

ORDINANCE NO. 2022-O-102

AN ORDINANCE OF THE CITY OF ATHENS, TEXAS, AMENDING CHAPTER 5, ARTICLE IX, DIVISION 2, SECTION 5-103 OF THE CITY CODE OF ORDINANCES REGARDING REGULATIONS FOR ELECTRICAL WIRING, PROVIDING A REPEALER CLAUSE, A SEVERABILITY CLAUSE, AND AN EFFECTIVE DATE.

WHEREAS, the City Council finds it necessary to amend the ordinance regulating electrical installations within the city limits to further enhance and protect the health, safety, and welfare of the citizens of the City of Athens.

WHEREAS, on the 25th day of July 2022, the City Council of the City of Athens, Texas after due notice read aloud the ordinance for the first time as required by Article III, Section 3.11 of the City of Athens Charter.

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

Section 1. That Chapter 5, Article IX, Division 2, Section 5-103 of the Code of Ordinances, City of Athens, Texas, is hereby amended to read as follows:

Sec. 5-103. Services.

- (a) Service entrance wires shall be in approved metallic conduit with approved fittings and shall have a capacity of sixty (60) amperes or more. No service conductor shall be smaller than number six (6) gauge wire. Commercial and industrial installations and all residences having a connected load of two thousand (2,000) watts or more, shall have a three (3) wire service installed. Except by special permission of the electrical inspector, the service entrance shall not be less than twelve (12) feet nor more than twenty-five (25) feet from the ground level. Where one (1) service is installed to supply several installations or customers within the same building, the main cabinet and cutoffs must be accessible at all times to each of the occupants or customers supplied from such service.*
- (b) The main disconnect shall conform to the National Electric Code, Article 230-70, stating all services shall have a main disconnect when there are more than six (6) sets of switches.*
- (c) Any electric wiring in the city which does not conform with this article and is found hazardous by the electrical inspector shall be corrected so as to conform with the provisions of this article at such time as the service is disconnected and before it is again connected. However, if in the opinion of the electrical inspector the hazard is sufficient to warrant, immediate correction may be required in conformance herewith, and the electrical inspector may cause the service to be disconnected until corrected.*
- (d) The foregoing provision shall also apply to any and all outdoor neon or electrical signs attached or connected to any building within the city.*
- ~~*(e) Only copper conductors shall be permitted within structures in the city.*~~

~~(f) Aluminum wiring shall be used only when installed by existing electrical utility provider.~~

~~(g)~~(e) Rules and regulations of the existing power and light companies relating to service and meter installations for the kind and character of service to be rendered, as passed and approved by the city council from time to time, are incorporated herein and made a part hereof.

Section 2. Should any clause, phrase, sentence section of this Ordinance be deemed invalid or unconstitutional by a court of competent jurisdiction, said finding shall not affect the remaining clauses, phrases, sentences or sections of this Ordinance.

Section 3. Any ordinance, resolution or order previously passed and/or adopted by the City Council, or any part thereof, if found to be in conflict with the provisions of this Ordinance, shall be resolved in favor of the terms and conditions of this Ordinance, and any prior conflicting ordinance, resolution or order or any part thereof, is hereby repealed to the extent of said conflict.

Section 4. This ordinance shall be and become effective from and after its adoption and publication in accordance with the provisions of the Charter of the City of Athens, Texas.

PASSED, APPROVED and ADOPTED this the **8th** day of **August 2022** at a regular meeting of the City Council of the City of Athens, Texas, with the following record vote:

Toni Clay, Mayor	Aye
Aaron Smith, Mayor Pro Tem	Aye
Robert Gross, Councilmember	Aye
SyTanna Freeman, Councilmember	Aye
Mark Carroll, Councilmember	Aye

Voted in favor of the motion	5
Voted against the motion	0
Motion carried	5-0

Toni Clay, Mayor

ATTEST:

Bonnie Hambrick, City Secretary