

## **Chapter 6 - Buildings and Building Regulations**

### **ARTICLE I. - IN GENERAL**

#### ***Sec. 6-1. - Fire limits declared.***

The primary limits that shall be governed by this ordinance: The incorporated boundaries of the City of Pine Forest.

#### ***Secs. 6-2—6-30. - Reserved.***

### **ARTICLE II. - STANDARD CODES BOARD OF ADJUSTMENTS AND APPEALS**

#### ***Sec. 6-31. – Appointed.***

The city council is established as the standard codes board of adjustments and appeals for the final interpretation of provisions of such codes.

#### ***Sec. 6-32. - Term of office.***

Members shall serve during such time that they hold the office of mayor or serve on the city council.

#### ***Sec. 6-33. - Quorum.***

Three (3) members of the board shall constitute a quorum. In varying the application of any provisions of this Code or in modifying an order of the building official, affirmative votes of the majority present, but not less than three (3) affirmative votes, shall be required. A board member shall not act in a case in which he has a personal interest. Members may include those who are not residents living within the incorporated boundaries of the City.

#### ***Sec. 6-34. - Records.***

The city administrator or appointed building official shall be an ex officio member of the board, may appoint a secretary, which shall make detailed records of all proceedings. The record shall set forth reasons for the board's decisions, the vote of each member participating, the absence of a member and any failure of a member to vote.

#### ***Sec. 6-35. - Procedures.***

The board shall establish rules and regulations for its own procedure not inconsistent with the provisions of this Code. The board shall meet as determined by the mayor, who shall serve as chairman, or in any event, the board shall meet within ten (10) days after a notice of appeal has been received.

#### ***Secs. 6-36—6-45. - Reserved.***

### **ARTICLE III. - INTERNATIONAL BUILDING CODE**

#### ***Sec. 6-46. - Codes adopted.***

Certain documents, copies of which are on file in the City Hall of the City of Pine Forest, being marked and designated as:

- Section 6-46 International Building Code, 2018 edition
- Section 6-96 International Residential Code, 2018 edition
- Section 6-116 International Mechanical Code, 2018 edition
- Section 6-136 International Swimming Pool and Spa Code, 2018 edition
- Section 6-156 International Property Maintenance Code, 2018 edition
- Section 6-176 International Plumbing Code, 2018 edition
- Section 6-200 International Electrical Code, 2018 edition
- Section 8-2 International Fire Code, 2018 edition
- Section 23-1 International Zoning Code, 2018 edition (to be included later)

as published by the International Code Council, be and is hereby adopted as the Code of the City of Pine Forest, in the State of Texas for regulating and governing the conditions and maintenance of all property, buildings and structures; by providing the standards for supplied utilities and facilities and other physical things and conditions essential to ensure that structures are safe, sanitary and fit for occupation and use; and the condemnation of buildings and structures unfit for human occupancy and use and the demolition of such structures as herein provided; providing for the issuance of permits and collection of fees therefor; and each and all of the regulations, provisions, penalties, conditions and terms of said Code on file in the office of the City of Pine Forest are hereby referred to, adopted, and made a part hereof, as if fully set out in this section, with the additions, insertions, deletions and changes, if any, prescribed in section 6-47.

**Sec. 6-47. - Amendments to building code.**

Certain sections of the building code adopted in section 6-46 are hereby required to be revised within each code as relating to the City of Pine Forest.

**Sec. 6-48. - Permit fees.**

The schedule of fees for building permits shall be:

Construction cost	Fee
\$ 300.00 or less .....	No fee
301.00—2,000.00 .....	\$15.00
2,001.00 and up .....	\$20.00
plus \$1.50 per \$1,000 for all over \$2,000 in construction cost.	

**Sec. 6-49. - Permit denied if streets not accepted.**

No permit shall be issued for construction within the city limits in a subdivision where streets have not been accepted by the city and where streets do not meet the standards set in the city street regulation ordinance, unless the person applying for such permit shall deposit in an escrow account maintained by the city a sum, the amount of which is to be determined by the city planning, for the purpose of bringing the streets in the subdivision up to the city standards.

