

ORDINANCE NO. 2016-_____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ODESSA, TEXAS; REPEALING SECTIONS 3-7-1 ENTITLED "ADOPTION" AND 3-7-2 ENTITLED "AMENDMENTS" OF ARTICLE 3-7, "GAS CODE", OF CHAPTER 3, "BUILDING REGULATIONS", OF THE CITY OF ODESSA CODE OF ORDINANCES; ADOPTING NEW SECTIONS 3-7-1 ENTITLED "ADOPTION" AND 3-7-2 ENTITLED "AMENDMENTS" OF ARTICLE 3-7, "GAS CODE", OF CHAPTER 3, "BUILDING REGULATIONS", OF THE CITY OF ODESSA CODE OF ORDINANCES; PROVIDING A SAVINGS CLAUSE; PROVIDING A PENALTY; PROVIDING FOR PUBLICATION; AND DECLARING AN EFFECTIVE DATE.

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

Section 1. That Section 3-7-1 entitled "Adoption" shall be repealed and replaced as follows:

Sec. 3-7-1 Adoption

The 2012 International Fuel Gas Code, 5th Printing, as amended by subsequent provisions of this chapter and 2012 International Fuel Gas Code Supplements, is hereby adopted by the City.

Section 2. That Section 3-7-2 entitled "Amendments" shall be repealed and replaced as follows:

Sec. 3-7-2 Amendments

The hereinafter set forth amendments to the 2012 International Fuel Gas Code, 5th Printing, are hereby adopted by the City. When an amendment consists of a revision of an existing article, section, subsection, table or other portion of the 2012 International Fuel Gas Code, 5th Printing, the language of such amendment shall supersede the language of the respective portion amended. Amendments to the 2012 International Fuel Gas Code, 5th Printing, consisting of the addition of new articles, sections, subsections, errata, tables or other portions shall constitute supplements to such code. Any references to the codes, gas code, this code, etc., shall mean the code and the adopted appendixes and supplements.

CHAPTER 1. SCOPE AND ADMINISTRATION

SECTION 101. GENERAL

Amend to read as follows:

[A] 101.1 Title

These regulations shall be known as the Fuel Gas Code of The City of Odessa, hereinafter referred to as "this code."

SECTION 106. PERMITS

Amend the paragraph to read as follows:

106.1 Where required.

A homeowner residing within their residence as a legal homestead, or a licensed plumbing contractor who desires to erect, install, enlarge, alter, repair, remove, convert or replace an installation regulated by this code, or to cause such work to be done, shall first make application to the code official and obtain the required permit for the work. The installation of LP storage tanks in excess of one 20 gallon LP tank shall require the issue of permits. The use of LP tanks in excess of two 20 gallon tanks for vendors shall require the issue of permits.

Exception: Where equipment replacements and repairs are required to be performed in an emergency situation, they may be performed only by a qualified permit applicant who shall submit a permit application to the Building Inspection

Division by the close of the next working business day of the Building Inspection Division.

Amend to add the following subsection:

[A] 106.1.1 Persons Who May Obtain A Plumbing Permit for Fuel Gas Systems.

(a) Fuel gas systems work done by a property owner in a building owned and occupied by him as his homestead.

(b) A plumbing company with a responsible master plumber licensed by the State of Texas Board of Plumbing Examiners that has registered as a plumbing contractor with the City of Odessa.

(c) An authorized agent listed as approved by the master plumber of record to obtain permits on the plumbing contractor's registration forms submitted to the Building Inspection Division office.

(d) An appropriate LP contractor licensed by the Texas Commission on Environmental Quality (TCEQ) registered as a contractor with the Building Inspection Division office or an agent authorized by the license holder on the contractor registration documents may obtain a permit to install liquid propane gas (LPG). An LP licensed contractor is restricted to perform only LP installations as limited by their LP License.

(e) Registration of contractors with the City of Odessa shall be valid for two years from the date of registration at which time the contractor shall submit new registration. The registration shall be renewed immediately when any information on the registration changes and is no longer valid.

[A] 106.1.2 Insurance requirements.

Contractors shall have on file with the Building Inspection Division a valid certificate of insurance as per the requirements of the plumbing code and Texas Plumbing License Laws. A valid certificate of insurance must indicate the City of Odessa, Building Inspection Division, PO Box 4398, Odessa, TX 79760, as the certificate holder.

