

Amended to

**Richland Public Health Board of Health**

**Resolution #BOH/EH 2018-09**

**WHEREAS**, the Richland Public Health Combined Health District is a health district having all powers and duties conferred by law; and,

**WHEREAS**, acting under the authority vested in it by Section 3709.21, of the Ohio Revised Code, may adopt regulations necessary for the public health and safety and the prevention and restriction of disease, and;

**WHEREAS**, the proper installation of plumbing systems is necessary in protecting the public health; and

**WHEREAS**, the State of Ohio has in place an Ohio Plumbing Code, OAC 4101, and

**WHEREAS**, the Richland Public Health County Combined Health District has a plumbing inspection program in place per #BOH/EH-2009-01; and

**WHEREAS**, updates and revisions to the Plumbing Program Rules are necessary from time to time: and

**NOW THEREFORE, BE IT RESOLVED** by the Board of Health of the Richland Public Health comprised of 12 members, by a majority concurring:

That Chapter 4101-of the Ohio Administrative Code and any subsequent amendments, also known as the Ohio Plumbing Code, is hereby re-adopted by incorporation and reference as if fully rewritten herein with the following regulations as authorized by Sections 3707.01 and 3709.21 of the Ohio Revised Code. Chapter 100 Plumbing Program Rules follow:

# Chapter 100 PLUMBING PROGRAM RULES

## 100.01 Definitions

100.01-1 Alter means to change any plumbing by making additions, or deletions, within an existing plumbing system.

100.01-2 Commercial Establishment shall have the same meaning as Public Building.

100.01-3 Department means the Health Commissioner or Plumbing Inspector(s) or other authorized representative of the Richland Public Health.

100.01-4 Dwelling means any building or place used, or intended to be used by human occupants as a single family, two-family, or three-family residence.

100.01-5 Engaged in the business of plumbing means any individual or company installing, altering, replacing and/or repairing plumbing systems for a fee or any consideration.

100.01-6 Manufactured Unit means a manufactured home, mobile home, double wide, modular home or any unit that is manufactured offsite and requires transportation to a manufactured home park or individual building lot and is set on a temporary or permanent foundation. Manufactured unit does not mean a portable recreational vehicle.

100.01-7 Minor repair means cleaning or removing stoppages or similarly minor maintenance issues of a plumbing system, or of leaks that occur in pipes, valves, or fixtures.

100.01-8 Owner means a person who currently possesses legal title to a premise or tract of land including any buildings thereon.

100.01-9 Person means the state of Ohio, any political subdivision, public corporation, partnership, firm, association, individual, or other entity.

100.01-10 Plumbing means the practice, materials, and fixtures utilized in the installation, maintenance, extension, and alteration of all piping, fixtures, plumbing appliances and plumbing appurtenances, within or adjacent to any structure (commercial or residential), in connection with sanitary drainage or storm drainage facilities; venting systems; and public or private water supply systems. Not included in this definition are installations of chilled water piping in connection with refrigeration, process and comfort cooling; hot water piping in connection with building heating; and piping for fire protection systems.

100.01-11 Plumbing Contractor means a person who has theoretical and practical knowledge based on the required years of experience specific to plumbing systems; ability to prepare and/or follow plans and

specification; ability to supervise and/or engage in construction, installation, alteration, and repair of plumbing systems; and who holds a current State of Ohio plumbing license.

100.01-12 Plumbing Inspector means a person who has qualified and has been certified in accordance with Chapter 3701-37, Ohio Administrative Code relative to performing as a plumbing inspector in health districts.

100.01-13 Public building means any structure used as a place of resort, assembly, education, entertainment, lodging, trade, manufacture, production/sale (wholesale or retail), 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.

100.01-14 Registration means a document certifying any act of record presented to Richland Public Health.

100.01-15 Service Provider means any company, and/or person(s) providing any other type of services other than that of a plumbing contractor within the jurisdiction of the Richland Public Health where equipment such as a water softener, water filtration system, or any other device is installed in the plumbing system.

## **100.02 DUTIES OF THE DEPARTMENT, OWNERS, AND CONTRACTORS**

100.02-1 The department may inspect the plumbing of all buildings, manufactured units and premises within the meaning of Section 3781.06 and 3781.10 of the Revised Code, and all dwellings, manufactured units, and premises where there is good and sufficient reason to believe that sanitary conditions are such as to have the potential to endanger life or health.

