

O-17-96

ORDINANCE NO. _____

AN ORDINANCE AMENDING CERTAIN SECTIONS OF CHAPTER 4 (BUILDINGS AND BUILDING REGULATIONS) OF THE NORTH LITTLE ROCK MUNICIPAL CODE; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES.

WHEREAS, WHEREAS, the City Council of North Little Rock (the "City") regulates Buildings and Building Regulations through North Little Rock Municipal Code ("NLRMC") Chapter 4, adopted November 14, 2016 (Ord. No. 8855), as amended by Ordinance Nos. 8902, 8942 and 8954; and

WHEREAS, the Community Planning Department has advised that specified corrections and updates need to be made to certain sections of Chapter 4 (see communications from the Fire Marshal and Building Official attached hereto, collectively, as Exhibit A).

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NORTH LITTLE ROCK, ARKANSAS:

SECTION 1: That Section 1.1.1 of NLRMC Chapter 4 (Buildings and Building Regulations) is hereby amended to read as follows:

Editor's Note: All deletions denoted by ~~strikethrough~~; additions by underline.

1.1.1 Codes adopted.

- (A) 2012 Arkansas Fire Prevention Code
- (B) ~~2014~~2017 National Electrical Code
- (C) 2006 Arkansas Plumbing Code
- (D) 2006 Arkansas Fuel Gas Code
- (E) 2010 Arkansas Mechanical Code
- (F) 2010 ~~American Disability Act~~Americans with Disabilities Act
- (G) American National Standards Institute (ANSI) 117 Standards

Three (3) copies of the National Electric Code, 2017 Edition, will be on file in the Office of the North Little Rock City Clerk for inspection and view by the public.

SECTION 2: That Section 1.1.2 of NLRMC Chapter 4 (Buildings and Building Regulations) is hereby amended to read as follows:

1.1.2 Permit required.

- (A) It shall be unlawful for any person to install, repair, replace or perform any work in the City without a permit from the Community Planning Department, except:
 - (1) Painting, interior or exterior
 - (2) Any floor covering

- (B) It shall be unlawful for any person to engage in any activity that alters the existing flow of surface water in the City or that alters vegetation buffering dissimilar zones or uses in the City, without a land alteration permit from the City Engineer. Examples of prohibited conduct may include, without limitation: clearing, harvesting, filling, cutting, quarrying and similar activity.
- (C) It shall be unlawful for any person to install, repair, replace or perform any work in the City without a permit from the Fire Marshal on the following items:
- (1) Sprinkler systems
 - (2) Fire alarm systems
 - (3) Kitchen suppression systems
- (D) When a project consists of more than one structure or parcel, each separate structure shall have a separate permit.

SECTION 3: That Section 1.2.5 of NLRMC Chapter 4 (Buildings and Building Regulations) is hereby amended to read as follows:

1.1.5 Right of entry.

Any Inspector (electric, plumbing, mechanical, building, fire), the Building Official, the Fire Marshal, and/or the Director of Community Planning or his agents shall have the right to enter any building, property or premises in the discharging of his duties or for the purpose of making any inspection or tests.

SECTION 4: That Section 1.1.7 of NLRMC Chapter 4 (Buildings and Building Regulations) is hereby amended to read as follows:

1.1.6 Enforcement.

It shall be the duty of any Inspector (electric, plumbing, mechanical, building, fire), the Building Official, the Fire Marshal, and/or the Director of Community Planning or his agents, to see that all provisions of this Chapter are fully complied with, and to inspect all the work done and to keep proper and permanent records of such inspections. The Inspector shall report the result of inspections to the general contractor or to the owner of the building or structure in or on which the work is being done or has been done, shall cause to be corrected any deviation from the requirements of this Chapter, or issue approval when such requirements are found to be satisfied.

SECTION 5: That Section 1.1.7 of NLRMC Chapter 4 (Buildings and Building Regulations) is hereby amended to read as follows:

1.1.7 Inspection; tests; condemnation of violations.

It shall be the duty of any Inspector (electric, plumbing, mechanical, building, fire), the Building Official, the Fire Marshal, and/or the Director of Community Planning or his agents to inspect all work. He shall be empowered to make such

tests as he may deem necessary to ascertain the condition of such work and he will have the right to compel the removal of any obstructions such as lath, plastering, ceiling or flooring which may hinder a full and complete inspection of such work. When such work is not in accordance with the requirements of this article, or are found to be unsafe to life or property, he shall have the right to condemn such work as provided in this Chapter.