Delete the following paragraphs as written, insert the following:

[A] 106.6.2 Fees schedule.

See the City ordinance on permit fees.

[A] 106.6.3 Fee refunds.

See the City ordinance on permit fees.

SECTION 108. VIOLATIONS

Delete this section as written and insert the following:

[A] 108.4 Violations and Penalties.

Persons who shall violate a provision of this code, fail to comply with any of the requirements thereof or erect, install, alter or repair work in violation of the approved construction documents or directive of the code official, or of a permit or certificate issued under the provisions of this code, shall be guilty of a misdemeanor, punishable by a fine of not more than \$ 2000.00 or by imprisonment by order of the ruling judge, or both such fine and imprisonment. Each day that a violation continues after due notice has been served shall be deemed a separate offense.

SECTION 109. MEANS OF APPEAL

Delete this section as written and insert the following:

[A] 109.1 General.

The Board of Appeals noted in the International Building Code as adopted by the City of Odessa shall be the ruling board for this code.

CHAPTER 2. DEFINITIONS

Amend to add the following definition:

POINT OF DELIVERY. For natural gas or propane systems, the point of delivery is the customer connection at the utility company service meter assembly. For undiluted liquefied petroleum gas systems, the point of delivery shall be considered to be the outlet of the first regulator that reduces pressure from the supply tank.

CHAPTER 4. GAS PIPING INSTALLATIONS

SECTION 401. GENERAL

Amend to add the following subsection:

401.1.2 Service pipe installation.

The installation of new gas service lines or piping systems and the replacement of existing gas service lines or piping systems shall be installed the shortest distance possible from the gas utility meter installation to the closest property line.

SECTION 406. INSPECTION, TESTING AND PURGING

Add the following to the end of the last paragraph:

406.1.2 Repairs and additions.

...in the presence of the plumbing inspector.

Amend to add the following subsection:

406.4.3 Pressure tests.

Before appliances are connected, gas piping systems shall stand the pressure equal to a minimum of sixty (60) ounces air on an ounce gauge, for a minimum of ten (10) minutes without showing any drop in pressure. For partial test, the gas line(s) being tested shall be isolated before the pressure tests are made as noted in this code.

The test gauge shall be installed and pressure placed on the gas distribution system by the permit holder for the inspector to observe.

SECTION 409. SHUTOFF VALVES

Amend to add the following subsections:

409.2.1 Exterior shutoff valve required.

An approved gas shutoff valve shall be installed outside above ground on each branch of gas piping at the point of each gas line entry into the building.

409.2.2 Meter.

As per state law, each user shall have gas metering installed to meter individual occupant consumption of gas.

Section 3. That should any section, clause or provision of this ordinance be declared by a court of competent jurisdiction to be invalid, the same shall not affect the validity of this ordinance or any other ordinance of the City as a whole or any part thereof, other than the part so declared to be invalid.

Section 4. That any person violating the provisions of this ordinance shall be deemed guilty of a misdemeanor and shall be punished by a fine not exceeding two thousand dollars (\$2,000.00) as provided in Section 1-1-9, "General Penalty", Odessa City Code, which section is adopted by reference and made a part hereof

Section 5. That all ordinances and parts of ordinances in conflict herewith are hereby repealed.

Section 6. That the caption and penalty clause of this ordinance shall be published in The Odessa American, a newspaper of general circulation in the city of Odessa, in compliance with the provisions of Article 1176b-1, T.R.C.S.

Section 7. That this ordinance shall go into effect thirty (30) days after adoption on second approval.

The foregoing ordinance was first approved on the 13th day of December, A.D., 2016, by the following vote:

Malcolm Hamilton	_____
Dewey Bryant	_____
Barbara Graff	_____
Michael Gardner	_____
Filiberto Gonzales	_____

The foregoing ordinance was adopted on second and final approval on the 10th day of January, A.D., 2017, by the following vote:

Malcolm Hamilton	_____
Dewey Bryant	_____
Barbara Graff	_____
Michael Gardner	_____
Filiberto Gonzales	_____

Approved this the 10th day of January, A.D., 2017.

David R. Turner, Mayor

ATTEST:

Norma Aguilar-Grimaldo, City Secretary

APPROVED AS TO FORM:

Larry Long, City Attorney