

ORDINANCE NO. 211

AN ORDINANCE ESTABLISHING RULES AND REGULATIONS REGARDING PLUMBING, BY THE ADOPTION OF THE NATIONAL PLUMBING CODE BY REFERENCE; DEFINING CERTAIN TERMS USED THEREIN; PROVIDING FOR A SAVINGS CLAUSE AND VALIDITY OF THIS ORDINANCE; PRESCRIBING THE TIME WHEN THIS ORDINANCE SHALL BE IN FULL FORCE AND TAKE EFFECT; PROVIDING FOR THE REPEAL OF PRIOR ORDINANCES IN CONFLICT; AND PROVIDING THE PENALTY FOR THE VIOLATION OF THE SEVERAL SECTIONS OF THE PLUMBING CODE ADOPTED BY REFERENCE AND THE SECTION OF THIS ORDINANCE.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF GOTHENBURG, NEBRASKA:

Section 1. ADOPTION OF PLUMBING CODE. -- There is hereby adopted by the City of Gothenburg, Dawson County, Nebraska, for the purpose of establishing rules and regulations regarding plumbing, that certain plumbing code known as the National Plumbing Code, being particularly the 1955 edition thereof and the whole thereof, save and except such portions as are herein-after deleted, modified or amended, of which not less than three (3) copies have been and are now filed in the office of the Clerk of the City of Gothenburg, Dawson County, Nebraska, and the same are hereby adopted and incorporated as fully as if set out at length herein, and from the date which this ordinance shall take effect, the provisions thereof shall be controlling in the construction of all plumbing and within the corporate limits of the City of Gothenburg, Dawson County, Nebraska.

Section 2. DEFINITIONS. —

(a) Wherever the word "Municipality" is used in the plumbing code, it shall be held to mean the City of Gothenburg, Dawson County, Nebraska.

(b) Wherever the term "Corporation Counsel" is used in the plumbing code, it shall be held to mean the attorney for the City of Gothenburg, Dawson County, Nebraska.

Section 3. SAVINGS CLAUSE AND VALIDITY. -- Nothing in this ordinance or in the code hereby adopted shall be construed to effect any suit or proceeding now pending in court, or any rights acquired, or liability incurred, nor any cause or causes of action accrued or existing, under any act or ordinance repealed hereby. Nor shall any right or remedy of any character be lost, impaired or affected by this ordinance. The invalidity

of any section or provision of this ordinance or of the code hereby adopted shall not invalidate other sections or provisions the thereof.

Section 4. VIOLATION AND PENALTY. -- Any person upon whom a duty is placed by the provisions of this ordinance and the provisions of the plumbing code adopted by reference, who shall fail, neglect or refuse to perform such duty or who shall violate any of the provisions of this ordinance or plumbing code shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not to exceed \$100 and shall stand committed to the city jail until such fine and costs of prosecution are paid. Each day that a violation continues shall constitute a separate and distinct offense and shall be punishable as such. The penalty herein provided shall be in addition to the right to revoke any license or permit herein required.

Section 5. REPEAL OF PRIOR ORDINANCES IN CONFLICT, -- All ordinances and parts of ordinances passed and approved prior to the passage and approval of this ordinance and in conflict therewith are hereby repealed.

Section 6. WHEN OPERATIVE. -- This ordinance shall be in full force and take effect from and after its passage, approval and publication according to law.

PASSED and approved this 13<sup>th</sup> day of December, 1968.

ATTEST:

Jane Dullman  
City Clerk

(SEAL)

M. J. [Signature]  
Mayor