

ORDINANCE NO. 302

AN ORDINANCE OF THE CITY OF STILWELL ADOPTING THE CURRENT EDITION OF THE INTERNATIONAL MECHANICAL CODE, REGULATING AND CONTROLLING THE DESIGN, CONSTRUCTION, QUALITY OF MATERIALS, ERECTION, INSTALLATION, ALTERATION, REPAIR, LOCATION, RELOCATION, REPLACEMENT, ADDITION TO, USE OR MAINTENANCE OF MECHANICAL SYSTEMS IN THE CITY OF STILWELL, PROVIDING FOR THE ISSUANCE OF PERMITS AND COLLECTION OF FEES THEREFORE; MAKING OF INSPECTIONS, PROVIDING PENALTIES FOR THE VIOLATION THEREOF, REPEALING ORDINANCE NO. 256 AND ALL OTHER ORDINANCES IN CONFLICT THEREWITH.

BE IT ORDAINED by the Mayor and City Council of the City of Stilwell, Oklahoma:

**SECTION 1.** That certain documents which are on file in the office of the City Clerk, being marked and designated as the **INTERNATIONAL MECHANICAL CODE**, the latest edition thereof, and any revisions or amendments thereto, as published by the International Code Council, be and is hereby adopted as the **MECHANICAL CODE** of the City of Stilwell and each and all of the regulations, provisions, conditions, and terms of the **INTERNATIONAL MECHANICAL CODE** are hereby referred to, adopted and made a part hereof, as if fully set out in this ordinance.

**SECTION 2.** "Mechanical work" means the installation, maintenance, repair, or renovation in whole or in part, of any heating system, cooling system, or refrigeration system and the gas piping, process piping and the sheet metal associated therewith, provided that minor maintenance and repairs are excluded.

Minor repairs and maintenance means minor repairs or maintenance prescribed in the manufacturer's operating instructions to be performed by the equipment owner or his authorized agent, and shall not include replacement and repairs of any nature on gas piping, natural gas controls, the low voltage manufacturer installed controls, the vent system of fuel burning appliances or any repair or maintenance which would violate the safe operation of the equipment.

**SECTION 3. PERMITS**

An owner, authorized agent or contractor who desires to erect, install, enlarge, alter, repair, remove, convert or replace a mechanical system, the installation which is 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.

Permits shall not be required for, portable heating appliance, portable ventilation equipment, portable cooling unit, and any steam, hot water or chilled water piping within any heating or cooling equipment regulated by this code.

Replacement of any minor part that does not alter approval of equipment or make such equipment unsafe, and any self-contained refrigeration system containing 10 pounds (4.5 kg) or less of refrigerant, or actuated by motors of 1 horsepower (0.75 kw) or less.

The schedule of permit fees may be set forth by resolution or motion of the Stilwell City Council.

**PERMIT FEES.**

**SECTION 4. INSPECTIONS**

The code official, upon notification from the permit holder shall make the following inspections and other such inspections as necessary, and shall either release that portion of the construction or shall notify the permit

holder of any violations which must be corrected. The holder of the permit shall be responsible for the scheduling of such inspections.

The permit holder shall notify the code official twenty-four (24) hours prior to scheduling the inspection.

1. Underground inspection shall be made after trenches or ditches are excavated and bedded, piping installed, and before backfill is put in place. When excavated soil contains rocks, broken concrete, frozen chunks and other rubble that would damage or break the piping or cause corrosive action, clean backfill shall be on the job site.
2. Rough-in inspection shall be made after the roof, framing, fireblocking and bracing are in place and all ducting and other components to be concealed are complete, and prior to the installation of wall or ceiling membranes.
3. Final inspection shall be made upon completion of the mechanical system.

#### **SECTION 5. REGISTRATION**

1. It is unlawful for any person to engage in the business trade or occupation of a mechanical contractor, in the City of Stilwell, unless he is registered with the City and has a current and valid certificate of registration issued by the city clerk. The penalty for violation is the sum of One Hundred (\$100.00) Dollars fine and costs for each day of violation.
2. Only persons who have a current and valid license as a Mechanical Contractor issued by the State Commissioner of Health as provided by the State Mechanical License Law may register as such with the City Clerk.
3. Upon application to the City Clerk, the City Clerk shall register such applicants and issue to them Certificates of Registration, provided that an applicant for registration as a mechanical contractor shall also furnish a bond and proof of insurance as prescribed below. Such City Certificates shall not be valid after the termination or expiration of the State License. Registration certificates of Mechanical Contractors issued as provided herein shall expire on "June 30" each year.
4. An applicant for a Mechanical Contractors Certificate of Registration, after complying with the laws of the State and with established City Code, and after payment of the fee hereinafter specified, shall be registered by the City Clerk. The registration shall expire "June 30" of each year, but may be renewed from year to year. The initial registration fee shall be as set by the Stilwell City Council. Mechanical Contractors desiring to renew their registration shall furnish the same evidence of compliance with the State Licensing laws and the same bond and insurance is required as set for by City Code.
5. When application is made for City Registration, the Mechanical Contractor shall show proof of a surety bond and provide proof of financial responsibility by providing a certificate of insurance which indicates a minimum general liability policy of \$50,000.
6. All Mechanical Contractors registrations not renewed within sixty (60) days after the date of expiration thereof shall be canceled, and a new application for registration must be made and the fee for a new registration paid.
7. The fee for registration shall be as set by the Stilwell City Council as follows:  
  
Mechanical Contractor: First time fee \$50.00    Yearly renewal fee \$50.00
8. The City Council, upon at least ten (10) days notice and adequate opportunity for a public hearing, may revoke the city registration of any Mechanical Contractor for violating any provisions of this ordinance or regulation of the City relating to Mechanical work or for any other cause specified in the State Mechanical Regulations.

#### **Section 6. Emergency clause:**

Whereas, an immediate necessity exists, therefore, for the preservation

of public peace, health and safety, an emergency is hereby declared to exist by reason whereof this ordinance shall be in full force and effect from and after its passage.

PASSED by the City Council this 6<sup>th</sup> day of March, 2000.

APPROVED by the Mayor this 6<sup>th</sup> day of March, 2000.

Marilyn Hill-Russell  
Mayor

ATTEST: DEAN WATT  
City Clerk

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*[Repeals Ordinance No. 255]*