

SCHEDULE 24

[Amended by By-law (2005)-17707]

Schedule 24 of City of Guelph By-law Number (2005)-17707
Being New Schedule "24" of City of Guelph By-law (2004) – 17551

PLUMBING CONTRACTORS/BACKFLOW DEVICE TESTER/ DRAIN CONTRACTOR

The provisions of this Schedule shall apply in respect of Plumbing Contractors.

INTERPRETATION

1. In addition to the terms defined in Section 1 of this By-law, the following terms shall have the corresponding meanings for the purposes of this Schedule:
 - (i) "Backflow Device Tester" means a Person, performing or engaging to perform "Backflow Work";
 - (ii) "Backflow Work" includes performing building surveys to identify cross-connections; selection, testing and repair of backflow prevention devices and completion of test reports and test tags for backflow prevention devices;
 - (iii) "Drain Contractor" means a Person, performing or engaging to perform Drain Work;
 - (iv) "Drain Work" includes the laying of metallic or non-metallic pipe and their appurtenances into trenches not within a building to form sanitary sewers, storm sewers, storm drainage piping, storm management systems, private sewers and private water supply systems on private property, repairing of drains or removing of tree roots or other obstructions from sewers;
 - (v) "Drainlayer" means a Person who is skilled in the planning and installation of Drain Work, is familiar with the laws, rules and regulations governing same and have met the qualifications as set out in this Schedule;
 - (vi) "Journeyman Plumber" means a Person who has been issued a Certificate of Qualification in the trade of plumber under the Trades Qualification Act and Apprenticeship Act, R.S.O. 1990, Chapter T.17, as amended from time to time, or any successor thereof;
 - (vii) "Licence Inspector" means the Plumbing Inspector II, Backflow Prevention Officer or the Chief Building Official appointed by Council;
 - (viii) "Maintenance" means the repair or replacement of any valves, faucets, fixtures or the forcing out of a stoppage, but does not include the installation, alteration, construction or relocation of Plumbing or any addition thereto or the installation, relocation, repair or testing of backflow prevention devices;
 - (ix) "Plumbing" shall have the same meaning as it has in the Building Code Act, S.O. 1992, Chapter 23, as amended, from time to time, or any successor thereof;

and any other term defined in Ontario Regulation 403/97, as amended from time to time, or any successor thereof (Ontario Building Code) has the same meaning in this By-law;
 - (x) "Plumbing Contractor" means a Person, performing or engaging to perform Plumbing;

- (xi) “School of Accreditation” means any school or college providing a cross-connection control course in backflow prevention device testing that has been accredited by an organization or association that has established the following minimum criteria;
 - (a) instructor and backflow prevention device tester qualifications;
 - (b) laboratory facilities;
 - (c) course content and duration;
 - (d) examinations;
 - (e) minimum passing criteria; and
 - (f) issuance of a certificate for certified testers from an accredited organization;

PURPOSE [deleted by By-law (2007)-18433]

LICENCES REQUIRED

- 3. No Person shall engage in or work at the business of Plumbing, Drain Work or Backflow Device Tester Work without a valid Plumbing Contractor, Drain Contractor or Backflow Device Tester Licence issued by the City;
- 4. Notwithstanding Section 3 of this Schedule, a Licence is not required:
 - (a) by the registered owner, carrying out Plumbing or Drain Work in respect of a low rise residential dwelling unit owned and occupied by that individual; such Plumbing or Drain Work shall be subject to inspection and other requirements of relevant By-laws, the Ontario Building Code and other legislation respecting Plumbing;
 - (b) by the registered owner, or an employee of a registered owner, carrying out maintenance in respect of Premises owned by that owner;
 - (c) by a Journeyman Plumber carrying out Plumbing or Drain work in respect of a commercial, industrial or institutional establishment, a Board of Education or the City provided the Journeyman Plumber is an employee of the establishment, Board of Education or City;
 - (d) by a Person engaged in the business of installing, repairing or servicing water conditioners and the only Plumbing carried out is as follows:
 - (i) the installer may alter the water supply system to the extent of providing a cold water supply pipe to the residential conditioner not exceeding 6.0 metres (20 feet) in length and connecting a cold conditioned water supply pipe from the conditioner outlet to the existing cold water supply system;
 - (ii) a drain line may be installed from the conditioner so as to discharge indirectly to a floor drain, hub drain or plumbing fixture;
 - (iii) all work shall be subject to inspection and other requirements of relevant by-laws, the Ontario Building Code and/or other legislation respecting plumbing; or
 - (iv) by a Person engaged in the business of replacing service water heaters, as defined in the Ontario Building Code, provided that all work shall be subject to inspection and other requirements of relevant by-laws, the Ontario Building Code and/or other legislation respecting plumbing.

