

AN ORDINANCE TO REGULATE THE INSTALLATION, ALTERING, CHANGING, SALE, WIRING, COMPOSITION, LOCATION, POWER, EQUIPPING, CONNECTION, PROTECTION, SAFETY AND INSPECTION OF ALL ELECTRICAL WIRING, CONDUCTORS, DEVICES, MACHINERY, FIXTURES, APPLIANCES AND INSTALLATIONS OF EVERY KIND WITHIN THE TOWN OF MAGNOLIA, TEXAS: PROVIDING FOR ELECTRICAL INSPECTORS AND THEIR DEPUTIES, THEIR APPOINTMENT, OATH, QUALIFICATIONS, DUTIES, POWERS, INSPECTIONS AND RECORDS AND PROHIBITING INTERFERENCE WITH THEM: REQUIRING THOSE WHO DO ELECTRICAL WORK IN SAID CITY TO OBTAIN LICENSES AS A MASTER, JOURNEYMAN, MAINTENANCE OR APPRENTICE ELECTRICIAN, DEFINING THE SAME, ESTABLISHING THEIR QUALIFICATIONS, REQUIRING THEM TO CARRY CERTAIN INSURANCE, PROVIDING FOR APPEAL TO THE CITY COUNCIL FROM THE GRANTING OR REFUSAL OF SUCH LICENSES, PROHIBITING THE TRANSFER OF ANY SUCH LICENSE AND PROVIDING FOR THE SUSPENSION OR REVOCATION OF SUCH LICENSES: ADOPTING THE 1971 NATIONAL ELECTRIC CODE, STANDARD OF THE NATIONAL BOARD OF FIRE UNDERWRITERS FOR ELECTRICAL WIRING AND APPARATUS AS APPROVED MAY 17, 1971, AND REQUIRING THE PROVISIONS THEREOF TO BE FOLLOWED EXCEPT AS OTHERWISE IN CONFLICT WITH THE ORDINANCE, AND PROVIDING FOR RESOLUTION OF CONFLICTS BETWEEN SUCH CODES: REQUIRING IDENTIFICATION OF THE MAKER TO BE PLACED ON ALL ELECTRICAL MATERIALS, APPARATUS, DEVICES, APPLIANCES, FIXTURES AND EQUIPMENT: MAKING UNLAWFUL THE USE OF UNMETERED ELECTRIC CURRENT OR THE BREAKING OF THE POWER COMPANY'S SEAL UPON A METER: REQUIRING THE CORRECTION OF DEFECTS DETECTED BY INSPECTION: PROVIDING THAT THE TOWN OF MAGNOLIA ASSUMES NO LIABILITY BY REASON OF MAKING INSPECTIONS OR THE ISSUANCE OF CERTIFICATES OF APPROVAL: PROHIBITING AND PROVIDING FOR THE REMOVAL AND CORRECTION OF HAZARDS OR OBSTRUCTIONS TO THE WORK OF THE FIRE DEPARTMENT: DEFINING THE WORDS "ELECTRIC WIRING AND APPARATUS", PRESCRIBING THE CONTENTS OF APPLICATIONS FOR INSTALLATION, ALTERATION OR CHANGE OF "ELECTRIC WIRING AND APPARATUS", REQUIRING PROCUREMENT OF PERMITS THEREFOR, THE FEES TO BE CHARGED THEREFOR, THE INSPECTION OF WORK TO BE DONE THEREUNDER, THE FEES THEREFOR, AND PROVIDING REINSPECTION FEES, AND PROHIBITING THE CONCEALMENT OF ANY SUCH WORK UNTIL THE POSTING OF A NOTICE OF COMPLIANCE BY THE ELECTRICAL INSPECTOR: PROVIDING THAT THE ORDINANCE SHALL NOT BE RETROACTIVE IN EFFECT: PROVIDING FOR SEVERABILITY: PROVIDING THAT VIOLATION OF THE ORDINANCE SHALL BE A MISDEMEANOR PUNISHABLE BY A FINE OF NOT LESS THAN TEN DOLLARS NOR MORE THAN TWO HUNDRED DOLLARS: AND EXEMPTING FROM THE LICENSING PROVISIONS HOME OWNERS DOING ELECTRICAL WORK IN THEIR OWN HOMES.

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF MAGNOLIA, TEXAS:

1. The position of Chief Electrical Inspector and Deputy Electrical or Inspectors in and for the Town of Magnolia, is hereby created, and said positions or so many as he deems necessary shall be filled by appointment by the Mayor and Council within sixty (60) days after the passage of this ordinance. Any person so appointed may be removed at any time, with or without cause, by the Mayor and Council. Said Electrical Inspectors shall be competent electricians, well versed in all the ordinances, rules and requirements of the Town of Magnolia governing electrical matters. Before assuming authority conferred by this ordinance the Electrical Inspectors shall take oath usually administered to other city officials, and shall give bond to the Town of Magnolia in the penal sum of One Thousand Dollars (\$1,000.00) conditioned upon the faithful performance of their duties. The Electrical Inspector is hereby given the power of a Police Officer of the Town of Magnolia.

2. Every corporation, partnership, association or individual owning or operating a line of wires over streets, alleys, or buildings in this city shall use only wires that are suitable and strong; shall suitably

and safely attach them to strong and sufficient supports and insulate them at all points of attachment and shall remove all wires when abandoned for use.

3. No corporation, partnership, association, or individual shall engage in installing, altering or changing of any electric wiring and apparatus within any building in the Town of Magnolia, who does not have a valid, unexpired and subsisting Master Electrician's License from the Town of Magnolia. No person shall engage in any installing, altering or changing of any electric wiring and apparatus, within any building in the Town of Magnolia, who does not hold a valid, subsisting and unexpired Master Electrician's License of the Town of Magnolia, or a valid, subsisting and unexpired Journeyman Electrician's, Maintenance or Apprentice Electrician's License from the Town of Magnolia, and in the latter case such person shall only engage in electrical work in the Town of Magnolia when employed by and actually working under the supervision and control of one holding a valid, subsisting and unexpired Master Electrician's License from the Town of Magnolia. None of the provisions of this paragraph shall apply to a homeowner who personally engages in doing electrical work in his own home.

