a. Power distribution owned and operated by the utility; and

b. Communication distribution including fiber-optics, cable, and similar systems owned and operated by the provider.

B. Any individual exempt under this Section from the licensure requirements imposed by Section 630.040 of this Chapter shall meet applicable Code standards set out in Section 630.010 of this Chapter when performing Electrical Work and shall obtain permits and inspections as may be required by ordinance.

Section 630.060 Application for Electrical Contractor Business License.

A. To obtain an Electrical Contractor Business License, an applicant must meet the following minimum requirements:

1. The applicant must be at least eighteen (18) years of age or able to demonstrate that he or she is an emancipated minor;

2. The applicant must make application to the Code Official in a format prescribed by the Code Official;

3. The applicant must meet all requirements specified by this Chapter and by rules and regulations promulgated by the Code Official;
4. The applicant must pay the appropriate [examination and license] processing fees required by the Code Official; and

5. The applicant must pass the appropriate examination [administered by the Code Official or the testing agency] duly designated by the Code Official, in his or her sole discretion, or provide a valid Electrical Contractor License from the State of Missouri.

Section 630.070 Issuance of or Denial of Application [F]or License.

A. All applicants who meet the requirements for licensure in Section 630.060 of this Chapter shall be issued [an electrical contractor] the appropriate license. However, the Code Official may deny a license if the applicant has:

1. Committed any act which, if committed by a [an electrical contractor] [!]Licensee, would be grounds for suspension or revocation of [an electrical contractor] the license pursuant to Sections 630.030(A)(3) and 630.120 of this Chapter;

2. Previously been denied a license for cause, or previously had a license revoked for cause; or
3. Knowingly made any false statement or misrepresentation on the application for [an electrical contractor] a license.

B. Any individual aggrieved by a decision of the Code Official under this Section may appeal to the St. Charles County Building Commission[.] and introduce any evidence in his [her] or her defense. Any individual whose application for [an electrical contractor] a license has been denied may reapply for such a license, but no sooner than one (1) year after the date of denial.

Section 630.080 Retroactivity.

All current holders of electrical contractor licenses issued by St. Charles County shall be subject to all provisions of this Chapter, except that such individuals are exempt from this Chapter's testing requirements, unless their licenses expire without being renewed as required by Section 630.090 of this Chapter. The Code Official may prorate renewal fees for the purposes of extending the expiration date of licenses for existing electrical contractors to correspond with the renewal periods enumerated in Section 630.090.

Section 630.090 [Expiration of Existing Electrical Contractor Licenses On December 31, 1996—] Terms of Licenses Issued or Renewed [Thereafter]—Renewal Procedure.

[All existing electrical contractor licenses issued or maintained pursuant to Sections 630.060 and 630.080 of this Chapter shall expire on December 31, 1996. Thereafter, the] The Code Official shall renew or issue
such [e]Electrical [e]Contractor Business [h]Licenses in active status for two (2) year terms beginning on the first (1st) day of January in [even]odd-numbered years, and ending on the last day of December in the following [odd]even-numbered year. To renew any [e]Electrical [e]Contractor Business [h]License, a [h]Licensee must submit to the Code Official, before the license's expiration date, and [on a form] in a format prescribed by the Code Official, an application for renewal along with the payment of the renewal fee enumerated in Section 630.110 of this Chapter. Late applications for renewal shall be accepted until but no later than [July first (1st)] March thirty-first (31st) with payment of late fees imposed in Section 630.110(C).

Section 630.100 Inactive License Status.

In lieu of renewing [an active electrical contractor] a license in active status as provided by Section 630.090 of this Chapter, [an electrical contractor] a [h]Licensee may apply for inactive license status for two (2) year terms, beginning and ending as provided in Section 630.090. [An electrical contractor] A [h]Licensee who obtains inactive license status may perform no [e]Electrical [w]Work under the inactive license. To apply for inactive license status, [an electrical contractor] a [h]Licensee must submit to the Code Official, before the license's expiration date, and [on a form] in a format prescribed by the Code Official, an application for inactive license status along with the required application fees. [An electrical contractor] A [h]Licensee whose license is on inactive license status may [reactivate] change his or her license to an active status by applying for renewal as provided by Section 630.090. A Licensee who has a license on
inactive status for more than two renewal periods must provide evidence of continued competency, as approved by the Code Official, or a valid Electrical Contractor License from the State of Missouri to change his or her license to an active status.

Section 630.110 Application, License, and Renewal Fees [F] for Electrical Contractor Business Licenses[,] and [F] for Inactive License Status.

A. The Code Official shall collect the following fees:

1. Electrical Contractor Business License [test] initial application fee of twenty-five dollars ($25.00) per application; [and]

2. Electrical Contractor Business License active status fee of two hundred dollars ($200.00) per license for two (2) years; and,

3. Electrical Contractor Business License inactive [license] status fee of fifty dollars ($50.00) to renew a license in an inactive status for two (2) years.

B. The Code Official may prorate the fees enumerated in Subparagraph[s] (A)(2) [and (3)] of this Section when first issuing licenses or when reactivating licenses on inactive license status.

C. The Code Official shall collect the following additional fees for [late renewals or an active or inactive] expired licenses when the application to renew is received after the expiration date:
1. [Fifty] Twenty-five dollars [($50.00)] ($25.00) for licenses renewed in January;

2. [One—hundred] Fifty dollars [($100.00)] ($50.00) for licenses renewed in February; and

3. [One—hundred—fifty] Seventy-five dollars [($150.00)] ($75.00) for licenses renewed in March[;

4. Two hundred dollars ($200.00) for licenses renewed in April;

5. Two hundred fifty dollars ($250.00) for licenses renewed in May; and

6. Three hundred dollars ($300.00) for licenses renewed in June].

D. A Licensee who fails to renew his or her license before April of the year following expiration, shall pay an additional one hundred ($100) dollars to reactivate the license in addition to any fees required in Section 625.110(A). A Licensee who reactivates his or her license per this subsection is not required to pay any of the fees listed in Section 625.110(C) with the reactivation fee.

Section 630.120 Suspension, Refusal [T]o Renew, or Revocation of Electrical Contractor Business Licenses (Including Those [Θ]on Inactive License Status).

A. The Code Official may make investigations and conduct hearings and, upon its own investigation or a complaint in writing, signed and verified by
the complainant, suspend, refuse to renew, or revoke any [e]Electrical [e]Contractor Business [l]License (including a license on inactive license status) if the Code Official finds that the [electrical contractor] [l]Licensee has:

1. Made a material misstatement in the application for an Electrical Contractor Business License, or for the renewal of such a license;

2. Demonstrated incompetency to act as [an electrical contractor] a [l]Licensee as provided by this Chapter; [or]

3. Has violated any provision of this Chapter, or of any applicable Code standard set out in Section 630.010 of this Chapter, or any rule, regulation, or order promulgated by the Code Official; or

4. Has had his or her State-issued license revoked, suspended, inactivated, expired, or refused renewal pursuant to Sections 324.900 to 324.945, RSMo.

