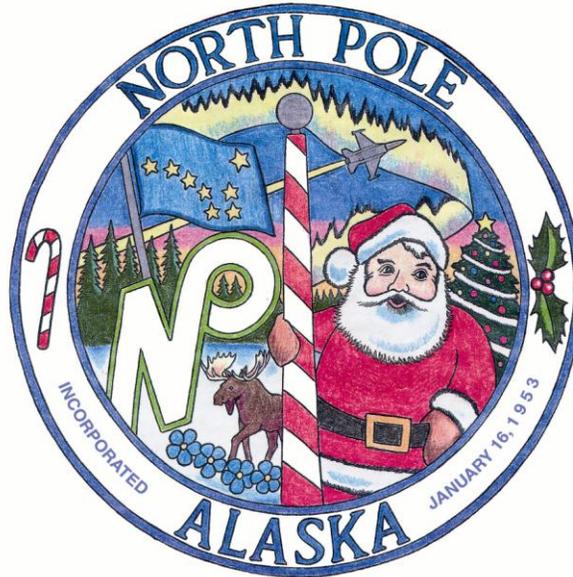


CITY OF NORTH POLE



UTILITY CONSTRUCTION ADMINISTRATIVE CODE

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City of North Pole Utility Construction Administrative Code

Chapter 1

Section 101: Title, Purpose and Scope

101.1 Title. These regulations shall be known as the City of North Pole Utility Construction Administrative Code.

101.2 Purpose. The purpose of this code is to provide for the administration and enforcement of the technical codes adopted by the City of North Pole for the permitting of private water and sewer utility systems and utility system extensions that will be connected to the City's utility system.

101.3 Scope. The provisions of this code shall serve as the administrative, organizational and enforcement rules and regulations for technical codes which regulate construction of utility construction projects within the City.

101.4 Other Laws. The provisions of this code shall not be deemed to nullify any provisions of local, state or federal law.

Section 102: Definitions

For the purpose of this section, certain terms, phrases, words and their derivatives shall be construed as specified in this section. Where terms are not defined, they shall have their ordinarily accepted meanings within the context with which they are used. Webster's Third New International Dictionary of the English Language, Unabridged, shall be considered as providing ordinarily accepted meanings. Words used in the singular include the plural and the plural the singular. Words used in the masculine gender include the feminine and the feminine the masculine.

Addition is an extension to an existing water or sewer system.

Alter or Alteration is a change or modification in construction of a water or sewer utility system or its associated facilities.

Approved, as to materials, types of construction, equipment and systems, refers to approval by the building official as the result of investigation and tests conducted by the building official, or by reason of accepted principles or tests by recognized authorities, technical or scientific organizations.

Approved agency is an established and recognized agency regularly engaged in conducting tests or furnishing inspection services, when the agency has been approved by the building official.

Building official is the officer or other designated authority charged with the administration and enforcement of this code, or a regularly authorized deputy.

City as referenced in this code shall refer to the entity of and the jurisdiction of the City of North Pole, Alaska.

Owner is any person, agent, firm or corporation having a legal or equitable interest in the utility project.

Permit is an official document or certificate issued by the building official authorizing performance of a specified activity.

Person is a natural person, heirs, executors, administrators or assigns, and also includes a firm, partnership or corporation, its or their successors or assigns, or the agent of any of the aforesaid.

Repair is the reconstruction or renewal of any part of an existing utility system or its service equipment for the purpose of its maintenance.

Shall, as used in this code, is mandatory.

Technical codes refer to those building and construction codes adopted by the City containing the provisions for design, construction, alteration, addition, repair, removal, demolition, use, location, occupancy and maintenance of buildings and structures and building service equipment.

Utility Construction Standards refers to North Pole's *Utility Construction Standards* and *Service Line Requirements for Water and Wastewater*.

Valuation or Value is the actual construction cost to build a private utility system or utility system extension including all finish work and other permanent equipment. A copy of the bid award may be required by the building official to make a determination of project value. In any case the final determination of value or valuation under any of the provisions of these codes shall be made by the building official.

