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CITY OF EDWARDSVILLE
MADISON COUNTY, ILLINOIS

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ORDINANCE NO. 6738-07-2022

AN ORDINANCE AMENDING CHAPTER 18 ARTICLE III
OF THE EDWARDSVILLE CITY CODE,
NATIONAL ELECTRICAL CODE,
FOR THE CITY OF EDWARDSVILLE

ADOPTED BY THE CITY COUNCIL
OF THE
CITY OF EDWARDSVILLE, ILLINOIS

THIS 5th DAY OF JULY, 2022.

Published in pamphlet form by authority of the City Council
of the City of Edwardsville, Madison County, Illinois,

this ^{7th} day of July, 2022.

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ORDINANCE NO. 6738-07-2022

**AN ORDINANCE AMENDING CHAPTER 18 ARTICLE III
OF THE EDWARDSVILLE CITY CODE,
NATIONAL ELECTRICAL CODE,
FOR THE CITY OF EDWARDSVILLE**

WHEREAS, the City of Edwardsville has previously adopted the 2005 edition of the *National Electrical Code*, regulating and governing the design, construction, quality of materials, erection, installation, alteration, repair, location, relocation, replacement, addition to, use or maintenance of electrical systems, wiring and equipment; providing for the issuance of permits and collection of fees therefor; and

WHEREAS, the City of Edwardsville finds that it is appropriate to review and update its building codes from time to time and believes it in the best interest of the community to adopt the 2020 edition of the National Electrical Code.

NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EDWARDSVILLE, MADISON COUNTY, ILLINOIS that:

Section 1. The following section of Chapter 18 Article III is hereby amended in its entirety to read as follows:

Sec. 18-46. - Adoption of National Electric Code.

A certain document, being marked and designated as the 2020 edition of the National Electrical Code, as published by the National Fire Protection Association, be and is hereby adopted as the electrical code of the city for regulating the design, construction, quality of materials, erection, installation, alteration, repair, location, relocation, replacement, addition to,

use or maintenance of electrical systems as herein provided; providing for the issuance of permits and collection of fees therefor; and each and all of the regulations, provisions, penalties, conditions and terms of said electrical code on file in the office of the city are hereby referred to, adopted, and made a part hereof, as if fully set out in this article, with the additions, insertions, deletions and changes, if any, prescribed in this article.

Sec. 18-47. - Permit required.

No person shall install any wires or any apparatus for the use of electric current, or make any extensive repairs or alterations in such wires or apparatus already in use, without first having obtained a permit therefore from the department of public works.

Sec. 18-48. - Permit application and issuance.

The application for the permit required in section 18-47 of this chapter shall properly describe the proposed work to be done in a clear, concise form as briefly as possible, together with the nature of the work, the material to be used, the locality thereof and the street and number of the premises where the work is to be done. The building official is hereby authorized to request and receive additional information and to make alterations, or to impose conditions concerning such permit. If the building official finds that the proposed application is in proper form and that the proper precaution is taken for the safety of life and property, then he may, after the fee provided in section 18-49 of this chapter has been paid, approve such application and endorse his approval in writing thereon, and, if granted conditionally, then he shall also state the terms and conditions under which such permit is issued.

Sec. 18-49. - Permit fees.

The fees for the permit required by section 18-48 of this chapter shall be as determined by resolution of the city council and on file with the city clerk.

The permit applicant shall be charged initially for one inspection. The electrical inspector shall advise the building official if additional inspections are made and the permit holder shall then be billed for such inspections.

Sec. 18-50. - Inspection of work in process.

If the permit required in section 18-48 of this chapter is issued, the work may proceed and when the same is completed and ready for service, the electrical inspector shall be notified thereof; and he shall thereupon inspect the same, and if approved by him, he shall issue a certificate of satisfactory city inspection, stating the date and the premises. No person shall place any wires or apparatus in service, or conduct the electric current thereover until such certificate has been issued as aforesaid.

Sec. 18-51. - Records.

The department of public works and the electrical inspector shall keep a full and complete record of all applications filed, permits issued and inspections made under the provisions of this chapter, or any other official duty performed.

Sec. 18-52. - Responsibilities of inspector.