SECTION 6: That Section 1.1.8 of NLRMC Chapter 4 (Buildings and Building Regulations) is hereby amended to read as follows:

1.1.8 Suspension of work.

Any Inspector (electric, plumbing, mechanical, building, fire), the Building Official, the Fire Marshal, and/or the Director of Community Planning or his agents shall have the power to issue citations for the violation of any of the provisions of this Chapter and to compel the suspension of any work being done in a manner prohibited by this article.

SECTION 7: That Section 1.1.9 of NLRMC Chapter 4 (Buildings and Building Regulations) is hereby amended to read as follows:

1.1.9 Interference with Inspector or Building Official.

It shall be unlawful for any person to hinder or interfere with an Inspector (electric, plumbing, mechanical, building, fire), the Building Official, the Fire Marshal, and/or the Director of Community Planning or his agents in the discharge of their duties under this Chapter.

SECTION 8: That Section 1.1.12 of NLRMC Chapter 4 (Buildings and Building Regulations) is hereby amended to read as follows:

1.1.12 Extension of an unexpired permit.

A permittee holding an unexpired permit may apply for a one-time 30, 60 or 90 day extension provided he can show good satisfactory reason, and beyond his control, that the work cannot be ~~commenced~~ completed within the one year period from the issue date. A fee of \$30.00 per 30 day period shall be assessed for the extension.

SECTION 9: That NLRMC Chapter 4 (Buildings and Building Regulations) is hereby amended to add a new Section 1.1.20 as follows:

1.1.20 Workmanship.

The permit holder shall perform all work in a professional and workmanlike manner. The work shall be performed in accordance with any applicable construction codes and professional industry standards.

SECTION 10: That Section 1.2.6(A) of NLRMC Chapter 4 (Buildings and Building Regulations) is hereby amended to read as follows:

- (A) Permit fees shall include total value of work, including materials and labor, for which the permit is being issued, such as electrical, gas, mechanical, plumbing, equipment and permanent systems. The permit fee does not include the cost of the property.

Total Valuation	Fee
\$100.00 and less	No fee, unless inspection required, in which case a \$25.00 fee for each inspection shall be charged
\$101.00 to \$50,000	\$50.00 for the first \$2000.00 plus \$4.00 for each additional thousand or fraction thereof
\$50,001 to \$100,000	\$250.00 for the first \$50,000.00 plus \$3.50 for each additional thousand or fraction thereof
\$100,001 to \$500,000	\$350.00 for the first \$100,000.00 plus \$3.00 for each additional thousand or fraction thereof
\$500,001 and up	\$1200.00 \$1600.00 for the first \$500,000.00 plus \$2.50 for each additional thousand or fraction thereof.

SECTION 11: That Section 2.1.2 of NLRMC Chapter 4 (Buildings and Building Regulations) is hereby amended to add a subsection (12) as follows:

2.1.2 Repairs to substandard structure; conditions to be corrected before certain permits.

(12) All concrete slabs shall require reinforcement in accordance with Act 332.

SECTION 12: That Section 3.1.2 of NLRMC Chapter 4 (Buildings and Building Regulations) is hereby amended to add subsections (G), (H) and (I) as follows:

3.1.2 New Installation or Replacement of Meter Loops and New Breaker Panels.

(G) The neutral wire shall not be sized smaller than the service wire.

(H) All receptacles shall be installed in a safe and secure manner to prevent movement of the receptacle and to allow the plug to be easily removed.

(I) Door chime transformers shall be readily accessible and mounted to a keyless socket.

SECTION 13: That Section 3.1.3 (Definitions) of NLRMC Chapter 4 (Buildings and Building Regulations) is hereby deleted in its entirety, and Section 3.1.4 (Scope) will be designated as Section 3.1.3.

SECTION 14: That Section 3 (Electricians) of Article Three of NLRMC Chapter 4 (Buildings and Building Regulations) is hereby deleted in its entirety.

SECTION 15: That Section 4.2.2 of NLRMC Chapter 4 (Buildings and Building Regulations) is hereby amended as follows:

4.2.2 Other regulations.

(H) ***Reduced pressure zone (RPX) valves.*** All reduced pressure zone (RPZ) valves, either lawn sprinkler or ~~structural~~ domestic, shall be installed in the building or as close as possible to the structure being served. At no time shall it be installed in a right-of-way or a utility easement.