**Sec. 6-50. - Enforcement.**

Within the code adopted by this article when reference is made to the duties of certain officials, that designated official of the city who has duties corresponding to those of the named official in the code shall be deemed to be the responsible official insofar as enforcing the provisions of the code are concerned.

**Secs. 6-51—6-75. - Reserved.**

**ARTICLE IV. – RESERVED**

**Secs. 6-76—6-95. - Reserved.**

**ARTICLE V. - INTERNATIONAL RESIDENTIAL CODE**

**Sec. 6-96. - Adopted.**

There is hereby adopted by reference as though it was copied fully in this section, the International Residential Code, 2018 Edition, published by the International Code Council.

**Sec. 6-97. - Reserved.**

**Sec. 6-98. - Enforcement.**

Within the code adopted by this article when reference is made to the duties of certain officials, that designated official of the city who has duties corresponding to those of the named official in the code shall be deemed to be the responsible official insofar as enforcing the provisions of the code are concerned.

**Secs. 6-99—6-115. - Reserved.**

**ARTICLE VI. - INTERNATIONAL MECHANICAL CODE**

**Sec. 6-116. - Adopted.**

There is hereby adopted by reference as though it was copied fully in this section, the International Mechanical Code, 2018 Edition, published by the International Code Council.

**Sec. 6-117. - Reserved.**

**Sec. 6-118. - Enforcement.**

Within the code adopted by this article when reference is made to the duties of certain officials, that designated official of the city who has duties corresponding to those of the named

official in the code shall be deemed to be the responsible official insofar as enforcing the provisions of the code are concerned.

**Sec. 6-119. - Permit rates.**

The rates shall be set as follows: Fifteen dollars (\$15.00) for each permit as a plan review fee, it does not include inspection and Seventy dollars (\$75.00) for each inspection required.

**Secs. 6-120—6-135. - Reserved.**

## **ARTICLE VII. - STANDARD SWIMMING POOL CODE**

**Sec. 6-136. - Adopted.**

There is hereby adopted by reference as though it was copied fully in this section, the Standard Swimming Pool Code, 2018 Edition, published by the International Code Council.

**Sec. 6-137. - Reserved.**

**Sec. 6-138. - Enforcement.**

Within the code adopted by this article when reference is made to the duties of certain officials, that designated official of the city who has duties corresponding to those of the named official in the code shall be deemed to be the responsible official insofar as enforcing the provisions of the code are concerned.

**Secs. 6-139—6-155. - Reserved.**

## **ARTICLE VIII. - INTERNATIONAL PROPERTY MAINTENANCE CODE**

**Sec. 6-156. - Adopted.**

There is hereby adopted by reference as though it was copied fully in this section, the International Property Maintenance Code, 2018 Edition, published by the International Code Council.

**Sec. 6-157. - Reserved.**

**Sec. 6-158. - Enforcement.**

Within the code adopted by this article when reference is made to the duties of certain officials, that designated official of the city who has duties corresponding to those of the named official in the code shall be deemed to be the responsible official insofar as enforcing the provisions of the code are concerned.

**Secs. 6-159—6-175. - Reserved.**

## **ARTICLE IX. - INTERNATIONAL PLUMBING CODE**

**Sec. 6-176. - Adopted.**

There is hereby adopted by reference as though it was copied fully in this section, the International Plumbing Code, 2018 Edition, published by the International Code Council.

**Sec. 6-177. - Amendments.****Sec. 6-178. - Exceptions to amendments.**

The amendments to the plumbing code shall not apply to hospitals, laboratories, and any other application where health and safety are dependent upon particular water flow rates. The building official shall determine whether an application requires exception from these standards.

**Sec. 6-179. - Permit fee.**

Plumbing permit fees shall be computed using the fee schedules established in the Standard Plumbing Code except however, when a plumbing permit is required in conjunction with a building permit to construct or reconstruct a building the minimum permit fee shall be fifteen dollars (\$15.00) does not include inspection and Seventy-five dollars (\$75.00) for each inspection.