The electrical inspector is hereby authorized, empowered and directed to regulate and determine the placing of electric light and power wires in or about any building or structure, so as to prevent fires or accident or injury to person or property, and to cause all electrical appliances to be so placed, constructed and guarded so as not to endanger life or property, and to that end he is hereby authorized to enter any premises or any public or private property at any and all reasonable times, while in the performance of his official duty, and if he finds any electric wire or apparatus so located, constructed or used is to be liable to cause injury to person or property, he shall notify the person in charge thereof, to make proper alterations and repairs, or he may cause the immediate removal thereof. Whenever telephone, cable or similar wires are so situated or used as to become liable to be charged with electric current dangerous to life or property, he shall see that the same are placed in proper and secure condition.

Sec. 18-53. - Liability.

The provision of this chapter shall not operate or be construed to lessen the duty or liability of any person owning or using electrical wires, current or equipment, nor shall the city be held as assuming any liability or duty by reason of such provisions or anything authorized, done or neglected hereunder.

Sec. 18-54 Revisions

The provisions of the 2020 National Electrical Code, as amended, adopted by section 18-46 of this chapter shall be revised by the insertions, additions, and modifications set forth below:

1. No other electrical conductor other than copper shall be used in the City other than by electrical utility companies in its service supply lines or for temporary services.
2. All branch circuits shall be a minimum 12-gauge copper.
3. Use of circuit breakers commonly known and referred to as "space saver circuit breakers" shall be prohibited in new construction. It may be allowed in panel board replacement in existing services and in upgrading of existing services if the service panel is rated for their use, with the approval of the code official.

Sec. 18-55. - Stop work orders; violations.

(a) Whenever any work is being done in violation of any of the provisions of this chapter or in variance with the terms of any permit issued for such work, the building official may order all work on the job stopped until such violation is ceased. Whenever variance is eliminated or any work or installation made in violation of this chapter corrected, such stop work order, if oral, shall be followed by a written stop work order within 24 hours (excluding Saturday, Sunday or holidays). (b) No person shall do or perform any work in violation of this chapter or such stop work order, except as may be necessary to prevent injury, damage to persons or property.

Sec. 18-56. - Penalty.

(a) Whoever violates or fails to comply with any of the provisions of this chapter or with any of the provisions and requirements of the NEC, as adopted in section 18-46 of this chapter, or fails to comply with any order made thereunder, or violates any detailed statement of specifications or plans submitted and approved thereunder, shall, for each and every such

violation and noncompliance respectively, be fined not more than \$750.00 or the then current maximum statutorily allowed fine. A separate offense shall be deemed committed each day during or on which a violation or non-compliance occurs or continues.(b)The application of the penalty provided in subsection (a) of this section shall not be deemed to preclude the enforced removal of prohibited conditions or the application of any equitable remedy.

Section 2. That Ordinance No. 5685-12-06 of the City of Edwardsville and all other ordinances or parts of ordinances or resolutions in conflict herewith are hereby repealed.

Section 3. That if any section, subsection, sentence, clause or phrase of this ordinance is for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance. The city council hereby declares that it would have passed this ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

Section 4. That nothing in this ordinance or in the Building Code hereby adopted shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed as cited in Section 3 of this ordinance; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this ordinance.

Section 5. That the City Clerk is hereby ordered and directed to cause this ordinance to be filed and published in accordance with the laws of the State of Illinois.

Section 6. That this ordinance and the rules, regulations, provisions, requirements, orders and matters established and adopted hereby shall take effect and be in full force and effect from and after the date of its final passage and adoption.

PASSED BY THE CITY COUNCIL OF THE CITY OF EDWARDSVILLE, ILLINOIS,
this 5th day of July, 2022, pursuant to a roll call vote as follows:

AYES: BURNS, GRANT, MORRISON, KRAUSE, FARRAR, WARREN and STACK
NAYES:
ABSTENTION:
ABSENT:

APPROVED BY THE MAYOR OF THE CITY OF EDWARDSVILLE, ILLINOIS, this
5th day of July, 2022.

BY: Art Risavy
Art Risavy, Mayor
City of Edwardsville
Madison County, Illinois

ATTESTED:

Filed in my office this 7th day of July, 2022

BY: Michelle A. Boyer

Michelle A. Boyer, City Clerk
City of Edwardsville
Madison County, Illinois

PREPARED BY AND RETURN TO:
CITY OF EDWARDSVILLE
ATTN: CITY CLERK
118 HILLSBORO AVE.
PO BOX 407
EDWARDSVILLE, IL 62025