

1 **BEFORE THE DIRECTOR OF THE DEPARTMENT OF CONSUMER AND BUSINESS**  
2 **SERVICES**

3 **BUILDING CODES DIVISION**

4 **STATE OF OREGON**

5 **IN THE MATTER OF:** )  
6 ) **CONSENT ORDER**  
7 **KNC PLUMBING AND REPAIR LLC, A** )  
8 **LIMITED LIABILITY COMPANY** )  
9 **RESPONDENT** ) **CASE NO. 2012-0221**  
10 )

11 The Director of the Department of Consumer and Business Services (Director) has conducted an  
12 investigation of Respondent and determined that you violated certain provisions of the Oregon  
Building Codes statutes, administrative rules, and specialty codes.

13 Respondent and the Director wish to settle this matter informally. Respondent agrees to conduct all  
14 future business in compliance with the applicable statutes, administrative rules, and specialty codes.  
15 As evidenced by the authorized signatures on this Order, Respondent hereby consents to the entry  
of this Order and its following terms.

16 **FINDINGS OF FACT and CONCLUSIONS OF LAW**

17 (1) During the period October 2011 through November 2012, in violation of OAR 918-785-  
18 0200(1)(a), Respondent performed the following plumbing work without first obtaining permits:

- 19 *1. Installed a pressure regulator at an unknown address per Respondent's invoice dated*  
20 *January 30, 2012.*
- 21 *2. Installed a new water line at 94911 Kentuck Way, North Bend, Oregon per Respondent's*  
22 *invoice dated September 13, 2012.*
- 23 *3. Installed a claw foot tub including drain for the account of Denny Powell (no address*  
24 *listed) per Respondent's invoice dated October 6, 2011.*
- 25 *4. Replaced a water heater for the account of Robert and Cheri Forbus (no address listed)*  
*per Respondent's invoice dated November 10, 2011.*
- 5. Replaced a water heater at 62225 East Catching, Coos Bay, Oregon per Respondent's*  
*invoice dated December 20, 2011.*

- 1       6. Replaced a water heater for the account of Denny Powell (no address listed) per  
2       Respondent's invoice dated December 21, 2011.
- 3       7. Installed an owner supplied water heater at 1640 Cedar, Coos Bay, Oregon per  
4       Respondent's invoice dated January 15, 2012.
- 5       8. Replaced a water heater at 1490 Village Avenue, Coos Bay, Oregon per Respondent's  
6       invoice dated February 6, 2012.
- 7       9. Replaced a water heater at 94293 N. Lane, North Bend, Oregon per Respondent's invoice  
8       dated February 14, 2012.
- 9       10. Replaced a water heater at an unknown address for an unknown customer per  
10       Respondent's invoice dated March 27, 2012.
- 11       11. Replaced a water heater at 93704 Spalding, Coos Bay, Oregon per Respondent's invoice  
12       dated April 2, 2012.
- 13       12. Replaced a water heater at 62941 Crown Point, Coos Bay, Oregon per Respondent's  
14       invoice dated April 5, 2012.
- 15       13. Replaced a water heater at 93702 E. Dove Lane, North Bend, Oregon per Respondent's  
16       invoice dated April 13, 2012.
- 17       14. Replaced a water heater at 68755 Burgundy Road, North Bend, Oregon per  
18       Respondent's invoice dated April 16, 2012.
- 19       15. Replaced a water heater at 666510 Gurina, North Bend, Oregon per Respondent's  
20       invoice dated May 1, 2012.
- 21       16. Replaced a water heater for the account of Richard and Irene Kohl per Respondent's  
22       invoice dated June 14, 2012.
- 23       17. Replaced a water heater at 1793 Waid Apt. B, North Bend, Oregon per Respondent's  
24       invoice dated June 18, 2012.
- 25       18. Replaced a water heater at 93558 Hollow Stump, North Bend, Oregon per Respondent's  
       invoice dated June 22, 2012.
19. Replaced a water heater at 93740 Shutters Landing, Space 26, North Bend, Oregon per  
       Respondent's invoice dated July 10, 2012.
20. Replaced a water heater at 2121 South 17<sup>th</sup> Street, North Bend, Oregon per  
       Respondent's invoice dated July 30, 2012.
21. Replaced a water heater at the "Eastside Apts." for the account of "Denny" per



1 if required. Respondent agrees to begin to provide this information for work completed in the  
2 previous 90 days on September 30, 2013. Reports must be received within 10 days of the due  
3 dates.

3.1. Invoices will be due to the Building Codes Division, PO Box 14470, Salem, OR. 97309 or  
4 may be sent via e-mail to [Andrea.F.Simmons@state.or.us](mailto:Andrea.F.Simmons@state.or.us) by the due date.

3.2. Invoices in addition to the September 30<sup>th</sup> will be due no later than:

3.2.1. December 30, 2013

3.2.2. March 30, 2014

3.2.3. June 30, 2014

4. The division agrees to no longer require this information after June 30, 2014 unless it is  
5 determined Respondent has committed another violation of the Building Codes Division statutes  
6 or administrative rules. Should another violation occur, as established by the issuance of a final  
7 order, Respondent's reporting requirement will be extended for another year.

8  
9 5. Respondent understands that if you fail to comply with any of the terms of this consent  
10 agreement, including failure to make a payment under subsection 1.3 within 10 days of due  
11 date, that the entire civil penalty, including the amount suspended, will be immediately due and  
12 payable. Failure to comply includes failure to pay the civil penalty amount on the Final Demand  
13 Notice by the due date, or failure to make payments according to the terms of any payment  
14 arrangement or Final Demand Notice.

13 6. Respondent understands and agrees that any violation of the terms of this Consent Order will  
14 result in further enforcement action.

15 7. Respondent understands and agrees that any violation of the Building Code Division's statutes  
16 or rules not alleged in this Order, whether committed before or after the execution of this  
17 Consent Order, may be the basis for further enforcement action.

17 8. Respondent understands the suspended civil penalty will be waived five years after the  
18 execution of this Consent Order, provided Respondent complies with its terms and has not  
19 committed any further violations of Building Code Division's statutes and rules.

19 9. Respondent has read and fully understands the terms of this Consent Order, freely and  
20 voluntarily consents to the entry of this Order without further hearing, without any force or  
21 duress, and expressly waives all rights to hearing or appeal in this matter.

21 10. Respondent understands that, upon signature of all parties, this Consent Order will be a FINAL  
22 ORDER.

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25 ///

1 **FOR THE RESPONDENT**

2 *Ken Coplen*

3 Date: 9-24-13

4 Ken Coplen, Member  
5 KNC Plumbing and Repair LLC

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BUILDING CODES  
2013 SEP 27 A 11:45

6 **FOR THE DIRECTOR**

7  
8 *Andrea Summers*

9 for

Date:

9/30/13

10 Director  
11 Department of Consumer and Business Services  
12 State of Oregon