100.02-2 The department shall condemn all unsanitary, non-complaint, defective or hazardous plumbing found in connection with all buildings, manufactured units, and dwellings. 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 any of the above.

100.02-3 The department shall inspect and enforce compliance with Chapter 4101:3 of the Ohio Administrative Code, hereafter referred to as the "Ohio Plumbing Code" wherever plumbing is performed within the jurisdiction of Richland Public Health and/or any of its contracted jurisdictions.

100.02-4 It shall be the duty of the plumbing contractor, service provider, and/or owner to notify the department in advance regarding any necessary plans/reviews/fees/licenses, etc. and when plumbing is ready for inspections and/or tests during installation, upon completion, and before the commercial building, dwelling, manufactured unit or premise is used or occupied for its intended purpose.

100.02-5 Whenever the department finds that plumbing has been done in violation of provisions of the "Ohio Plumbing Code", or this regulation, 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 Board of Health, the Plumbing Inspector or the Plumbing Inspector's authorized representative to proceed.

100.02-6 Any actions of the department, such as stop orders or notices of violation, may be appealed to the Board of Health. Appeals shall be submitted within ten (10) days of the issuance of the department action, stop order and/or notice of violation, and shall be submitted in writing to Richland Public Health. The appellant and/or his attorney may appear before the Board of Health, and may introduce evidence to support their claims. Appeals shall be heard at the next regularly scheduled Board of Health meeting after the receipt of the appeal thereof.

100.02-7 Whenever inspections or tests of plumbing are requested as provided in 100.02-4 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 shall be charged a re-inspection fee as established in the Plumbing Fees Schedule of Richland Public Health.

### **100.03 DRAWINGS, PLANS, AND SPECIFICATIONS**

100.03-1 Isometric drawings, plans and specifications of all plumbing to be altered or installed in public buildings shall be submitted to and reviewed by the department before a permit required by 100.05-1 of this regulation will be issued.

100.03-2 Upon submission of plans, a plan review fee shall be paid in accordance with the Plumbing Fees Resolution as adopted by the Board of Health.

100.03-4 The issuance of a permit upon submitted 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 hereunder, when in violation of this regulation or of any pertinent code or ordinance or from revoking any certificate of approval when issued in error.

### **100.04 REGISTRATION OF CONTRACTORS**

100.04-1 Application for registration as a Plumbing Contractor, or as a Service Provider, shall be made on an application form provided by the department. All applicants for registration as a Plumbing Contractor shall meet the registration requirements of Richland Public Health.

100.04-2 Anyone wishing to register as a Plumbing Contractor must submit proof of a current state license with Ohio Construction Industry Licensing Board (OCILB) as a plumbing contractor.

100.04-3 Each Plumbing Contractor or Service Provider registration issued shall expire annually and a renewal application for registration shall be submitted to the Board of Health prior to January 1<sup>st</sup> of each year, or a late registration fee will be charged for anyone registered during the previous year.

100.04-4 Whenever the Health Commissioner or Plumbing Inspector finds that a Plumbing Contractor or Service Provider has performed plumbing in violation of provisions of the "Ohio Plumbing Code", or

this regulation, and the Plumbing Contractor refuses or fails to comply after being notified of the violation, 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 revoked. See also Section 100.02-6.

## **100.05 PERMITS**

100.05-1 It shall be unlawful for any person to install or alter plumbing or make sewer and/or potable water (well or municipal) connection(s) in any dwelling or commercial establishment within the jurisdiction of Richland Public Health and/or any of its contracted jurisdictions without first obtaining a permit from the department.

100.05-2 Anyone who starts or performs work, which would normally require a plumbing permit, will be charged a late permit fee as listed in the Richland Public Health fee schedule in addition to the regular permit fee.

100.05-3 No permit shall be required for minor repair within existing plumbing systems of any dwelling or commercial establishment.