B. Any individual aggrieved by a decision of the Code Official under this Section may appeal to the St. Charles County Building Commission[,] and introduce any evidence in his or her defense. Any individual whose [e]Electrical [e]Contractor Business [l]License has been revoked or [has not been renewed] who has been refused renewal of his or her Electrical Contractor Business License may reapply for such a license, but no
sooner than one (1) year after the date of revocation or refusal to renew.

Section 630.130 Bonding.

All individuals licensed under this Chapter shall maintain on file with the Code Official evidence of a [performance or] contractor license bond in the amount of ten thousand dollars ($10,000.00). This bond must be kept in force at all times and be in the name of the license holder. Failure to maintain such bond shall result in revocation or suspension of license.

Section 630.140 Liability Insurance.

All individuals licensed under this Chapter shall be required to maintain on file with the Code Official a certificate of insurance [evidence of] evidencing liability insurance coverage in the amount of five hundred thousand dollars ($500,000.00) per incident. This insurance must be kept in force at all times, and the certificate holder shall be listed as St. Charles County. Failure to maintain such insurance shall result in revocation or suspension of license.

Section 630.150 Stop Work Orders and Unlawful Continuances.

Upon notice from the Code Official that [electrical] work is being performed contrary to provisions of this Chapter, such work shall be immediately stopped. The stop work order shall be in writing; and shall be given to the owner of the property involved, or to that owner's agent, and to the individual doing the work; and shall state the conditions under which work will be permitted
to resume. Any individual who shall continue any [electrical] work in violation of the provisions of this Chapter after having been served with a stop work order shall be liable to a fine as provided by Section 630.160 of this Chapter, which fine shall be not less than two hundred fifty dollars ($250.00).

Section 630.160 Penalties.

Any individual who violates any provision of this Chapter, or of any rule, regulation, order or license issued pursuant to this Chapter may, in accordance with the regulations issued by the Code Official, be assessed an administrative penalty by the Code Official. The penalty shall not exceed the amount of two hundred fifty dollars ($250.00) for each violation. Each day a violation continues may be deemed a separate offense. However, no administrative penalty may be assessed until the individual charged with the violation has been given notice of the violation and the opportunity for a hearing by the St. Charles County Building Commission. Alternatively, St. Charles County may institute legal action against any individual who violates a provision of this Chapter, or of any rule, regulation, order or license issued pursuant to this Chapter. Any such individual shall be guilty of a misdemeanor punishable by a fine of not more than one thousand dollars ($1,000.00) [or by imprisonment not exceeding one (1) year, or by both]. Each day that a violation continues shall be deemed a separate offense.

Section 630.170 Enforcement.

Enforcement of this Chapter shall be the responsibility of the County Counselor.
Section 5. Chapter 632, OSCCMo, is hereby amended to read as follows (added text in **bold type**, deleted text in [bracketed and striken type]).

Chapter 632 Pool Installer[s] **Business License**

Section 632.005 Scope.

This Chapter outlines the licensure requirements for individuals engaging in the performance and/or oversight of Pool Installer Work, and the procedures and fees related to the administration and enforcement of said requirements.

Section 632.010 Applicable Code Standards.

Unless otherwise provided for in this Chapter, the codes adopted in Titles IV and V of the Ordinances of St. Charles County, Missouri (OSCCMo), including but not limited to the Swimming Pool and Spa Code of St. Charles County, codified in Section 500.420 OSCCMo, as amended; Residential Code for One- and Two-family Dwellings of St. Charles County, codified in Section 500.150 OSCCMo, as amended; and the Electrical Code of St. Charles County, codified in Section 500.260 OSSCMo, as amended, shall govern the administration and enforcement of this Chapter.

Section 632.020 Definitions.

Unless otherwise expressly stated in this Chapter, the following words and terms shall have the following meanings when used in this Chapter.
CODE OFFICIAL
The Director of the St. Charles County Division of Building and Code Enforcement of the Department of Community Development or a duly authorized representative of the Director.

LICENSED POOL INSTALLER
Any individual who holds a Pool Installer Business License issued pursuant to this Chapter by St. Charles County and is charged the responsibility to perform and / or oversee Pool Installer Work.

LICENSEE
Any individual who holds a [license] Pool Installer Business License issued pursuant to this Chapter.

OWNER-OCCUPANT
An individual who both owns and primarily resides in a single-family residential property.

POOL INSTALLER
Any individual who installs a pool as defined in Section 405.060.

POOL INSTALLER WORK
Any work subject to applicable Code standards set out in Section 632.010 of this Chapter, including the design, installation, construction, maintenance, service, repair, alteration, or modification of a pool, spa, or similar aquatic vessel designed for swimming, bathing, or wading.

PUBLIC ENTITY
Any agency of the State of Missouri or any political subdivision of the State.

Section 632.030 Administration and Enforcement.

A. The Code Official shall:

1. Adopt certain rules and regulations to ensure the proper administration and enforcement of this Chapter;

2. Conduct investigations into all complaints against any [Licensee];

3. Suspend, revoke, [or] refuse to renew, or place on probation the license of a [Licensee] who fails to correct any violations of this Chapter or of any applicable Code standard set out in Section 632.010 of this Chapter;

4. Activate bonds to cover the cost for any work performed by a [Licensee] that does not meet minimum requirements of any applicable Code standard set out in Section 632.010 of this Chapter; and

5. Review applications for licenses pursuant to this Chapter and issue Pool Installer Business Licenses to applicants who comply with the licensure requirements provided in this Chapter.

Section 632.040 Licensure Required.
Subject to Section 632.050 of this Chapter, an individual must have a **Pool Installer Business** License issued pursuant to this Chapter to engage in business as a **Licensed Pool Installer** in unincorporated St. Charles County or in any incorporated area of the County whose governing body has consented to **contract with the County to enforce any applicable Code standard set out in Section 632.010 of this Chapter.** No Licensee may allow any other individual to use his or her license for any purpose, except as provided in Section 632.050(A)(2) of this Chapter. An individual who is also registered pursuant to Chapter 327, RSMo., as an architect or professional engineer trained in design criteria for pools, spas, or other aquatic vessels and qualified to design such systems is not exempt from the Pool Installer Business License requirements when performing and / or overseeing Pool Installer Work, subject to the exceptions to the licensure requirement contained in Section 632.050.

Section 632.050 [(Reserved)] Exceptions to Licensure Requirement.

A. **Section 632.040's licensure requirements shall not apply when an individual:**

1. **Is an Owner-Occupant of a single-family dwelling; is performing Pool Installation Work on that property; and demonstrates to the satisfaction of the Code Official (by written examination, if necessary, in the Code Official’s sole discretion) the knowledge and skill to perform such work;**
2. Is employed by a Licensed Pool Installer and is performing Pool Installer Work authorized by and under the direct supervision of that Licensee; or

3. Is trained and employed by a public entity to service or repair its own pools, spas, or similar aquatic vessels and is performing Pool Installer Work on those systems.

