

SIDNEY-SHELBY COUNTY BOARD OF HEALTH

PLUMBING REGULATIONS

Regulations of the Combined Shelby County General Health District establishing standards governing the installation, maintenance, testing and inspection of plumbing.

Be it resolved by the Board of Health of the Combined Shelby County General Health District that the Ohio Plumbing Code, Chapter 4101: 2-56 through 2-69, Ohio Administrative Code, is hereby adopted by incorporation by reference along with the following regulations as authorized by Section 3709.21 Ohio Revised Code:

SECTION 1 - DEFINITIONS

- 1.01 ALTER - to change plumbing by making additions or deletions within an existing plumbing system.
- 1.02 BOARD OF HEALTH - the Board of Health of the Combined Shelby County General Health District as created by the provisions of Section 3709.02, Ohio Revised Code.
- 1.03 DEPARTMENT - the Health Commissioner or Plumbing Inspector(s) of the Combined Shelby County General Health District.
- 1.04 DWELLING - any building or place used or intended to be used by human occupants as a single family, two family or three family residence.
- 1.05 ENGAGED IN THE BUSINESS OF PLUMBING - installing, altering, replacing and/or repairing plumbing systems for a consideration.
- 1.06 HEALTH COMMISSIONER - the person occupying the office in the Combined Shelby County General Health District as created by Section 3709.11, Ohio Revised Code, or his authorized representative.
- 1.07 MINOR REPAIR - cleaning or removing stoppages or the maintenance of leaks in pipes, valves, or fixtures, when repair does not require the rearrangement of pipes or fixtures.
- 1.08 OWNER - a person who has legal title to a premise or tract of land with the buildings thereon.
- 1.09 PERSON - the state, any political subdivision, public or private corporation, partnership, firm, association, individual or other entity.
- 1.10 PLUMBING INSPECTOR - a person who has qualified and has been certified in accordance with Chapter 3701-37, Ohio Administrative Code, relative to plumbing inspectors in health districts.
- 1.11 PUBLIC BUILDING - any structure used as a place of resort, assembly, education, entertainment, lodging, trade, manufacture, repair, storage, traffic, or occupancy by the public and all other buildings or parts and appurtenances thereof, but does not include a single family, two family or three family residence.

- 1.12 PLUMBING CONTRACTOR REGISTRATION - a document certifying any act of record.
- 1.13 PLUMBING CONTRACTOR – shall mean a person who has theoretical and practical knowledge of plumbing system design and installation, and the ability to prepare plans and specifications for, and to properly supervise the installation, construction, alteration, or repair of plumbing, ventilation and drainage.
- 1.14 TIME LIMITATION OF PERMIT – any plumbing permit shall become invalid if the work is suspended or abandoned for a period of one year after issuance of the Plumbing Permit or if the work is not completed within one year of permit issuance.

SECTION 2 - DUTIES OF THE DEPARTMENT, OWNERS & PLUMBING CONTRACTORS

- 2.01 The department may inspect the plumbing of all buildings and premises within the meaning of Section 3781.06 of the Revised Code, all dwellings and premises the construction of which commences subsequent to the effective date of these regulations, and all dwellings and premises where there is good and sufficient reason to believe that sanitary conditions are such as to endanger life or health.
- 2.02 The department shall condemn all unsanitary, defective or hazardous plumbing as the department finds necessary to protect the public health. The Board of Health shall order repair or changes found in defective plumbing as are necessary to insure the safety, welfare and health of the public or persons occupying a structure.
- 2.03 The department shall inspect or cause to be inspected and enforce compliance with Chapter 4101:2-56-69 (Plumbing Code) and Chapter 3745-95 (Cross Connection Backflow Prevention) of the Ohio Administrative Code and for that purpose to have the right of entry thereto at any reasonable time wherever plumbing is done within the jurisdiction of the Combined Shelby County General Health District.
- 2.04 It shall be the duty of the plumbing contractor or owner to notify the department when plumbing is ready for inspections and/or tests during installation and completion and before the building is used or occupied for its intended purpose.
- 2.05 Whenever the department finds that plumbing has been done contrary to the provisions of the Ohio Administrative Code and/or these regulations, the department may order the plumbing in progress stopped by notice in writing served upon any person engaged in the doing or causing such plumbing to be done, and such person shall forthwith stop such work until authorized by the department or Board of Health to proceed.
- 2.06 Any actions of the department, such as stop orders or notices of violation, may be appealed to the Board of Health. Appeals shall be in writing and the appellant may appear before the Board of Health and/or be represented by an attorney, and may introduce evidence to support his claims. Appeals shall be heard at reasonable times at the convenience of the Board of Health not later than thirty (30) days after the receipt thereof.
- 2.07 Whenever inspections or tests of plumbing are requested as provided in Section 2.04 of this regulation, and the plumbing is not ready and/or is found to be faulty or improper and a re-inspection or visit to the site is necessary to approve the plumbing as requested, such

person may be charged a re-inspection fee of \$30.

- 2.08 No building or dwelling shall be occupied until after inspection unless this requirement is waived by the Plumbing Inspector.

