of applicants for a utility contractor's certification provided that the holder of such certification shall comply with all applicable provisions of this chapter and any requirements of any contract with the City for the installation of service lines in conjunction with water main and sewer main upon public rights-of-way. An application for a utility contractor's certification shall be reviewed by the City Engineer or his designated representative, who shall, upon completion of such review, issue a utility contractor's certification to any individual who has complied with all applicable provisions of this chapter and any requirements of any contract with the City for the installation of service lines in conjunction with water main and sewer main upon public rights-of-way.
- 3) Experience Requirements.
 - a) Master Plumber Mechanical, or Gas Fitter. Applicant shall have worked under the applicable supervision of a Master Plumber, Mechanical, or Gas Fitter for a period of a minimum of two years, after having obtained a Journeyman's plumber license.
 - b) Journeyman Plumber, Mechanical, or Gas Fitter. Applicant shall have worked under the applicable supervision of a Master or Journeyman Plumber Mechanical, or Gas Fitter for a minimum period of two years.
 - c) Apprentice, Applicant shall be an employee of a Master Plumber, Mechanical, or Gas Fitter.

30-1303. - Certification—Required.

- 1) No person shall hereafter engage in or work at the business, trade, or calling of a Master Plumber, Journeyman Plumber, Master Gas Fitter, Journeymen Gas Fitter, Master Mechanical Installer, Journeyman Mechanical Installer, Water Conditioning Installer or contractor, or an Underground Lawn Sprinkler Installer in the City until they shall have been certified as a Master Plumber, Journeyman Plumber, Master Gas Fitter, Journeymen Gas Fitter, Master Mechanical Installer, Journeyman Mechanical Installer, Water Conditioner Installer, Water Conditioning Installer or contractor, or an Underground Lawn Sprinkler Installer licensed with a Nebraska City of the First Class or have a passing score from an ICC testing Center. The applicant's experience shall be reviewed and approved by the Mechanical/Advisory Board. The applicant shall pay all applicable fees and occupation taxes prior to becoming certified.
- 2) Utility contractors. No person, other than an employee of the City engaged in City business, shall engage in the installation of service lines in conjunction with water main and sewer main upon public rights-of-way until he has obtained a certification from the

City Engineer to work as a utility contractor. This subsection shall not apply to service connections as set forth in Section 31-307 of this chapter.

Sec. 30-1304. - Same—Application for License.

Application for a license for Master Plumber, Journeyman Plumber, Master Mechanical, Journeyman Mechanical, Master Gas Fitter, Journeyman Gas fitter, Water Softener Installer, or lawn Irrigation sprinkler Installer shall be made in writing to the Development Services Department upon forms furnished by that office, which shall show the name, residence and business location of the applicant, an applicable license from a Nebraska City of the First Class or applicable information verifying a passing score from an ICC testing Center, and such other information as may be required.

Sec. 30-1305. - Same—Corporations, firms, and partnerships.

Any corporation, firm, or partnership which may be licensed under this article as a Master Plumber, Journeyman Plumber, Master Mechanical, Journeyman Mechanical, Master Gas Fitter, Journeyman Gas fitter, Water Softener Installer, or lawn Irrigation sprinkler Installer in the name of such corporation, firm or partnership shall have a master licensed in such trade who is licensed with a Nebraska City of the First Class or have a passing score for the applicable ICC issued test for each licensee and be reviewed and approved by the Mechanical/Advisory Board and has thereby shown themselves fit, competent and qualified to engage in such business, trade or calling of as a bona fide officer of such corporation or as a member of such firm or partnership, and who shall at all times be in actual charge of and be responsible for the installation, removal or repair of any such work done by such corporation, firm or partnership. Before such corporation, firm, or partnership shall be licensed in its corporate, firm, or partnership name, there shall be filed with the Development Services Department a license from a Nebraska City of the First Class or have a passing score for the applicable ICC issued test showing the fitness and competency of such officer of such corporation or such member of such firm or partnership to engage in the said business or calling; provided, that if after a license is issued such corporation, firm or partnership, such master as an officer of such corporation or a member of such firm or partnership shall withdraw therefrom and cease to be connected therewith, then and in that event the City Council shall forthwith revoke the license of such corporation, firm or partnership.

Sec. 30-1306. - Same—Expiration.

Licenses issued under this article shall expire on December 31st following the date thereof and shall not be assignable. If license fees are not paid within 30 days of expiration, the licensure shall be automatically revoked.

Sec. 30-1307. - Same—Renewal and Continuing Education Requirements.

All licenses will be renewed when all fees are paid including license fees and occupation taxes, current certificate of insurance is provided.

Any person licensed under the provisions of this chapter as a Master or Journeyman, who does not renew his license for a period of one month after the expiration of same, shall be subject to review by the Mechanical/Plumbing Advisory Board.

All Master Plumbers, Journeyman Plumbers, Master Mechanical, Journeyman Mechanical, Master Gas Fitter, and Journeyman Gas Fitter are required to complete six hours of continuing education annually. The six hours shall include four hours of principle instruction and two hours of code instruction as defined by the next section.

Instruction Hours Defined.

Principle instruction hours mean subjects that are directly related to the performance of mechanical services, plumbing services, and gas services. Examples of such subjects include, but are not limited to; the design, installation, servicing, troubleshooting, and skills training for mechanical plumbing, and gas piping systems.

Code instruction Hours means (mean singular) subjects that are directly related to regulations governing mechanical systems, plumbing systems, and gas systems. Examples of such subjects include but are not limited to; International Plumbing Code, International Mechanical Code, and NFPA 54 Fuel and Gas Code.

Sec. 30-1308. - Same—Revocation.

The City Council by a majority vote shall have the power to revoke any Journeyman or Master license, upon the recommendation of the Mechanical/Plumbing Advisory Board if the same was obtained through error or fraud, or if the recipient thereof is shown to be grossly incompetent or has a second time willfully violated any of the provisions of this chapter. This penalty shall be cumulative and in addition to the penalties prescribed for the violation of the provisions of this chapter. If a license is revoked, the holder of the same shall not apply for licensure until one year from the date of such revocation.

SECTION 2. That Section 29-308 of the Official City Code of the City of Hastings, Nebraska, be and the same is hereby amended to read as follows:

Sec. 29-308. – Registrations.

All registrations required by this chapter shall expire on December 31st following the date thereof and shall not be assignable. If registration fees are not paid within 30 days of expiration, the registration shall be automatically revoked.

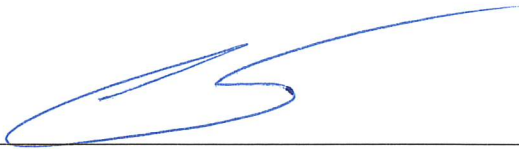
SECTION 3. Any ordinance passed and approved prior to the passage, approval and publication or posting of this ordinance and in conflict with its provisions is repealed.

SECTION 4. This ordinance shall take effect and be in full force from and after its passage, approval and publication in electronic form.

SECTION 5. The provisions of this ordinance are separable, and the invalidity of any phrase, clause or part of this ordinance shall be affect the validity or effectiveness of the remainder of the ordinance.

PASSED AND APPROVED this 11th day of March, 2024.

ATTEST:



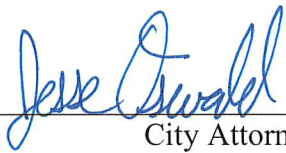
Mayor



City Clerk

(S E A L)

APPROVED AS TO FORM:



City Attorney