4. No Master Electrician's License shall be issued until he shall have arranged to carry the following insurance, or having been issued may be revoked, if such insurance is not kept in force:

- A. Workman's Compensation Insurance on each and every one of his employees and this insurance shall be in accordance with the provision of the Workman's Compensation Act of the State of Texas:
- B. Public Liability Insurance to the extent of \$50,000.00 for any one accident and \$25,000.00 for any one person:
- C. Property Damage Insurance to the extent of \$10,000.00 for any one accident and \$50,000.00 in the aggregate; and
- D. Such insurance shall be written by an accredited company under the supervision of the Board of Insurance Commissioners of the State of Texas.

Evidence of the compliance with the above insurance requirements shall be considered as having been met when the policy, a copy thereof, or a certificate of insurance has been filed with and approved by the electrical inspector. Such policy shall include an indorsement thereon that the electrical inspector will be notified at least ten (10) days in advance in the event of the policy or policies are cancelled or expire before the expiration date of the license.

5. A. "MASTER ELECTRICIAN" is hereby defined to be any person skilled in the planning, supervision, installation, alteration or changing of electric wiring and apparatus, and familiar with the rules, laws and regulations governing the same, and who has been licensed in the manner provided by this Ordinance. Maintenance Electrician Defined: Electricians regularly employed on a permanent basis by any person, and who performs work only in the confines of the building or buildings in or on the premises where they are regularly employed on a permanent basis, who do electrical maintenance work, shall be known as maintenance electricians. (Maintenance shall mean the keeping in safe repair of any or all electrical installations, apparatus, and equipment and the moving or relocating same within or on the premises of the place of permanent employment but does not include the installation of new and additional electrical work, electrical equipment, or electrical apparatus.) Such Electrician shall be a qualified Journeyman Electrician. "JOURNEYMAN ELECTRICIAN", MAINTENANCE or an APPRENTICE ELECTRICIAN is hereby defined to be any person, other than a Master Electrician, who is engaged in the practical installation, alteration or changing of electric wiring and apparatus and who has been granted a license in the manner provided by this Ordinance. Any person desiring a license as a Master Journeyman, Maintenance, or Apprentice Electrician as the case may be, shall

apply to the Town of Magnolia therefor, and shall submit to a reasonable examination, by the Chief Electrical Inspector, testing such applicant's knowledge and skill to act as a Master, Journeyman, Maintenance or Apprentice Electrician, as the case may be. If the applicant establishes his qualifications for the license applied for, to the satisfaction of the Chief Electrical Inspector, he may order the issuance of the license to the applicant upon payment by the applicant to the Town of Magnolia of the required fee: otherwise, the application may be denied. The annual fee for a Master Electrician's License shall be \$35.00. The annual fee for a Journeyman, Maintenance Electrician's License shall be \$10.00 for the first year and \$5.00 thereafter, and the annual fee for an Apprentice Electrician's License shall be \$ 1.00 All licenses shall expire on December 31, following the date of their issuance.

B. Any person who has applied for a license as a Master, Journeyman, Maintenance, Apprentice Electrician, which application shall be refused by the Chief Electrical Inspector, or those license has been suspended or revoked, may, within 10 days thereafter apply to the City Council for a full hearing before the City Council or before an examining board appointed by the City Council, which body shall determine the applicant's qualifications or suspension or revocation, and shall make a final ruling in connection with the granting or refusal of such license.

6. SUSPENSION OR REVOCATION OF LICENSES: Any license may, after hearing by the City Council, be revoked or suspended by the City Council upon any of the following grounds:

- (a). habitual drunkenness or the use of narcotics;
- (b). conviction of a crime involving moral turpitude;
- (c). adjudication of insanity;
- (d). untrue statements made in obtaining license;
- (e). violating or permitting any violation of this ordinance, or any other electrical ordinance, rule or regulation of the Town of Magnolia;
- (f). defrauding any person for whom he has rendered or contracted to render service;
- (g). securing a permit for installation not performed or to be performed by permittee;
- (h). securing permit under any pretext for an installation concerning which applicant has no valid contract;
- (i). failing to use good materials;
- (j). failure to do work in a good and workman-like manner; and
- (k). untrue statements or fraud in procuring a permit.

7. A. The 1971 National Electrical Code, Standard of the National Board of Underwriters for electric wiring and apparatus as recommended by the National Fire Protective Association and approved May 17, 1971, by the American Standards Association, and the authentic copy of which have been filed with the City Clerk, are hereby adopted as a part of this ordinance, and shall govern and be observed and followed in all electrical wiring, and in the construction, installation, repair, alteration, operation and maintenance of electrical wiring, apparatus or fixtures, except insofar as they may conflict with the provisions of this ordinance. In case of conflict between the National Electrical Code and the National Electrical Safety Code, the provisions of the National Electrical Code shall prevail.

B. No electrical materials, apparatus, devices, appliances, fixtures, or equipment shall be sold or installed in the City unless they are in conformity with the provisions of this article, the statutes of the State of Texas and the rules and regulations issued by the Industrial Commission of the State of Texas under authority of the State statutes. The maker's name, trademark or other identification symbol shall be placed on all electrical materials, apparatus, devices, appliances, fixtures and equipment used or installed under this article.

C. In general, any type of wiring or wiring system may be used in the Town of Magnolia as approved in the National Codes adopted in this Ordinance, except where specifically prohibited herein.

D. Armored cable Type AC shall not be used under any conditions except where it has lead sheath, Type ACL, and then not be used underground or imbedded in concrete.