CONDITIONS FOR PLUMBING CONTRACTORS AND DRAIN CONTRACTORS
[Title amended by By-law (2007)-18433]

5. In addition to Section 3 of this By-law:
- (a) every Applicant for a Plumbing Contractor or Drain Contractor Licence shall have a regular place of business and shall include the mailing address of the business Premises;
 - (b) every Applicant for a Plumbing Contractor Licence shall be a Journeyman Plumber or have at least one Journeyman Plumber in their employ;
 - (c) every Applicant for a Plumbing Contractor Licence shall list all Journeyman Plumbers in their employ who may be working in the City;
 - (d) every Applicant for a Drain Contractor Licence shall be a Drainlayer or have at least one Drainlayer in their employ;
 - (e) every Applicant for a Drain Contractor Licence shall list all Drainlayers in their employ who may work in the City;

CONDITIONS FOR BACKFLOW DEVICE TESTERS [Title amended by By-law (2007)-18433]

6. In addition to Section 3 of this By-law:
- (a) every Applicant for a Backflow Device Tester Licence shall have a regular place of business and shall include the mailing address of the business premises;
 - (b) every Applicant for a Backflow Device Tester Licence shall list all employees with a current certificate from a School of Accreditation as a Backflow Device Tester:
 - (c) every Applicant for an initial Backflow Device Tester Licence shall provide the following documentation:
 - (i) a current certificate from a School of Accreditation as a certified Backflow Prevention Device Tester for all their employees performing Backflow Work;
 - (ii) a valid calibration certificate for testing equipment; and
 - (iii) confirmation of an additional trade as defined in the Backflow Prevention Bylaw (2000)-16352, Appendix A, Authorized Functions List, as amended from time to time, or any successor thereof;
 - (d) every applicant for a renewal of a Backflow Device Tester Licence shall provide the following documentation:
 - (i) proof that he or she has tested a minimum of five backflow prevention devices or any combination of the following types within the previous year – double check valve assembly type, reduced pressure principle type and pressure type vacuum breaker; and
 - (ii) a valid calibration certificate for testing equipment.

DRAINLAYER QUALIFICATIONS

7. The Drainlayer qualifications shall be as follows:
 - (a) a drainlayer shall write an examination as approved by the Licence Inspector;
 - (b) a drainlayer shall pay to the City the examination fee as set by Council prior to the writing of the said exam; and
 - (c) a drainlayer shall prove to the satisfaction of the Licence Inspector that he or she has been previously licensed as a Drainlayer or has acquired sufficient skills in the supervising and installation of Drain Work by submitting a letter of recommendation from a previous employer; and
 - (d) a drainlayer shall obtain a passing grade of at least 70% in each section of the said exam.
8. (a) Notwithstanding Section 7 of this Schedule, a Drainlayer shall be deemed to be qualified who:
 - (i) has successfully completed a drainlayer examination in an Ontario municipality approved by the Licence Inspector and submits proof of same to the Clerk; or
 - (ii) is the holder of a valid Drain Contractor or Master Drain Layer Licence issued by an Ontario municipality approved by the Licence Inspector and submits proof of same to the Clerk;
9. Notwithstanding any other provision of this By-law, the Licence Inspector shall not be required to receive or entertain any Application for an examination within a period of less than three (3) months following the failure of the Applicant to pass a previous examination for a similar Licence.

CONDITIONS [Title amended by By-law (2007)-18433]

10. (a) every Person holding a valid Plumbing Contractor Licence shall be deemed to have obtained and to hold a Drain Contractor Licence;
- (b) no Licensed Plumbing Contractor shall perform or permit to be performed any Plumbing that is not under the supervision of a Journeyman Plumber;
- (c) no Licensed Drain Contractor shall perform or permit to be performed any Drain Work that is not under the supervision of a Drainlayer;
- (d) no Journeyman Plumber or Drainlayer shall act for more than one Plumbing Contractor or Drain Contractor at one time;
- (e) the Licence issued to a Drain Contractor does not entitle the holder of such Licence to perform any Plumbing or Backflow work within a building except that a Drain Contractor may extend Building services not more than 0.6 metres (2 feet) into a Building;
- (f) the Licence issued to a Plumbing Contractor does not entitle the holder of such Licence to perform Backflow Work unless they meet the requirements in Section 6 of this Schedule;
- (g) the Licence issued to a Backflow Device Tester does not entitle the holder of such Licence to perform any Plumbing or Drain Work;
- (h) the Licence Inspector shall keep records of examinations and results of examinations on file in the office of the Licence Inspector;

LICENCES NOT ISSUED, REVOKED OR CANCELLED

11. In addition to Sections 13 and 16 of the By-law, Council may refuse to issue or renew a Licence or revoke, suspend or cancel a Licence on the recommendation of the Licence Inspector.
12. Notwithstanding any other provision of this By-law, where a Plumbing or Drain Contractor Licence has been revoked, a new Licence shall not be issued until the Applicant has demonstrated to the satisfaction of the Licence Inspector that such Applicant is now qualified and meets the requirements set out in this By-law to receive a Licence.
13. Notwithstanding any other provisions of this By-law, where a Backflow Device Tester Licence has been revoked, a new Licence shall not be issued until the Applicant has obtained re-certification from a School of Accreditation or demonstrated to the satisfaction of the Licence Inspector that such Applicant is now qualified and meets the requirements set out in this By-law to receive a Licence.