

8.07 STANDARD GAS CODE

(1) In accordance with the provisions of Section 196.58(6) of the Wisconsin Statutes, Wisconsin Public Service Corporation, its successors and assigns, is hereby authorized to distribute and sell gaseous fuel, natural, manufactured, or mixed for heat, power, light, and other purposes, in the Village of Hilbert, Calumet County, Wisconsin.

(2) In accordance with the provisions of law, permission and authority is hereby granted to said Wisconsin Public Service Corporation to construct, install, lay, operate, maintain, extend, improve and add to mains, pipes, and other facilities, for the purpose of transmitting and delivering such gas along, across, in and within, the limits of any public highway, street, alley, sidewalk, public ground, and all other places under control of said Village of Hilbert and to that end said Wisconsin Public Service Corporation shall have the right to take up such pavements and to make such excavations as may be necessary to lay, take up, repair, and maintain gas pipes below the surface of the ground.

(3) Permission and authority is hereby granted to said Wisconsin Public Service Corporation to construct, install, operate, maintain, extend, improve and add to, such buildings, plants, equipment, properties, apparatus and other facilities, as may be necessary to receive, manufacture, store, transmit, distribute and sell such gas.

(4) Authority granted herein is subject to all conditions and provisions of the Statutes of the State of Wisconsin in such case made and provided.

(5) In erecting, installing, enlarging, repairing, maintaining, moving, removing, or replacing said gas pipes, mains and appurtenances, Company shall, in all cases, place the streets, alleys, or public grounds in, on, under or across which the same are located, in as good condition as they were prior to said operation and Company shall defend, indemnify, and save harmless the Village against any and all claims for injury or damage to persons or property occasioned by or arising out of such operations.

(6) ADOPTION OF STANDARD GAS CODE.

(a) SCOPE. An ordinance to promote the health, safety, and welfare of the public and to safeguard property by regulating the minimum requirements for gas appliances and the installation of

gas piping and the installation, alteration, maintenance, and use of gas equipment connected thereto.

(b) PROVISIONS REGULATING THE SALE OF GAS APPLIANCES.

1. All gas appliances and accessories hereafter installed, sold or offered for sale shall conform to reasonable standards of safety.

2. The presence on a gas appliance or accessory of a safety seal or label of a nationally recognized testing agency or a certificate or letter of approval from such agency or the inclusion of an appliance or accessory in an approved listing by such agency shall be prima facie evidence that such appliance or accessory conforms to reasonable standards of safety. Such nationally recognized testing agency shall be one qualified and equipped to perform and one that does perform periodic inspections of current models of gas appliances and accessories.

(c) PROVISIONS REGULATING THE INSTALLATION OF APPLIANCES.

1. All gas appliances, accessories and piping systems shall be installed to conform to reasonable standards of safety.

2. Installation of gas appliances equipment, accessories, and piping that complies with the standards recommended by the American National Standards Institute in its manual entitled National Fuel Gas Code, No. Z223.1-1980, or subsequent revisions thereof shall be considered prima facie as conforming to reasonable standards of safety.

3. It shall be unlawful for any person, firm, or corporation, excepting an authorized agent or employee of the gas supplier to turn on or reconnect gas service in or on any premises where and when gas service is not at the time being rendered. This shall not prohibit an installer from turning on the supply of gas temporarily for the purpose of testing the installation made by him or from turning on gas that he had temporarily turned off for the purpose of connecting an appliance or making repairs.

4. It shall be unlawful for any person, firm, or corporation to install any gas appliance for the purpose of space heating without first determining from the gas supplier that adequate facilities are present to supply gas to appliances in quantities that will assure reasonably safe and uninterrupted operation.

(d) ENFORCEMENT.

1. No person, firm, or corporation shall sell or offer for sale or install any gas appliance or accessories or gas piping system if the same when installed for use would be in violation of any of the provisions of this Code or would be unsafe or dangerous.

2. The department having jurisdiction is hereby authorized to disconnect or to order disconnection of any gas appliance, accessory or gas piping which does not conform to the requirements of this ordinance or which may be found defective and in such condition as to endanger life or property. Where such disconnection has been made, a notice shall be attached to such appliance, accessory or gas piping which shall state that it has been disconnected and the reasons therefore, and such notice shall not be removed nor shall the appliance, accessory or gas piping be reconnected until it shall have been made to conform with the requirements of this ordinance and its reconnection has been authorized by the department having jurisdiction.

(7) Penalty for violation of this ordinance shall be controlled by Ordinance No. 15.01.