**Sec. 6-180. - Reserved.****Sec. 6-181. - Enforcement.**

Within the code adopted by this article when reference is made to the duties of certain officials, that designated official of the city who has duties corresponding to those of the named official in the code shall be deemed to be the responsible official insofar as enforcing the provisions of the code are concerned.

**Sec. 6-182. - Penalty.**

Any person violating any of the provisions of this article shall be deemed guilty of a misdemeanor and upon conviction thereof, shall be subject to a fine as prescribed in section 1-5 of this Code.

**Secs. 6-183—6-199. - Reserved.****ARTICLE X. - ELECTRICAL CODE****DIVISION 1. – GENERALLY****Sec. 6-200. - Electrical code adopted.**

The following code is hereby adopted by reference as though it was copied herein fully: International Electrical Code—2018 Edition.

**Sec. 6-201. - Definitions.**

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

*Control electrician* means one who engages in or works at the installation, maintenance or repair of electrical controls of not over forty-eight (48) volts, AC or DC.

*Electrician's apprentice* means any person other than a master electrician or journeyman electrician who, as his principal occupation, is engaged in learning and assisting in the installation

of electrical work under the personal, constant supervision of a master electrician or journeyman electrician.

*Electrical work* means any work related to or involving the furnishing of labor, equipment, appliances or materials or the performance of any operation in connection with electrical installations. It includes, but is not limited to, the following:

- (1) Power and lighting systems, secondary services, distribution panels, lighting panels, conduits, junction boxes, pull boxes, outlets, feeders, sub-feeders, wiring devices, service fittings, lighting fixtures, lamps, etc.
- (2) All power and control wiring and any other electrical installations incidental to any equipment furnished by any other contractors, owners or their agents.

*Installation* means any electrical work of any nature performed on, in or near any premises.

*Journeyman electrician* means any person other than a master electrician who engages in or works at the actual installation, alteration, repair and renovation of electrical work and who has successfully fulfilled the examinations and requirements of this article.

*Legal entity* shall be synonymous with "person."

*Maintenance electrician* means one who is employed by a person to maintain and repair existing electrical installation in a particular building and who does not otherwise engage himself as either a master or journeyman electrician.

*Master electrician* means an electrician having a regular place of business who, by himself or through a person in his employ, performs electrical work, and who has successfully fulfilled the examination and requirement as set out in this article.

**Sec. 6-202. - Applicability.**

The provisions of this article shall not apply under the following circumstances:

- (1) Fire and police signal installations, installed and maintained by the city electrician.
- (2) Electric light, heat and power companies, and telephone and telegraph companies, operating under a state charter and state laws, or a franchise from the city, in the operation, installation, maintenance, removal, repair or replacement of equipment and facilities, of any kind or character, which are necessary to, or a part of, their producing, operating, distribution or transmitting system.
- (3) Manufacturers of electrical equipment carrying on reasonable electrical experiments with materials and products within the confines of their own premises; provided, that the electrical inspector may, when he deems it necessary for the general welfare, inspect such premises and all installations therein, and that the electrical inspector may require the manufacturer to make whatever changes he believes necessary for the protection of public life and property.
- (4) All installations for the illumination of public grounds, ways, alleys or parks. Those installations for the illumination of other exterior areas which also are owned and maintained by an electric light, heat and power company operating under a franchise

from the city; have been installed by, or for, such company; are placed upon easements of such company; and have all lights installed upon poles, with no more than four (4) lights on any one (1) pole, and poles no closer together than fifty (50) feet on any one (1) tract of land.

- (5) Any bona fide homeowner personally installing electrical conductors or equipment within his own home; provided, that the owner shall file with the electrical inspector approved plans and specifications, shall satisfy the electrical inspector as to his ability to install electrical wiring, shall apply for and secure a permit, shall pay the required fees, shall do work in accordance with this article, and shall apply for an inspection, and receive a certificate of approval.
- a. Personal installation by an owner under this subsection shall be by himself, for himself, on his homestead premises, without compensation, and no person shall be employed to assist him in any way on such work.
  - b. No homeowner shall be issued a permit under the provisions of this subsection more frequently than once each two (2) calendar years except for additions or repairs.