SECTION 3 - DRAWINGS, PLANS AND SPECIFICATIONS

- 3.01 Isometric drawings, plans and specifications of all plumbing to be altered or installed in single family, two family and three family dwellings and public buildings shall be submitted to and approved by the department before a permit required by Section 5.01 of this regulation will be issued.
- 3.02 The issuance of a permit upon drawings, plans and specifications shall not prevent the department from thereafter requiring the corrections of errors in said drawings, plans and specifications or from preventing construction operations being carried on thereunder when in violation of this regulation or of any pertinent code or from revoking any certificate of approval when issued in error.

SECTION 4 - REGISTRATION OF PLUMBING CONTRACTORS

- 4.01 No person shall perform plumbing, except minor repairs, unless they hold a valid registration issued to them by the Board of Health, or is exempted as noted in Section 4.02.
- 4.02 Any plumber, contractor or any other person who is or intends to be engaged in the business of plumbing shall make application for registration with the Shelby County Health District on a form provided by the Health District on or before the first day of January of each year. This requirement shall not apply to any owner of a single family dwelling who installs plumbing in the home in which he or she lives or intends to live, and who signs a notarized affidavit to that effect.
- 4.03 Application for registration shall be in writing and contain pertinent information as required by the Board of Health. A registration fee established by the Board of Health must accompany the application for registration as a plumbing contractor, and a surety bond conditioned upon the registrant's faithful compliance with plumbing regulations and standards as approved by the Board of Health.
- 4.04 Whenever the Health Commissioner or Plumbing Inspector finds that a plumbing contractor has performed plumbing in violation of provisions found in Chapter 4101:2-56-69, Ohio Administrative Code, and the registrant refuses or fails to comply after being notified of the infraction, the Board of Health shall give notice in writing to the registrant describing the alleged refusal or failure to comply with these regulations and state that an opportunity for a hearing will be provided by the Board of Health to show cause why the registration should not be suspended or revoked. The Board of Health may suspend or revoke said registration based on the testimony.

SECTION 5 - PERMITS / FEES

- 5.01 It shall be unlawful for any person to install or alter plumbing in the Combined Shelby County

General Health District without first obtaining a permit from the department to do so, provided however, no permit shall be required for minor repair within existing plumbing systems.

- 5.02 Any person proposing to alter and/or install plumbing shall make application for a permit on a form provided by the Board of Health and pay all appropriate fees. A fee established by the Board of Health shall be assessed for each existing backflow prevention device at such intervals to insure that thorough inspections and operational tests are made as required by Section 3745-95-06, Ohio Administrative Code. The backflow preventer inspection/recertification fee and form are not required to be submitted to the Board of Health if the water purveyor oversees the yearly backflow preventer inspection/recertification and has not entered into a Memorandum of Understanding/Agreement with the Board of Health. The applicant shall also pay a plan evaluation fee for each plumbing system per dwelling unit or for public building as established by the Board of Health.
- 5.03 Permits to do plumbing shall be issued after the department has approved all required drawings, plans or specifications and the permit bears the signature of the plumbing contractor who will perform the plumbing.

SECTION 6 – VARIANCE

- 6.01 Any person may apply to the Board of Health for a variance from rules of Chapter 4101:2-56-69, OAC, or regulations of the Board of Health (Plumbing Regulations) in writing and shall include a statement of the particular rule or regulation from which variance is sought, a description of the proposed plumbing system or modification, and the necessity for the variance. The Board of Health shall not grant a variance unless the applicant demonstrates that; (1) there will be an unusual and unnecessary hardship in complying with the rule or regulation; (2) the use of the variance sought will not cause any damage or harm to the health or property of others; (3) the health of persons using the plumbing system or part thereof will not be endangered as a result of construction and operation of the plumbing system as proposed by the variance application; and (4) no other technically feasible and economically reasonable means exist for handling plumbing wastes or distributing necessary potable water for vented fixtures, appliances or devices.

SECTION 7 - AVAILABILITY OF OHIO PLUMBING CODE

- 7.01 A complete copy of Chapter 4101:2-56-69 Ohio Administrative Code (Ohio Plumbing Code) is on file with the secretary of the Board of Health for inspection by the public, and is also on file in the Shelby County Law Library.

SECTION 8 - PENALTIES

- 8.01 Any person who violates any provision of this regulation shall be subject to penalties provided in Section 3703.99 Ohio Revised Code.
- 8.02 Where work for which a permit is required, if started before issuance of such permit and where no emergency is involved, the Plumbing Permit shall be doubled but the payment of such double fee shall not relieve any person, firm, or plumbing company from fully complying with Ohio Plumbing Code 4101:2-56-69.

SECTION 9 - EFFECT OF PARTIAL INVALIDITY

9.01 Should any part of this regulation be declared invalid or unconstitutional for any reason any remainder of this regulation shall not be affected thereby.

SECTION 10 - EFFECTIVE DATE

10.01 This revised regulation was adopted by the Board of Health of the Combined Shelby County General Health District on June 8, 2000, by emergency resolution and is effective immediately.

Adopted: June 9, 2000

Revised: November 17, 2011