(M) ***Stack vents.*** Every building in which plumbing is installed shall have at least one 3 inch minimum stack vent or vent stack and shall run undiminished in size and as directly as possible from the building drain through to the open air or in a vent header that extends to the outside open air.

(O) ***Island sinks.*** Island sinks shall have a minimum 3 inch drain line and shall be properly vented.

SECTION 16: That Article 5 (Mechanical) of NLRMC Chapter 4 (Buildings and Building Regulations) is hereby amended to add the following section:

5.1.6 Other regulations.

(A) No dryer vents shall be allowed in concrete slabs.

(B) Restroom exhaust fans shall terminate outside the building (not into the attic).

SECTION 17: That Section 6.1.2(E) of NLRMC Chapter 4 (Buildings and Building Regulations) is hereby amended as follows:

(E) Grading / Fill

Required for any excavation, filling or redistribution of soil on a site.

a. Less than .5 acres.....	\$ 50.00
b. .5 acres to .999 acres.....	\$ 100.00
c. 1 acre to 1.999 acres.....	\$ 150.00
d. 2 acres to 2.99 acres.....	\$ 200.00
e. 3 acres and greater.....	\$ 250.00 300.00

SECTION 18: That all ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of the conflict.

SECTION 19: That the provisions of this Ordinance are hereby declared to be severable and if any section, phrase or provision shall be declared or held invalid, such invalidity shall not affect the remainder of the sections, phrases or provisions.

SECTION 20: It is hereby found and determined there is a need to update or clarify certain code sections of the City's Building Regulations regarding permits, inspections and certain other regulations, and the passage of this Ordinance is necessary in order to insure the proper and orderly growth of this land and of the City of North Little Rock, Arkansas, and being necessary for the immediate preservation of the public health, safety and welfare; THEREFORE, an emergency is hereby declared to exist, and this Ordinance shall be in full force and effect from and after its passage and approval.

PASSED:

APPROVED:

Mayor Joe A. Smith

SPONSOR:



Mayor Joe A. Smith *12/5/17 AF*

ATTEST:

Diane Whitbey, City Clerk

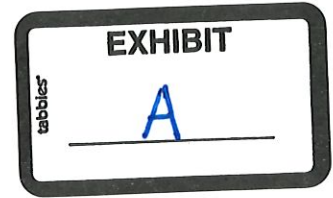
APPROVED AS TO FORM:



Amy Beckman Fields, City Attorney

PREPARED BY THE OFFICE OF THE CITY ATTORNEY/b

FILED <u>11:21</u> A.M. _____ P.M.
By <u>City Atty Amy fields</u>
DATE <u>12-5-17</u>
Diane Whitbey, City Clerk and Collector North Little Rock, Arkansas
RECEIVED BY <u>K. Thomas</u>



To... Spencer, Shawn;

Cc...

Send

Subject RE: updates to Chapter 4 of Muni Code

Shawn,
Article 1.1.5 through 1.1.9 mentions
“Any Inspector (electric, plumbing, mechanical, building), the Building Official, and/or the Director of
Community Planning

Although the Arkansas Fire Code mentions right of entry for fire department personnel, I **would like to**
include Fire Inspector’s / Fire Marshal’s in the same context as other inspectors, especially since
we enforce code and conduct Rough Ins and Finals.

John Pflasterer
Fire Marshal
North Little Rock Fire Department
501-812-5940
Firefighters...We still make house calls

Mon 11/27/2017 3:08 PM

Spencer, Shawn

Electrical definitions in Chapter 4 of Muni Code

To Spencer, Shawn

From: Greene, Rodger

Sent: Monday, November 27, 2017 2:18 PM

Subject: [Electrical definitions in Chapter 4 of Muni Code](#)

Shawn, I feel we can eliminate the definitions in Chapter 4 of the Municipal Code, Section 3, Electricians. These definitions come directly from the Arkansas Board of Electrical Examiners, Laws, Rules, & Regulations. Also these definitions were used back in the day when North Little Rock had a Board of Electrical Examiners and managed testing and licensing for electricians.

The State does all that now. We are no longer involved in the testing and licensing process.

RODGER GREENE
BUILDING OFFICIAL
CITY OF NORTH LITTLE ROCK
120 MAIN STREET NLR, AR 72114
501.975.8820