***Secs. 6-203—6-215. - Reserved.***

**DIVISION 2. – STANDARDS**

***Sec. 6-216. - Compliance.***

All electrical installations installed in the city shall be done in accordance with the 2018 Edition of the International Electrical Code as promulgated by the National Fire Protection Association, together with the standards of the National Electrical Manufacturers Association and the American Standards Association, and except as hereinafter provided.

***Sec. 6-217. - Additional wiring criteria.***

In addition to the requirements of section 6-216, all wiring shall be as follows:

- (1) Any new building being built, and any old building being remodeled that is to be used for any type of commercial purposes shall have all wiring in or on the building enclosed in rigid metal conduit, electrical metallic tubing or approved PVC conduit.
- (2) Any structure containing three (3) or more living units shall be wired in rigid metal conduit, electrical metallic tubing or approved PVC conduit.
- (3) All cold vaults used for any purposes of cooling shall be wired in rigid metal or approved PVC conduit, vapor-proof lighting fixtures, waterproof fittings and weatherproof devices.
- (4) Armored cable wiring, open wiring on insulators, and concealed knob and tube wiring methods, shall not be used.
- (5) All outside wiring using surface mounted fixtures, fittings and devices, shall be of an approved wiring method.
- (6) No grounding conductor run separately shall be smaller than No. 14 A.W.G.

- (7) All buildings in the fire zone of the city shall be wired in metal conduit.
- (8) All wiring in or under a concrete slab or permanent paving shall be rigid steel conduit or rigid, heavy-wall PVC conduit as approved by the National Electrical Code and tested by the Underwriters' Laboratories for such usage. Electrical metallic tubing shall be used only in the above-ground wiring.
- (9) Conductors for branch or feeder circuits shall not be smaller than No. 12 A.W.G. except that the last two (2) openings on a branch circuit and switch legs for single lights may be run in No. 14 wire; provided, that such circuits are protected by fuses or circuit breakers no larger than fifteen (15) amperes.
- (10) Service masts shall be made up of a minimum size or two-inch trade sized rigid steel electrical conduit; provided further, that underground services shall have a disconnecting switch on the pole at the outer end of the service if the service extends twenty (20) feet or more underground and is rated at four hundred (400) amperes or smaller.
- (11) The use of aluminum wire is prohibited in the city except aluminum wire may be used for main service and sub-feeders, size 1/0 and larger; aerial conductors, (triplex), size 6 or larger.

**Sec. 6-218. - Minimum wiring, residential rehabilitation.**

- (a) The following standards shall apply to repairs and rehabilitation of the electrical systems of owner-occupied residences:
  - (1) *Services.*
    - a. All exterior service equipment shall be of weatherproof materials, fittings, and devices.
    - b. Latest approved service mast heights and points of attachment to structures shall be maintained.
    - c. Services shall be of a capacity large enough to carry anticipated load. No service conductor shall be smaller than No. 2 A.W.G.
  - (2) *Circuits.*
    - a. Wiring methods not presently approved by the city electrical code, may remain if in safe condition and not disturbed in any manner other than reconnection to an electrical panel; provided also that these systems were legal at the time of original installation.
    - b. Receptacles shall be sufficient in numbers to serve the desired space in a practical manner.
    - c. These code requirements shall not be necessary:
      - 1. Exterior plugs for residences;
      - 2. Plugs for residences;



3. GFCI circuit breakers.

(3) *Permits.* Permits shall be required in accordance with applicable sections of this article.

(b) For all buildings moved into, or relocated, within the city, total compliance with the International Electrical Code and this article shall be required. The same requirements apply to residences being rehabilitated for sale or for use as rental property.

**Sec. 6-219. - Additional circuit criteria.**

(a) The small appliance circuits as called for in the National Electrical Code shall contain no more than four (4) outlets per circuit; provided further, that the circuit conductors shall not be smaller than No. 12 A.W.G.

