

ORDINANCE No. 442

By Councilman Stanton

AN ORDINANCE FOR SAFEGUARDING LIFE AND PROPERTY BY REGULATING, AND PROVIDING FOR THE INSPECTION OF, ELECTRIC WIRING, DEVICES, APPLIANCES AND EQUIPMENT; CREATING THE OFFICE OF ELECTRICAL INSPECTOR AND PRESCRIBING HIS AUTHORITY AND DUTIES; REQUIRING THAT NO ELECTRIC WIRING, DEVICES, APPLIANCES OR EQUIPMENT SHALL BE INSTALLED WITHOUT FIRST SECURING A PERMIT THEREFOR; CREATING A BOARD OF ELECTRICAL EXAMINERS; PROVIDING FOR THE LICENSING OF PERSONS, FIRMS AND CORPORATIONS ENGAGING IN THE BUSINESS OF ELECTRICAL CONTRACTING OR EMPLOYING ELECTRICIANS TO DO CERTAIN ELECTRICAL WORK ON LIMITED PREMISES; PROVIDING PENALTIES FOR THE VIOLATION OF THIS ORDINANCE AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT WITH THE PROVISIONS OF THIS ORDINANCE.

Be it ordained by the Mayor and City Council of the City of Payette, Idaho, as follows:

Section I. Electrical Inspector

In addition to the duties prescribed by the ordinances of the City of Payette, Idaho, the building inspector in the City of Payette, Idaho, shall also serve as the Electrical Inspector of said city.

Section II. Duties of Electrical Inspector

It shall be the duty of the Electrical Inspector to see that the provisions of this ordinance are enforced. He shall upon application grant permits for the installation or alteration of electric wiring, devices, appliances and equipment, and shall make inspections of all new electrical installations and reinspections of all electrical installations, all as provided in this ordinance. He shall keep complete records of all permits issued, inspections and reinspections made and other official work performed in accordance with the provisions of this ordinance.

Section III. Authority Granted to Electrical Inspector

The Electrical Inspector shall have the right during reasonable hours to enter any building in the discharge of his

official duties, or for the purpose of making any inspection, reinspection or test of the installation of electric wiring, devices, appliances and equipment contained therein, and shall have the authority to cut or disconnect any wire in cases of emergency where necessary for safety to life or property, or where such wire may interfere with the work of the fire department. Said Electrical Inspector is hereby authorized to disconnect or order the discontinuance of electrical service to any electric wiring, devices, appliances or equipment found to be dangerous to life or property because they are defective or defectively installed until such wiring, devices, appliances and equipment and their installation have been made safe and approved by said Electrical Inspector.

The Electrical Inspector may delegate any of his powers or duties to any of his assistants.

Section IV. Permits

No electric wiring, devices, appliances, or equipment shall be installed within or on any building, structure or premises nor shall any alteration or addition be made in any such existing wiring, devices, appliances or equipment without first securing a permit therefor from the Electrical Inspector, except as stated in the following paragraphs, 1, 2, 3, 4, and 5.

1. No permit shall be required for minor repair work, the replacement of lamps or the connection of portable devices to suitable receptacles which have been permanently installed.

2. No permit shall be required for the installation, alteration or repair of wiring, devices, appliances or equipment for the operation of signals or the transmission of intelligence, where such wiring, devices, appliances or equipment operate at a voltage not exceeding 50 between conductors and do not include

generating or transforming equipment capable of supplying more than 50 watts of energy.

3. No permit shall be required for the installation, alteration or repair of electric wiring, devices, appliances and equipment installed by or for an electrical public service corporation for the use of such a corporation in the generation, transmission, distribution or metering of electrical energy, or for the use of such a corporation in the operation of signals or the transmission of intelligence.

4. No permit shall be required for the installation of temporary wiring for testing electrical apparatus or equipment.

5. No permit shall be required for the installation or alteration of any wiring, the cost of which shall be less than \$15.00.

Application for such permit, describing the work to be done, shall be made in writing to the Electrical Inspector by the person, firm or corporation installing the work. The application shall be accompanied by such plans, specifications and schedules as may be necessary to determine whether the installation as described will be in conformity with the requirements of this ordinance. If it shall be found that the installation as described will in general conform with the requirements of this ordinance, and if the applicant has complied with all provisions of this ordinance, a permit for such installation shall be issued; provided, however, that the issuance of the permit shall not be taken as permission to violate any of the requirements of this ordinance.

The permit when issued shall be for such installation as is described in the application, and no deviation shall be made from the installation so described without the written approval of the Electrical Inspector.

No fees shall be charged for any permit for installation or alteration of electric wiring as herein defined.

