



**CITY OF LODI
COUNCIL COMMUNICATION**

AGENDA TITLE: Ordinance No. 1761 entitled, "An Ordinance Adopting the '2004 California Electrical Code,' Which Code Regulates the Installation, Alteration, or Addition of Electrical Wiring, Devices, Appliances, or Equipment in the City of Lodi; and Repealing and Re-Enacting Sections 15.16.010 Through 15.16.030 of the Codes of the City of Lodi, and All Other Ordinances and Parts of Ordinances in Conflict Therewith"

MEETING DATE: June 15,2005

PREPARED BY: City Clerk

RECOMMENDED ACTION: Motion waiving reading in full and (following reading by title) adopting the attached Ordinance No. 1761.

BACKGROUND INFORMATION: Ordinance No. 1761 entitled, "An Ordinance Adopting the '2004 California Electrical Code,' Which Code Regulates the Installation, Alteration, or Addition of Electrical Wiring, Devices, Appliances, or Equipment in the City of Lodi; and Repealing and Re-Enacting Sections 15.16.010 Through 15.16.030 of the Codes of the City of Lodi, and All Other Ordinances and Parts of Ordinances in Conflict Therewith" was introduced at the regular City Council meeting of June 1, 2005.

ADOPTION: With the exception of urgency ordinances, no ordinance may be passed within five days of its introduction. Two readings are therefore required – one to introduce and a second to adopt the ordinance. Ordinances may only be passed at a regular meeting or at an adjourned regular meeting; except for urgency ordinances, ordinances may not be passed at a special meeting. Id. All ordinances must be read in full either at the time of introduction or at the time of passage, unless a regular motion waiving further reading is adopted by a majority of all council persons present. **Cal. Gov't Code § 36934.**

Ordinances take effect 30 days after their final passage. **Cal. Gov't Code § 36937.**

This ordinance has been approved as to form by the City Attorney.

FISCAL IMPACT: None.

FUNDING AVAILABLE: None required


Susan J. Blackston
City Clerk

SJB/JMP
Attachment

APPROVED: 
Blair King, City Manager

ORDINANCE NO. 1761

AN ORDINANCE ADOPTING THE "2004 CALIFORNIA ELECTRICAL CODE," WHICH CODE REGULATES THE INSTALLATION, ALTERATION, OR ADDITION OF ELECTRICAL WIRING, DEVICES, APPLIANCES, OR EQUIPMENT IN THE CITY OF LODI; AND REPEALING AND RE-ENACTING SECTIONS 15.16.010 THROUGH 15.16.030 OF THE CODES OF THE CITY OF LODI, AND ALL OTHER ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT THEREWITH

WHEREAS, the City Council of the City of Lodi did on the 4th day of May 2005, schedule a public hearing on the above-entitled ordinance for June 1, 2005, at the hour of 7:00 o'clock p.m., of said day in the Carnegie Forum, 305 West Pine Street, Lodi, California, in accordance with the provisions of Section 50022.1 et seq. of the Government Code; and

WHEREAS, notice of the hearing was published twice in a newspaper of general circulation in accordance with the provisions of Section 50022.3 of the Government Code as appears by the Affidavit of Publication on file therein; and

WHEREAS, at the time set for hearing no protests were received by the City Council.

NOW, THEREFORE, the City Council of the City of Lodi does ordain as follows:

Section 1. Sections 15.16.010 through 15.16.030 of the Code of the City of Lodi, are hereby repealed and are superseded and replaced by the following new Sections 15.16.010, 15.16.020, and 15.16.030 to read as hereinafter set forth.

Section 2. There is hereby adopted a new Section 15.16.010 of the Code of the City of Lodi to read in full as follows:

Sec. 15.16.010 Adoption

The provisions set forth in the "2004 California Electrical Code" are hereby adopted as the Electrical Code of the City of Lodi. The Electrical Code of the City of Lodi shall apply to all matters pertaining to the installation, alteration, or addition of electrical wiring, devices, appliances, or equipment in the City of Lodi, California; and the enforcement of the rules and regulations as set forth in the 2004 California Electrical Code.

Section 3. There is hereby adopted a new Section 15.16.020 of the Code of the City of Lodi to read in full as follows:

Sec. 15.16.020 Fees

A fee for each electrical permit required by this Code shall be paid to the City of Lodi as set forth in Table 3-A, as modified herein. Fees shall be paid prior to permit issuance.

TABLE 3-A

1. For issuing permits, a fee shall be paid for issuing each permit in addition to all other charges specified in this section	\$20.00
2. For wiring outlets at which current is used or controlled	\$ 1.00
3. For fixtures, sockets, or other lamp holding devices less than eighteen inches apart	\$ 1.00
4. For each five feet or fraction thereof multi-outlet assembly	\$ 1.00
5. For electric discharge lighting fixtures	\$ 2.00
6. Mercury vapor lamps and equipment	\$ 2.00
7. Heaters	\$ 4.00
8. X-ray machines	\$ 5.00
9. Swimming pools	\$30.00
10. Electric ranges, range top and ovens, clothes Dryers, water heaters	\$ 5.00
11. For fixed motors, transformers, welder, rectifier, air conditioners and other miscellaneous equipment or appliances shall be that given in the following table for the rating thereof;	
Up to and including 1 hp	\$ 5.00
Over 1 and not over 5	\$ 7.00
Over 5 and not over 20	\$10.00
Over 20 and not over 50	\$15.00
Over 50 and not over 100	\$20.00
Over 100 – Each motor per hp	\$.20
12. For any equipment or appliance containing more than one motor or other current consuming components in addition to the motor or motors, the combined electrical ratings, converted to KVA of all shall be used to determine the fee: for the purposed of this subsection one H.P. or one KW is equivalent to one KVA .	