B. Any individual exempt under this Section from the licensure requirements imposed by Section 632.040 of this Chapter shall meet applicable Code standards set out in Section 632.010 of this Chapter when performing Pool Installer Work and shall obtain permits and inspections as may be required by ordinance.

Section 632.060 Application [F] for Pool Installer Business License [as Pool Installer].

A. To obtain a [license as p]Pool [i]Installer Business License, an applicant must meet the following minimum requirements:

1. The applicant must be at least eighteen (18) years of age [or able to demonstrate that he or she is an emancipated minor];

2. The applicant must make application to the Code Official [on forms] in a format prescribed by the Code Official;

3. [The applicant must specify the type of license desired;]
4. The applicant must meet all requirements specified by this Chapter and by rules and regulations promulgated by the Code Official; and

Section 632.070 [(Reserved)Section 632.080] Issuance of or Denial of Application [F] for License.

A. All applicants who meet the requirements for licensure in Section 632.060 of this Chapter shall be issued the appropriate license. However, the Code Official may deny a license if the applicant has:

1. Committed any act which, if committed by a Licensee, would be grounds for suspension or revocation of the license pursuant to Sections 632.030(A)(3) and 632.120 of this Chapter;

2. Previously been denied a license for cause, or previously had a license revoked for cause; or,

3. Knowingly made any false statement or misrepresentation on the application for a license.

B. Any individual aggrieved by a decision of the Code Official under this Section may appeal to the St. Charles County Building Commission[s] and
introduce any evidence in his or her defense. Any individual whose application for a license has been denied may reapply for such a license, but no sooner than [sixty-(60)-days] **one (1) year** after the date of denial.

Section 632.080 Retroactivity.

**All current holders of pool installer licenses issued by St. Charles County shall be subject to all provisions of this Chapter, except that such individuals are exempt from this Chapter's testing requirements, unless their licenses expire without being renewed as required by Section 632.090 of this Chapter. The Code Official may prorate renewal fees for the purposes of extending the expiration date of licenses for existing pool installers to correspond with the renewal periods enumerated in Section 632.090.**

Section 632.090 [(Reserved)]

Section 632.100 Expiration of Existing Licenses On December 31, 2010—— Terms of Licenses Issued or Renewed [Thereafter] — Renewal Procedure.

[All licenses for pool installers that shall be issued in 2010 pursuant to Section 632.060 of this Chapter shall expire on December 31, 2010. Thereafter, the] **The Code Official shall renew or issue such Pool Installer Business [!] Licenses in active status** for two (2) year terms beginning on the first (1st) day of January in odd-numbered years and ending on the last day of December in the following even-numbered year. To renew any such license, a [!]licensee must submit to the Code Official, before the license's expiration date, and [on a form] **in a**
format prescribed by the Code Official, an application for renewal along with the payment of the renewal fee enumerated in Section [632.120] 632.110 of this Chapter.

Section [632.140] 632.100 Inactive License Status.

In lieu of renewing an active license in active status as provided by Section [632.100] 632.090 of this Chapter, the [licensed] Licensee [holder] may apply for inactive license status for two (2) year terms, beginning and ending as provided in Section [632.100] 632.090. A Licensee who obtains inactive license status may perform no Pool Installer work under the inactive license as a pool installer. To apply for inactive license status, a Licensee must submit to the Code Official, before the license's expiration date, and [on a form] in a format prescribed by the Code Official, an application for inactive license status along with the required application fees. A Licensee whose license is on inactive [license] status may [reactivate his/her] change his or her license to an active status by applying for renewal as provided by Section [632.100] 632.090. A Licensee who has a license in an inactive status for more than two renewal periods must provide evidence of continued competency, as approved by the Code Official, to change his or her license to an active status.

Section [632.120] 632.110 Application, License, and Renewal Fees for Pool Installer Business Licenses and [F]or Inactive License Status.

A. The Code Official shall collect the following fees:
1. Pool Installer Business License initial application fee of twenty-five dollars ($25.00) per application;

2. Pool [i]installer Business [i]License active status fee of two hundred dollars ($200.00) per license for two (2) years; and

3. Pool Installer Business License [inactive] inactive [license] status [a] fee of fifty dollars ($50.00) to renew a license in an inactive status for [every] two (2) years.

B. The Code Official may prorate the fees enumerated in Subsection[s] (A)([+2]) and (2) of this Section when first issuing licenses or when reactivating licenses on inactive license status.

C. The Code Official shall collect the following additional fees for expired licenses when the application to renew is received after the expiration date:

1. Twenty-five dollars ($25.00) for licenses renewed in January;

2. Fifty dollars ($50.00) for licenses renewed in February; and

3. Seventy-five dollars ($75.00) for licenses renewed in March.

D. A Licensee who fails to renew his or her license before April of the year following expiration shall pay an additional one hundred ($100)
dollars to reactivate the license in addition to any fees required in Section 625.110(A). A Licensee who reactivates his or her license per this subsection is not required to pay any of the fees listed in Section 625.110(C) with the reactivation fee.

Section [632.130] 632.120 Suspension, Refusal [T]o Renew, or Revocation of Pool Installer Business Licenses (Including Those [O]n Inactive License Status).

A. The Code Official may make investigations and conduct hearings and, upon its own investigation or a complaint in writing, signed and verified by the complainant, suspend, refuse to renew, or revoke any [p]ool [i]nstaller Business [l]icense (including a license on inactive license status) if the Code Official finds that the [l]icensee has:

1. Made a material misstatement in the application for a [p]ool [i]nstaller Business [l]icense, or for the renewal of such a license;

2. Demonstrated incompetency to act as a [l]icensee as provided by this Chapter; or

3. Has violated any provision of this Chapter, or of any applicable Code standard set out in Section 632.010 of this Chapter, or any rule, regulation or order promulgated by the Code Official.
B. Any individual aggrieved by a decision of the Code Official under this Section may appeal to the St. Charles County Building Commission[.] and introduce any evidence in his or her defense. Any individual whose [p]Pool Installer Business [i]License has been revoked or [has not been renewed] who has been refused renewal of his or her Pool Installer Business License may reapply for such a license, but no sooner than one (1) year after the date of revocation or refusal to renew.

Section [632.140] 632.130 Bonding.

All individuals licensed under this Chapter shall maintain on file with the Code Official evidence of a [performance of] contractor license bond in the amount of twenty thousand dollars ($20,000.00). This bond must be kept in force at all times and be in the name of the license holder. Failure to maintain such bond shall result in revocation or suspension of license.

Section [632.150] 632.140 Liability Insurance.

All individuals licensed under this Chapter shall be required to maintain on file with the Code Official a certificate of insurance evidencing[e—of] liability insurance coverage in the amount of five hundred thousand dollars ($500,000.00) per incident. This insurance must be kept in force at all times, and the certificate holder shall be listed as St. Charles County. Failure to maintain such insurance shall result in revocation or suspension of license.