Section 103: Conflicting Provisions

- 1) When conflicts occur between the City's The Utility Construction Standards, state standards and technical codes, those provisions providing the greater safety to life shall govern.
- 2) Where in a specific case different sections of the City's The Utility Construction Standards, state standards and technical codes specify different materials, methods of construction or other requirements, those provisions providing the greater safety to life shall govern.

Section 104: Alternate Materials, Methods of Design and Methods of Construction

The provisions of the Utility Construction Standards and technical codes are not intended to prevent the use of any material, method of design or method of construction not specifically prescribed by the Utility Construction Standards and technical codes, provided an alternate has been approved and its use authorized by the building official. The building official may approve

an alternate, provided the building official finds that the proposed design is satisfactory and complies with the provisions of the Utility Construction Standards and technical codes and that the material, method or work offered is, for the purpose intended, at least the equivalent of that prescribed in the technical codes in suitability, strength, effectiveness, fire resistance, durability, safety and sanitation. The building official shall require that sufficient evidence or proof be submitted to substantiate claims that may be made regarding its use. The details of an action granting approval of an alternate shall be recorded and entered in the files of the code enforcement agency. The building official may require a professional evaluation of the alternative methods of design and methods of construction. The cost of this assessment shall be borne by the permit applicant and at no cost to the City.

Section 105: Modifications

Whenever there are practical difficulties involved in carrying out the provisions of the Utility Construction Standards and technical codes, the building official may grant modifications for individual cases. The building official shall first find that a specific individual reason makes the strict letter of the technical code impractical and the modification is in conformity with the intent and purpose of the technical code, and that such modification does not lessen health, life safety and fire safety requirements or any degree of structural integrity. The details of actions granting modifications shall be recorded and entered in the files of the code enforcement agency. The building official may require a professional evaluation of the modification. The cost of this assessment shall be borne by the permit applicant and at no cost to the City.

Section 106: Tests

Whenever there is insufficient evidence of compliance with the provisions of the Utility Construction Standards and technical codes or evidence that materials or construction do not conform to the requirements of the technical codes, the building official may require tests as evidence of compliance to be made at no expense to the City. The cost of these tests shall be borne by the developer at no cost to the City. Test methods shall be as specified by the technical codes or by other recognized test standards. In the absence of recognized and accepted test methods, the building official shall determine test procedures. Tests shall be made by an approved agency. Reports of such tests shall be retained by the building official for the period required for the retention of public records.

Chapter 2: Organization and Enforcement

Section 201: Powers and Duties of Building Official

201.1. General. The building official is hereby authorized and directed to enforce all the provisions of The Utility Construction Standards, referenced technical codes and sections of North Pole Municipal Code directly associated with the administration and management of the Utility and Building Departments. For such purposes, the building official shall have the powers of a law enforcement officer. The building official shall have the power to render interpretations of this code and the referenced technical codes, and to adopt and enforce rules and regulations supplemental to this code as may be deemed necessary to clarify the application of the provisions of this code. Such interpretations, rules and regulations shall be in conformity with the intent and purpose of this code.

201.2. Stop Work Orders. When work has commenced without issuance of the required permit or when work is being done contrary to the provisions of this code, The Utility Construction Standards, technical codes, or other pertinent laws or ordinances implemented through the enforcement of this code, the building official may order the work stopped by notice in writing served on persons engaged in the doing or causing such work to be done. Such persons shall forthwith stop the work until authorized by the building official to proceed with the work.

201.3. Unlawful Continuance. Any person who shall continue any work after having been served with a stop work order, except such work as that person is directed by the building official to perform to remove a violation or unsafe condition, shall be subject to revocation of any permit issued for the construction of a utility system. The developer shall be required to reapply for a new permit subject to all original fees and permit requirements should they wish to proceed with the project. This remedy shall be in addition to all other remedies the City may have in equity or law.

