

ORDINANCE NO. 098-017

AN ORDINANCE OF THE TOWN OF ADDISON, TEXAS, AMENDING CHAPTER 5, ARTICLE V, OF THE CODE OF ORDINANCES OF THE TOWN OF ADDISON, TEXAS, TO PROVIDE MINIMUM STANDARDS TO SAFEGUARD LIFE OR LIMB, PROPERTY, AND PUBLIC WELFARE BY REGULATING THE DESIGN, CONSTRUCTION, QUALITY OF MATERIALS, USE AND OCCUPANCY, LOCATION AND MAINTENANCE OF BUILDINGS AND STRUCTURES. PROVIDING FOR A PENALTY CLAUSE; PROVIDING FOR A SEVERABILITY CLAUSE; AND PROVIDING FOR A REPEAL CLAUSE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE TOWN OF ADDISON, TEXAS:

SECTION 1. That the Code of Ordinances of the Town of Addison be amended by changing Sec. 5-82. Adopted. To read as follows:

Sec. 5-82. Adopted.

(a) The rules and regulations of the National Fire Protection Association embodied in the National Electrical Code, 1996 Edition, are hereby adopted as the rules and regulations to govern and be observed and followed in all the construction, installation, repair, alteration, operation and maintenance of electrical wiring, apparatus and fixtures in the city.

(b) The National Electrical Code, 1996 Edition, (a copy of which authenticated by the signature of the mayor and city secretary, and made a public record by ordinance, is on file in the city secretary's office) is hereby adopted as the National Electric Code of the city as fully as if copied at length in this article, but with the changes therein and additions thereto provided in this article.

SECTION 2. That the Code of Ordinance of the Town of Addison be amended by adding a section numbered 5-88.1. to read as follows:

Sec. 5-88.1. Limitations of authority. The board of appeals shall have no authority relative to interpretation of the administrative provisions of this code nor shall the board be empowered to waive requirements of this code.

SECTION 3. That the Code of Ordinances of the Town of Addison

be amended by changing Sec. 5-89. Violations and penalties. To read as follows:

Sec. 5-89. Violations and penalties.

Any person, firm, or corporation violating any provision of this code shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined an amount not to exceed five hundred dollars (\$500.00) and each and every day that the prohibited condition remains shall constitute a separate offense.

SECTION 4. That the Code of Ordinances of the town of Addison be amended by changing the definition of ❖ Fire rated❖ in Sec. 5-92 to read as follows:

(12) Fire rated means those types of construction defined as Type I, IIFR, and II One-hour in the Uniform Building Code.

SECTION 5. That the Code of Ordinances of the Town of Addison be amended by changing Sec. 5-93 to read as follows:

Sec. 5-93. Permits.

(a) It shall be unlawful for any person to install, remove, alter repair, or replace or cause to be installed, removed, altered, repaired or replaced any electrical wiring or electrical equipment without first obtaining a permit to do such work. A separate permit is required for each building, structure, or pool.

(b) No permit is required for any of the following:

1. Replacement of lamps and fuses, the connection of portable electrical equipment to permanently installed receptacles, and replacement of air conditioning motors and compressors and similar equipment when there is no change to the permanent electrical wiring.
2. Installation, replacement, and repair of equipment for or by a public utility in the generation, transmission, sale, and use of electrical energy.
3. Work involved in the manufacturing, repair, or testing of electrical equipment or apparatus in the course of manufacture.

(c) Any person applying for a permit must do so using forms provided by the Town of Addison for that purpose. The building official may require plans, specifications, or drawings and such other information as may be deemed

necessary.

(d) There shall be no fee charged for combined permits. The fee for each permit shall be as set forth in Section 107.2 of the Building Code as adopted and revised in the Code of Ordinances of the Town of Addison, Texas.

(e) The issuance or granting of a permit or approval of plans and specifications shall not be construed to be a permit for, or an approval of, any violation of any of the provisions of this code or of any other ordinance of the jurisdiction. No permit presuming to give authority to violate or cancel the provisions of this code shall be valid.