(b) Circuits in a commercial building shall be as outlined: each outlet for lights shall be considered as three hundred (300) watts, each one-hundred-ten-volt receptacle as two hundred (200) watts. Using the above as a guide, there shall be not more than sixteen hundred (1600) watts on any one (1) circuit. The same shall apply for motors and signs.

(c) Lighting circuits for residential wiring shall contain no more than six (6) outlets per circuit.

(d) Washing machines, central heating units and bathroom wall and ceiling heating units shall each be on a separate circuit. Evaporative air conditioners may be placed on heaters circuits.

(e) All secondary underground wiring in conduit or cable shall be buried eighteen (18) inches deep, measured from finish grade. All primary wiring shall be thirty-six (36) inches deep.

(f) Requirements for receptacles in bedrooms or other rooms for patient care in nursing and rest homes shall be one (1) receptacle for each bed and one (1) general purpose receptacle conveniently located for other purposes.

(g) Nonmetallic outlet boxes for use with nonmetallic cable must have cable clamps or be stapled within twelve (12) inches of the box. Staples must be used with nonmetallic cable wiring.

(h) The electrical inspector shall determine the suitability of materials and shall approve or disapprove their usage. When disapproved, the electrical contractor or responsible party must furnish proof of the Underwriters' Laboratories approval.

(i) Minimum standards for residential hot house wiring shall be:

(1) The type of conductors shall be UF, sunlight resistant.

(2) Light fixtures shall be switched by wall switches with no pull chain switches allowed.

(3) All other wiring shall be by applicable sections of the National Electrical Code.

(j) Service mast requirements shall be:

(1) The riser shall be minimum of two-inch rigid steel conduit.

(2) No minimum height is set, but there shall be a suitable distance to form a drip loop reasonably clear of the roof.

(k) Circuits servicing electrical water heaters on two hundred thirty (230) volts shall be no smaller than No. 10 A.W.G. conductors.

**Sec. 6-220. - Additional miscellaneous guidelines.**

- (a) Pull chain switches shall not be installed over sinks or lavatories regardless of the wiring method used.
- (b) There shall be no concealed seal fittings or grounding connections and there shall be no splices or joints made in conduit fittings.
- (c) If a range or dryer circuit is installed and there is an existing appliance circuit, the existing circuit shall be made to conform to this article before an inspection will be made.
- (d) All major appliances, either fixed, stationary or portable, shall be installed with an attachment plug and receptacle for disconnecting purposes or disconnect switch.
- (e) Any move, change or alteration of service equipment shall be made to conform to the electrical article if possible to do so without altering the structure of the building.
- (f) Service conductors from the meter to the service switch or panel shall be of the same carrying capacity as the buss bars in the switch or panel being used. Also, no buss bars will be backfed through circuit breakers.
- (g) Metering equipment and service entrances will be located on the building at the most reasonable point of attachment in line with the utility company's distribution facilities and in accordance with the National Electrical Code. These installations will be located on the rear of the building if electrical service is available there. They shall be securely anchored and be of good quality workmanship. If there is sufficient cause for the service not to be so located, the electrical inspector may allow a variance from this requirement.
- (h) Scuttle holes shall be located, and all recessed panels, fixtures or heater cans and other outlet boxes shall be in place for the rough inspection unless otherwise excepted by the electrical inspector.
- (i) All buildings moved into the city from outside the city limits shall be inspected and if not properly wired, they shall be rewired to conform with the provisions of this article.
- (j) If the wiring of a building is covered in any manner before the rough inspection is made, the wiring shall be uncovered, or tests shall be made to ensure the proper functioning of the circuits.
- (k) All plans for commercial and industrial construction, educational and institutional facilities and for apartment buildings shall show the following as minimum requirements.
  - (1) Floor plan locating all electrical outlets, lighting fixtures and panel locations;
  - (2) Lighting fixture schedule showing type, location and wattage;