201.4. Connection to City's Utility System. Persons shall not make connections to either the City's water or sewer system until the building official authorizes the connection.

201.5. Liability. The building official charged with the enforcement of this code, Utility Construction Standards, and the technical codes, acting in good faith and without malice in the discharge of his duties, shall not thereby be rendered personally liable for damage that may accrue to persons or property as a result of an act or omission in the discharge of the assigned duties. A suit brought against the building official or employee because of such act or omission performed by the building official or employee in the enforcement of the provisions of such codes or other pertinent laws or ordinances implemented through the enforcement of this code or enforced by the code enforcement agency shall be defended by this City until final termination of such proceedings, and any judgment resulting there from, shall be assumed by this City subject to appropriation by City Council. This code shall not be construed to relieve from or lessen the responsibility of any person owning, operating or controlling a utility system extension and associated service equipment therein for damages to persons or property caused by defects, nor shall the code enforcement agency or the City be held as assuming, or responsible for, such

liability by reason of the inspections authorized by this code or permits or certificates issued under this code.

201.6. Cooperation of Other Officials and Officers. The building official may request, and shall receive, the assistance and cooperation of other officials of this jurisdiction so far as is required in the discharge of the duties required by this code or other pertinent laws or ordinances.

201.7. Notices and Orders. The building official shall issue all necessary notices and orders to ensure compliance with this code and the technical codes.

201.8. Department Records. The building official shall keep official records of applications received, permits and certificates issued, fees collected, reports of inspections and notices and orders issued. Such records shall be retained in the official records for the period required for retention of public records.

201.9. Approved Materials and Equipment. Materials, equipment and devices approved by the building official shall be constructed and installed in accordance with such approval.

201.10. Used Materials and Equipment. The use of used materials which meet the requirements of this code and the technical codes for new materials is permitted. Used equipment and devices shall not be reused unless approved by the building official.

201.11. Research Reports. Supporting data, where necessary to assist in the approval of materials or assemblies not specifically provided for in this code or the technical codes shall consist of valid research reports from approved sources.

Section 202: Utility System Review and Appeals Committee

202.1 General. In order to hear and decide appeals of orders, decisions or determinations made by the building official relative to the application and interpretations of the Utility Construction Standards and technical codes, there shall be and is hereby authorized to be created a Review and Appeals Committee consisting of members who are qualified by experience and training to pass upon matters pertaining to utility systems and related facilities and who are not employees of the City of North Pole. The building official shall be an ex officio member and shall act as secretary to said Committee but shall have no vote upon any matter before the Committee. The Committee members shall be appointed by the North Pole City Council and shall hold office at its pleasure. The Committee shall adopt rules of procedure for conducting its business and shall render all decisions and findings in writing to the appellant with a duplicate copy to the building official within 30 days from receipt of the appeal.

202.2. Limitations of Authority. The Utility System Review and Appeals Committee shall have no authority relative to interpretation of the administrative provisions of the Utility Construction Standards, this code, the North Pole Municipal Code, the technical codes nor shall the Committee be empowered to waive requirements of the Utility Construction Standards, this code, the technical codes, the North Pole Municipal Code or any state or federal laws.

Section 203: Violations

203.1. Notice of Violation. The building official is authorized to serve a notice of violation or order on the person responsible for the construction or extension of a utility system in violation of the provisions of this code, or in violation of a permit or certificate issued under the provisions of this code. Such order shall direct the discontinuance of the illegal action or condition and the abatement of the violation.

203.2 Prosecution of Violation. If the notice of violation is not complied with promptly, the building official is authorized to recommend to the City Council that legal counsel of the City institute the appropriate legal proceedings at law or equity to restrain, correct or abate such violation.

203.3. Violation Penalties. Any person who violates a provision of this code or fails to comply with any of the requirements thereof or who constructs, alters, or repairs a utility system in violation of the approved construction documents or directive of the building official, or of a permit or certificate issued under the provisions of the Utility Construction Standards, the North Pole Municipal Code or the technical codes shall be subject to penalties prescribed in the North Pole Municipal Code and relevant Alaska state statutes.