100.05-4 Any person proposing to alter and/or install plumbing shall make application for a permit on a form provided by the Board of Health. The applicant shall pay a fee for each permit including a fee for each trap, vented fixture, appliance, or related device(s) to be installed in a plumbing system as established in the current Schedule of Plumbing Fees as adopted by Richland Public Health. A separate application and permit shall be required for each building, structure or unit, as determined by the Board of Health.

100.05-5 Permits to perform plumbing shall be issued after the department has approved all required drawings, plans or specifications. The permit application must bear the signature of the person and/or authorized representative of the company who will perform the plumbing.

100.05-6 All plumbing permits shall expire one year from date of issuance, with an option to renew the permit if requested in writing and if approved by Richland Public Health.

100.05-7 A plumbing permit may only be transferred once, from the initial permit holder to a second permit holder who shall be a registered plumbing contractor or owner of the property currently residing; and then only when both permit holders acknowledge per signature on the back of the original permit as follows:

100.05-7(A) | (*initial permit holder signature & date*) hereby relinquish all rights regarding this plumbing permit herein and assign said rights herein to (*second permit holder name*). | (*second permit holder signature & date*) hereby accept this plumbing permit and its rights and duties herein and agree to assume any and all responsibilities associated with this plumbing permit.

## **100.06 GENERAL PLUMBING STANDARDS AND REQUIREMENTS**

100.06-1 No person shall perform plumbing within the jurisdiction of Richland Public Health and/or any of its contracted jurisdictions for a fee or consideration, except for minor repairs as defined in 100.01-7, unless they hold a valid Plumbing Contractor's registration issued to them by the Board of Health.

100.06-2 No person shall install or alter any device such as a water softener or water filtration system within the jurisdiction of Richland Public Health and/or any of its contracted jurisdictions, except for minor repairs as defined in 100.01-7, unless they hold a valid Service Provider's registration issued to them by the Board of Health.

100.06-3 An owner shall not be required to be a registered plumber to perform plumbing in their own personal residence.

100.06-4 Service Providers shall only perform services for which they are registered with Richland Public Health.

## **100.07 RELIEF FROM PERSONAL LIABILITY**

100.07-1 The Health Commissioner, Plumbing Inspector, or other authorized person charged with the enforcement of any provisions of the Plumbing Program Rules, shall not be held personally liable while acting for the Board of Health of Richland Public Health and/or any of its contracted jurisdictions and is hereby relieved from all personal liability for any damage that may accrue to persons or property as a result of any act required or permitted in the discharge of their official duties.

## **100.08 AVAILABILITY OF OHIO PLUMBING CODE AND THE COMMENTARY ON THE INTERNATIONAL PLUMBING CODE**

100.08-1 Complete copies of the "Ohio Plumbing Code", and a copy of the current edition of the Commentary on the International Plumbing Code, are on file with the Environmental Division of Richland Public Health for inspection by the public.

100.08-2 Copies of the "Ohio Plumbing Code", and a copy of the current edition of the Commentary on the International Plumbing Code may be purchased through the International Code Council.

## **100.09 PENALTIES**

100.09-1 Any person who violates any provision of this regulation shall be subject to penalties as provided in Chapter 3707.99 of the Ohio Revised Code, and/or Chapter 4101:3 of the Ohio Administrative Code also known as the Ohio Plumbing Code.

## **100.10 EFFECT OF PARTIAL INVALIDITY**

100.10-1 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 1. Temporary Suspension of Rule 100.04-2.**

This rule will be suspended for Residential Plumbers only until January 1, 2010.

**Section 2. Repeal.**

All regulations of the Mansfield/Ontario/Richland County Combined Health District now known as Richland Public Health in conflict or inconsistent with the provisions of these regulations are hereby repealed.

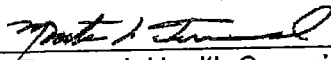
*Effective Date: The effective date of this regulation shall be the earliest date allowed by law.*

**FIRST ADOPTED** this 26<sup>th</sup> day of January, 2009, by a majority of the Mansfield/Ontario/Richland County Combined Health District Board of Health affirming.

**RE-ADOPTED** this 25<sup>th</sup> day of February, 2019, by a majority of Richland Public Health Board of health affirming.



Ary van Harlingen  
President – Richland Public Health Board of Health



Martin Tremmel, Health Commissioner &  
Secretary – Richland Public Health Board of Health