(f) Every permit issued by the building official under the provisions of this code shall expire by limitation and become null and void if the building or work authorized by such permit is not commenced within one hundred eighty (180) days from the date of such permit, or if the electrical construction authorized by such permit is suspended or abandoned at any time after the work is commenced for a period of one hundred eighty (180) days.

(g) The building official may, in writing, suspend or revoke a permit issued under the provisions of this code whenever the permit is issued in error, or on the basis of incorrect information supplied, or in violation of any ordinance or regulation or any of the provisions of this code.

SECTION 6. That the Code of Ordinances of the Town of Addison be amended by changing Sec. 5-94(a) to read as follows:

Sec. 5-94. Inspections.

(a) All work for which a permit is required shall be subject to inspection by the building official. It shall be the responsibility of the person, firm, or corporation doing the work to request the appropriate inspection when the work to be inspected is completed and prior to continuing with additional work. The work shall be accessible and exposed for inspection. Neither the building official nor the Town of Addison shall be liable for expense entailed in the removal or replacement of any material required to allow inspection.

SECTION 7. The Code of Ordinances of the Town of Addison is amended by changing Sec. 5-96.01 to read as follows:

Sec. 5-96.01. Aluminum wiring.

Section 110.5 of the code is amended by adding the following:
❖ Aluminum conductors shall be number 8 or larger and shall not be used on branch circuits.❖

SECTION 8. That the Code of Ordinances of the Town of Addison be amended by changing Sec. 5-96.08 to read as follows:

Sec. 5-96-08. Nonmetallic-sheathed cable.

Section 336-5(a)(1) of the code is amended by changing the exceptions to read as follows:

Exception No. 1.: An additional level shall be permitted where the renovation of attic, vehicle parking, or storage space creates a habitable floor level in an existing one-family dwelling.

Exception No. 2: An additional level shall be permitted when the entire structure is protected throughout by an approved automatic sprinkler system.

SECTION 9. The Code of Ordinances of the Town of Addison is amended by deleting the following sections:

Sec. 5-96.02, Sec. 5-96.04, Sec. 5-96.06, Sec. 5-96.07, Sec. 5-96.09 and section 5-96.10.

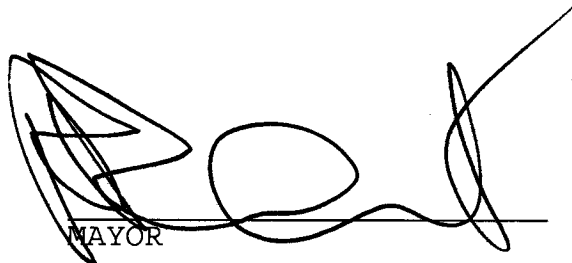
SECTION 10. All other ordinances and parts of ordinances in conflict with this ordinance shall be, and the same is hereby repealed, but the repeal of such ordinances or parts of ordinances shall not affect any right, property or claim which was or is vested in the Town of Addison, Texas, or any act done, or right accruing or accrued, or established, or any suit, action or proceeding had or commenced before the time when this ordinance shall take effect. Nor shall said repeals, amendments or changes effect any offense committed, or any penalty or forfeiture incurred, or any suit or prosecution pending at the time when this ordinance shall take effect under any of the ordinances or sections thereof so repealed.

SECTION 11. In the event that any section, paragraph, subdivision, clause, phrase, or provision of this ordinance or the National Electrical Code, 1996 Edition, or revisions thereof, adopted herein shall be adjudged invalid or held unconstitutional, the same shall not affect the validity of this ordinance or of the National Electrical Code, 1996 Edition, or revisions thereof as a whole or any part of provision other than the part so decided to be invalid or unconstitutional.

SECTION 12. Any person, firm or corporation violating any provision of this ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof, shall be fined an amount not to exceed five hundred dollars (\$500.00) and each and every day that the prohibited condition remains shall constitute a separate offense.

SECTION 13. That this ordinance shall become effective from and after its adoption.

DULY PASSED BY THE CITY COUNCIL OF THE TOWN OF ADDISON, TEXAS, this the 14th day of April, 1998.



MAYOR

ATTEST:



CITY SECRETARY

Published
5/8/98