- (3) Single line riser diagram showing conduit and wire size, beginning at the service entrance and continuing through main and distribution panels. Fuse or breaker size shall be shown.
- (4) A notation shall be placed on the riser diagram showing the planned total electrical load in amperage to be provided for. Plans which are not certified by a professional engineer shall be signed by a licensed master electrician.
- (l) All panels and switches shall be properly labeled and indexed for circuit and equipment control identification.
- (m) Standards for the wiring of gasoline pumps and dispensers on new construction or remodeling are to be:
- (1) The cavity beneath the pump shall be approximately one (1) inch smaller than the inside diameter of the base of the pump.
  - (2) The conduit shall extend up far enough in height so that the end of the conduit shall be even with the top of the pump island.
- (n) All wiring in enlargement of space or additions to buildings shall consist of entirely new circuits.
- (o) The use of nonmetallic sheathed cable for the wiring in concrete or any other type of tile walls in residential construction is not permitted unless enclosed in approved conduit.
- (p) All electric space heating equipment will be Underwriters' Laboratory approved and wired according to article 424 of the National Electrical Code. All wiring for such appliances will be left open for the electrical inspection.
- (q) All wiring for commercial cooking equipment shall conform to article 422 of the National Electrical Code with certain restrictions. Vent hoods over cooking equipment are interpreted as being plenum changers and the restrictions are:
- (1) All boxes are to be approved cast metal with threaded hubs.
  - (2) All conductors are of asbestos insulation or equivalent.
  - (3) Raceways shall be rigid metal conduit.
  - (4) All devices are to be faced outside the hood.
  - (5) All the lighting fixtures are to be of the vapor-proof type.

**Sec. 6-221. - Exceptions.**

No person shall be allowed to change or deviate from the provisions of this article without the approval of the electrical board.

**Sec. 6-222. - Master electrician required.**

All wiring in the city shall be done under the supervision of a master electrician except as otherwise provided.

**Sec. 6-223. - Licensed electricians required.**

An electrical contractor shall not accept a person for employment unless the person is the holder of a valid city electrical license or certificate of qualification.

**Sec. 6-224. - No pre-inspection connection.**

No master, journeyman or maintenance electrician shall make any connection between the point of service and the work to be served until the electrical inspector has inspected and approved his work.

**Secs. 6-225—6-235. - Reserved.**

**DIVISION 3. - ADMINISTRATION AND ENFORCEMENT**

**Sec. 6-236. - Electrical inspector—Appointment, term; assistants.**

The electrical inspector shall be appointed by the city administrator. His appointment shall continue during good behavior and satisfactory service. Assistant inspectors may be appointed whenever occasion demands.

**Sec. 6-237. - Same—Qualifications.**

The electrical inspector shall be a competent person of good moral character; he shall have adequate knowledge of current and approved methods and practices relating to electrical installation.

**Sec. 6-238. - Same—Powers, duties.**

The electrical inspector shall have the following powers and duties:

- (1) The inspection and testing of electrical installations and systems in all buildings and structures when he has reason to believe they are unsafe, improper or do not comply with applicable ordinances.
- (2) The inspection of all installations, alterations and repair of electrical work as set out in this article.
- (3) The right to enter any building or premises at all reasonable hours for the purpose of making any tests or inspections of the electrical wiring and appliances therein contained as may be necessary for the performance of his duties.
- (4) To keep or cause to be kept a record of permits and inspections required under this article, a record and preservation of all other instruments required under this article and a record of all condemnations of electrical installations.

**Sec. 6-239. Provided identification.**

The electrical inspector and his assistants shall, when in the performance of their duties, wear an identification card to be furnished by the city.

**Sec. 6-240. Conflict of interest prohibited.**

The electrical inspector shall not engage in the occupation of electrical wiring, nor have any financial or other interest in any electrical shop doing electrical wiring within the jurisdiction of the electrical inspection department.

**Sec. 6-241. - Unsafe installation.**

- (a) Upon determining that unsafe, improper or unlawful installations or work exist, the electrical inspector shall notify the owner of such premises or his agent and the electrician performing the work on such premises, in writing, specifying the exact deficiency existing, the time allowed for commencement of such corrective action and the time allowed for completion of such corrective action.
- (b) Action correcting the specified deficiency must be begun within five (5) days from date of the deficiency notice unless the electrical inspector prescribed a longer or shorter period. If the deficiency is not corrected within the prescribed period, no further inspections by the electrical inspector shall be conducted on the premises where the deficiency exists, and the electrical inspector shall order the electricity supply to such premises to be discontinued.

