

SPONSORED BY: MAYOR DOWNING

COUNCILMAN'S BILL

ORDINANCE NO.

No. CB-1894
Series of 2017

1740
Series of 2017

A BILL FOR AN ORDINANCE REPEALING AND REENACTING ARTICLE 3 TO CHAPTER 10 OF THE NORTHGLENN MUNICIPAL CODE TO ADOPT BY REFERENCE THE 2017 NATIONAL ELECTRICAL CODE WITH AMENDMENTS

WHEREAS, in 2012, pursuant to Ordinance No. 1625, Series of 2012, the City Council of Northglenn adopted the 2011 National Electrical Code, which was codified at Article 3, Chapter 10 of the Northglenn Municipal Code;

WHEREAS, the City Council therefore desires to repeal its adoption of the 2011 National Electrical Code, and adopt the 2017 National Electrical Code, sponsored by the National Fire Protection Association, Quincy, Massachusetts, as adopted by the State of Colorado, to help ensure that the buildings in the City remain in good and safe repair, which ensures the health, safety and welfare of the public, and which improves the value of all property within the City, and helps make the City a desirable place within which to reside and do business.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NORTHGLENN, COLORADO, THAT:

SECTION 1. ARTICLE 3 OF CHAPTER 10 OF THE NORTHGLENN MUNICIPAL CODE IS HEREBY REPEALED IN ITS ENTIRETY AND RE-ENACTED TO READ AS FOLLOWS:

SECTION 10-3-1. TITLE. THIS ORDINANCE SHALL BE KNOWN AND CITED AS THE NATIONAL ELECTRICAL CODE.

SECTION 10-3-2. ADOPTION OF THE 2017 NATIONAL ELECTRICAL CODE. THE 2017 NATIONAL ELECTRICAL CODE, SPONSORED BY THE NATIONAL FIRE PROTECTION ASSOCIATION, QUINCY, MASSACHUSETTS, AS ADOPTED BY THE STATE OF COLORADO, IS ADOPTED BY REFERENCE AS A PRIMARY CODE TO HAVE THE SAME FORCE AND EFFECT AS THOUGH SET FORTH IN THIS CHAPTER IN EVERY PARTICULAR.

SECTION 10-3-3. COPIES ON FILE. AT LEAST ONE CERTIFIED COPY OF THE 2017 NATIONAL ELECTRICAL CODE, AS ADOPTED BY THE STATE OF COLORADO, IS ON FILE IN THE OFFICE OF THE CITY CLERK AND MAY BE INSPECTED DURING REGULAR BUSINESS HOURS.

SECTION 10-3-4. SCOPE. THE PURPOSE OF THE CODE IS NOT TO CREATE OR OTHERWISE ESTABLISH OR DESIGNATE ANY PARTICULAR

CLASS OR GROUP OF PERSONS WHO WILL OR SHOULD BE ESPECIALLY PROTECTED OR BENEFITED BY THE TERMS OF THE CODE.

SECTION 10-3-5. ADOPTION OF ANNEX H.

ANNEX H IS HEREBY ADOPTED WITH THE FOLLOWING AMENDMENTS:

(A) ARTICLE 80.5 IS HEREBY DELETED IN ITS ENTIRETY.

(B) ARTICLE 80.13(13) IS HEREBY AMENDED BY THE INSERTION OF "TWO (2) BUSINESS DAYS" IN THE BLANK SPACE.

(C) ARTICLE 80.15 IS HEREBY AMENDED IN ITS ENTIRETY TO READ AS FOLLOWS:

"APPEALS OF ORDERS, DECISIONS OR DETERMINATIONS MADE BY THE BUILDING OFFICIAL RELATIVE TO THE APPLICATION AND INTERPRETATION OF THIS CODE MAY BE MADE TO THE NORTHGLENN BOARD OF ADJUSTMENT. APPEALS SHALL BE IN ACCORDANCE WITH SECTION 11-42-5 OF THE NORTHGLENN ZONING ORDINANCE."

(D) ARTICLE 80.19(E) IS HEREBY AMENDED IN ITS ENTIRETY TO READ AS FOLLOWS:

THE FEE FOR EACH PERMIT REQUIRED UNDER THE NATIONAL ELECTRICAL CODE SHALL BE AS SET FORTH BELOW:

ELECTRICAL PERMIT FEES.

RESIDENTIAL: THIS INCLUDES SINGLE FAMILY DWELLINGS, SITE-BUILT AND MODULAR/FACTORY-BUILT HOMES, DUPLEXES, CONDOMINIUMS, AND TOWNHOMES.

1) NOT MORE THAN 1,000 SQUARE FEET	\$100.00
2) 1,001 SQUARE FEET AND NOT MORE THAN 1,500 SQUARE FEET	\$150.00
3) 1,501 SQUARE FEET AND NOT MORE THAN 2,000 SQUARE FEET	\$200.00
4) PER 100 SQUARE FEET IN EXCESS OF 2,000 SQUARE FEET	\$10.00

ALL OTHER ELECTRICAL FEES: EXCEPT AS PROVIDED ABOVE, ELECTRICAL FEES SHALL BE COMPUTED ON THE DOLLAR VALUE OF THE ELECTRICAL INSTALLATIONS INCLUDING TIME, MATERIAL, AND

CONTRACTOR PROFIT. SUCH FEES SHALL BE CALCULATED AS FOLLOWS:

1) PROJECTS UNDER \$500 (INCLUDING MATERIAL AND LABOR)	\$50.00
2) NOT MORE THAN \$2,000.00	\$100.00
3) \$2,001 AND ABOVE	\$100 + \$10 PER THOUSAND OR FRACTION THEREOF

MISCELLANEOUS ELECTRICAL FEES:

1) MOBILE/MODULAR HOME AND TRAVEL TRAILER PARKS, PER SPACE	\$100.00
2) RE-INSPECTION FEE FOR ALL OF THE ABOVE	\$50.00
3) ADD FEE FOR TEMPORARY HEAT RELEASE	\$50.00

(E) ARTICLE 80.19(F)(3) IS HEREBY AMENDED BY THE INSERTION OF "TWO (2) BUSINESS DAYS" IN THE BLANK SPACE.