E. Flexible metallic conduit shall not be used except for temporary work or for use in store fixtures or other fixtures installed within buildings, in electric ranges or for motor connections not over five feet long where flexibility is necessary, except where longer lengths are necessary for a particular installation to obtain the flexibility necessary for that installation.

F. All joints in, or to, branch lighting circuits shall have soldered connections, or the connections shall be made with an approved solderless connector and such approved solderless connector shall be of the positive pressure type only and not of the screw-on or fixture type.

G. In cold storage vaults, all wiring shall be approved for moist or wet locations and encased in rigid galvanized conduit, or electrical metallic tubing. All equipment shall be of the vapor-proof type where such suitable equipment shall be approved as being suitable for use under the conditions under which it will be used.

H. 1. Open wiring is approved only for temporary work, and in central stations, sub-stations, transformer vaults and at switchboards.
2. Elsewhere than in central stations, and substations, all circuits operating at more than 600 volts shall enter buildings or structures in conduit run underground or extended overhead from another structure.

I. All sockets within eight feet of earth or grounded surfaces, such as floors of conducting material, bathroom fixtures, kitchen sinks or other grounded surfaces, shall be controlled by a wall switch or wall switches which shall be fully insulated from the operator.

J. All services and interior feeders shall be installed in rigid metal conduit or electrical metallic tubing, except that underground services or feeders may be run in approved duct encased in at least 2 inches of concrete and except that overhead services or feeders may be run in approved busways. Overhead services or feeders run between two buildings within six feet of each other shall be run in rigid metal conduit, electrical metallic tubing or approved busways, or schedule 40 pvc. conduit. Where underground services or feeders are run in approved duct, a continuous grounding wire or cable shall be installed in this duct from metal to metal to make a continuous ground and the minimum size of this wire or cable shall be that required for grounding the alternating current circuits and service equipment or interior raceway and equipment, as the case may be. Where duct is used, it shall be buried at least eighteen inches below the ground surface. Where duct is used, it shall in no case be smaller than two inches inside diameter. Where conduit fittings are used ahead of meter cabinets, same shall be sealable type and shall be plainly visible.

K. It shall be unlawful and considered a violation of this ordinance for any unauthorized person to remove the electrical public service company seal protecting metering devices or by bridging or making connections ahead of metering devices resulting in unmetered electrical energy to be delivered or be available for any purpose.

L. A single main service disconnect and set of overcurrent devices shall be provided for each meter on all residences and apartments. On all commercial buildings now existing or to be constructed there

must be provided a central means of disconnect, but no more than six means of disconnect.

M. Service disconnect switches must be of the externally operable type. All distribution cabinets must be of the dead front type with wiring space.

N. All service and branch circuits overcurrent protective devices rated at thirty amperes or less, are to be equipped with automatic overcurrent protective elements which are definite and cannot readily be changed from one rating to another.

O. Where meters are installed in inaccessible places in houses or buildings and the electric public service company desires to relocate said meter loops for convenience in the rendering of its service, it may, upon request to the Chief Electrical Inspector, have a licensed electrician re-install meter loops to a point where the same would be located if the house or building where having a new system of wiring installed, and all such work, so done at the request of the electric public service company shall be performed without cost to the owner; unless said relocation is the result of said wiring having been condemned by the Chief Electrical Inspector for practices in violation of the ordinances of the Town of Magnolia.

P. The meter cabinets and electrical metering equipment through which service is rendered by the electric public service company to domestic establishments and buildings combining domestic establishments with commercial or industrial usage, shall be installed where readily accessible on the building. Fire-proof meter cabinets or meter sockets shall be supplied by the electric public service company and installed by the electrician performing the work, said meter cabinets to be located so the center of the opening for the meter dial shall be not less than five feet nor more than six feet above mean ground level, and to be readily accessible to the electric public service company service. On apartment buildings, where space limitations will not permit placing all meters at the same height, they may be arranged in two tiers, with the openings for the meter dials in lower tier as near as practicable to five feet above mean ground level and second tier placed as near as practicable above the first. Where space limitations will not permit placing of meter cabinets as outlined above, the electric public service company, subject to the approval of the City Electrical Inspector, may determine the arrangement to be used. All service outlets shall be located so as to permit placing the electric public service company's service wires on the wall of the building next to the supply.

Q. The electric public service company shall never require the placing of meter on the front or street side of a building, without the written consent of the owner, and where not practical in the opinion of the Chief Electrical Inspector to place metering devices on the exterior of the building said location shall be at a point, or points, convenient to the electric public service company's service as determined by the Chief Electrical Inspector.

No corporation, partnership, association, or individual shall transfer any electrical permit Master Electrician's License, Journeyman Electrician's License, Maintenance, or Apprentice Electrician's License, issued under the provisions of this ordinance, nor do any electrical work covered by this ordinance, under any transferred electrical permit, Master Electrician's License, Journeyman Electrician's License, Maintenance, or Apprentice Electrician's License, shall be and is hereby illegal and void, and any corporation, partnership, association or individual permitting the transfer of any permit, Master Electrician's License, Journeyman Electrician's License, Maintenance, or Apprentice Electrician's License, or permitting any electrical work, covered by this ordinance, to be done by any corporation, partnership, association or individual, other than the one to whom any such permit, Master

Electrician's License, Journeyman Electrician's License, Maintenance or Apprentice Electrician's License is issued, shall be cause for revocation of their own permit or license, as the case may be.

Refusal to comply with the lawful requirements of an Electrical Inspector, bad faith, or unreasonable delay in the performance of any installation, alteration or changes of electrical wiring and apparatus or the correction of any defect pointed out by an Electrical Inspector, covered by this Ordinance, shall subject the one so offending to a suspension of his license or revocation thereof, and each Master Electrician shall be held responsible for any violation of this ordinance by any one of his employees.

R. The point of attachment of service drop conductors shall be at the highest practical point but in no instance less than ten (10) feet or more than twenty-five feet above mean ground level unless a greater height is necessary to obtain the required clearances; except in buildings not high enough to permit a point of attachment at least ten (10) feet above mean ground level, the point of attachment shall be attained by the use of a bracket or rack.