Section [632.160] 632.150 Stop Work Orders and Unlawful Continuances.
Upon notice from the Code Official that work is being performed contrary to provisions of this Chapter, such work shall be immediately stopped. The stop work order shall be in writing; shall be given to the owner of the property involved, or to that owner's agent, and to the individual doing the work; and shall state the conditions under which work will be permitted to resume. Any individual who shall continue any work in violation of the provisions of this Chapter after having been served with a stop work order shall be liable to a fine as provided by Section [632.170] 632.160 of this Chapter, which fine shall be not less than two hundred fifty dollars ($250.00).

Section [632.170] 632.160 Penalties.

Any individual who violates any provision of this Chapter or of any rule, regulation, order or license issued pursuant to this Chapter may, in accordance with the regulations issued by the Code Official, be assessed an administrative penalty by the Code Official. The penalty shall not exceed the amount of two hundred fifty dollars ($250.00) for each violation. Each day a violation continues may be deemed a separate offense. However, no administrative penalty may be assessed until the individual charged with the violation has been given notice of the violation and the opportunity for a hearing by the St. Charles County Building Commission. Alternatively, St. Charles County may institute legal action against any individual who violates a provision of this Chapter or of any rule, regulation, order or license issued pursuant to this Chapter. Any such individual shall be guilty of a misdemeanor punishable by a fine of not more than one thousand dollars ($1,000.00) [or by imprisonment not exceeding one (1) year, or by both].
Each day that a violation continues shall be deemed a separate offense.

Section [632.180] 632.170 Enforcement.

Enforcement of this Chapter shall be the responsibility of the County Counselor.

Section 6. Chapter 633, OSCCMo, is hereby amended to read as follows (added text in bold type, deleted text in [bracketed and striken type]).

Chapter 633 [HVACR—Contractors] Mechanical Contractor Business License

Section 633.005 Scope.

This Chapter outlines the licensure requirements for individuals engaging in the performance and/or oversight of Mechanical Work, and the procedures and fees related to the administration and enforcement of said requirements.

Section 633.010 Applicable Code Standards.

Unless otherwise provided for in this Chapter, the Residential Code for One- and Two-family Dwellings of St. Charles County, codified in Section 500.150 of the Ordinances of St. Charles County, Missouri (OSCCMo), as amended; the Fuel Gas Code of St. Charles County, codified in Section 500.240 OSCCMo, as amended; and the Mechanical Code of St. Charles County, codified in Section 500.220 OSCCMo, as amended, [of St. Charles County, Section
500.020, OSCCMo, as amended, shall govern the administration and enforcement of this Chapter.

Section 633.020 Definitions.

Unless otherwise expressly stated in this Chapter, the following words and terms shall have the following meanings when used in this Chapter.

[BTUH British thermal unit per hour of heat.]

CODE OFFICIAL
The Director of the Division of Building and Code Enforcement or a duly authorized representative of the Director.

GAS FITTING WORK
Gas fitting work for the purpose of supplying a HVACR system from an existing, accessible manual safety shutoff gas cock, installing flue gas vents and combustion air for the HVACR system.

HEATING AND AIR CONDITIONING
The process of treating air to control temperature, humidity, cleanliness, ventilation or circulation to meet human comfort requirements.

[HORSEPOWER
The equivalent to seven hundred forty-six (746) watts.]

[HVACR
The design, installation, construction, maintenance, service, repair, alteration or modification of a product or of equipment in heating and air conditioning, refrigeration, ventilation, process cooling or heating systems or water heaters.

HVACR CONTRACTOR
Any individual who under contract with or on behalf of a property owner engages in the business of installing HVACR systems and equipment in buildings as defined by applicable code standards set out in Section 633.010 of this Chapter.

HVACR EMPLOYEE
A person who is an employee of an HVACR licensee and who does not hold a Class [A, B or C HVACR] A or B license and who can only perform work for an HVACR licensee.

[HVACR GAS FITTING WORK] Gas fitting work for the purpose of supplying a HVACR system from an existing, accessible manual safety shutoff gas cock, installing flue gas vents and combustion air for the HVACR system.

[HVACR MAINTENANCE WORK] Repair, modification, service and all other work required for the normal continued performance of a HVACR system. This term does not include the installation or total replacement of a system or the installation of boiler or pressure vessels that must be installed by licensed persons.

LICENSED MECHANICAL CONTRACTOR
Any individual who holds a Mechanical Contractor Business License issued pursuant to this Chapter by St. Charles County and is charged the responsibility to perform and / or oversee Mechanical Work.

LICENSEE
Any individual who holds a [license] Mechanical Contractor Business License issued pursuant to this Chapter.
MECHANICAL WORK
Any work subject to applicable Code standards set out in Section 633.010 of this Chapter, including the design, installation, construction, maintenance, service, repair, alteration, or modification of a product or equipment for heating, cooling, ventilation, refrigeration, or similar system.

[ONE TON
Twelve thousand (12,000) BTUH.]

PUBLIC ENTITY
Any agency of the State of Missouri or any political subdivision of the State.

REFRIGERATION
The use of mechanical or absorption equipment to control temperature, humidity or both in order to satisfy the intended use of a specific space other than for human comfort.

[REPAIR
The reconstruction or replacement of any part of an existing HVACR system for the purpose of its maintenance.

SUBCONTRACTOR
A person who performs a portion of the HVACR installation.]

Section 633.030 Administration and Enforcement.

A. The Code Official shall:
1. Adopt certain rules and regulations to ensure the proper administration and enforcement of this Chapter;[

2. Conduct investigations into all complaints against any [¶]Licensee;[

3. Suspend, revoke, **refuse to renew**, or place on probation the license of any [¶]Licensee who fails to correct any violations of this Chapter or of any applicable [e]Code standard set out in Section 633.010 of this Chapter;[

4. Activate bonds to cover the cost for any work performed by a [¶]Licensee that does not meet minimum requirements of any applicable [e]Code standard set out in Section 633.010 of this Chapter;[

5. Review applications [for licenses] pursuant to this Chapter, test applicants **as and when required**, and issue **Mechanical Contractor Business** [¶]Licenses to applicants [who pass their tests as] **who comply with the licensure requirements** provided in this Chapter.

Section 633.040 Licensure Required.

Subject to Sections 633.050 and [633.060] 633.055 of this Chapter, an individual must have [the appropriate license] a **Mechanical Contractor Business License** issued pursuant to this Chapter to engage in business as [an HVACR] a **Licensed Mechanical** [e]Contractor in
unincorporated St. Charles County or in any incorporated area of the County whose governing body has consented to contract with the County to enforce any applicable Code standard set out in Section 633.010 of this Chapter. No Licensee may allow any other individual to use his or her license for any purpose, except as provided in Section 633.050(A)(5) of this Chapter. An individual who is also registered pursuant to Chapter 327, RSMo., as an architect or professional engineer trained in design criteria for mechanical systems and qualified to design such systems is not exempt from the Mechanical Contractor Business License requirements when performing and overseeing Mechanical Work, subject to the exceptions to the licensure requirement contained in Sections 633.050 and 633.055 of this Chapter.

Section 633.050 Exceptions to Licensure Requirement — Individuals Exempted.