13. The fees for a change of location or replacement of equipment on the same premises shall be the same as that for a new installation. However, no fees shall be required for moving any temporary construction motor from one place to another on the same site during the time of actual construction work after a permit has once been obtained.

14. For switchboards the fees for installing, changing, replacing, relocating, or reinstalling a switchboard, or for additions to an existing switchboard shall *be* as follows:

a) 600 volts and less	
First switchboard section	\$20.00
Each additional section	\$10.00
b) Over 600 volts	\$30.00
Each additional section	\$15.00

15. For distribution panels the fee for each distribution panel, panelboard, or motor control panel that is installed, changed, replaced, relocated or reinstalled \$10.00

16. For service installations, the installation of each set of service conductors and equipment, including changing, replacing or relocating existing service equipment, the fees shall be as shown in the following table:

<u>TYPE OF SERVICE UNDER 600 VOLTS (Including One Meter)</u>	
0 to 100 Amperes	\$10.00
101 to 200 Amperes	\$20.00
201 to 500 Amperes	\$30.00
501 to 1200 Amperes	\$40.00
Over 1200 Amperes	\$75.00
All services over 600 volts	\$75.00
For each additional meter	\$ 2.00

17. For single-family dwelling on new construction work, the following flat rate shall apply to service panels, all outlets, range, dryer, and other miscellaneous circuits \$.035 per SF

18. For multi-family building on new construction work, the following flat rate shall apply to subpanels, all outlets, range, dryer, and any other miscellaneous circuits \$.035 per SF

19. Signs \$15.00 each

20. Inspections of damaged service \$20.00

No permit shall be issued to any person unless all fees due are paid in full.
OTHER INSPECTION FEES AND REFUNDS

1. Inspections outside of normal business hours
(Minimum charge – 3 hours) \$45.00 per hour
2. Reinspection fee \$35.00 each
3. Inspections for which no fee is specifically
indicated \$34.00 per hour
4. Additional plan review required by changes,
additions or revisions to approved plans
(Minimum charge – one-half hour) \$34.00 per hour
5. Refunds on all permits shall be subject to a
\$35.00 administrative processing fee.

Section 4. There is hereby adopted a new Section 15.16.030 of the Code of the City of Lodi to read in full as follows:

Section 15.16.030 Violation – Misdemeanor

- A. It shall be unlawful for any person, firm, or corporation to erect, construct, enlarge, alter, repair, move, improve, remove, convert, demolish, equip, use, or maintain any electrical or permit the same to be done in violation of this Code.
- B. Any person, firm, or corporation violating any provision of this Code shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be punishable by a fine and/or imprisonment set forth by the governing laws of the jurisdiction. Each separate day or any portion thereof, during which any violation of this Code occurs or continues, shall be deemed to constitute a separate offense.

Section 5. - No Mandatory Duty of Care This ordinance is not intended to and shall not be construed or given effect in a manner which imposes upon the City, or any officer or employee thereof, a mandatory duty of care towards persons or property within the City or outside of the City so as to provide a basis of civil liability for damages, except as otherwise imposed by law.

Section 6. - Severability If any provision of this ordinance or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions or applications of the ordinance which can be given effect without the invalid provision or application. To this end, the provisions of this ordinance are severable. The City Council hereby declares that it would have adopted this ordinance irrespective of the invalidity of any particular portion thereof.

Section 7. All ordinances and parts of ordinances in conflict herewith are repealed insofar as such conflict may exist.

Section 8. This ordinance shall be published one time in the "Lodi News Sentinel," a newspaper of general circulation printed and published in the City of Lodi, and shall be in force and take effect August 1, 2005, which date is at least thirty (30) days after its passage of this ordinance.

Approved this 15th day of June, 2005.



JOHN BECKMAN, Mayor

Attest:


SUSAN J. BLACKSTON

State of California
County of San Joaquin, ss.

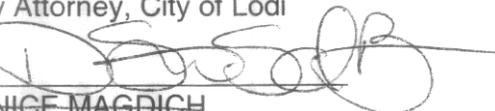
I, Susan J. Blackston, City Clerk of the City of Lodi, do hereby certify that Ordinance No. 1761 was introduced at a regular meeting of the City Council of the City of Lodi held June 1, 2005, and was thereafter passed, adopted and ordered to print at a regular meeting of said Council held June 15, 2005, by the following vote:

- AYES: COUNCIL MEMBERS – Hansen, Hitchcock, Johnson, Mounce, and Mayor Beckman
- NOES: COUNCIL MEMBERS – None
- ABSENT: COUNCIL MEMBERS – None
- ABSTAIN COUNCIL MEMBERS – None

I further certify that Ordinance No. 1761 was approved and signed by the Mayor on the date of its passage and the same has been published pursuant to law.


SUSAN J. BLACKSTON
City Clerk

Approved as to Form
D. STEVEN SCHWABAUER
City Attorney, City of Lodi

By 
JANICE MAGDICH
Deputy City Attorney