S. Service disconnection means shall be located so that the height to the center of the operating handle shall not be less than four feet nor more than six feet above the floor or finish grade.

T. Service switches and other electrical equipment installed on the exterior of a building or outside any building shall be considered as being exposed to the weather and all equipment installed on the exterior of a building or outside any building shall be considered as being exposed to the weather and all switches and equipment shall be of a type approved for the prevailing conditions. Switches and equipment installed on the outside of the building and structure shall be considered as being on the exterior of the building and exposed to the weather. The maximum distance between meter service and disconnection means shall be six feet either inside or outside the building wall.

U. In all dwellings, there shall be a separate circuit for automatic washing machines, disposals, and dishwashers, in addition to the regular kitchen and dining room appliance circuit. Such circuits are to be 12-2AWG conductors, 20 ampere automatic protective elements.

V. When a permit is issued for addition or alteration to electrical system of a residence, apartment, or rooming house wiring, service conduit for any occupancy shall be not less than 1" size. No fewer than three independent conductors of number 4 THW copper conductors or larger shall be used to effect a change of service and/or meter loop in any residence, apartment, apartment house, commercial building or other building or whatsoever character now existing or to be constructed within the Town of Magnolia, Texas.

W. In unfinished attics or roof spaces non-metallic sheathed cable and armored lead cable wiring shall be run through bored holes in joists and studs, where head clearance between top of joists and bottom of rafters is 3 feet or more. When clearance is less than 3 feet, non-metallic sheathed cable and armored cable may be run on top of the joists.

X. All window air conditioning units, attic fans, electric dryers, electric water heaters and similar electrical appliances or devices which shall be installed or reinstalled within the Town of Magnolia, Texas, shall be serviced by an independent or separate electrical circuit of number 10 AWG copper or larger, wire conductors for each of such appliances or devices.

All window air conditioning units, whether to be operated on one hundred ten (110) or two hundred twenty (220) volt current, which are

installed or reinstalled with the Town of Magnolia, Texas, in any residence, apartment, apartment house, commercial building or other building of whatsoever character, shall be installed with and bonded to, a polarized plug and number 10 AWG copper conductor shall be used in bonding said air conditioning unit to the said polarized plug.

Y. All electrical receptacles to be used by appliances having cord and plug within residential occupancies to be grounded and of the three-pole grounded type.

8. This ordinance shall not be construed to relieve or lessen the responsibility of any party owning, operating or controlling any electric wiring, apparatus, devices, appliances, fixtures, or equipment for damages to person or property caused by any defect therein, nor shall the City be held as assuming by this ordinance any such liability by reason of the inspection authorized herein, or the certificates of approval issued as herein provided, or otherwise.

9. All wiring for electric light or power hereafter installed or reinstalled in churches, theatres, other places used for public gatherings and all buildings within the Fire Limits in the Town of Magnolia shall be installed in suitable approved conduits, and all wires hereafter installed in unfinished basements in all buildings other than dwellings designed for the occupancy of not more than three families, shall be likewise placed in similar conduits.

10. It shall be the duty of the Chief Electrical Inspector and the Deputy Electrical Inspector to enforce the provisions of this ordinance or any ordinance or ordinances now in force or which may hereafter be adopted concerning electric wiring or apparatus.

11. No wire or wires shall be installed, operated or maintained over any street, alley, sidewalk, or building in this city which shall be liable to seriously interfere with the work of the fire department in the use of ladders or other apparatus, or which shall obstruct or render hazardous the use of fire escapes, and on complaint of the Fire Chief, said obstruction interfering, or hazardous wires shall be removed or properly rearranged.

12. Wherever possible and expedient signal wires shall not be carried on the same pole with or in dangerous proximity to high potential electric light or power wires and where a joint occupancy pole line composed of these two classes of system is necessary, or where the route traversed by these systems cross each other, the high potential electric light or power wires shall be placed and maintained not less than forty (40) inches above every signal wire, and where it is impossible to provide for such a separation it shall be the duty of the Electrical Inspector to arrange and enforce an equitable and safe alternative plan.

13. The said Chief Electrical Inspector and/or any Deputy Electrical Inspector shall have the right during reasonable hours to enter any building, manhole, or subway in the discharge of his official duties and/or for the purpose of inspecting the electrical apparatus or appliances therein contained, and for that purpose he shall be given prompt access to all buildings, private or public and all manholes and subways on application to the company, firm or individual owning or in charge or control of same.

14. Where wires or apparatus are found in dangerous or unsafe condition, or are deemed to be an interference with the work of the fire department, he shall notify the person, firm or company owning, using, or operating them to place them in a safe, secure and non-interfering condition. Any corporation co-partnership, association, or individual or agent thereof failing, neglecting, or refusing within a reasonable time to make the necessary repairs or changes, and have the necessary work completed within a reasonable time after the receipt of said notice, shall be deemed guilty of violation of this ordinance, and every day which shall elapse after the expiration of said reasonable time until said wires and apparatus are repaired, removed, or changed as required by said Electrical Inspector, shall

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- A. Workman's Compensation Insurance on each and every one of his employees and this insurance shall be in accordance with the provision of the Workman's Compensation Act of the State of Texas:
- B. Public Liability Insurance to the extent of \$50,000.00 for any one accident and \$25,000.00 for any one person:
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Evidence of the compliance with the above insurance requirements shall be considered as having been met when the policy, a copy thereof, or a certificate of insurance has been filed with and approved by the electrical inspector. Such policy shall include an indorsement thereon that the electrical inspector will be notified at least ten (10) days in advance in the event of the policy or policies are cancelled or expire before the expiration date of the license.