Chapter 3: Permits, Construction Documents and Inspections

Section 301: Permits

301.1. Permits Required. Any developer, owner, contractor or authorized agent intending to construct, enlarge, alter, or repair a utility system or extension that will become part of the City's utility system shall first submit an application to the building official. Authorization of a permit to construct a utility extension that will become part of the City's utility system is the authority of the North Pole City Council as mandated in Section 13.12.030 of the North Pole Municipal Code. City Council issuance of a permit is required before construction shall be allowed to commence.

301.2 Application. To obtain a permit, the applicant shall first file an application in writing on a form furnished by the City for that purpose. Every such application shall include the following plus payment in full of the plan inspection fee.

1. Identify and describe the work to be covered by the permit for which application is made.
2. Describe the land on which the proposed work is to be done by legal description, street address or similar description that will readily identify and definitely locate the proposed building or work.
3. Copy of the Fairbanks North Star Borough Zoning Permit.
4. Be accompanied by plans, diagrams, computations and specifications, and other data as required in Section 301.3 through 301.6 Permits.
5. State the valuation of any new utility system construction or any addition, remodeling or alteration to an existing utility system.
6. Be signed by the applicant, or the applicant's authorized agent.
7. Give such other data and information as may be required by the building official.

301.3. Submittal Documents. Plans, specifications, engineering calculations, diagrams, soil investigation reports, special inspection and structural observation programs and other data shall constitute the submittal documents. The construction documents shall be prepared by an engineer licensed in the State of Alaska.

301.4. Number of Copies. Two complete sets of submittal documents shall be submitted with the permit application.

301.5. Required Information on Plans and Specifications

1. Plans and specifications shall be drawn to scale and fully dimensioned on substantial paper or cloth and shall be of sufficient clarity to indicate the location, nature and extent of the work proposed and show in detail that it will conform to the provisions of this code and all relevant laws, ordinances, rules and regulations.
2. The construction documents shall show in sufficient detail the location, construction, size and character of all major components of the utility construction project.
3. Structures and other facilities associated with the utility construction shall comply with all technical building codes adopted by the City and shall be permitted separately.

301.6. Engineer of Record.

301.6. General. The developer shall designate on the utility construction permit application an engineer who shall act as the engineer of record. If the circumstances require, the owner may designate a substitute engineer of record who shall perform all the duties required of the original engineer of record. The building official shall be notified in writing by the owner if the engineer of record is changed or is unable to continue to perform the duties. The engineer of record shall be responsible for reviewing and coordinating all submittal documents prepared by others, including deferred submittal items, for compatibility with the design of the building.

301.7. Inspection and Observation Program. When special inspections are required by Section 303, Fees the engineer of record shall prepare an inspection program which shall be submitted to the building official for approval prior to issuance of the utility construction permit. The inspection program shall designate the portions of the work to have special inspection, the name or names of the individuals or firms who are to perform the special inspections and indicate the duties of the special inspectors. The special inspector shall be employed by the owner or the engineer of record, or an agent of the owner, but not the contractor or any other person responsible for the work. When structural observation is required by Section 304, Inspections, the inspection program shall name the individuals or firms who are to perform structural observation and describe the stages of construction at which structural observation is to occur. The inspection program shall include samples of inspection reports and provide time limits for submission of reports. Special inspections shall be at the expense of the developer and no costs associated by special inspections shall be borne by the City.

301.8. Examination of documents. The building official shall examine or cause to be examined the submitted construction documents and shall ascertain by such examinations whether the construction indicated and described is in accordance with the requirements of this code, The Utility Construction Standards and the technical codes and other pertinent laws or ordinances.

