



STATE OF ARKANSAS
City of Brookland

ORDINANCE NO. 2009-2

AN ORDINANCE TO PROVIDE FOR THE ADOPTION BY REFERENCE OF THE NATIONAL ELECTRIC CODE STANDARD OF THE NATIONAL FIRE PROTECTION ASSOCIATION FOR ELECTRIC WIRING AND APPARATUS FOR THE CITY OF BROOKLAND, ARKANSAS, FOR CREATING THE OFFICE OF ELECTRICAL INSPECTOR, AND REGULATING THE INSTALLATION OF ELECTRIC WIRING AND APPARATUS AND FOR OTHER PURPOSES.

Be it ordained by the City Council of the City of Brookland, Arkansas.

Section 1. ADOPTION OF ELECTRIC CODE.

There is hereby adopted for the City of Brookland, Arkansas, for the purpose of establishing rules and regulations for the construction, alteration, removal and maintenance of electric wiring and apparatus, including permits and penalties, that certain electric code known as the National Electric Code of the National Fire Protection Association, being particularly the 2008 edition thereof and the whole thereof, save and except such portions as are hereinafter deleted, modified or amended, of which not less than three (3) copies have been and now are filed in the office of the City Clerk of the City of Brookland, Arkansas, and the same are hereby adopted and incorporated as fully as if set out at length herein, and from the date on which this ordinance shall take effect, the provisions thereof shall be controlling in the construction, alteration, maintenance or removal of all electric wiring and apparatus within the corporate limits of the City of Brookland, Arkansas.

Section 2. ESTABLISHMENT OF OFFICE OF ELECTRICAL INSPECTOR.

There is hereby created the office of Electrical Inspector who shall be appointed by the Mayor. The Electrical Inspector shall be of good moral character, shall be versed in the approved methods of electrical construction for safety of life and property and the National Electrical Code.

Section 3. DUTIES:

The Electrical Inspector, who for the purpose of this ordinance shall be known as the City Electrician, and hereinafter referred to as such shall have the duty and is hereby authorized, empowered, and directed to regulate and determine the placing of electric wires or other appliances for electric lights, heat or power in the City of Brookland, Arkansas, and to cause all such wires, appliances, or apparatus to be placed, constructed and guarded as not to cause fires or accidents, endangering life or property, and to be constructed as to keep to a minimum the loss or waste of electric current.

It shall be the duty of the City Electrician to enforce all provisions of this ordinance, and he is hereby granted the authority to enter all buildings in the City of Brookland, Arkansas, in the performance of his duties at any reasonable hour.

It shall be the duty of the City Electrician to inspect and/or test all electrical work and equipment or apparatus for compliance with the Code whenever electric wiring, appliances or apparatus shall be defective or hazardous thorough improper manufacture of improper or insufficient insulation of for any

other reason, he shall at once cause the removal of such defect or defects, at the expense of the owners of such wiring, appliance or apparatus.

Section 4. PERMITS:

No installation, alteration or removal shall be made in/or of the wiring of any building or structure for light, heat or power or to increase the load of energy carried by such wires or equipment, nor shall any building or structure be wired for electric lights, appliances, motors, apparatus or heating devices nor alterations made thereto without a written permit therefore being first obtained from the city license issuing clerk by the person, firm or corporation having direct charge of such installation.

Section 5. INSPECTION.

Upon the completion of the wiring, installation or alteration of any building or structure for light, heat, power, appliance or apparatus, it shall be the duty of the person, firm or corporation having direct charge of such to notify the City Electrician who shall, as early as possible, inspect such wiring, installation, appliance and apparatus and if installed, altered and constructed in compliance with the permit and in accordance with the requirements of this ordinance, he shall execute a certificate of satisfactory inspection, which shall contain the date of such inspection and the result of his examination, but no such certificate shall be issued unless such electric wiring, motors, heating devices, appliances and apparatus be in strict no such certificate shall be issued unless such electric wiring, motors, heating devices, appliances and apparatus be in strict accord with the rules and requirements and the spirit of this ordinance, nor shall current be turned on such installation, equipment, appliance, motors, heating device and apparatus until said certificate be issued. The amount of fee or charge to be made for such inspections and certificate to be fixed and determined by the City Council.

Section 6. STANDARDS:

All electrical construction, all materials, appliances, motors, heating devices and apparatus used in connection with electrical work and the operation of all electrical apparatus within the City of Brookland, Arkansas, shall conform to the rules and requirements of the National Electrical Code current when work is performed or equipment and apparatus installed, however, the necessity, good service and said results often require larger sizes of wire, more branch circuits, and better types of equipment than the minimum which is specified in the National Electric Code. Therefore, the City Electrician supervising the enforcement of this code will have the responsibility and authority for making interpretations of the rules, for deciding upon the approval of equipment, materials, construction and for granting the special permission contemplated in a number of the rules and the City Electrician, where necessary, shall follow the code procedure for securing official interpretations of the code.

Section 7. FAILURE TO COMPLY.

Any person, firm or corporation who shall fail to correct any defect or defects in his or her work or to meet the required standards after having been given notice of the unfit condition by the City Electrician, within a reasonable time, shall be refused any other permit until such defect or defects have been corrected and shall be subject to revocation of license for continual defective work or either upon conviction for violation of the provision of this ordinance.

Upon failure to comply with this ordinance, the City Electrician shall have authority, after due notice, to cut out electric current in the locality concerned.

Section 8. PENALTIES.

Any person, firm or corporation found guilty of violating any of the provisions of this ordinance shall be subject to a fine of not less than fifty dollars (\$50.00) nor more than two hundred fifty dollars (\$250.00) together with the costs of such prosecution, or by imprisonment. Each day during which violation continues shall be a separate offense.

Section 9. INDIVIDUAL.

Any individual desiring to perform his own electrical work personally shall not be required to make the required bond or to obtain the required license, but shall be required to obtain the regular permit for that particular job. Such work done by an individual must be done by him personally on his own particular job and not be a way of performing a service to the public generally.

Section 10. CONFLICTING ORDINANCE REPEALED.

All ordinances or parts of ordinances conflicting with any of the provisions of this ordinance are hereby repealed.

Section 11. SAVING CLAUSE.

Nothing in this ordinance or the code hereby adopted shall be construed to affect any suit or proceeding now pending in any court, or any rights acquired, or liability incurred, nor any cause or causes of action accrued or existing, under any act or ordinance repealed hereby. Nor shall any right or remedy of any character be lost, impaired or affected by this ordinance.

Section 12. SEVERABILITY.

The invalidity of any section of provision of this ordinance or of the code hereby adopted shall not invalidate other sections or provisions thereof.

Section 13. EMERGENCY CLAUSE.

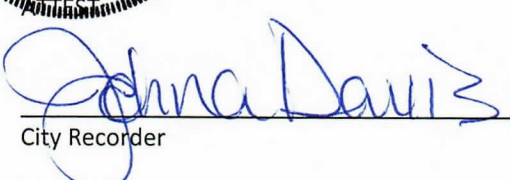
Whereas it is of the utmost urgency that the City of Brookland, Arkansas, have an up-to-date Electrical Code to protect the property and lives of the citizens of our city, therefore an Emergency is hereby declared to exist and this ordinance being necessary for the immediate protection of the public peace, health and safety shall take effect immediately.

PASSED and ADOPTED this 16th day of April, 2009



Signed: _____

Mayor


City Recorder