

ORDINANCE NO. 705

An ordinance providing for the issuance of permits for the installation or alteration of gas piping or gas appliances within the City of Kirkland and providing for the inspection of same and the collection of inspection fees therefor; prescribing rules, regulations, and standards relating to the sale, installation, and alteration of gas piping and appliances conveying natural or any type of gas onto consumers' property extending from the point of delivery to the point of consumption; providing penalties for the violation of this ordinance and repealing all ordinances or parts thereof in conflict therewith.

The City Council of the City of Kirkland do ordain as follows:

SECTION 1. PURPOSE: The purpose of this ordinance is to provide minimum standards, provisions, and requirements for safe installation of gas pipes and gas appliances on consumers' property, and to regulate the sale, maintenance, and alteration of such appliances.

SECTION 2. SCOPE: All gas appliances or gas pipes hereafter sold, installed or altered within the corporate limits of the City shall conform to the requirements of this ordinance.

SECTION 3. DEFINITIONS: The following definitions are provided for the sole purpose of proper interpretation and administration of this ordinance.

(1) Certificate of Approval

Shall mean a document issued and attached to the material, piping, or appliance inspected, completely filled out, together with date, address of the premises or consumer, and signed by the Inspector.

(2) Consumer shall mean any person, persons, customer, firm, association, municipal corporation and/or corporation that uses gas, including residential, commercial, and industrial users.

(3) Gas shall mean natural, artificial and/or mixed gas.

(4) Gas Appliance shall mean any appliance or device used for burning gas.

(5) Gas Company shall mean any person, firm, or corporation holding a franchise or permit to distribute gas within the corporate limits of the City of Kirkland.

(6) Gas Company Service Line shall mean the gas piping leading from the gas main to the property line, or to the point of delivery.

(7) Gas Fitter shall mean one who does any gas fitting work, installs or remodels any piping or appliance which would be subject to supervision and inspection under the provisions of this ordinance.

(8) Inspector shall mean the administrative authority so designated by this ordinance or his duly authorized representative.

(9) Person shall mean any person, firm, association, or corporation.

(10) Point of Delivery shall mean the junction of the utility's meter with the consumer's piping.

(11) Premises shall mean the property, including structures, of the consumer.

(12) Used gas appliance shall mean a gas appliance which has been previously sold, installed, and used.

(13) Vent shall mean a pipe, flue, or chimney designed and/or installed to carry the products of combustion from an appliance to the outside atmosphere.

SECTION 4. GAS FITTERS LICENSE REQUIRED: No person shall install, extend or alter any gas appliance or piping pertaining to, or in connection with, gas services on a consumer's premises within the corporate limits of the City of Kirkland unless such person presents satisfactory evidence of a valid gas fitters license issued by the State of Washington, or a County, City or Town of said State of Washington; provided that nothing herein shall prohibit any person from personally installing gas pipes, gas appliances, or making alterations on gas pipes and gas appliances or from doing any other work permitted by this ordinance on his own premises under the following terms and conditions:

- (1) He shall pay for and secure a permit.
- (2) Pay the required permit fee.
- (3) Personally do the work in the manner required by this ordinance, subject to the inspection and approval of the Inspector.

Provided, however, that a person who is not a licensed gas fitter may obtain a permit or permits for the residence which he occupies.

Provided, further, that qualified employees of the gas company may engage in the work and activities mentioned in this section without having a gas fitter's license.

SECTION 5. ENFORCEMENT AND ENTRY FOR INSPECTION: The City Building Inspector is hereby authorized and directed to cause inspections to be made of all consumer gas installations within the City of Kirkland and to enforce all of the provisions of this ordinance. Upon presentation of proper credentials, the Inspector may enter any consumer's building or premises at any reasonable time for the purpose of making inspection or preventing violations of this ordinance.

SECTION 6. PERMITS FOR WORK ON CONSUMER'S PROPERTY AND FEES:

No person shall install, extend, or alter any gas piping or gas appliance pertaining to, or in connection with, a gas system on a consumer's premises within the City of Kirkland without first applying for a permit in the form prescribed by and from the Inspector to do such work. Provided, however, that no permit is required for servicing gas appliances. Such permit shall state the kind of work to be done thereunder, and it shall be unlawful to do or perform any work other than that designated in said permit. Such permit shall also state the location by street and number of the consumer's premises and shall terminate ninety days after issuance unless extended by the Inspector for good and sufficient cause. The Inspector shall collect a fee of \$1.00 for each permit issued. Persons failing to obtain a permit within 48 hours after commencing work on the installation or alteration of any gas piping or gas appliances, except as otherwise provided herein, shall be required to pay double the fee herein specified when such permit is finally obtained. The payment of such double fee, however, shall in no way relieve the person of the penalties otherwise provided for the violation of this ordinance. Provided, that in case of an emergency where immediate work is necessary, such work may be made under the express condition that a permit be obtained in the manner herein provided on or before noon of the next following business day. The following additional fees shall be paid:

For each appliance having an hourly total input rating of 200,000 BTU or less where no piping is required	\$ 1.00
For each appliance having an hourly total input rating of more than 200,000 BTU where no piping is required	1.50
Gas piping inspections not exceeding 75 lineal feet including appliances	1.50
Gas piping inspections exceeding 75 lineal foot including appliances	2.50

When a permit is issued to connect an appliance to an existing stub or outlet, no additional fee will be charged. For piping inspection where new piping is required to supply the appliance, the above fees for piping will be collected.

SECTION 7. RECORDS: The Inspector shall keep a record of all gas installations inspected. He shall also keep a record of permits issued under this ordinance.

SECTION 8. METER LOCATION: A meter location shall be provided by the consumer for the building or premises to be served, and the location shall be such that the meter connections are easily accessible in order that the meter may be read or changed. No gas meter shall be hereafter installed under a stoop, stairway, show window, or porch or in an unventilated or confined space, and shall be a safe distance from a furnace, boiler or other heating appliance. No meter shall be placed in any location where it will be inaccessible or exposed to injury, such as driveways, or where it will be subjected to excessive corrosion.

SECTION 9. PIPING INSPECTION:

(1) Inspector to be Notified for Inspection. When any work done under a permit issued by the Inspector is completed and ready for inspection, the person to whom the permit has been issued shall, within twenty-four hours after completion of said work, notify the Inspector that the same has been completed and is ready for inspection and the Inspector shall cause said work to be inspected within a reasonable time thereafter.

(2) Test and Piping Inspection. Test and piping inspection shall be made by the Inspector after all piping authorized by the permit has been installed and before any portions thereof which are to be concealed by plastering or otherwise, have been so concealed, and before any fixtures or gas appliances have been attached thereto. This inspection shall include a pressure test at which time the piping shall stand an air pressure equal to not less than the pressure of a column of mercury six (6) inches in height, and the piping shall hold this air pressure for a period of at least ten (10) minutes without any perceptible drop in pressure. A U-gauge type mercury column shall be used for the test.

(3) Tools, Apparatus and Labor for Test. All tools, apparatus, labor and assistance necessary for the test shall be furnished by the permittee.

SECTION 10. CERTIFICATE OF APPROVAL: The Inspector shall issue a Certificate of Approval at the completion of the work for which a specific permit has been issued, if, after inspection, it is found that such work has complied with the provisions of this ordinance and all other requirements of law or ordinance applicable hereto.

SECTION 11. DEFECTIVE WORK OR MATERIALS: If the inspection shall show that defective materials have been used or defective workmanship has been performed in the installation, alteration or extension of any gas pipe, fixture, or appliance in, or on, any consumer's premises, such defective materials or work shall be replaced by the permit holder within three days and the inspection repeated.

SECTION 12. DANGEROUS OR DEFECTIVE PIPING OR APPLIANCE, DISCONNECTION OF BY INSPECTOR:

(1) The Inspector may cause to be disconnected any gas piping, fixture or appliance which has been connected before a Certificate of Approval has been issued, or which, upon inspection, shall be found defective or in such condition as to endanger life or property. In all cases in which such a disconnection is made, a notice shall be affixed thereto and shall state that the same has been disconnected by the Inspector, together with the reasons therefor; and it shall be unlawful for any person to remove said notice or to reconnect said gas piping, fixture, or appliance until authorized by the Inspector to do so.

(2) The Inspector shall have the duty, responsibility, and right of access to inspect all gas appliances in public buildings, commercial buildings, and industrial plants in connection with the enforcement of fire regulations.

SECTION 13. DISCONTINUANCE OR REFUSAL OF SERVICE:

(1) The gas company may discontinue or refuse to supply gas for any gas piping, fixture, or gas appliance which it may find to be defective or leaking, or in such condition as to endanger life or property; Provided, however, that the gas company shall immediately give written notice of discontinuance or refusal of service to the Inspector and the occupant of the consumer's building or premises where such gas supply is discontinued or refused. The Inspector shall immediately make an investigation of the conditions reported by the gas company and it shall be unlawful for any person to reconnect any gas piping fixture, or appliance, until authorized by the Inspector.