301.9. Approval of construction documents. When the building official issues a permit, the construction documents shall be approved by separate letter, plan review or the plans shall be stamped as, "Approved and Reviewed for Code Compliance". One set of construction documents so reviewed shall be retained by the building official. The other set shall be kept at the site of work and shall be open to inspection by the building official or a duly authorized representative. Work shall be conducted and completed in accordance with the approved construction documents. Changes to the approved set of construction documents that affect code compliance are prohibited unless amended documents are resubmitted by the appropriate design professional for review and approval before such modification is constructed in the field.

301.10. Phased plan approval. The building official is authorized to issue a partial permit for the construction of the utility construction project before complete construction documents for the whole utility construction project have been submitted, provided that adequate information and detailed statements and documentation has been filed complying with the pertinent requirements of the Utility Construction Standards and technical codes for the specific phase of work requested by the applicant. The holder of such partial permit for the utility construction project shall proceed at the holder's own risk and without assurance that the balance of the

permit for the entire project will be granted. In no case may the holder of the partial permit proceed beyond the specific scope of work identified on the application and permit. A fast track fee shall be assessed in accordance with this code for all phased plan approval and permit issuance.

Section 302: Permit Issuance

302.1. Issuance. The application, plans, specifications, computations and other data filed by an applicant for permit shall be reviewed by the building official. Such plans may be reviewed by other departments of this jurisdiction to verify compliance with any applicable laws under their jurisdiction. If the building official finds that the work described in an application for a permit and the plans, specifications and other data filed therewith conform to the requirements of this code, The Utility Construction Standards and the technical codes and other pertinent laws and ordinances, and that the fees specified in Section 303, Fees have been paid, the building official shall make a recommendation to the North Pole City Council to issue a permit as required in Section 13.12.030 of the North Pole Municipal Code.

302.2. Retention of Plans. One set of approved plans, specifications and computations shall be retained by the building official for a period of not less than 180 days from the date of completion of the work covered therein; and one set of approved plans and specifications shall be returned to the applicant and shall be kept on the site project at all times during which the work authorized thereby is in progress.

302.3. Validity of Permit. The issuance of a permit or approval of plans, specifications and computations shall not be construed to be a permit for, or an approval of, any violation of any of the provisions of this code or the Utility Construction Standards and technical codes, or of any other ordinance of the City. Permits presuming to give authority to violate or cancel the provisions of this code or of ordinances of the City shall not be valid. The issuance of a permit based on plans, specifications and other data shall not prevent the building official from thereafter requiring the correction of errors in said plans, specifications and other data, or from preventing construction operations being carried on when in violation of these codes, the Utility Construction Standards or of any ordinances of the City.

302.4. Expiration. Every permit issued by the building official under the provisions of this code shall expire by limitation and become null and void, if the utility construction project authorized by such permit is not commenced within 180 days from the date of such permit, or if the building or work authorized by such permit is suspended or abandoned at any time after the work is commenced for a period of 180 days. Before such work can be recommenced, a new permit shall be first obtained to do so, and the fee therefore shall be one half the amount required for a new permit for such work, provided no changes have been made or will be made in the original plans and specifications for such work; and provided further that such suspension or abandonment has not exceeded one year. In order to renew action on a permit after expiration, the permittee shall pay the required permit fee. A permittee holding an unexpired permit may apply for an extension of the time within which work may commence under that permit when the permittee is unable to commence work within the time required by this section for good and satisfactory reasons. The building official may extend the time for action by the permittee for a period not exceeding 180

days upon written request by the permittee showing that circumstances beyond the control of the permittee have prevented action from being taken. Permits shall not be extended more than once.

302.5. Suspension or Revocation. The building official may, in writing, suspend or revoke a permit issued under the provisions of this code and the technical codes when the permit is issued in error or on the basis of incorrect information, or in violation of an ordinance or regulation or the provisions of these codes.

Section 303: Fees

303.1. General. Fees shall be assessed in accordance with the provisions of the fee schedule below in Section 304.5, Fee Schedule based upon the project value.