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- (d). untrue statements made in obtaining license;
- (e). violating or permitting any violation of this ordinance, or any other electrical ordinance, rule or regulation of the Town of Magnolia;
- (f). defrauding any person for whom he has rendered or contracted to render service;
- (g). securing a permit for installation not performed or to be performed by permittee;
- (h). securing permit under any pretext for an installation concerning which applicant has no valid contract;
- (i). failing to use good materials;
- (j). failure to do work in a good and workman-like manner; and
- (k). untrue statements or fraud in procuring a permit.

7. A. The 1971 National Electrical Code, Standard of the National Board of Underwriters for electric wiring and apparatus as recommended by the National Fire Protective Association and approved May 17, 1971, by the American Standards Association, and the authentic copy of which have been filed with the City Clerk, are hereby adopted as a part of this ordinance, and shall govern and be observed and followed in all electrical wiring, and in the construction, installation, repair, alteration, operation and maintenance of electrical wiring, apparatus or fixtures, except insofar as they may conflict with the provisions of this ordinance. In case of conflict between the National Electrical Code and the National Electrical Safety Code, the provisions of the National Electrical Code shall prevail.

B. No electrical materials, apparatus, devices, appliances, fixtures, or equipment shall be sold or installed in the City unless they are in conformity with the provisions of this article, the statutes of the State of Texas and the rules and regulations issued by the Industrial Commission of the State of Texas under authority of the State statutes. The maker's name, trademark or other identification symbol shall be placed on all electrical materials, apparatus, devices, appliances, fixtures and equipment used or installed under this article.

C. In general, any type of wiring or wiring system may be used in the Town of Magnolia as approved in the National Codes adopted in this Ordinance, except where specifically prohibited herein.

D. Armored cable Type AC shall not be used under any conditions except where it has lead sheath, Type ACL, and then not be used underground or imbedded in concrete.

E. Flexible metallic conduit shall not be used except for temporary work or for use in store fixtures or other fixtures installed within buildings, in electric ranges or for motor connections not over five feet long where flexibility is necessary, except where longer lengths are necessary for a particular installation to obtain the flexibility necessary for that installation.

F. All joints in, or to, branch lighting circuits shall have soldered connections, or the connections shall be made with an approved solderless connector and such approved solderless connector shall be of the positive pressure type only and not of the screw-on or fixture type.

G. In cold storage vaults, all wiring shall be approved for moist or wet locations and encased in rigid galvanized conduit, or electrical metallic tubing. All equipment shall be of the vapor-proof type where such suitable equipment shall be approved as being suitable for use under the conditions under which it will be used.

H. 1. Open wiring is approved only for temporary work, and in central stations, sub-stations, transformer vaults and at switchboards.
2. Elsewhere than in central stations, and substations, all circuits operating at more than 600 volts shall enter buildings or structures in conduit run underground or extended overhead from another structure.

I. All sockets within eight feet of earth or grounded surfaces, such as floors of conducting material, bathroom fixtures, kitchen sinks or other grounded surfaces, shall be controlled by a wall switch or wall switches which shall be fully insulated from the operator.

J. All services and interior feeders shall be installed in rigid metal conduit or electrical metallic tubing, except that underground services or feeders may be run in approved duct encased in at least 2 inches of concrete and except that overhead services or feeders may be run in approved busways. Overhead services or feeders run between two buildings within six feet of each other shall be run in rigid metal conduit, electrical metallic tubing or approved busways, or schedule 40 pvc. conduit. Where underground services or feeders are run in approved duct, a continuous grounding wire or cable shall be installed in this duct from metal to metal to make a continuous ground and the minimum size of this wire or cable shall be that required for grounding the alternating current circuits and service equipment or interior raceway and equipment, as the case may be, where duct is used, it shall be buried at least eighteen inches below the ground surface. Where duct is used, it shall in no case be smaller than two inches inside diameter. Where conduit fittings are used ahead of meter cabinets, same shall be sealable type and shall be plainly visible.

K. It shall be unlawful and considered a violation of this ordinance for any unauthorized person to remove the electrical public service company seal protecting metering devices or by bridging or making connections ahead of metering devices resulting in unmetered electrical energy to be delivered or be available for any purpose.

L. A single main service disconnect and set of overcurrent devices shall be provided for each meter on all residences and apartments. On all commercial buildings now existing or to be constructed there

must be provided a central means of disconnect, but no more than six means of disconnect.

- M. Service disconnect switches must be of the externally operable type. All distribution cabinets must be of the dead front type with wiring space.

- N. All service and branch circuits overcurrent protective devices rated at thirty amperes or less, are to be equipped with automatic overcurrent protective elements which are definite and cannot readily be changed from one rating to another.

- O. Where meters are installed in inaccessible places in houses or buildings and the electric public service company desires to relocate said meter loops for convenience in the rendering of its service, it may, upon request to the Chief Electrical Inspector, have a licensed electrician re-install meter loops to a point where the same would be located if the house or building where having a new system of wiring installed, and all such work, so done at the request of the electric public service company shall be performed without cost to the owner; unless said relocation is the result of said wiring having been condemned by the Chief Electrical Inspector for practices in violation of the ordinances of the Town of Magnolia.

- P. The meter cabinets and electrical metering equipment through which service is rendered by the electric public service company to domestic establishments and buildings combining domestic establishments with commercial or industrial usage, shall be installed where readily accessible on the building. Fire-proof meter cabinets or meter sockets shall be supplied by the electric public service company and installed by the electrician performing the work, said meter cabinets to be located so the center of the opening for the meter dial shall be not less than five feet nor more than six feet above mean ground level, and to be readily accessible to the electric public service company service. On apartment buildings, where space limitations will not permit placing all meters at the same height, they may be arranged in two tiers, with the openings for the meter dials in lower tier as near as practicable to five feet above mean ground level and second tier placed as near as practicable above the first. Where space limitations will not permit placing of meter cabinets as outlined above, the electric public service company, subject to the approval of the City Electrical Inspector, may determine the arrangement to be used. All service outlets shall be located so as to permit placing the electric public service company's service wires on the wall of the building next to the supply.

