

RECORD OF ORDINANCES

Ordinance No. 2004-19 Passed JANUARY 4, 2005

AN ORDINANCE AMENDING THE BUILDING CODE OF THE CODIFIED ORDINANCES OF THE CITY OF BROOKVILLE TO UPDATE THE NATIONAL ELECTRIC CODE.

WHEREAS, the 2002 National Electric Code has been established in the State of Ohio by the Ohio Board of Building Standards as the referenced standard for electrical installations by certified Electrical Safety Inspectors; and

WHEREAS, the National Electric Code is hereby adopted by reference to enforce the requirements for safe residential electric installations in the City.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BROOKVILLE, OHIO THAT:

SECTION I: The Council hereby establishes Chapter 1309 of the Code of Ordinances of the City of Brookville to incorporate by reference the National Electric Code, and adopts the following sections of Chapter 1309:

1309.01 2002 NATIONAL ELECTRIC CODE ADOPTED.

Pursuant to Section 4.12 of the Charter of the City of Brookville, the National Electric Code, being particularly the 2002 edition and all subsequent revisions and editions as adopted by the Ohio Board of Building Standards, is hereby adopted by reference by and for the City of Brookville.

1309.02 PURPOSE.

The purpose of the National Electric Code as adopted in Section 1309.01 is to provide for the safe minimum standards for electrical installations and for the protection of life, limb, health, property, and for the safety and welfare of the consumer, the general public and the owners and occupants of residential buildings regulated by such code.

1309.03 APPLICATION.

The National Electric Code, as adopted in Section 1309.01, applies to all single family, two family, and three family dwelling houses and their appurtenant structures, including accessory buildings and swimming pools.

1309.04 CONFLICT OF LAWS.

In the event of a conflict between a provision of the National Electric Code, as adopted in Section 1309.01, and a provision of any other standard technical code, as adopted by the City, or a provision of any local ordinance, resolution, rule or regulation, that provision which establishes the higher or stricter standard shall control.

1309.99 PENALTY.

- (a) Whoever violates or fails to comply with any provisions of the National Electric Code is guilty of a misdemeanor of the first degree and shall be fined not more than one thousand dollars (\$1,000.00) or imprisoned not more than six months, or both, for each offense. Unless otherwise provided, a separate offense shall be deemed committed each day during or in which a violation or noncompliance occurs or continues.

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Ordinance No. _____ Passed _____, 20____

- (b) The application or the penalty provided in subsection (a) hereof shall not be deemed to prevent the enforced removal of prohibited conditions, or the application of any equitable remedy.


SECTION II: This Ordinance shall repeal any Ordinances, parts of Ordinances, Resolutions, and parts of Resolutions in conflict therewith.

SECTION III: This Ordinance shall take effect thirty (30) days after passage of the Ordinance as provided by the Charter of the City of Brookville.

PASSED this 4TH day of JANUARY, 2005

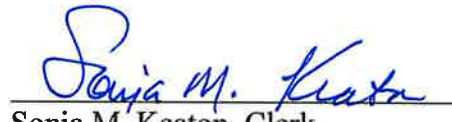
ATTEST:


Sonja M. Keaton, Clerk


David E. Seagraves, Mayor

CERTIFICATE

The undersigned, Clerk of the City of Brookville, Ohio, does hereby certify that the foregoing is a true and correct copy of Ordinance No. 2004-19, passed by the Council of the City of Brookville, Ohio, on the 4TH day of JANUARY, 2005.


Sonja M. Keaton, Clerk

CERTIFICATE OF POSTING

The undersigned, Clerk of the City of Brookville, Ohio, hereby certifies that the foregoing Ordinance No. 2004-19 was posted at the City Building, US Post Office and the Brookville Branch of the Montgomery County Public Library, Brookville, Ohio, on the 5TH day of JANUARY, 2005 to the 5TH day of FEBRUARY, 2005, both days inclusive.


Sonja M. Keaton, Clerk