ORDINANCE 96- 04

AN ORDINANCE ADOPTING THE ARKANSAS MECHANICAL CODE, AS AMENDED, FOR THE CITY OF ATKINS, ARKANSAS AND FOR OTHER PURPOSES

WHEREAS, the City Council has determined that it is in the interest of the citizens of Atkins for the City to adopt a Code of Regulations governing the installation of heating and air conditioning systems.

NOW, THEREFORE, BE IT ORDAINED, By the City Council, of the City of Atkins, as follows:

Section 1: That there is hereby adopted by the City of Atkins the State of Arkansas Mechanical Code, as recommended by the Southern Building Code Congress, being particularly the 1991 Edition thereof, save and except such portions as amended in Section 2 below. These rules and regulations are adopted in an attempt to ensure safe mechanical installations including alterations, repairs, replacements, equipment, appliances, fixtures, fittings and appurtenances there-to, so as to safeguard life, health, and the public welfare.

For purposes of this Ordinance, the Building Official, his assistants, or any individual assigned by the Mayor, shall be the "Administrative Authority" authorized to enforce the provisions of the Mechanical Code.

SECTION 2: The aforementioned Code shall be amended as follows:

A. Flex duct shall be allowed only on branch lines;

B. Flex duct shall be no longer than six (6) feet in length;

C. Mechanically approved fittings are required for all turns;

D. Mechanically approved fittings are required for take off;

E. The following fee schedule shall be substituted for the "Schedule of Permit Fees" found at Appendix B of the Mechanical Code:

Residential Inspections:

One (1) unit.....	$20.00
For each additional unit.....	10.00

Commercial Inspections:

For up to four (4) units.....	$50.00
For each additional unit over and above (4) units.....	10.00

(Note - One (1) unit consists of one (1) a.c. unit and one (1) heating or combination heat and air unit.)

Inspection of Alterations:

The fee for inspecting alterations and additions to an existing system shall be $15.00 unless a new unit is installed.

Reinspection:

In case it becomes necessary to make a reinspection of a heating, ventilation, air conditioning or refrigeration system, the installer of such equipment shall pay a reinspection fee of $20.00.

SECTION 3: Three (3) copies of this code have been and are now filed in the office of the Clerk and/or Building Official of the City of Atkins, Arkansas, and the same are hereby adopted and incorporated, as amended, as fully as if set out at length herein. From the date on which this ordinance shall take effect, the provisions of the aforementioned code shall be controlling in the construction of all buildings and other structures within the corporate limits of the City of Atkins, Arkansas, except as regulated by other ordinances of the Atkins Municipal Code.

SECTION 4: Penalty - Arkansas state law (Arkansas Code Annotated Sec. 14-55-102) empowers municipal corporations to adopt ordinances to provide for the safety, health, comfort, and convenience of inhabitants of the city. Violations of the mechanical code shall be considered a violation of this ordinance, and shall be punishable as a misdemeanor offense. Violations of the mechanical code shall be considered a violation of this ordinance, and shall be punishable as a misdemeanor offense. Violation of any of the provisions of the mechanical code as adopted as a result of this Ordinance or other provisions of this Ordinance shall be punishable by a fine up to $250.00. Each day that said violation continues shall be a separate offense and each day subsequent to the first day of violation shall be punishable by a fine of up to $250.00 per day.

SECTION 5: All ordinances or parts of ordinances in

conflict herewith are hereby repealed to the extent of that conflict.

The provisions of this ordinance are hereby declared to be severable, and if any provision shall for any reason be illegal or invalid, such holding shall not effect the validity of the remainder of this ordinance.

SECTION 6: This ordinance being necessary for the public peace, health and safety of the citizens of Atkins, an emergency is declared and this Ordinance shall become effective immediately upon its passage and approval.

DATED this 11th day of June, 1996.

Don Ezell
DON EZELL, Mayor

Brenda Graves
BRENDA GRAVES, City Clerk