- Q. The electric public service company shall never require the placing of meter on the front or street side of a building, without the written consent of the owner, and where not practical in the opinion of the Chief Electrical Inspector to place metering devices on the exterior of the building said location shall be at a point, or points, convenient to the electric public service company's service as determined by the Chief Electrical Inspector.

No corporation, partnership, association, or individual shall transfer any electrical permit Master Electrician's License, Journeyman Electrician's License, Maintenance, or Apprentice Electrician's License, issued under the provisions of this ordinance, nor do any electrical work covered by this ordinance, under any transferred electrical permit, Master Electrician's License, Journeyman Electrician's License, Maintenance, or Apprentice Electrician's License, shall be and is hereby illegal and void, and any corporation, partnership, association or individual permitting the transfer of any permit, Master Electrician's License, Journeyman Electrician's License, Maintenance, or Apprentice Electrician's License, or permitting any electrical work, covered by this ordinance, to be done by any corporation, partnership, association or individual, other than the one to whom any such permit, Master

Electrician's License, Journeyman Electrician's License, Maintenance or Apprentice Electrician's License is issued, shall be cause for revocation of their own permit or license, as the case may be.

Refusal to comply with the lawful requirements of an Electrical Inspector, bad faith, or unreasonable delay in the performance of any installation, alteration or changes of electrical wiring and apparatus or the correction of any defect pointed out by an Electrical Inspector, covered by this Ordinance, shall subject the one so offending to a suspension of his license or revocation thereof, and each Master Electrician shall be held responsible for any violation of this ordinance by any one of his employees.

R. The point of attachment of service drop conductors shall be at the highest practical point but in no instance less than ten (10) feet or more than twenty-five feet above mean ground level unless a greater height is necessary to obtain the required clearances; except in buildings not high enough to permit a point of attachment at least ten (10) feet above mean ground level, the point of attachment shall be attained by the use of a bracket or rack.

S. Service disconnection means shall be located so that the height to the center of the operating handle shall not be less than four feet nor more than six feet above the floor or finish grade.

T. Service switches and other electrical equipment installed on the exterior of a building or outside any building shall be considered as being exposed to the weather and all switches and equipment shall be of a type approved for the prevailing conditions. Switches and equipment installed on the outside of the building and structure shall be considered as being on the exterior of the building and exposed to the weather. The maximum distance between meter service and disconnection means shall be six feet either inside or outside the building wall.

U. In all dwellings, there shall be a separate circuit for automatic washing machines, disposals, and dishwashers, in addition to the regular kitchen and dining room appliance circuit. Such circuits are to be 12-2AWG conductors, 20 ampere automatic protective elements.

V. When a permit is issued for addition or alteration to electrical system of a residence, apartment, or rooming house wiring, service conduit for any occupancy shall be not less than 1" size. No fewer than three independent conductors of number 4 THW copper conductors or larger shall be used to effect a change of service and/or meter loop in any residence, apartment, apartment house, commercial building or other building or whatsoever character now existing or to be constructed within the Town of Magnolia, Texas.

W. In unfinished attics or roof spaces non-metallic sheathed cable and armored lead cable wiring shall be run through bored holes in joists and studs, where head clearance between top of joists and bottom of rafters is 3 feet or more. When clearance is less than 3 feet, non-metallic sheathed cable and armored cable may be run on top of the joists.

X. All window air conditioning units, attic fans, electric dryers, electric water heaters and similar electrical appliances or devices which shall be installed or reinstalled within the Town of Magnolia, Texas, shall be serviced by an independent or separate electrical circuit of number 10 AWG copper or larger, wire conductors for each of such appliances or devices.

All window air conditioning units, whether to be operated on one hundred ten (110) or two hundred twenty (220) volt current, which are

installed or reinstalled with the Town of Magnolia, Texas, in any residence, apartment, apartment house, commercial building or other building of whatsoever character, shall be installed with and bonded to, a polarized plug and number 10 AWG copper conductor shall be used in bonding said air conditioning unit to the said polarized plug.

Y. All electrical receptacles to be used by appliances having cord and plug within residential occupancies to be grounded and of the three-pole grounded type.

8. This ordinance shall not be construed to relieve or lessen the responsibility of any party owning, operating or controlling any electric wiring, apparatus, devices, appliances, fixtures, or equipment for damages to person or property caused by any defect therein, nor shall the City be held as assuming by this ordinance any such liability by reason of the inspection authorized herein, or the certificates of approval issued as herein provided, or otherwise.

9. All wiring for electric light or power hereafter installed or reinstalled in churches, theatres, other places used for public gatherings and all buildings within the Fire Limits in the Town of Magnolia shall be installed in suitable approved conduits, and all wires hereafter installed in unfinished basements in all buildings other than dwellings designed for the occupancy of not more than three families, shall be likewise placed in similar conduits.

10. It shall be the duty of the Chief Electrical Inspector and the Deputy Electrical Inspector to enforce the provisions of this ordinance or any ordinance or ordinances now in force or which may hereafter be adopted concerning electric wiring or apparatus.

11. No wire or wires shall be installed, operated or maintained over any street, alley, sidewalk, or building in this city which shall be liable to seriously interfere with the work of the fire department in the use of ladders or other apparatus, or which shall obstruct or render hazardous the use of fire escapes, and on complaint of the Fire Chief, said obstruction interfering, or hazardous wires shall be removed or properly rearranged.

12. Wherever possible and expedient signal wires shall not be carried on the same pole with or in dangerous proximity to high potential electric light or power wires and where a joint occupancy pole line composed of these two classes of system is necessary, or where the route traversed by these systems cross each other, the high potential electric light or power wires shall be placed and maintained not less than forty (40) inches above every signal wire, and where it is impossible to provide for such a separation it shall be the duty of the Electrical Inspector to arrange and enforce an equitable and safe alternative plan.

