

TOWN OF ADDISON, TEXAS

ORDINANCE NO. 011-027

AN ORDINANCE OF THE TOWN OF ADDISON, TEXAS AMENDING CHAPTER 18, BUILDING AND BUILDING REGULATIONS, OF THE CODE OF ORDINANCES OF THE TOWN BY AMENDING VARIOUS PROVISIONS OF ARTICLE IV (ELECTRICAL CODE) THEREOF, INCLUDING: SECTIONS 18-163 (GENERAL DEFINITIONS), 16-166 (ELECTRICAL PROVISIONS AND STANDARDS), 18-221 (REQUIRED), 18-222 (REGISTRATION PROCEEDURE; LICENSE FEE; REQUIREMENTS); AND DELETING IN THEIR ENTIRETY FROM THE CODE OF ORDINANCES SECTIONS 18-223 (REQUIREMENTS FOR MASTER ELECTRICIANS), 18-224 (REQUIREMENTS FOR JOURNEYMAN ELECTRICIANS), 18-25 (REQUIREMENTS FOR MAINTENANCE ELECTRICIANS), 18-226 (REQUIREMENTS FOR SPECIALIST ELECTRICIANS), 18-227 (REQUIREMENTS FOR BUILDING MAINTENANCE OPERATORS), 18-228 (REQUIREMENTS FOR ELECTRICAL CONTRACTOR), 18-229 (REQUIREMENTS FOR LIGHTING MAINTENANCE CONTRACTORS), AND 18-230 (REQUIREMENTS FOR ELEVATOR CONTRACTORS); PROVIDING A SAVINGS CLAUSE; PROVIDING A PENALTY NOT TO EXCEED THE SUM OF FIVE HUNDRED DOLLARS (\$500.00) FOR EACH OFFENSE AND A SEPARATE OFFENSE SHALL BE DEEMED COMMITTED EACH DAY DURING OR ON WHICH A VIOLATION OCCURS OR CONTINUES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the amendments set forth in this Ordinance to Chapter 18 are pursuant to investigation and analysis by the City, and are with a view of and to further the purposes and objectives set forth in Section 18-31 of the Code, including to promote the health, safety, welfare, convenience and enjoyment of the public, including to protect the public welfare, and are to comply with applicable State law; and

WHEREAS, the adoption of this Ordinance and the amendments set forth herein are for and in the best interests of the health, safety and welfare of the City and its citizens.

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

Section 1. Incorporation of Recitals. The above and foregoing recitals and premises to this Ordinance are true and correct and are incorporated herein and made a part hereof for all

purposes.

Section 2. Amendment. The Code of Ordinances of the Town of Addison, Texas (the "City") is hereby amended by amending certain sections and provisions of Chapter 18, Building and Building Regulations, thereof as set forth in Exhibit A attached hereto and incorporated herein for all purposes, and all other chapters, articles, sections, subsections, sentences, phrases and words of the said Code of Ordinances are not amended hereby.

Section 3. Savings; Repealer. This Ordinance shall be cumulative of all other ordinances of the City and shall not repeal any of the provisions of those ordinances except in those instances where the provisions of those ordinances are in direct conflict with the provisions of this Ordinance. Provided, however, that the repeal of such ordinances or parts of such ordinances, and the amendments and changes made by this Ordinance, shall not affect any right, property or claim which was or is vested in the City, 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 affect 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, amended or changed; and to that extent and for that purpose the provisions of such ordinances or parts of such ordinances shall be deemed to remain and continue in full force and effect.

Section 4. Penalty. It shall be unlawful for any person, firm, corporation, or other business entity to violate any provision of this Ordinance, and any person, firm, corporation, or other business entity violating or failing to comply with any provision hereof shall be fined, upon conviction, in an amount of not more than Five Hundred and No/100 Dollars (\$500.00), and a separate offense shall be deemed committed each day during or on which a violation or failure occurs or continues.

Section 5. Severability. The provisions of this Ordinance are severable, and if any section or provision of this Ordinance or the application of any section or provision to any person, firm, corporation, entity, situation or circumstance is for any reason adjudged invalid or held unconstitutional by a court of competent jurisdiction, the same shall not affect the validity of any other section or provision of this Ordinance or the application of any other section or provision to any other person, firm, corporation, entity, situation or circumstance, and the City Council declares that it would have adopted the valid portions of this Ordinance adopted herein without the invalid or unconstitutional parts and to this end the provisions of this Ordinance adopted herein shall remain in full force and effect.

Section 6. Effective Date. This Ordinance shall become effective from and after its passage and approval and its publication as may be required by law (including, without limitation, the City Charter and the ordinances of the City).

PASSED AND APPROVED by the City Council of the Town of Addison, Texas this 22nd day of **March**, 2011.


Joe Chow, Mayor

ATTEST:

By: 
Lea Dunn, City Secretary

APPROVED AS TO FORM:

By: 
John Hill, City Attorney

EXHIBIT A

TO ORDINANCE NO. 011-027

Chapter 18, Building and Building Regulations, of the Code of Ordinances (the "Code") of the Town of Addison, Texas is hereby amended by amending various sections of the said Code as set forth below and as follows (additions are underlined; deletions are):

1. Section 18-163 of the Code is amended to read as follows:

Sec. 18-163. General Definitions.

