

**Chapter 201-A  
Plumbing and Septic  
System Permit Fees Ordinance**

*Adopted as an  
Emergency Ordinance  
by the  
Town Council  
on  
October 5, 1993*

TOWN OF GRAY

PLUMBING AND SEPTIC SYSTEM PERMIT FEES ORDINANCE

Emergency Preamble:

WHEREAS, State statute (30-A M.R.S.A. §§ 4211 and 4215) requires the Town of Gray (Town) to issue plumbing and subsurface waste water disposal system permits in accordance with the State Plumbing Code promulgated by the Maine Department of Human Services (DHS) and to enforce the State Plumbing Code; and

WHEREAS, the Town has no ordinance establishing fees for plumbing and subsurface waste water disposal permits and instead relies upon the permit fees set by the State Plumbing Code in charging fees for such permits; and

WHEREAS, State legislation (P.L. 1993, c.404) that will become effective on October 13, 1993 repeals DHS' authority to establish minimum permit fees by rule and establishes much lower fees for such permits; and

WHEREAS, the Town will lose significant amounts of revenue if it were to charge only the fees for plumbing and subsurface waste water disposal permits established by the Legislature; and

WHEREAS, the Town, pursuant to its home rule authority (Art. VIII, Pt.2d § 1 of the Maine Constitution and 30-A M.R.S.A. § 3001 et seq.) and 30-A M.R.S.A. § 4215(4) may establish the fee for plumbing and subsurface waste water disposal permits; and

WHEREAS, the Town Council finds that enactment of an ordinance establishing a schedule of fees for plumbing and subsurface waste water disposal is therefore necessary; and

WHEREAS, in the judgment of the Gray Town Council, these facts create an emergency within the meaning of Article II, Section 14D of the Town Charter and require the following ordinance as immediately necessary for the preservation of the public health, safety and welfare;

NOW, THEREFORE, the Town of Gray hereby ordains that a Plumbing and Septic System Permit Fees Ordinance be adopted to read as follows:

## Plumbing and Septic System Permit Fees Ordinance

- Section 1. Applicability
- Section 2. Plumbing Permit Fees
- Section 3. Subsurface Waste Water Disposal System Fees

### Section 1. Applicability

This Ordinance applies to fees charged by the Town of Gray for plumbing and subsurface waste water disposal system permits issued by the Town of Gray pursuant to 30-A M.R.S.A. § 4201 et seq. and pursuant to rules promulgated by the Department of Human Services (DHS) under the authority of 30-A M.R.S.A. § 4201 et seq. ("State Plumbing Code"). For purposes of this Ordinance, the terms contained in this Ordinance shall have the meanings given to them in the State Plumbing Code.

### Section 2. Plumbing Permit Fees

A. At the time of issuance by the Town of a plumbing permit pursuant to 30-A M.R.S.A. § 4201 et seq. and the State Plumbing Code, the plumbing permit applicant shall pay a fee in accordance with the following schedule and at the rate provided for each classification shown herein:

- (1) Any person who shall begin any work for which a permit is required by the State Plumbing Code without first having obtained a permit therefor shall, if subsequently eligible to obtain a permit, pay double the permit fee fixed by this Ordinance for such work. However, this provision shall not apply to emergency work when it shall be proved to the satisfaction of the Local Plumbing Inspector that such work was urgently necessary and that it was not practical to obtain a permit before the commencement of the work. In all such emergency cases, a permit must be obtained within four (4) working days or else a double permit fee as hereinabove provided shall be charged.
- (2) For the purpose of this Ordinance a sanitary plumbing outlet on or to which a plumbing fixture or appliance may be set or attached shall be construed to be a fixture. Fees for reconnection and retest of existing plumbing systems in relocated buildings shall be based on the number of plumbing fixtures, water heaters, etc., involved.

- (3) The following permit fees shall be charged:
- (a) Minimum fee for all permits, \$20.00
  - (b) Fixture fee shall be \$4.00 per fixture.
  - (c) Re-inspection fee, \$20.00. A reinspection fee shall be charged by the Local Plumbing Inspector in those instances when work has not been completed upon an inspection or when work was not in compliance with the State Plumbing Code.
  - (d) When only new water distribution and/or drainage pipes are installed or relocated in a building, but no fixtures installed, the fee shall be \$20.00.
  - (e) A hook-up fee of \$20.00 shall be charged for the connection of a mobile home which bears the Housing and Urban Development (HUD) seal or a modular home which bears the Manufactured Housing Board seal to a building sewer.
  - (f) A hook-up fee of \$20.00 shall be charged for connection to a public sewer when piping is installed beyond the jurisdiction of the sanitary district.
  - (g) Relocated mobile homes, modular homes or any other similar structures shall be considered as new conventional stick built structures. A plumbing fixture fee shall be charged based on this Section.
  - (h) A permit is valid only for the named applicant and may be transferred by payment of a \$6.00 transfer fee.

Section 3. Subsurface Waste Water Disposal System Fees

A. Prior to the Local Plumbing Inspector's issuance of a subsurface waste water disposal system permit, the permit applicant must pay the Local Plumbing Inspector a permit fee calculated in accordance with the following schedule:

- (1) Complete Systems
  - (a) Non-engineered System . . . . . \$60.00
  - (b) Primitive Disposal System  
[includes Alternative Toilet] . . . \$60.00
  - (c) Engineered System . . . . . \$225.00
- (2) System Components [installed separately]
  - (a) Treatment Tank . . . . . \$30.00
  - (b) Holding Tank . . . . . \$60.00
  - (c) Alternative Toilet . . . . . \$30.00
  - (d) Disposal Area . . . . . \$45.00
  - (e) Engineered Disposal Area . . . . \$120.00
  - (f) Separated Laundry Disposal System \$30.00

- (3) Other
  - (a) Seasonal Conversion Permit . . . \$30.00

B. Late Permit Fee

A person who starts construction without first obtaining a subsurface waste water disposal permit shall pay double the permit fee indicated in subsection 3-A above.

Section 4.

Pursuant to a previous Town Council Order effective May 15, 1990 and amended effective April 15, 1993, which Order remains valid and is not amended by this ordinance, the local plumbing inspector shall charge an administrative fee as provided therein upon the issuance of any plumbing or subsurface waste order permit in addition to the permit fees established by Sections 2 and 3 above.

EMERGENCY CLAUSE: In view of the emergency cited in the Emergency Preamble, this Ordinance shall take effect on October 13, 1993.

Dated: October 13, \_\_\_\_\_, 1993

By: \_\_\_\_\_  
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