13. The said Chief Electrical Inspector and/or any Deputy Electrical Inspector shall have the right during reasonable hours to enter any building, manhole, or subway in the discharge of his official duties and/or for the purpose of inspecting the electrical apparatus or appliances therein contained, and for that purpose he shall be given prompt access to all buildings, private or public and all manholes and subways on application to the company, firm or individual owning or in charge or control of same.

14. Where wires or apparatus are found in dangerous or unsafe condition, or are deemed to be an interference with the work of the fire department, he shall notify the person, firm or company owning, using, or operating them to place them in a safe, secure and non-interfering condition. Any corporation co-partnership, association, or individual or agent thereof failing, neglecting, or refusing within a reasonable time to make the necessary repairs or changes, and have the necessary work completed within a reasonable time after the receipt of said notice, shall be deemed guilty of violation of this ordinance, and every day which shall elapse after the expiration of said reasonable time until said wires and apparatus are repaired, removed, or changed as required by said Electrical Inspector, shall

- be considered a separate offense within the intent and meaning of this ordinance.
15. Each Deputy Electrical Inspector shall in every case be known to be competent to discharge the duties of the Chief Electrical Inspector, and the rights and privileges conferred upon the Chief Electrical Inspector are hereby conferred upon each Deputy Inspector when properly appointed.
 16. The words or term "Electric Wiring and Apparatus" as used in this ordinance shall be construed to include all materials, devices, machinery, appliances, appurtenances, or conductors used in connection with the production of electric lights, heat, or power, or the transmission of electrical signals. Only copper conductors shall be used within any residence, building, or structure in the Town of Magnolia.
 17. The Chief Electrical Inspector shall decide all questions not provided for in this ordinance pertaining to the installation, operation, or maintenance of electric wiring and apparatus.
 18. All electric signs shall be erected under the provisions of this ordinance.
 19. No corporation, co-partnership, association, or individual, or agent thereof shall hereafter conceal or cause to be concealed any electric wiring or apparatus mentioned in this ordinance except with the express permission of an Electrical Inspector, and he is hereby authorized and directed to remove any flooring, lathing or plaster, sheet metal, or any other material which may conceal any electrical wiring or apparatus contrary to the provisions of this ordinance. On completion of the inspection of any electric wiring or apparatus designed to be concealed and found to be in full compliance with the provisions of this ordinance, it shall be the duty of an Electrical Inspector to post a notice to that effect at the main disconnecting means, or other conspicuous place, and said notice shall be considered as an express permission to conceal said electric wiring and apparatus but no concealment shall take place until such notice has been posted by an Electrical Inspector.
 20. The Fire Marshal or an Electrical Inspector or a competent person delegated by them or either of them shall have the power to at once cause the removal of all wires, or the turning off of all electric current where the circuits interfere with the work of the Fire Department during the progress of a fire. An Electrical Inspector is hereby authorized and empowered to cause the turning off of electric current from all conductors or apparatus which are deemed by him to be in an unsafe condition, or which have not been installed in conformity with the provisions of this ordinance.
 21. No alteration or change shall be made in the electric wiring or apparatus located within a building nor shall any such electric wiring or apparatus be installed in any building without first securing from an Electrical Inspector a permit therefor; nor shall any change be made in any wiring or apparatus after inspection without notifying an Electrical Inspector and securing a new permit therefor.
 22. Before issuing a permit for the installation of any electric wiring or apparatus, or for the alteration of or change in any electric wiring or apparatus, as provided in the preceding paragraph, an application shall be filed with the Chief Electrical Inspector, describing such installation, alteration or change to be made, including the apparatus and material to be used. No permit shall be issued until such application shall have been provided for herein, shall have been paid to the Permit Clerk of the Town of Magnolia; permits shall be issued only when the application bears the true signature of the Master Electrician except when applicant is physically incapacitated or expects to be absent from the Counties and the application so states under oath, special permission may be granted by the Mayor and Council. No deviation shall be made in the details for wiring or apparatus as shown on any application unless a new application is filed and a new permit granted, for which a permit fee shall be charged and collected as though it were a new permit.

23. Upon completion of the installation, or of any alteration or change of electric wires and apparatus in any building, it shall be the duty of the corporation, co-partnership, association or the individual doing the same to notify an Electrical Inspector who shall inspect the same within a reasonable time, and if in accordance with the ordinances, rules and regulations of the Town of Magnolia shall issue a certificate of satisfactory inspection which shall contain the date of inspection and an outline of the results of such examination; but no certificate shall be issued unless all apparatuses, wires, etc., connected therewith are in strict conformity with the rules and regulations herein set forth; nor shall current be turned on any wiring apparatus until a certificate of satisfactory inspection is issued. All electrical construction, all material and all apparatus used in connection with electric work, and the operation of all electrical apparatus, shall be in conformity with this ordinance.

No permit shall be required for the installation, maintenance or alteration of wiring, apparatus, devices, appliances or equipment for telegraph, telephone, signal service or central station protective service used in conveying signals of intelligence, except where electrical work is done on the primary side of the source of power at a voltage over 50 volts and of more than 500 watts. No permit shall be required for poles and guy anchors, for the installation, maintenance or alteration of electric wiring, apparatus, devices, appliances, or equipment to be installed by an electric public service company for the use of such company in the generation, transmission, distribution, sale or utilization of electrical energy. However, an electric public service company shall not do any wiring on a customer's premises other than wiring which is a part of the company's distribution system, including metering equipment wherever located and transformer vaults in which company's transformers are located, nor shall any of its employees do any work other than that done for said company as herein before provided for, by virtue of this exemption.