The ICC Electrical Code is amended by adding the following definitions to Section 202:

Electrical Construction means work and material used in installing, maintaining, erecting, repairing or extending a system of electrical wiring, and all appurtenances, apparatus, or equipment used in that connection, inside or outside of, or attached to any building, structure, lot, or premises.

Electrical contractor means a person engaged in the business of installing or altering, by contract, electrical equipment. The term includes a person who subcontracts to do the work, but does not include bona fide employees employed by a contractor to do or supervise work.

Electrical sign contractor means a person engaged in the business of manufacturing, installing, or altering subcontracts to do the work, but does not include bona fide employees employed by a contractor to do or supervise work.

Electrician means a person engaged in the trade or business of electrical construction and who is qualified under the provisions of article IV of chapter 18 of the Addison Code.

Journeyman electrician means an individual licensed or registered to work under the general supervision of a master electrician and who possesses the necessary qualifications, training, and technical knowledge to perform, plan, layout, install, maintain, and extend electrical equipment, and supervise electrical construction and electrical sign work and who is capable of performing this work in accordance with plans

and specifications furnished to the individual and in accordance with applicable laws and ordinances governing the work.

Journeyman sign electrician means an individual licensed or registered to work under the general supervision of a master sign electrician, or master electrician who possesses the necessary qualifications, training, and technical knowledge to perform, plan, layout, install, and supervise electrical sign work, and who is capable of performing this work in accordance with plans and specifications furnished to the individual in accordance with applicable laws and ordinances of the governing work.

Maintenance electrician means a licensed or registered individual who possesses the necessary qualifications, training, and technical knowledge to repair, operate, and replace electrical equipment in a specific building or premises.

Master electrician means an individual who possesses the necessary qualifications, training, and technical knowledge to design, perform electrical construction, perform electrical work, plan, layout, and supervise the installation, maintenance, and extension of electrical equipment.

Master sign electrician means a licensed or registered individual who possesses the necessary qualifications, training, and technical knowledge to design and perform electrical sign work under all electrical sign classifications.

Residential wireman means a licensed or registered individual who works under the supervision of a master electrician and who possesses the necessary qualifications and training to plan, layout, or supervise construction specific to one and two-family dwellings, as defined by the International Residential Code, and multifamily dwellings not exceeding either three floors above grade or four floors above grade where the entire structure is protected throughout by an approved automatic sprinkler system.

Apprentice (a) electrical: a licensed or registered individual who is engaged in the process of learning and assisting in the installation of electrical work under the supervision of a licensed master electrician. (b) sign: a licensed or registered individual engaged in the process of learning and assisting in the performance of electrical sign work under the supervision of a licensed master sign electrician.

Fire rated means those types of construction defined as Type I, A & B, and II A in the International Building Code.

2. Section 18-166 of the Code is amended to read as follows:

Sec. 18-166 Electrical provisions and standards.

The ICCEC is amended by:

- (a) Changing "Chapter 13" in the first sentence of Section 102.6 to read "the International Building Code".
- (b) Deleting Chapter 12 Electrical Provisions and Chapter 13 Standards .

3. Section 18-221 of the Code is amended to read as follows:

Sec. 18-221. Required.

- (a) No person shall engage in the business of electrical construction or make any repairs, alterations, additions, or changes to an existing system of electrical wiring or equipment unless that person is licensed as a qualified electrician in one of the following classifications:

- (1) Electrical contractor.
- (2) Electrical sign contractor .
- (3) Master electrician.
- (4) Journeyman electrician.
- (5) Maintenance electrician.
- (6) Residential wireman .
- (7) Apprentice electrician .
- (8) Master sign electrician
- (9) Journeyman sign electrician.

(b) A person licensed in one of these classifications shall be permitted to perform the work of that classification as defined in article IV of Chapter 18 of the Addison Code.

(c) Any person who installs, repairs, or alters an electrical system shall be licensed by the State of Texas to perform such work.

4. Section 18-222 of the Code is amended to read as follows:

Sec. 18-222. Registration procedure;
license fee; requirements.

(a) In order to be licensed in one of the classifications of electrical contractor an applicant must be licensed by the State of Texas.

(b) The fee to be paid for both the initial electrical contractor license and renewals is as follows:

(1) Electrical contractor\$75.00

(2) Electrical sign contractor\$75.00

(c) A person shall not lend, rent, or transfer his license to any other person. Every holder of a license as a master, journeyman, maintenance, master sign, journeyman sign, apprentice electrician or residential wireman shall carry his registration card or license on his person at all times while doing electrical work and shall produce and exhibit it when requested by the building official.

(d) A contractor license shall expire at midnight one year from the date of its issuance and must be renewed annually upon application to the town and payment of the licensing fee shown above.

5. Section 18-223 of the Code is deleted in its entirety.

Section 18-223. Reserved.

6. Section 18-224 of the Code is deleted in its entirety.

Section 18-224. Reserved.

7. Section 18-225 of the Code is deleted in its entirety.

Section 18-225. Reserved.

8. Section 18-226 of the Code is deleted in its entirety.

Section 18-226. Reserved.

9. Section 18-227 of the Code is deleted in its entirety.

Section 18-227. Reserved.

10. Section 18-228 of the Code is deleted in its entirety.

Section 18-228. Reserved.

11. Section 18-229 of the Code is deleted in its entirety.

Section 18-229. Reserved.

12. Section 18-230 of the Code is deleted in its entirety.

Section 18-230. Reserved.