A. Section 633.040’s licensure requirements shall not apply to any individual who when an individual:

1. Performs HVACR work in an existing building or structure that he or she owns and occupies as a residence or that he or she owns and uses on his or her own farm, provided that he or she demonstrates to the satisfaction of the Code Official (by written examination, if necessary) that they have the knowledge and skill to perform such work.

2. Performs HVACR Work for a public utility on construction,
maintenance, and development of its facilities;[7]

2. [Performs—HVACR] Is performing Mechanical [w]Work on motor vehicles or agricultural equipment;[7]

3. Is an Owner-Occupant of a single-family dwelling; is performing mechanical work on that dwelling or accessory buildings; and demonstrates to the satisfaction of the Code Official (by written examination, if necessary, in the Code Official’s sole discretion) that he or she has the knowledge and skill to perform such work;

4. Is an architect or professional engineer registered under Chapter 327, RSMo., as amended, who designs [HVACR] mechanical systems for design criteria only;[7]

5. Is trained and employed by a [p]Public [e]Entity to service or repair its own [HVACR] mechanical systems [incidental], and is performing Mechanical Work on those systems;

6. Is employed by a hospital to perform [HVACR] mechanical system maintenance work incidental to the hospital's operation;[7] or

7. Is [a-HVACR subcontractor who performs HVACR work for a current HVACR Class A
or Class B licensee] employed by a Licensed Mechanical Contractor and is performing Mechanical Work authorized by and under the direct supervision of that Licensee.

[8. Is an HVACR employee.]

B. Any individual exempt under this Section from the licensure requirements imposed by Section 633.040 of this Chapter shall meet applicable Code standards set out in Section 633.010 of this Chapter when performing [HVACR] Mechanical Work and shall obtain permits and inspections as may be required by Chapter.


A. Section 633.040's licensure requirements shall not apply to:

1. Household appliances;

2. American Gas Association approved unvented space heaters;

3. Factory assembled air cooled, self-contained refrigeration equipment of one and one-half (1.5) horsepower or less which have no refrigerant lines extending beyond the cabinet enclosure;

4. Factory assembled air cooled, self-contained window type air conditioning units of thirty-
six thousand (36,000) BTUH or less not connected to ducts;[2]

5. Window, attic, ceiling and wall fans in residences;[2]

6. Poultry operations whether engaged in hatching, primary processing or further processing of chicken, turkey or other fowl;[2] and

7. Fireplaces and wood stoves.

Section [633.070] 633.058 License Classes.

A. Except as otherwise provided by Sections 633.040 and 633.050 of this Chapter, every individual who designs, installs, constructs, maintains, services, repairs, alters, or modifies any mechanical system or any portion of an mechanical system in unincorporated St. Charles County or in any incorporated area of the County whose governing body has consented to contract with the County to enforce any applicable Code standard set out in Section 633.010 of this Chapter shall obtain one (1) of the following classes of licenses and pay the fees prescribed in this Chapter:

1. Mechanical Contractor Business License
   Class A—Entitles the Licensee to perform Mechanical Work without limitation to all BTUH or horsepower capacities; or
2. **Mechanical Contractor Business License**
   Class B—Entitles the licensee to perform [HVACR] Mechanical [w]Work on air-conditioning systems that develop a total of not more than twenty (20) tons of cooling capacity per unit or five hundred thousand (500,000) BTUH heating input per unit and refrigeration systems of fifteen (15) horsepower or less per unit.

3. Class C—Entitles the licensee, who is in the business of servicing and repairing heating, ventilation, air conditioning, or refrigeration equipment for the public or servicing, repairing or replacing components of HVACR equipment and performing HVACR work on air conditioning systems that develop a total of not more than twenty (20) tons of cooling capacity per unit of five hundred thousand (500,000) BTUH heating input per unit and refrigeration systems of fifteen (15) horsepower or less per unit. A Class C license holder shall not install any original HVACR equipment or replace any existing HVACR equipment.


A. To obtain a [HVACR] Mechanical [e]Contractor Business [l]License, an applicant must meet the following minimum requirements:

1. The applicant must be at least eighteen (18) years of age [or able to demonstrate that he or she is an emancipated minor];
2. The applicant must make application to the Code Official [on forms] in a format prescribed by the Code Official;[\(]*\]

3. The applicant must specify the class of license desired;[\(]*\]

4. The applicant must meet all requirements specified by this Chapter and by rules and regulations promulgated by the Code Official;[\(]*\]

5. The applicant must pay the appropriate [examination and license fees] processing fees required by [this Chapter] the Code Official;[\(]*\] and

6. The applicant must pass the appropriate examination [administered by the Code Official or the testing agency] duly designated by the Code Official in his or her sole discretion.

Section [633-090] 633.070 Issuance of or Denial of Application [\(]\) for License.

A. All applicants who meet the requirements for licensure in Section [633-080] 633.060 of this Chapter shall be issued the appropriate license. However, the Code Official may deny a license if the applicant has:

1. Committed any act which, if committed by a [\(]L licensee, would be grounds for suspension
or revocation of the license pursuant to Sections [633.450] 633.030(A)(3) and 633.120 of this Chapter;[-]

2. Previously been denied a license for cause, or previously had a license revoked for cause;[-]
or

3. Knowingly made any false statement or misrepresentation on the application for a license.

B. Any individual aggrieved by a decision of the Code Official under this Section may appeal to the St. Charles County Building Commission and introduce any evidence in his or her defense. Any individual whose application for a license has been denied may reapply for such a license, but no sooner than one (1) year after the date of denial.

Section [633.100] 633.080 Retroactivity [——HVACR Contractor Licensees].

All current holders of HVACR contractor licenses issued by St. Charles County shall be subject to all provisions of this Chapter, except that such individuals are exempt from this Chapter's testing requirements unless their licenses expire without being renewed as required by Section [633.110] 633.090 of this Chapter. The Code Official may prorate renewal fees for the purposes of extending the expiration date of licenses for existing blasters to correspond with the renewal periods enumerated in Section 633.090.

[All HVACR contractor licenses issued or maintained pursuant to Sections 633.090 or 633.100 of this Chapter shall expire on December 31, 2010. Thereafter, the] The Code Official shall renew or issue such Mechanical Contractor Business [1] Licenses in active status for two (2) year terms beginning on the first (1st) day of January [first (1st)] in odd-numbered years and ending on the last day of December [thirty-first (31st) of even-numbered years] in the following even-numbered year. To renew any such license, a [1] Licensee must submit to the Code Official, before the license's expiration date, and [on a form] in a format prescribed by the Code Official, an application for renewal along with the payment of the renewal fee enumerated in Section [633.130] 633.110 of this Chapter. Late applications for renewal shall be accepted until but no later than [July first (1st)] March thirty-first (31st) with payment of late fees imposed in Section [626.120(C)] 633.110(C).

Section [633.120] 633.100 Inactive License Status.