**Sec. 6-242. - Same—Work to stop.**

- (a) The electrical inspector shall stop the installation, alteration or repair of any electrical work whenever in the inspector's opinion the work is being done in a reckless, careless or unsafe manner which violates the provisions of this article. He shall stop the use of materials, maintenance or operations which violate the provisions of this article.
- (b) Upon determining that particular work should stop, the electrical inspector shall post notice to that effect on the premises and thereafter no person shall proceed with the installation until the inspector has cancelled the stop work notice.

**Secs. 6-243—6-255. - Reserved.****DIVISION 4. - PERMITS AND INSPECTIONS****Sec. 6-256. - Permit—Required.**

No person shall begin any electrical installation or begin any work of installing, erecting or altering material, wiring fixtures or any other apparatus to be used for the generation, transmission or utilization of electricity for light, heat or power in or on any building or premises in the city without first securing a permit.

**Sec. 6-257. - Application.**

Homeowners and holders of certificates of qualification shall make application for a permit required by this article to the city office.

**Sec. 6-258. - Issuance.**

After payment of the required inspection fees, the city office shall issue the applicant a permit under this article for the proposed work.

**Sec. 6-259. - Term.**

If a building has not received and passed a final inspection within sixty (60) days after completion of the building, the permit shall expire, and may be renewed only after a fee amounting to the sum of the original permit fee has been paid; provided, however, the permit

may be extended a reasonable length of time without charge if application for extension has been made to the office of the electrical inspector before the expiration of the permit.

**Sec. 6-260. - Temporary service.**

Permits for temporary service shall be issued in the electrical contractor's name only and shall be limited to ninety (90) days. Temporary services may be renewed for single periods of thirty (30) days. Ground fault circuit interrupters are not required on temporary services.

**Sec. 6-261. - Inspection fee.**

A minimum inspection fee of Seventy-Five dollars (\$75.00) for each permit, and fifty dollars (\$50.00) for each additional inspection, shall be paid by the applicant to the city water office upon application for a permit.

**Sec. 6-262. - Notice of readiness for inspection.**

Permit holders and others whose installations are ready for inspection shall allow the office of the electrical inspector twenty-four (24) hours, Sundays and holidays excluded, before proceeding with the installation.

**Sec. 6-263. - Suspension, revocation of certificate.**

- (a) Any person holding any license or certificate of qualification under this article who violates any provision herein shall be subject to having his license or certificate of qualification suspended or revoked by the electrical inspector or his authorized representative in the manner provided.
- (b) Upon receiving notice or evidence that a person licensed under this article has violated some provision of it, the electrical inspector or his authorized representative shall investigate such violation. After investigating such alleged violation, the electrical inspector or his authorized representative shall make a decision as to what action is to be taken against the alleged violator. Such decision may be to take no action, suspend, forfeit or revoke the license of such person. The decision of the electrical inspector or authorized representative shall be written, and a copy of the decision shall be sent to the alleged violator. The decision shall contain the evidence, findings and the imposition of such penalties as allowed by this article.
- (c) When the suspension or revocation of a license as provided by this section results from violation of section 6-241 or 6-242 the suspension or revocation shall not prevent or prohibit such person from correcting the deficiencies from which the suspension or revocation resulted. If the required corrections are made after the imposition of the suspension or revocation of the license of such person, then upon presentation to the electrical inspector or authorized representative that the corrections have been made, the electrical inspector or his authorized representative shall withdraw the order suspending or revoking the license from such person.
- (d) A suspension of a license shall not be for a period exceeding eleven (11) months. When the suspension period termination date is in the calendar year following the calendar year in which the suspension became effective, then at such time that the suspension ends, such person may renew his license as if the suspension had not occurred.