24. The holder of the Master Electrician's License, making or supervising any installation, alteration or change of the electrical wiring and apparatus within any building in the Town of Magnolia shall pay the City Tax Collector of the Town of Magnolia Inspection Fees in the amounts hereafter specified in this paragraph for each of the following items disclosed by the application for such permit:

MINIMUM FEE FOR ANY PERMIT FEE FOR ISSUING EACH PERMIT OR RECEIPT SERVICES:	\$ 1.00
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ALL Services	\$10.00
ALL Meter Loops	\$2.00
	\$2.00

OUTLETS:
(First four are included in Service and
Meter Loop Fees)
\$0.20 each
(All light switches, receptacle openings
and bell ringing transformers are classed
as outlets.)

LIGHTING FIXTURES:
Fixtures of one circuit or under and combination
of ceiling fan and lights \$0.10 each
Each Additional Circuit, per fixture \$0.50 each
(Any current-consuming device permanently
attached to an outlet for illuminating purposes shall be classed as a fixture.)

ELECTRICAL APPLIANCES - DOMESTIC:
Range Receptacle \$1.00 each
Clothes Dryer \$1.00 each
Cooking Tops \$1.00 each
Ovens \$1.00 each
Garage Disposals \$1.00 each
Dishwashers \$1.00 each
Window Air Conditioner Receptacle \$1.00 each
MOTORS, PERMANENTLY INSTALLED:
Up to but not including $\frac{1}{2}$ H. P. \$0.50

1/2 H.P. and less than 10 H. P.	\$2.00
10 H.P. and less than 50 H.P.	\$3.00
50 H.P. and less than 100 H.P.	\$6.00
100 H.P. and less than 150 H.P.	\$8.00
150 H.P. and Over	\$10.00

Motor control equipment is included in motor fees, when future motor outlets are installed, they shall be charged for at one-half the regular motor rates applying. The other one-half shall be paid at the time the motors are installed.

MISCELLANEOUS:

Motion Picture Machines	\$4.00
Commerical Sound Equipment	\$2.00
Electric Ranges	\$1.00
Electric Water Heaters	\$1.00
Electric Water Heater not to exceed 1500 watts	\$0.50
X-Ray Machines	\$3.00

Incadescent Electric Signs and Incadescent Gas or Vacuum Tube Signs (Shop Inspection)	\$3.00 per KVA
Sign Installation Inspection	\$2.00 per KVA
Streamers and Festoon Lighting, per circuit	\$1.00 each

Permanently Connected Electrical Appliances and Equipment of any nature not otherwise specified shall be charged for as follows:

0 to 5 KW	\$0.50 each
Over 5 KW	\$0.10 per KW

Temporary installations, such as wood saws, floor-surfacing machines, paint spraying apparatus, and the like shall be charged for at the rate of \$2.00 per installation, plus regular service and loop charge.

Temporary lighting installations shall be charged for at the rate of \$2.00 per installation.

Temporary installations, such as carnivals, or similar installations for amusement, show display, or similar uses, shall be charged for at the rate of \$10.00 ofr the installation of 10 KVA or less, and all load above 10 KVA shall be charged for at the rate of \$0.50 per KVA. For the purpose of this classification one horsepower of motor load shall be considered as one KVA.

Temporary Saw Pole (Per Installation)	\$5.00
Temporary Cut-in	\$5.00

Additions to Old Work shall be charged for at the same rate as new work.

Reconnection Fee	\$5.00
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DOUBLE FEES: All Electrical Permit, Inspection, Fixture and Appliance Fees shall apply, except that if any person shall make application for permit as provided herein, after the work has been started or after the work has been partially completed or concealed, such person shall pay double the fee or fees which would originally be required. These Double Fees shall be paid by the person to whom the permit is issued.

On moving and relocating of electrical equipment authorized to be done by a Master Electrician, for which a permit fee is not otherwise provided for in this section, the minimum inspection fee shall apply.

RE-INSPECTION FEE: In case it becomes necessary to make a re-inspection of any work because of faulty materials or workmanship or incompleted work, the permittee shall pay for each re-inspection a fee of Ten Dollars (\$10.00).

25. No corporation, partnership, association or individual shall cause or allow any electric wiring or apparatus to be installed, altered or changed,

in any building within the Town of Magnolia unless the corporation, partnership, association or individual doing all of such work has been licensed under the provisions of this ordinance and has received a permit under the provisions of this ordinance to do that particular electric wiring and apparatus work. All vehicles used in carrying out work under the provisions of this ordinance shall be clearly marked on the outside by lettering in at least two inches in height, giving the permit holder's name, address and telephone number.

26. No corporation, co-partnership, association, or individual, or agent thereof, shall interfere with the Chief Electrical Inspector or of any person or persons deputized to assist him as herein before provided, while in the performance of duty, and each such interference shall be deemed to constitute a separate offense within the intent and meaning of this ordinance.

27. The Chief Electrical Inspector shall cause to be kept a full and complete record of all work done, permits issued, examinations made, or other official work performed as required by this ordinance and shall annually make a full and detailed report thereof to the Mayor and Council. Said record shall be so arranged as to afford prompt information concerning the condition and general arrangement of any electrical equipment at the time of the last visit of an Electrical Inspector.

28. The terms of this ordinance shall not be construed to operate against or upon any contract or contracts for the installation, alteration or changes in electrical wiring or apparatus, which may have been entered into under the existing ordinances, if the performance of the work under such contract or contracts has been undertaken and is unfinished at the time of the taking effect of this ordinance.

29. Any corporation, partnership, association or individual violating any of the terms or provisions of this ordinance shall be guilty of a misdemeanor, and upon conviction shall be fined any sum not less than \$10.00 nor more than \$200.00 for each and every offense.

30. If any section, paragraph, subdivision, clause, phrase or provision of this ordinance shall be adjudged invalid or held unconstitutional, the same shall not affect the validity of this ordinance as a whole or any part or provision thereof other than the part so decided to be invalid or unconstitutional.

This ordinance shall take effect from and after its passage, approval and publication

PASSED AND APPROVED on this the 12th day of June, 1978.

Walter A. LeBlanc, Mayor

ATTEST:

Jo Anne Presley
City Secretary