

ADOPTING REGULATION 4 - 2010
AMENDING SECTIONS I, III (B), and IV OF PLUMBING REGULATION NO. 1-97

The Board of Health of the Hamilton County General Health District met in regular session on the 14th day of June 2010 with the following members present:

Tracey A. Puthoff, Esq, President	<u>yes</u>
Thomas W. Chatham, Vice President	<u>yes</u>
Jim Brett	<u>yes</u>
Kenneth G. Amend, MD	<u>yes</u>
Mark A. Rippe	<u>yes</u>

Mr. Brett moved for the adoption of the following motion.

Adopting Regulation 4-2010 to Amend Plumbing Regulation No. 1-97, Sections I, III (B), and Section IV, to include definitions, nonflammable medical gas systems enforcement and inspection authority, and the adoption of fees associated with the inspection and enforcement of nonflammable medical gas systems

WHEREAS, the Board of Health of the Hamilton County General Health District has the authority, pursuant to Ohio Revised Code Sections 3709.20, 3709.21, and 3709.09 to adopt fees and to make such Orders and Regulations as are necessary for its own government, for the public health, the prevention or restriction of disease, and the prevention, abatement and suppression of nuisances; and

WHEREAS, the Plumbing Division of the Hamilton County General Health District have met the qualifications of the American Society Sanitary Engineers (A.S.S.E)Standard 6020 to review plans and inspect nonflammable medical gas systems; and

WHEREAS, the Plumbing Division of the Hamilton County General Health District have met the state requirement of at least two (2) plumbing inspectors within an agency certified in nonflammable medical gas systems in order to enforce and inspect nonflammable medical gas piping systems, and

WHEREAS, the Plumbing Division of the Hamilton County General Health District will require a nonflammable medical gas plan review, permit, and inspection(s) per the Ohio Basic Plumbing Code; and

WHEREAS, the Board of Health of the Hamilton County General Health District has determined it is necessary to adopt a fee schedule in order to cover the cost of this program; and

WHEREAS, the Board of Health of the Hamilton County General Health District has determined that it is in the best interest of Hamilton County for the Hamilton County General Health District to conduct these inspections, which will allow for better local response, efficiency, and customer service.

NOW THEREFORE BE IT RESOLVED, the Hamilton County Board of Health shall hereby adopt Regulation 4-2010 and amend Plumbing Regulation No. 1-97, to include definitions, nonflammable medical gas inspection and enforcement authority, plan approval for nonflammable medical gas systems, and the associated fee schedule, to be effective on July 1, 2010:

Section I- Definitions:

"Nonflammable Medical Gas" is an assemble of equipment and piping for the distribution of nonflammable medical gases such as oxygen, nitrous oxide, compressed air, carbon dioxide, and helium.

"Medical Gas Inspector" is an inspector who has a current (non-expired) American Society of Sanitary Engineers (A.S.S.E.) 6020 medical gas inspector certification.

Section III (B)- Permits and Applications:

6) A Medical Gas Permit is required when installing any nonflammable Medical Gas piping systems within any health care facility, new construction, or remodel of any building requiring such use.

Section IV –Fees-Plumbing, Sewer Work, Water Service, Nonflammable Medical Gas Systems:

(N) The Nonflammable Medical Gas Fee for Plan Review is \$250.00.

(O) The Nonflammable Medical Gas Permit Processing Fee is \$250.00.

(P) Nonflammable Medical Gas Inspection Fee - \$100.00 per Medical Gas system, \$10.00 per Outlet of each system.

(Q) Medical Gas re-inspection fee shall be \$75.00.

(R) After hour and Weekend Inspections: Minimum \$1 00.00 for the first 1-hour inspection, \$50.00 for every hour, after the first hour.

(S) The inspection fee is based on two inspections per system. Any additional inspections will be charged as a partial inspection at a cost of \$50.00 for each partial inspection.

BE IT FURTHER RESOLVED, by the Board of Health of the Hamilton County General Health District that the Regulation be recorded and certified and become a part of the record of the local Regulations of the Board of Health of the Hamilton County General Health District; and

BE IT FURTHER RESOLVED, that the Board of Health of Hamilton County General Health District hereby finds by a vote of at least three-fourths of its members that this Regulation be read only once and the requirement that it be read on three different days be dispensed with as provided by law; and

BE IT FURTHER RESOLVED, by this Board of Health of Hamilton County General Health District, that this regulation be published in one newspaper of general circulation within the Hamilton County General Health District once a week for two consecutive weeks and that the first publication take place no later than ten (10) days prior to the effective date of amended plumbing regulation no. 1-97; and

BE IT FURTHER RESOLVED, that this Board of Health of the Hamilton County General Health District find and determine that all formal actions relative to the passage of this regulation were taken in an open meeting of this board and that all deliberations of this board and of its committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with the applicable legal requirement, including Section 121.22 of the Ohio Revised Code.

Dr. Amend seconded the motion. Upon roll call, the vote was as follows:

Tracey Puthoff, Esq, President
Thomas W. Chatham, Vice President
Mark A. Rippe
Kenneth G. Amend, M.D.
Jim Brett

yes
yes
yes
yes

Board of Health of the Hamilton County Health District

Tracey Puthoff
Tracey Puthoff, Esq, President of the Board

Attest: Timothy I. Ingram
Timothy I. Ingram
Health Commissioner

Date: 6/14/10

This resolution was approved as to form by the Office of the Hamilton County Prosecuting Attorney,
Joseph Deters, Prosecutor.

By: Nee Fong Chin
Nee Fong Chin
Chief Assistant Prosecuting Attorney

Date: 6/14/2010