**Sec. 6-264. - Appeals—Generally.**

Any person dissatisfied with any ruling, order or decision of the electrical inspector or authorized representative or other officer in the enforcement of this article may appeal to the board of electrical examiners. The person desiring to appeal shall file in the office of the electrical inspector within fifteen (15) days of any ruling, order or decision appealed from, a written appeal which shall include a brief statement of the reasons therefor and a detailed statement of facts supporting the appeal. Upon the expiration of the fifteen-day period, without a written appeal being filed with the electrical inspector as provided, the order, ruling or decision by the electrical or authorized representative or any other officer in the enforcement of this article shall become final.

**Sec. 6-265. - Electrician's certificate.**

- (a) Any person dissatisfied with the denial of an electrician's certificate by the board of electrical examiners may appeal to the city council. The person desiring to so appeal shall file with the city secretary within fifteen (15) days of the denial of his electrician's certificate a written appeal which shall include a brief statement of facts supporting the appeal. Upon the expiration of the fifteen-day period without a written appeal being filed with the city secretary as provided, the denial shall become final.
- (b) Any person dissatisfied with the denial of an electrician's certificate by the city council may appeal to any district court which shall determine whether or not the decision of the city council was supported by substantial evidence. This appeal shall not stay the effect of the decision appealed from unless the court to which the appeal is taken shall so order. Upon expiration of the fifteen-day period without an appeal having been perfected as provided, the ruling of the city council shall become final.

**Sec. 6-266. - Investigation; stay of order.**

Upon the filing of an appeal the electrical inspector, if he has not already done so, shall personally investigate the facts upon which the order or ruling appealed from is based. If, in his opinion based upon such personal investigation, the facts warrant a stay of the effect of the order or ruling appealed from, pending a determination of the appeal by the board of electrical examiners, the electrical inspector may so order.

**Sec. 6-267. - Hearing.**

- (a) Upon receipt of an appeal the electrical inspector shall notify the chairman of the board of electrical examiners. The appeal shall be heard no later than the next regular meeting of that board. Upon the filing of his appeal, the appellant shall be notified as to the time and place of the next regular meeting. Prior to the hearing, the electrical inspector shall furnish each member of the board with a copy of the written appeal; with a copy of the order or ruling appealed from; with a copy of the section of this order involved in the appeal, and any other facts pertinent to the appeal.
- (b) The board of electrical examiners shall try the appeal "de novo" and such hearings shall be public. The appellant or his representative and the electrical official shall be granted the opportunity to be heard. Any other person whose interest may be affected may be granted the opportunity to be heard. Such evidence as is pertinent may be introduced by either party. The board may adopt such rules of procedures as it deems appropriate for

the conduct of the hearing. The chairman of the board shall administer the oaths and shall compel the attendance of witnesses for the purposes of the hearing.

***Sec. 6-268. - Decision; records.***

A concurring vote of the majority of the members of the board of electrical examiners present shall be necessary to reverse or modify rulings or orders of the authority appealed from. All decisions of the board shall be in writing. The board shall keep clear and detailed minutes of all proceedings including its decisions and the reasons therefor and the vote of each member participating. Such record, immediately following the board's decision, shall be filed in the office of the electrical official and shall be public record. Notice of the board's decision shall be public record. Notice of the board's decision shall be properly furnished to the appellant, his representatives or to any other person who has filed a written entry of appearance and to the electrical official.

***Sec. 6-269. - Appeal from decision of board.***

A person desiring to appeal a decision of the board of electrical examiners shall, within fifteen (15) days, appeal to any district court of the county, which court shall determine constitutional issues, questions of law, and whether or not the decision of the board of electrical examiners was supported by substantial evidence. This appeal shall not stay the effect of the decision appealed from unless the court from which the appeal is taken shall so order. Upon the expiration of the fifteen-day period without an appeal having been perfected as provided, the ruling of the board of electrical examiners shall become final and non-appealable.

***Sec. 6-270. - Penalty.***

Any person who shall violate any of the provisions of this article shall be deemed guilty of a misdemeanor and upon conviction shall be fined as prescribed in section 1-5 of this Code.