(F) ARTICLE 80.23 IS HEREBY AMENDED IN ITS ENTIRETY TO READ AS FOLLOWS:

IT SHALL BE UNLAWFUL FOR ANY PERSON TO VIOLATE ANY OF THE PROVISIONS OF THE NATIONAL ELECTRICAL CODE.

ANY VIOLATION OF THE PROVISIONS OF THIS ORDINANCE AND ANY VIOLATION OF ANY OF THE PROVISIONS OF THE NATIONAL ELECTRICAL CODE, AS ADOPTED, SHALL, UPON CONVICTION, BE PUNISHABLE AS PROVIDED IN SECTION 1-1-10(a)(2) OF THE NORTHGLENN MUNICIPAL CODE.

(G) ARTICLE 80.25(C) IS HEREBY AMENDED BY THE INSERTION OF "TWO (2) BUSINESS DAYS" IN THE BLANK SPACE.

(H) ARTICLE 80.27(A) IS HEREBY AMENDED BY THE INSERTION OF "CITY OF NORTHGLENN" IN THE BLANK SPACE.

(I) ARTICLE 80.27(B)(3) IS HEREBY AMENDED BY THE INSERTION OF "COLORADO" IN THE BLANK SPACE.

(J) ARTICLE 80.27(B)(4) IS HEREBY AMENDED TO READ AS FOLLOWS:

SHALL COMPLY WITH THE STATE OF COLORADO ELECTRICAL BOARD REQUIREMENTS.

(K) ARTICLE 80.29 IS HEREBY AMENDED BY THE INSERTION OF “CITY” IN THE BLANK SPACE.

(L) ARTICLE 80.33 IS HEREBY DELETED IN ITS ENTIRETY.

(M) ARTICLE 80.35 IS HEREBY DELETED IN ITS ENTIRETY.

SECTION 10-3-6. APPLICATION. THE PROVISIONS OF THIS ARTICLE AND THE PROVISIONS OF THE NATIONAL ELECTRICAL CODE ADOPTED BY REFERENCE SHALL APPLY TO EVERY BUILDING OR STRUCTURE LOCATED EITHER WITHIN OR WITHOUT THE CORPORATE LIMITS OF THE CITY OF NORTHGLENN, THE USE OF WHICH THE CITY HAS JURISDICTION AND AUTHORITY TO REGULATE.

SECTION 10-3-7. VIOLATIONS -- PENALTY. IT SHALL BE UNLAWFUL FOR ANY PERSON TO VIOLATE ANY OF THE PROVISIONS OF THE NATIONAL ELECTRICAL CODE, AS ADOPTED, OR THE PROVISIONS OF THIS ORDINANCE.

ANY VIOLATION OF THE PROVISIONS OF THIS ORDINANCE AND ANY VIOLATION OF ANY OF THE PROVISIONS OF THE NATIONAL ELECTRICAL CODE, AS ADOPTED, SHALL, UPON CONVICTION, BE PUNISHABLE AS PROVIDED IN SECTION 1-1-10(a)(2) OF THIS CODE.

SECTION 10-3-8. CONFLICTS. IF THE PROVISIONS OF THIS CODE, AS ADOPTED IN THIS ARTICLE, CONFLICT WITH ANY OTHER PROVISIONS OF THE NORTHGLENN MUNICIPAL CODE THEN THE MORE RESTRICTIVE OF THE TWO SHALL GOVERN. WHERE THERE IS A CONFLICT BETWEEN A GENERAL REQUIREMENT AND A SPECIFIC REQUIREMENT, THE SPECIFIC REQUIREMENT SHALL BE APPLICABLE.

SECTION 10-3-9. SEVERABILITY CLAUSE. IF ANY ARTICLE, SECTION, PARAGRAPH, SENTENCE, CLAUSE OR PHRASE OF THIS ORDINANCE IS HELD TO BE UNCONSTITUTIONAL OR INVALID FOR ANY REASON, SUCH DECISION SHALL NOT AFFECT THE VALIDITY OR CONSTITUTIONALITY OF THE REMAINING PORTIONS OF THIS ORDINANCE. THE CITY COUNCIL HEREBY DECLARES THAT IT WOULD HAVE PASSED THIS ORDINANCE AND EACH PART OR PARTS THEREOF, IRRESPECTIVE OF THE FACT THAT ANY ONE PART OR PARTS BE DECLARED INVALID OR UNCONSTITUTIONAL.

SECTION 10-3-10. SAFETY CLAUSE. THE CITY COUNCIL HEREBY FINDS, DETERMINES, AND DECLARES THAT THIS ORDINANCE IS NECESSARY FOR THE PRESERVATION OF THE PUBLIC HEALTH, SAFETY AND WELFARE.

SECTION 10-3-11. EFFECTIVE DATE. THIS ORDINANCE SHALL BECOME EFFECTIVE SEPTEMBER 12, 2017.

INTRODUCED, READ AND ORDERED POSTED this 24th day of July,
2017.



JOYCE DOWNING
Mayor

ATTEST:



JOHANNA SMALL, CMC
City Clerk

PASSED ON SECOND AND FINAL READING this 28th day of August,
2017.



JOYCE DOWNING
Mayor

ATTEST:



JOHANNA SMALL, CMC
City Clerk

APPROVED AS TO FORM:



COREY Y. HOFFMANN
City Attorney