

ORDINANCE NO. 767

AN ORDINANCE ADOPTING BY REFERENCE THE 2011 NATIONAL ELECTRIC CODE.

WHEREAS, international building and construction standards have been developed and from time to time amended and updated, as set forth in the international code series; and

WHEREAS, it is deemed to be in the interest of the public health, safety and general welfare to adopt by reference thereto the updated edition of the National Electric Code; and

WHEREAS, the City Council, after proper notice as required by law, has held a public hearing on this ordinance providing for the adoption of said code; and

WHEREAS, the 2011 National Electric Code has been submitted to the City Council in writing and the City Council has determined that such code should be adopted as herein set forth.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DACONO, COLORADO:

Section 1. Section 18-40(8) of the Dacono Municipal Code is hereby amended to read as follows (words to be deleted are ~~stricken through~~; words to be added are underlined):

Sec. 18-40. Codes adopted; scope.

Pursuant to Title 31, Article 16, Part 2, C.R.S., the codes and standards hereinafter described are hereby adopted by reference, subject to the amendments herein set forth. The subject matter of the codes and standards adopted herein includes the regulation of the new construction, alteration and repair of all new and existing structures along with all plumbing, mechanical and installations therein or in connection therewith. In case of any conflict between a code adopted herein and any other specific provision of the Dacono Municipal Code, the specific provision of the Dacono Municipal Code shall prevail.

(8) The *National Electrical Code*, ~~2005~~ 2011 Edition, exclusive of appendices, published by the National Fire Protection Association, 1 Batterymarch Park, Quincy, Massachusetts ~~02269~~ 02169 is adopted to protect the public health, safety and welfare by providing minimum standards and requirements pertaining to electrical installations.

Section 2. Copies of the code adopted by reference by this ordinance are available for public inspection at the office of the City Clerk between the hours of 8:00 a.m. and 5:00 p.m., Monday through Friday, holidays excepted.

Section 3. If any article, section, paragraph, sentence, clause, or phrase of this

ordinance is held to be unconstitutional or invalid for any reason, such decision shall not affect the validity or constitutionality of the remaining portions of this ordinance. The City Council hereby declares that it would have passed this ordinance and each part or parts hereof irrespective of the fact that any one part or parts be declared unconstitutional or invalid.

Section 4. The repeal or modification of any provision of any prior ordinance by this ordinance shall not release, extinguish, alter, modify, or change in whole or in part any penalty, forfeiture or liability, either civil or criminal, which shall have been incurred under such provision, and each provision shall be treated and held as still remaining in force for the purpose of sustaining any judgment, decree, or order which can or may be rendered, entered, or made in such actions, suits, proceedings, or prosecutions.

Section 5. All other ordinances or portions thereof inconsistent or conflicting with this ordinance or any portion hereof are hereby repealed to the extent of such inconsistency or conflict.

Section 6. This ordinance is deemed necessary of the preservation and protection of the health, safety, welfare and property of the inhabitants and owners of property within the City of Dacono.

INTRODUCED, READ, ADOPTED ON FIRST READING, AND ORDERED PUBLISHED AND POSTED IN FULL this 9th day of July, 2012.

PUBLIC HEARING AND SECOND READING WILL BE THE 13th day of August, 2012, AT 6:00 P.M. AT DACONO CITY HALL, 512 CHERRY STREET, DACONO, CO.

READ, ADOPTED ON SECOND READING, APPROVED, SIGNED, AND ORDERED PUBLISHED BY TITLE this ____ day of _____, 2012.

CITY OF DACONO, COLORADO

Charles Sigman, Mayor

ATTEST:

Valerie Taylor, City Clerk

6/29/2012 3:00 PM [kmk] S:\Dacono\Ordinances\BldCodes.2011 NEC.doc

Summary of Ordinance No. 767, “**AN ORDINANCE ADOPTING BY REFERENCE THE 2011 NATIONAL ELECTRIC CODE.**”: Adopts by reference the most recently updated version of the National Electric Code, a health and safety code used by the City to provide minimum standards and requirements pertaining to electrical installations within the City.