Section V. Inspection and Certificates

Upon the completion of the work which has been authorized by issuance of any permit, it shall be the duty of the person, firm or corporation installing the same to notify the Electrical Inspector, who shall inspect the installation within 24 hours, exclusive of Saturdays, Sundays and Holidays, of the time such notice is given or as soon thereafter as practicable.

Where the Electrical Inspector finds the installation to be in conformity with the provisions of this ordinance, he shall issue to the person, firm or corporation making the installation a certificate of approval, with duplicate copy for delivery to the owner, authorizing the use of the installation and connection to the source of supply, and shall send written notice of such authorization to the electrical utility furnishing the electric service.

When a certificate of approval is issued authorizing the connection and use of temporary work, such certificate shall be issued to expire at a time to be stated therein and shall be revocable by the Electrical Inspector for cause.

A preliminary certificate of approval may be issued authorizing the connection and use of certain specific portions of an incompleated installation; such certificate shall be revocable at the discretion of the Electrical Inspector.

When any part of a wiring installation is to be hidden from view by the permanent placement of parts of the building, the person, firm or corporation installing the wiring shall notify the Electrical Inspector and such parts of the wiring installation shall not be concealed until they have been inspected and approved by the Electrical Inspector or until 24 hours, exclusive of Saturdays, Sundays and Holidays, shall have elapsed from the time of

such notification;

such notification; provided that on large installations, where the concealment of parts of the wiring proceeds continuously, the person, firm or corporation installing the wiring shall give the Electrical Inspector due notice and inspections shall be made periodically during the progress of the work.

Section VI. Reinspection

The Electrical Inspector shall make periodically a thorough reinspection of the installation of all electric wiring, devices, appliances and equipment now installed or that may hereafter be installed within the City of Payette, and within the scope of this ordinance, and when the installation of any such wiring, devices, appliances or equipment is found to be in a dangerous or unsafe condition, the person, firm or corporation owning, using or operating the same shall be notified in writing and shall make the necessary repairs or changes required to place such wiring, devices, appliances and equipment in safe condition and have such work completed within 15 days or any longer period specified by the Electrical Inspector in said notice. Reinspections shall be made at least once in every year of all electric wiring, devices, appliances, and equipment in all automobile service stations, garages, hotels, rooming houses, apartment buildings, hospitals, schools, churches, theatres, auditoriums, and all other places used for public gatherings and seating more than sixty persons, and when the electrical installation in any such building is found to conform with the provisions of this ordinance the Electrical Inspector shall issue to the owner or occupant thereof a certificate of approval of the installation and no fee shall be charged for such reinspection or certificate. Such certificate shall be kept posted in a conspicuous place in or upon such premises.

Section VII. Connection to Installations

It shall be unlawful for any person, firm or corporation to make connection from a source of electrical energy or to supply electric service to any electric wiring, devices, appliances or equipment for the installation of which a permit is required, unless such person, firm or corporation shall have obtained satisfactory evidence that such wiring, devices, appliances or equipment are in all respects in conformity with all applicable legal provisions.

It shall be unlawful for any person, firm or corporation to make connections from a source of electrical energy or to supply electric service to any electric wiring, devices, appliances or equipment which has been disconnected or ordered to be disconnected by the Electrical Inspector or the use of which has been ordered by the Electrical Inspector to be discontinued until a certificate of approval has been issued by him authorizing the reconnection and use of such wiring, devices, appliances or equipment.

Section VIII. Installation Standards

All installations or alterations of electric wiring, hereafter made within the City of Payette, Idaho, shall be in conformity with the regulations as laid down in the National Electric Code, as approved by the American Standards Association, as the same now exists or may be amended from time to time in the future, with the exception that the Board of Electrical Examiners of the City of Payette shall have the authority to waive the provisions of such parts of said National Electric Code as in their opinion are non-essential or impractical to the City of Payette, Idaho.

Section IX. Licenses Required

No person, firm or corporation shall in any manner undertake to execute or perform any work of installing, maintaining, altering or repairing any electric wiring, devices, appliances or equipment for which a permit is required by this ordinance unless such person, firm or corporation is the holder of an electrical contractor's license or an electrical journeyman's license and a certificate therefor, as provided for in Section XII of this ordinance, nor shall any person, firm or corporation execute or perform such work otherwise than specifically permitted under the class of license held by such person, firm or corporation except that such provisions shall not apply to any person employed by and working under the direction of a holder of an electrical contractor's license; and except that no license shall be required in order to execute or perform the following work:

1. Any work involved in the manufacture, test or repair of electric materials, devices, appliances or apparatus but not including any permanent wiring other than that required for testing purposes.

2. The assembly, erection and connection of electric apparatus and equipment by the manufacturer of such apparatus and equipment, but not including any electric wiring other than that involved in making electrical connections on the apparatus or equipment itself or between two or more parts of such apparatus or equipment.