303.2. Plan Review Fees. When submittal documents are required by Section 301, Permits, a plan review fee shall be paid. The plan review fee shall be paid when construction documents are submitted. No plan review shall begin without payment of the required fee. The plan review fee shall be 75 percent of the utility construction permit fee. The plan review fee for projects where completed plans are not received prior to commencement of construction will be charged a fast track fee equal to actual costs and an administrative fee equal to 10 percent of the actual costs. The plan review fees specified in this section are in addition to the permit fees. When submittal documents are incomplete or changed so as to require additional plan review or when the project involves deferred submittal items as defined in Section 301.6.2, Deferred Submittals an additional plan review fee shall be charged based upon actual costs and an administrative fee equal to 10 percent of the additional plan review fee.

303.3 Expiration of Plan Review. Applications for which no permit is issued within 180 days following the date of application due to a delay on the part of the applicant shall expire by limitation, and plans and other data submitted for review may thereafter be returned to the applicant or destroyed by the building official. The building official may extend the time for action by the applicant for a period not exceeding 180 days on written request by the applicant showing that circumstances beyond the control of the applicant have prevented action from being taken. An application shall not be extended more than once. An application shall not be extended if this code or any other pertinent laws or ordinances have been amended subsequent to the date of application. In order to renew action on an application after expiration, the applicant shall resubmit plans and pay a new plan review fee.

303.4. Work without a Permit

303.4.1. Investigation. Whenever work for which a permit is required by this code has been commenced without first obtaining a permit, a special investigation may be made before a permit may be issued for such work. The investigation fee shall be equal to actual costs and an administrative fee equal to 10 percent of the investigation fee.

303.4.2. Penalty Fee. A penalty fee, in addition to the permit fee, shall be collected whether or not a permit is then or subsequently issued. The payment of such investigation fee shall not exempt an applicant from compliance with all other provisions of either this code, The Utility

Construction Standards or the technical codes nor from any other penalty prescribed by law. The penalty fee for performing work without the required permit shall be 100 percent of the permit fee.

303.4.3. Fee Refunds. The building official may authorize refunding a fee paid hereunder which was erroneously paid or collected. The building official may authorize refunding of not more than 80 percent of the permit fee paid only when no work has been done under a permit issued in accordance with this code. The building official may authorize refunding not more than 80 percent of the plan review fee paid only when an application for a permit for which a plan review fee has been paid is withdrawn or canceled before review of the plans has commenced. The building official shall not authorize the refunding of any fee paid except upon written application filed by the original permittee not later than 180 days after the date of fee payment.

303.5. Fee Schedule

303.5.1 Permit Fees

1. Permit issuance fee: \$30.00
2. Utility Construction Permit: Utility construction fees shall be \$7.50 per each \$1,000.00 of project valuation.

303.5.2. Plan Review Fees. Plan review fees for submittals of a utility construction project shall be 75 percent of the Utility Construction Permit fee or actual cost, whichever is greater.

303.5.3. Other Fees

1. Inspection outside of normal business hours: Actual costs plus a 10 percent administrative charge
2. Re-inspection fee assessed under provisions of Section 304.6, Re-inspection: Actual costs plus 10 percent administrative fee.
3. Additional plan review required by changes, additions, or revisions: Actual cost plus a 10 percent administrative charge.

Section 304: Inspections

304.1. General. Construction or work for which a permit is required shall be subject to inspection by the building official or his designee and the construction or work shall remain accessible and exposed for inspection purposes until approved by the building official. Approval as a result of an inspection shall not be construed to be an approval of a violation of the provisions of this code or of other ordinances of the City. Inspections presuming to give authority to violate or cancel the provisions of this code or of other ordinances of the jurisdiction shall not be valid. It shall be the duty of the person or contractor performing the work to cause the work to remain accessible and exposed for inspection purposes. Neither the building official nor the City shall be liable for expense entailed in the removal or replacement of any material required to allow inspection.

304.2. Inspection Requests. It shall be the duty of the person or contractor doing the work authorized by a permit to notify the building official that such work is ready for inspection. A minimum of forty-eight hours notice is required for all inspections as set forth in this code.