(2) In all cases in which the supplying of gas has been discontinued for safety reasons, the supplying of gas shall not be resumed until authorized by the Inspector. Provided, however, that if the gas has been turned off by a gas fitter or any employee of the gas company while doing work on the premises, such gas fitter or employee is entitled to turn on the gas again when he has finished the work, without authorization from the Inspector.

SECTION 14. REQUIREMENTS OF NEW OR USED GAS APPLIANCES AND ACCESSORIES:

(1) All gas appliances and accessories installed for domestic or commercial use shall comply with American Standard Approval, Listing and Installation Requirements for gas appliances and accessories covering safe operation, substantial and durable construction, acceptable performance and installation adopted by the American Standards Association, Inc., and as hereafter amended; Provided, however, that industrial and other specialized appliances and equipment not included in the above requirements of the American Gas Association, Inc., and adopted by the American Standards Association, Inc., may be sold or installed on approval of the Inspector. Each appliance approved by the American Gas Association, Inc., shall be so marked or labelled with a distinctive trademark or name as a means of identification and shall bear information showing the rated heat input in BTU per hour. Each new gas appliance approved by the American Gas Association, Inc., shall be considered an approved appliance and shall also be marked and labelled. All new hot water heaters and heating appliances shall also be equipped with an American Gas Association approved shut-off type automatic pilot.

(2) All used gas appliances hereafter sold or offered for sale or installed shall be approved by the Inspector for safety, and shall be identified accordingly; used gas appliances shall be connected to gas outlets for use at the time of inspection. In the event the appliance has been used with butane, propane, or other liquefied petroleum gases, it shall be subject to approval by the Inspector as having been properly converted for use with natural gas or any admixture thereof.

SECTION 15. CONVERSION FROM NON-GAS FUEL TO NATURAL GAS:

Furnaces, boilers, or other types of heating equipment designed to burn fuel other than gas shall not be converted to burn gas until such equipment has been approved for conversion by the Inspector. All heating appliances which are converted to gas shall be vacuum cleaned and brushed down.

SECTION 16. PROPER INSTALLATION: Every gas appliance hereafter installed shall be installed in accordance with the requirements of gas piping and gas appliances in buildings set forth in the NBFU No. 54, Standards of the National Board of Fire Underwriters for the Installation of Gas Piping and Gas Appliances in Buildings, dated September, 1954, and as the same also may be hereafter amended.

SECTION 17. UNLAWFUL RESTORATION OF GAS AND BY-PASSING OF METER:

It shall be unlawful for any person to restore the flow of gas through pipes which have been shut off either by the gas company or the Inspector, or to cause gas supplied by the gas company to by-pass the meter by which the amount of gas is measured.

SECTION 18. ADOPTION BY REFERENCE: The following, and as the same also may be amended hereafter, are hereby adopted by reference and shall be observed:

American Standard Requirements for Installation of Domestic Gas Conversion Burners Z21.8

American Standard Requirements for Installation of Gas Conversion Burners in Domestic Ranges Z21.38

NBFU No. 54, Standards of the National Board of Fire Underwriters for the Installation of Gas Piping and Gas Appliances in Buildings.

SECTION 19. CONFLICTING PROVISIONS: In the event any of the provisions of this ordinance conflict with any other provisions of this ordinance, the provisions containing the highest standards shall be observed.

SECTION 20. PENALTIES: Any person who shall fail to comply with, or violate, any of the provisions of this ordinance shall be guilty of a misdemeanor, and upon conviction thereof, shall be fined in an amount not exceeding \$300.00, or by imprisonment in the town jail not exceeding 90 days or by both such fine and imprisonment.

SECTION 21. CONFLICT: All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

SECTION 22. VALIDITY: If any section, subsection, paragraph, sentence, clause, or phrase of this ordinance is declared unconstitutional or invalid for any reason, such decision shall not affect the validity of the remaining portions of this ordinance.

SECTION 23. TITLE OF ORDINANCE: This ordinance shall be known as the "Gas Ordinance of the City of Kirkland" and may be cited as such.

SECTION 24. EFFECTIVE DATE: This ordinance shall be in full force and effect five (5) days from, and after, its passage, approval and legal publication as provided by law.

Passed this 7th day of January, 1957.

Approved this 7th day of January, 1957.

Approved as to form:

Charles W. Johnson
City Attorney

Edmund J. Duggan
Mayor

Attest:

Loren R. Dittel
City Clerk

I hereby certify that the foregoing is a true and correct copy of an Ordinance of the City of Kirkland and that the same was published or posted according to law, said Ordinance being No. 705 and entitled "An Ordinance as above.

Loren R. Dittel, City Clerk