3. Wiring installations and alterations done by any person owning their own building within such building, providing that he shall comply with all the provisions of this ordinance in regard to wiring, and further provided that such person is prohibited from hiring any other person than a licensed wiring contractor or journeyman to assist in such work.

Section X. Classes of Licenses

Two classes of licenses and certificates therefor shall be issued by the Board of Electrical Examiners, which shall be designated respectively as Class 1, Electrical Contractors' Licenses and Class 2, Electrical Journeymens' Licenses.

A Class 1, Electrical Contractor's License shall entitle the holder thereof to engage in the business of, and to secure permits for, the installation, alteration and repair of any electric wiring, devices, appliances or equipment.

A Class 2, Electrical Journeyman's License shall entitle the holder thereof to work at the trade of installing or altering and repairing electric wiring, devices, appliances, or equipment under the supervisions of an electrical contractor, duly licensed by the City of Payette, Idaho.

Section XI. Board of Electrical Examiners

There is hereby created a Board of Electrical Examiners which shall consist of the Electrical Inspector and two other members appointed by the Mayor by and with the consent of the City Council, who shall be electrical contractors.

Appointments shall be made for terms of one year, but any member may, for cause, be removed from office at any time by the Mayor.

Each appointed member shall receive the sum of \$3.00 for each day during which he has attended a meeting of the board.

Section XII. Duties of Board of Electrical Examiners

It shall be the duty of the Board of Electrical Examiners to hold meetings at the call of the Chairman thereof to examine applicants for licenses; to grant licenses as applied for and issue certificates therefor to those applicants who shall show the proper

qualifications and who have paid the prescribed fee; to revoke or suspend licenses for good and sufficient cause as prescribed in Section XVI.

The Board shall keep records of all meetings which records shall be open for inspection at all times. The Board shall keep a record of all licenses issued by it and shall prepare a manual of its rules and regulations for the conduct of examinations.

Three members of the Board present at any meeting shall constitute a quorum for the granting, revocation or suspension of licenses and the transaction of other business and a majority vote of such quorum shall prevail.

Section XIII. Applications for Licenses and Examinations

Applications for licenses shall be made in writing to the Board of Electrical Examiners stating the class of licenses applied for, the name and place of business of the applicant.

Each applicant for a license shall be examined by the Board of Electrical Examiners as to his knowledge of the rules and regulations for the installation of electric wiring, devices, appliances and equipment as set forth in the National Electrical Code and to determine the general qualifications and fitness of each applicant for executing the class of work covered by the license applied for.

Examinations shall be in writing and a complete record of every examination given shall be kept on file until three years after the date of the examinations.

Section XIV. Fees for Licenses

Before a license is granted to any applicant and before

any expiring license is renewed, the applicant shall pay to the City of Payette a fee of:

For a Class 1, Electrical Contractor's License, \$22.00.

For a Class 2, Electrical Journeyman's License, \$ 3.00.

Each license shall expire on December 31, following the date of its issuance, and shall be renewed by the Board of Electrical Examiners upon application of the holder of the license and payment of the required fee at any time within thirty (30) days before the date of such expiration.

Section XV. Display of Certificates

Every holder of a license shall keep his, their or its certificate of license displayed in a conspicuous place in his, their or its principal place of business.

Section XVI. Revocation and Suspension of Licenses

No license and certificate issued in accordance with the provisions of Section XII of this ordinance shall be assignable or transferable. Any such license may after hearing be suspended for a definite length of time or revoked by the Board of Electrical Examiners if the person, firm or corporation holding such license willfully, or by reason of incompetence, violates any ordinance or rule or regulation of the City of Payette, relating to the installation, maintenance, alteration or repair of electric wiring, devices, appliances or equipment.

Section XVII. Penalties

Any person, firm or corporation who shall violate any of the provisions of this ordinance shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not more than \$100.00, and if such person, firm or corporation is the holder

of a license of either class provided for in this ordinance, such conviction shall have the effect of suspending said license until such time as it shall have been reinstated by the Board of Electrical Examiners.

Section XVIII. Liability for Damages

This ordinance shall not be construed to relieve from or lessen the responsibility or liability of any party owning, operating, controlling or installing any electric wiring, devices, appliances or equipment for damages to person or property caused by any defect therein, nor shall the City of Payette be held as assuming any such liability by reason of the inspection or the examination authorized herein or the certificate of approval or the license and certificate therefor issued as herein provided or by reason of the approval or disapproval of any materials, devices, appliances or equipment authorized herein.

Section XIX. Repeal of Conflicting Acts

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

Section XX. Date to Take Effect

This ordinance shall take effect from and after its passage, approval and publication.

Passed and approved this day of December, 1939.

ATTEST:

Mayor.

City Clerk.