Access and means to inspect the work shall be provided by the contractor or person performing the work. Forty eight hour notice is required for all inspections requested on Saturday, Sunday and Holidays. Inspection occurring on Saturday, Sunday and Holiday will be charged a supplemental fee based upon actual costs plus an administrative fee equal to 10 percent of the actual costs.

304.3. Approval Required. Work shall not be done beyond the point indicated in each successive inspection without first obtaining the approval of the building official. The building official, upon notification, shall make the requested inspections and shall either indicate that that portion of the construction is satisfactory as completed or shall notify the permit holder or an agent of the permit holder wherein the same fails to comply with this code. Any portions which do not comply shall be corrected and such portion shall not be covered or concealed until authorized by the building official. There shall be a final inspection and approval of all utility system construction when completed and ready for use. The building official shall have the authority to accept reports of inspections by approved agencies or individuals provided such agencies and individuals have been pre-approved to provide such service. Reports of such inspections shall be in writing and be certified by a responsible officer of such agency or by the responsible individual. The building official is authorized to engage such expert opinion as deemed necessary to report upon unusual technical issues that arise, subject to the approval of the appointing authority.

304.4 Required Utility Construction Inspections

Inspections of utility system construction projects may include, but not limited to, the following:

1. Excavations
2. Soil compaction below and above pipes
3. Sewer pipe grade
4. Piping
5. Insulation
6. Thrust blocking
7. Pipe joints
8. Valves
9. Fire hydrants
10. Pipe depth
11. Support facilities like, manholes, lift stations and pump houses
12. Pressure tests
13. Decontamination tests

304.5. Other Inspections. In addition to the called inspections specified above, the building official may make or require other inspections of construction work to ascertain compliance with the provisions of this code, Utility Standards of Construction or technical codes and other laws which are enforced by the code enforcement agency. Buildings and service equipment for which a permit is required by the North Pole Municipal Code shall be permitted and inspected as according to Title 15.

305.6. Re-inspections. A re-inspection fee may be assessed for each inspection or re-inspection when such portion of work for which inspection is called is not complete or when corrections

called for are not made. This section is not to be interpreted as requiring re-inspection fees the first time a job is rejected for failure to comply with the requirements of the technical codes, but as controlling the practice of calling for inspections before the job is ready for such inspection or re-inspection. To obtain re-inspections, the applicant shall request the required re-inspection and pay any required re-inspection fees. In instances where re-inspection fees have been assessed, additional inspection of the work will not be performed until the required fees have been paid.

Chapter 4: City Acceptance of Utility Extension

Section 401: State Authorization to Operate

It is the developer's responsibility to submit all State of Alaska required submittals related to the construction of a utility project. The developer is responsible to seek State of Alaska authorizations to operate for their utility project.

Section 402: City Council Acceptance of Utility Extension

Upon completion of the utility extension, the developer shall petition the North Pole City Council to accept ownership of the utility extension. The City Council will assess the petition in the context of the permitted project, inspection results, and documentation of State Approval to Operate. The City shall not and will not permit active connection of the utility extension to the City's utility system prior to City Council formal acceptance of the utility extension. The building official may permit pressurization of the water utility extension to decontaminate and test the system's integrity. The building official may permit limited discharge to the sewer utility system to test the system's integrity prior to City Council acceptance. No domestic or commercial structures shall be authorized to receive City water or discharge to the City sewer system via the utility extension until it is formally accepted by the City Council. Connection of domestic or commercial connections to the utility extension without City Council authorization shall result in a penalty of \$100 per day per illicit connection.

Section 403: Notice of Non Compliance

The building official is authorized to file with the State of Alaska Recorder's Office a notice of non compliance when the applicant, owner or contractor has failed to comply with the Utility Construction Standards, technical codes or Municipal Code requirements as identified in a notice and order to correct. Before a notice of non-compliance is filed the building official shall provide certified written notice to the applicant, owner or contractor that such work must be completed or corrected.