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"City of Choice"

ORDINANCE NO: 1132

AN ORDINANCE OF THE CITY OF CIBOLO AMENDING CHAPTER 14 OF THE CITY'S CODE OF ORDINANCES; ADOPTING THE 2014 EDITION OF THE *NATIONAL ELECTRICAL CODE*, REGULATING AND GOVERNING THE DESIGN, CONSTRUCTION, QUALITY OF MATERIALS, ERECTION, INSTALLATION, ALTERATION, REPAIR, LOCATION, RELOCATION, REPLACEMENT, ADDITION TO, USE OR MAINTENANCE OF ELECTRICAL SYSTEMS IN THE CITY OF CIBOLO; PROVIDING FOR PENALTIES FOR THE VIOLATION OF THIS ORDINANCE; REPEALING ALL ORDINANCES AND REGULATIONS IN CONFLICT AND THAT THIS ORDINANCE IS CUMULATIVE OF ALL OTHER ORDINANCES OF THE CITY NOT IN CONFLICT WITH THE PROVISIONS OF THIS ORDINANCE.

WHEREAS, the City of Cibolo is a Home Rule Municipality located in Guadalupe County, Texas, created in accordance with provisions of the Texas Local Government Code and operating pursuant to its adopted City Charter and all applicable laws and enabling legislation of the State of Texas; and

WHEREAS, the City of Cibolo is governed by a Home Rule Charter that was approved by the Citizens of Cibolo in a duly called election held on September 11, 2004; and

WHEREAS, Chapter 54.001 of the Texas Local Government Code provides the general authority for the City of Cibolo to enforce each rule, ordinance, or police regulation of the City of Cibolo and to punish a violation of a rule, ordinance, or police regulation; and

WHEREAS, the Texas Local Government Code Section 214, Subchapter B, authorizes the City of Cibolo, Texas to adopt the National Electric Code to regulate and govern the design, construction, quality of materials, erection, installation, alteration, repair, location, relocation, replacement, addition to, use or maintenance of electrical systems in the in the occupancy of buildings and premises in the City of Cibolo.

NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CIBOLO TEXAS:

**Section 1. Code Amendments.**

That the City of Cibolo Code of Ordinances Section 14-2(a) (2) is hereby amended to read as follows:

*14-2(a) (2) Subject to the Amendments set out below, the National Electrical Code, 2014 edition, and Annexes A, B, C, E, F, H section 80.1 thru 80.13 only, as published by the National Fire Protection Association, (hereinafter collectively the "Code) are hereby adopted as the Electric Code of the City of Cibolo except as amended and shall be known as the National Electrical Code of the City of Cibolo*

**Section 2. Local Amendments.**

That the City of Cibolo Code of Ordinances Section 14-2(a) (2) (a) is hereby amended to read as follows:

*14-2(a) (2) (a). Amendments to the adopted Code. Amendments to the adopted Code shall supersede any conflicting provision of the adopted Code and include the following:*

- i. All Commercial, Residential and Industrial plans shall include load calculations using the appropriate method as indicated in the Code. This shall include, but shall not be limited to, both feeders, and service entrance, and service lateral conduction. These calculations must be provided with the permit application and plan for a new service on an existing dwelling.*
- ii. All accessible abandoned wiring systems and abandoned equipment both high voltage and low voltage, shall be removed from all buildings or lease spaces when there is a change of use, remodeling, or finish out work.*
- iii. Electrical drawings of all multi-family, commercial and industrial plans must be sealed by an appropriate State of Texas Licensed Engineer.*
- iv. No branch circuit shall have wire smaller than #12 AWG copper. This requirement shall not apply to circuits 90 volts and lower or for control circuits.*
- v. Outlet maximums. Not to exceed 12 outlets per circuit serving general lighting circuits; not to exceed six (6) outlets serving each GFCI circuit; and not to exceed four (4) outlets serving the small appliance branch circuit for counter tops.*

- vi. Separate dedicated branch circuits shall be provided for each refrigerator, dishwasher, and garbage disposal unit. These appliances shall be cord connected, and the garbage disposal shall be switched by a snap switch located above or adjacent to the kitchen sink. The dishwasher circuit will have no other outlets on the circuit.*
- vii. Receptacle outlets for refrigeration equipment shall be supplied from an individual branch circuit rated 20 amps or greater*
- viii. All services shall have disconnecting means located outside of the building being served.*
- ix. Article 100; add the following to definitions: "Engineering Supervision" shall mean supervision by a Qualified State of Texas Licensed Professional Engineer engaged primarily in the design or maintenance of electrical installations.*
- x. Article 210.52(G) (1) Garages: delete the language that is stricken (~~striken~~) as follows: Garages. In each attached garage and in each detached garage with electric power. ~~The branch circuit supplying this receptacle(s) shall not supply outlets outside of the garage.~~ At least one receptacle outlet shall be installed for each car space.*
- xi. Article 230.71(A); add the following exception: Exception: Multi-occupant buildings. Individual service disconnecting means is limited to six for each occupant. The number of individual disconnects at one location may exceed six*

That this ordinance shall be cumulative of all provisions of the City of Cibolo, Texas, except where the provisions of this Ordinance are in direct conflict with the provisions of such Ordinances, in which event the more restrictive provision shall apply.

**Section 3. Cumulative, Severability and Continuation Clauses:**

It is hereby declared to be the intention of the City Council that:

- (a) Ordinance to be construed cumulatively: This ordinance shall be cumulative of all provisions of the City of Cibolo, Texas, except where the provisions of this Ordinance are in direct conflict with the provisions of such Ordinances, in which event the more restrictive provision shall apply.
- (b) Severability: If any of the sections, paragraphs, sentences, clauses and phrases of this Ordinance shall be declared unconstitutional or otherwise illegal by the valid judgment or decree of any court of competent jurisdiction, such event shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this Ordinance, since the same would have been enacted by the City Council without the incorporation in this Ordinance of any such unconstitutional or illegal phrase, clause, sentence, paragraph or section.

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(c) Continuation of prior ordinance: Nothing in this ordinance or in the *Electrical Code* hereby adopted shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed as cited in this Section 3; nor shall any just or legal right or remedy of the City of Cibolo, of any character be lost, impaired or affected by this ordinance.

**Section 4. Penalty.** Any person who violates or causes, allows or permits another to violate any provision of this Ordinance shall be subject to the penalty prescribed in Section 1-13 of the City of Cibolo's Code of Municipal Ordinances.

**Section 5. Effective Date**

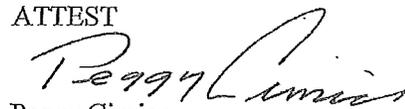
That this ordinance and the rules, regulations, provisions, requirements, orders and matters established and adopted hereby shall take effect and be in full force and effective immediately upon the passage and approval of the City Council of the City of Cibolo, Texas; and, publication as required by law.

PASSED AND APPROVED on this the 14 day of July, 2015.

APPROVED:

  
Lisa Jackson  
Mayor

ATTEST

  
Peggy Cimics  
City Secretary