In lieu of renewing [an active HVACR contractor] a license in active status as provided by Section [633.110] 633.090 of this Chapter, the [1] Licensee [holder] may apply for inactive license status for two (2) year terms, beginning and ending as provided in Section [633.110] 633.090. A [1] Licensee who obtains inactive license status may perform no Mechanical [w] Work under the inactive license [as a HVACR contractor]. To apply for inactive license status, a [1] Licensee must submit to the
Code Official, before the license's expiration date, and [on a form] in a format prescribed by the Code Official, an application for inactive license status along with the required application fees. A [licensee's] Licensee whose license is on inactive [license] status may [reactivate] change his or her license to an active status by applying for renewal as provided by Section [633.110] 633.090. A Licensee who has a license in an inactive status for more than two renewal periods must provide evidence of continued competency, as approved by the Code Official, to change his or her license an active status.


A. The Code Official shall collect the following fees:

1. [HVACR—license—test] Mechanical Contractor Business License initial application fee[s] of twenty-five dollars ($25.00) per application;[-]

2. [HVACR] Mechanical Contractor Business License Class A [license] active status fee of two hundred dollars ($200.00) per license for two (2) years;[-]

3. [HVACR] Mechanical Contractor Business License Class B [license] active status fee of two hundred dollars ($200.00) per license for two (2) years;[-] and

[4. HVACR-Class C license will be issued to current HVACR Class C license holders]
only HVACR Class C license fee of one hundred dollars ($100.00) per license for two (2) years.]

[5]

4. For HVACR contractor inactive license Mechanical Contractor Business License (Class A or Class B) inactive status [a] fee of fifty dollars ($50.00) to renew a license in an inactive status for two (2) years.

B. The Code Official may prorate the fees enumerated in Subparagraph (A)(2) [through (3)] of [the preceding Subsection] this Section when first issuing licenses or when reactivating licenses on inactive license status.

C. The Code Official shall collect the following additional fees for [late renewals of an active or inactive] expired licenses when the application to renew is received after the expiration date:

1. [Fifty] Twenty-five dollars [($50.00)] ($25.00) for licenses renewed in January;

2. [One hundred] Fifty dollars [($100.00)] ($50.00) for licenses renewed in February; and

3. [One hundred fifty] Seventy-five dollars [($150.00)] ($75.00) for licenses renewed in March;

[4. Two hundred dollars ($200.00) for licenses renewed in April;]

[5. Two hundred fifty dollars ($250.00) for licenses renewed in May; and]
D. A Licensee who fails to renew his or her license before April of the year following expiration shall pay an additional one hundred ($100) dollars to reactivate the license in addition to any fees required in Section 633.110(A). A Licensee who reactivates his or her license per this subsection is not required to pay any of the fees listed in Section 633.110(C) with the reactivation fee.

Section [633.140] 633.115 Miscellaneous.

A. [HVACR] Mechanical [e]Contractor Business [l]Licenses issued pursuant to this Chapter shall be subject to the following conditions:


[2. Display of license. Every person licensed under this Chapter shall display his or her HVACR contractor license number in block letters of at least three (3) inches on all of his business vehicles and in all forms of advertising in a manner prescribed by the rules and regulations promulgated by the Code Official.]
[3] 2. Electrical work. Nothing in this Chapter shall be construed as allowing a [an HVACR] [H]Licensee under this Chapter to perform electrical work without complying with applicable local, City, or State electrical licensing requirements and any applicable local code or State code pertaining to electrical work.


A. The Code Official may make investigations and conduct hearings and, upon its own investigation or a complaint in writing, signed and verified by the complainant, suspend, refuse to renew or revoke any [HVACR] Mechanical [e]Contractor [l]License (including a license on inactive license status) if the Code Official finds that the [l]Licensee has:

1. Made a material misstatement in the application for a[an] [HVACR] Mechanical Contractor Business [l]License or for the renewal of such a license; [ɔŋ]

2. Demonstrated incompetency to act as a [l]Licensee as provided by this Chapter; or

3. Has violated any provision of this Chapter, or of any applicable [e]Code standard set out in Section 633.010 of this Chapter, or any rule,
regulation or order promulgated by the Code Official.

B. Any individual aggrieved by a decision of the Code Official under this Section may appeal to the St. Charles County Building Commission and introduce any evidence in his or her defense. Any individual whose [HVACR] Mechanical [e]Contractor Business [l]License has been revoked or who has been refused renewal of his or her Mechanical Contractor Business License may reapply for such a license, but no sooner than one (1) year after the date of revocation or refusal to renew.

Section [633.160] 633.130 Bonding.

All individuals licensed under this Chapter shall maintain on file with the Code Official evidence of a [performance or] contractor license bond in the amount of ten thousand dollars ($10,000.00). This bond must be kept in force at all times and be in the name of the license holder. Failure to maintain such bond may result in revocation of license.


All individuals licensed under this Chapter shall be required to maintain on file with the Code Official a certificate of insurance evidencing[e—of] liability insurance coverage in the amount of five hundred thousand dollars ($500,000.00) per incident. This insurance must be kept in force at all times, and the certificate holder shall be listed as St. Charles
County. Failure to maintain such insurance may result in revocation of license.

Section [633.180] 633.150 Stop Work Orders and Unlawful Continuances.

Upon notice from the Code Official that work is being performed contrary to provisions of this Chapter, such work shall be immediately stopped. The stop work order shall be in writing; [and] shall be given to the owner of the property involved, or to that owner's agent, and to the individual doing the work; and shall state the conditions under which work will be permitted to resume. Any individual who shall continue any work in violation of the provisions of this Chapter after having been served with a stop work order shall be liable to a fine as provided by Section [633.190] 633.160 of this Chapter, which fine shall be not less than two hundred fifty dollars ($250.00).

Section [633.190] 633.160 Penalties.

Any individual who violates any provision of this Chapter, or of any rule, regulation, order or license issued pursuant to this Chapter or violates any rule, regulation or order of the Code Official or any permit, license or certification may, in accordance with the regulations issued by the Code Official, be assessed an administrative penalty by the Code Official. The penalty shall not exceed the amount of two hundred fifty dollars ($250.00) for each violation. Each day a violation continues may be deemed a separate offense. However, no administrative penalty may be assessed until the individual charged with the violation has been given notice of the violation and the opportunity for a hearing.
by the St. Charles County Building Commission. Alternatively, St. Charles County may institute legal action against any individual who violates a provision of this Chapter or of any rule, regulation, order or license issued pursuant to this Chapter. Any such individual shall be guilty of a misdemeanor punishable by a fine of not more than one thousand dollars ($1,000.00) or by imprisonment not exceeding one (1) year, or by both. Each day that a violation continues shall be deemed a separate offense.

Section 633.170 Enforcement.

Enforcement of this Chapter shall be the responsibility of the County Counselor.

Section 7.

Chapter 635, OSCCMo, Sections 635.080, 635.140, and 635.150 are amended to read as follows (added text in bold type, deleted text in [bracketed and stricken type]).

Chapter 635 Explosives Code

* * *

Section 635.080 Permit to Explode or Blast Required, Blaster’s License.

A. It shall be unlawful, without first having received a permit from the Director, to explode or cause to be exploded, any gunpowder, dynamite, giant powder, gun cotton, or other explosive for the purpose of blasting out rock, gravel, earth, or other like substance within the County.

[B. No person shall use or detonate explosives unless he or she is in possession of a valid license,
obtained from the Director, to use explosives for blasting purposes. This license shall be known as a blaster's license. For the purpose of this Chapter, the Director is authorized to publish qualifications necessary for an applicant to obtain a blaster's license. Such qualifications shall take into consideration age, training, education, and experience in the knowledge and use of explosives and shall include a written examination. A license shall be issued by the Director to any applicant meeting the requirements set forth by the Director for such a license. Anyone currently licensed as a blaster by other governmental agencies shall be eligible for a license without taking an exam.

B. The handling of explosives may be performed by other employees provided the work is done under the direct supervision of the person holding the permit to use explosives and providing such employees are at least twenty-one (21) years of age.

C. The person possessing a valid Blasting Contractor License shall be in charge of all blasting operations. If there is more than one (1) person possessing such a license on any one (1) operation, one (1) will be designated as being the blaster in charge and shall be responsible for the entire operation.

* * *

Section 635.140 Records.
A. A record known as a log shall be kept for every blast.

B. A blasting record, known as a log, shall be kept on the site of any blasting operations. This log shall be made available to the Director or authorized agents upon demand. This record shall be maintained available for inspection for a period of six (6) months after such blasting operations are completed.

C. Minimum recorded data shall be as follows:

1. Amount of explosives used (weight).

2. Kind of blasting caps, distribution of instantaneous or short-period delay blasting caps, or both; delay interval used; order of firing by switch.

3. Weather conditions including direction and approximate velocity of wind; atmospheric temperature; relative humidity; cloud conditions.

4. Date and time of firing of blast.

5. Name of person in responsible charge of loading and firing; blaster's permit number.

6. Name and location of blasting site.

7. Signature and title of person making report.
D. Any falsification, alterations or misrepresentation of any records of blasting operations will be cause for suspension or revocation of blasting permits and [blaster's license] **Blasting Contractor License**.

Section 635.150 Fees.

The following fees are hereby established for the licenses and permits required by this Chapter:

[Annual blaster's license $100.00]

Annual permit to store, stock or hold explosives for resale $150.00

- Class I magazine $150.00
- Class II magazine $150.00
- Class III magazine $150.00
- Class IV magazine $150.00
- Class V magazine $150.00

Blasting permit, per location $100.00

Section 8. A new Chapter 637 OSCCMo, is hereby created and reads as follows:

Chapter 637. Blasting Contractor License

Section 637.005 Scope.

This Chapter outlines the licensure requirements for individuals engaging in the performance and/or oversight of Blasting Work, and the procedures and fees related to the administration and enforcement of said requirements.

Section 637.010 Applicable Code Standards.
Unless otherwise provided for in this Chapter, the Fire Code of St. Charles County, codified in Section 500.400 of the Ordinances of St. Charles County, Missouri (OSCCMo), as amended; the Explosives Code of St. Charles County, codified in Chapter 635 OSCCMo, as amended; along with Sections 319.300 to 319.345, RSMo., as amended; and any and all regulations issued pursuant to these Statutes by the Missouri Department of Public Safety shall govern the administration and enforcement of this Chapter.

Section 637.020 Definitions.

Unless otherwise expressly stated in this Chapter, the following words and terms shall have the following meanings when used in this Chapter.

BLASTER
An individual at least twenty-one (21) years of age who is or works under the oversight of a Licensed Blasting Contractor.

BLASTING WORK
Any work subject to applicable Code standards set in Section 637.010 of this Chapter, including the design, installation, construction, maintenance, service, repair, alteration, or modification of explosives qualified under this Chapter or the Explosives Code of St. Charles County, Chapter 635 OSCCMo.

CODE OFFICIAL
The Director of the St. Charles County Division of Building and Code Enforcement of the Department
of Community Development or a duly authorized representative of the Director.

LICENSED BLASTING CONTRACTOR
Any individual who holds a Blasting Contractor License issued pursuant to this Chapter by St. Charles County and is charged the responsibility to perform and/or oversee Blasting Work.

LICENSEE
Any individual who holds a Blasting Contractor License issued pursuant to this Chapter.

PUBLIC ENTITY
Any agency of the State of Missouri or any political subdivision of the State.

Section 637.030 Administration and Enforcement.

A. The Code Official shall:

1. Adopt certain rules and regulations to ensure the proper administration and enforcement of this Chapter;

2. Conduct investigations into all complaints against any Licensee;

3. Suspend, revoke, refuse to renew, or place on probation the license of any Licensee who fails to correct any violations of this Chapter or of any applicable Code standard set out in Section 637.010 of this Chapter;
4. Activate bonds to cover the cost for any work performed by a Licensee that does not meet minimum requirements of any applicable Code standard set out in Section 637.010 of this Chapter; and

5. Review applications pursuant to this Chapter, ensure applicants have a valid blaster’s license issued by the State of Missouri, and issue Blasting Contractor Licenses to applicants who comply with the requirements provided in this Chapter.

Section 637.040 Licensure Required.

Subject to Section 637.050 of this Chapter, an individual must have a Blasting License issued pursuant to this Chapter to engage in business as a Licensed Blasting Contractor or to detonate explosives for blasting purposes in unincorporated St. Charles County or in any incorporated area of the County whose governing body has consented to contract with the County to enforce any applicable Code standard set out in Section 637.010 of this Chapter. No Licensee may allow any other individual to use his or her license for any purpose, except as provided in Section 637.050(A) of this Chapter. An individual who is also registered pursuant to Chapter 327, RSMo., as an architect or professional engineer trained and qualified in the storage, design, handling, or use of explosives is not exempt from the Blasting Contractor License requirements when performing and / or overseeing Blasting Work, subject to the exceptions to the licensure requirements contained in

Section 637.050 Exceptions to Licensure Requirement.
A. Section 637.040's licensure requirements shall not apply when an individual is employed by a Licensed Blasting Contractor and is performing Blasting Work authorized by and under the direct supervision of that Licensee.

B. Any individual exempt under this Section from the licensure requirements imposed by Section 637.040 of this Chapter shall meet applicable Code standards set out in Section 637.010 of this Chapter when performing Blasting Work and shall obtain permits and inspections as may be required by ordinance.

Section 637.060 Application for Blasting Contractor License.

A. To obtain a Blasting Contractor License, an applicant must meet the following minimum requirements:

1. The applicant must be at least twenty-one (21) years of age;

2. The applicant must make application to the Code Official in a format prescribed by the Code Official;

3. The applicant must meet all requirements specified by this Chapter and by rules and regulations promulgated by the Code Official;
4. The applicant must pay the appropriate processing fees required by the Code Official; and

5. The applicant must furnish proof of a valid blaster’s license as provided by Sections 319.300 to 319.345, RSMo.

Section 637.070 Issuance of or Denial of Application for License.

A. All applicants who meet the requirements for licensure in Sections 637.060 of this Chapter shall be issued the appropriate license. However, the Code Official may deny a license if the applicant has:

1. Committed any act which, if committed by a Licensee, would be grounds for suspension or revocation of the license pursuant to Sections 637.030(A)(3) and 637.120 of this Chapter;

2. Previously been denied a license for cause, or previously had a license revoked for cause; or

3. Knowingly made any false statement or misrepresentation on the application for a license.

B. Any individual aggrieved by a decision of the Code Official under this Section may appeal to the St. Charles County Building Commission and introduce any evidence in his or her defense. Any individual whose application for a license has been
denied may reapply for such a license, but no sooner than one (1) year after the date of denial.

Section 637.080 Retroactivity.

All current holders of blasters licenses issued by St. Charles County shall be subject to all provisions of this Chapter, except that such individuals are exempt from this Chapter's testing requirements, unless their licenses expire without being renewed as required by Section 637.090 of this Chapter. The Code Official may prorate renewal fees for the purposes of extending the expiration date of licenses for existing blasters to correspond with the renewal periods enumerated in Section 637.090.

Section 637.090 Terms of Licenses Issued or Renewed—Renewal Procedure.

The Code Official shall renew or issue such Blasting Contractor Licenses in active status for two (2) year terms beginning on the first (1st) day of January in odd-numbered years and ending on the last day of December in the following even-numbered year. To renew any such license, a Licensee must submit to the Code Official, before the license's expiration date, and in a format prescribed by the Code Official, an application for renewal along with the payment of the renewal fee enumerated in Section 637.110 of this Chapter. Late applications for renewal shall be accepted until but no later than March thirty-first (31st) with payment of late fees imposed in Section 637.110(C).

Section 637.100 Inactive License Status.
In lieu of renewing a license in active status as provided by Section 637.090 of this Chapter, a Licensee may apply for inactive license status for two (2) year terms, beginning and ending as provided in Section 637.090. A Licensee who obtains inactive license status may perform no Blasting Work under the inactive license. To apply for inactive license status, a Licensee must submit to the Code Official, before the license's expiration date, and in a format prescribed by the Code Official, an application for inactive license status along with the required application fees. A Licensee who is on inactive status may change his or her license to an active status by applying for renewal as provided by Section 637.090. A Licensee who has a license in an inactive status for more than two renewal periods must provide evidence of continued competency, as approved by the Code Official, to change his or her license to an active status.

Section 637.110 Application, License, and Renewal Fees for Blasting Contractor Licenses and for Inactive License Status.

A. The Code Official shall collect the following fees:

1. Blasting Contractor License initial application fee of twenty-five dollars ($25.00) per application;

2. Blasting Contractor License active status fee of two hundred dollars ($200.00) per license for two (2) years; and

3. Blasting Contractor License inactive status fee of fifty dollars ($50) to renew a license in an inactive status for two (2) years.
B. The Code Official may prorate the fees enumerated in Subparagraph (A)(2) of this Section when first issuing licenses or when reactivating licenses on inactive license status.

C. The Code Official shall collect the following additional fees for expired licenses when the application to renew is received after the expiration date:

1. Twenty-five dollars ($25.00) for licenses renewed in January;

2. Fifty dollars ($50.00) for licenses renewed in February; and,

3. Seventy-five dollars ($75.00) for licenses renewed in March.

D. A Licensee who fails to renew his or her license before April of the year following expiration shall pay an additional one hundred ($100) dollars to reactivate the license in addition to any fees required in Section 637.110(A). A Licensee who reactivates his or her license per this subsection is not required to pay any of the fees listed in Section 637.110(C) with the reactivation fee.

Section 637.120 Suspension, Refusal to Renew, or Revocation of Blasting Contractor Licenses (Including Those on Inactive License Status).

A. The Code Official may make investigations and conduct hearings and, upon its own investigation or a complaint in writing, signed and verified by
the complainant, suspend, refuse to renew, or revoke any Blasting Contractor License (including a license on inactive license status) if the Code Official finds that the Licensee has:

1. Made a material misstatement in the application for a Blasting Contractor License, or for the renewal of such a license;

2. Demonstrated incompetency to act as a Licensee as provided by this Chapter; or

3. Has violated any provision of this Chapter, or of any applicable Code standard set out in Section 637.010 of this Chapter, or any rule, regulation, or order promulgated by the Code Official.

B. Any individual aggrieved by a decision of the Code Official under this Section may appeal to the St. Charles County Building Commission and introduce any evidence in his or her defense. Any individual whose Blasting Contractor License has been revoked or who has been refused renewal of his or her Blasting Contractor License may reapply for such a license, but no sooner than one (1) year after the date of revocation or refusal to renew.

Section 637.140 Liability Insurance.

All individuals licensed under this Chapter shall be required to maintain on file with the Code Official a certificate of insurance evidencing liability insurance coverage in the amount of one million dollars ($1,000,000.00) per incident. This insurance must be
kept in force at all times, and the certificate holder shall be listed as St. Charles County. Failure to maintain such insurance shall result in revocation or suspension of license.

Section 637.150 Stop Work Orders and Unlawful Continuances.

Upon notice from the Code Official that work is being performed contrary to provisions of this Chapter, such work shall be immediately stopped. The stop work order shall be in writing; shall be given to the owner of the property involved, or to that owner's agent, and to the individual doing the work; and shall state the conditions under which work will be permitted to resume. Any individual who shall continue any work in violation of the provisions of this Chapter after having been served with a stop work order shall be liable to a fine as provided by Section 637.160 of this Chapter, which fine shall be not less than two hundred fifty dollars ($250.00).

Section 637.160 Penalties.

Any individual who violates any provision of this Chapter, or of any rule, regulation, order or license issued pursuant to this Chapter may, in accordance with the regulations issued by the Code Official, be assessed an administrative penalty by the Code Official. The penalty shall not exceed the amount of two hundred fifty dollars ($250.00) for each violation. Each day a violation continues may be deemed a separate offense. However, no administrative penalty may be assessed until the individual charged with the violation has been given notice of the violation and the opportunity for a hearing by the St. Charles County Building Commission.
Alternatively, St. Charles County may institute legal action against any individual who violates a provision of this Chapter, or of any rule, regulation, order or license issued pursuant to this Chapter. Any such individual shall be guilty of a misdemeanor punishable by a fine of not more than one thousand dollars ($1,000.00). Each day that a violation continues shall be deemed a separate offense.

Section 637.170 Enforcement.

Enforcement of this Chapter shall be the responsibility of the County Counselor.

Section 9. This ordinance is subject to penalty provisions for its violation and therefore, for penal purposes, shall be effective thirty-one (31) days after its posting in six public places; its publication in full on the website of St. Charles County; and the publication, in a legal publication or a newspaper of general circulation in St. Charles County, of its title and the location in St. Charles County where it may be viewed in its entirety.

DATE PASSED  
May 13, 2019

DATE APPROVED BY COUNTY EXECUTIVE  
May 20, 2019

CHAIR OF THE COUNCIL

COUNTY EXECUTIVE
ATTEST:

[Signature]

COUNTY REGISTRAR

Comm Dev. Amending 625.626.630.632.633.637.3-19