

ORDINANCE NO. 1198

AN ORDINANCE AMENDING CHAPTER 21 ARTICLE 4 OF THE FORT MORGAN MUNICIPAL CODE CONCERNING THE NATIONAL ELECTRICAL CODE AND THE INTERNATIONAL ENERGY CONSERVATION CODE

WHEREAS, Colorado State Statutes require the City to adhere to, adopt, and enforce the then-current electrical code adopted by the State of Colorado within the City of Fort Morgan; and

WHEREAS, despite the electrical code being adopted by the State of Colorado, in application of the code there are still ambiguities to the interpretation of certain portions of the code and confusion on which version of the National Electrical Code is in use by the City; and

WHEREAS, the City of Fort Morgan previously adopted Ordinance No. 1187 which, in part, set the date for the City to begin enforcement of the 2015 International Energy Conservation Code as January 1, 2018; and

WHEREAS, the pending enforcement date for the International Energy Conservation Code should be extended to further discuss and vet the imposition of door blower testing.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF FORT MORGAN,

Section 1: The Fort Morgan Municipal Code Chapter 21, Article 4 Section 10 is hereby repealed and replaced as follows:

Section 21-4-10. Adoption.

The National Electrical Code, sponsored by the National Fire Protection Association, Quincy, Massachusetts, as adopted by the State of Colorado, is adopted with amendments as noted in this article and as may be made from time to time. The purpose of the electrical code is to provide a practical safeguarding of persons and of buildings, structures and their contents from hazards arising from the use of electricity for light, heat, power, radio, signaling and for other purposes. The National Electrical Code, referred to in this article as the "N.E.C.," is on file in the offices of the city clerk, the city attorney, and the chief building official, and open to the inspection of the public at reasonable times.

Section 2: The Fort Morgan Municipal Code Chapter 21, Article 4 Section 15 is hereby added as follows:

Section 21-4-15. Amendments.

(a) Section 110.26 of the National Electric Code is revised to read and provide as follows:

(1) Indoor. Indoor installations shall comply with 110.26(E) (I) (a) through (E) (I).

(a) Dedicated Electrical Space. The space equal to the width and depth of the equipment and extending from the floor to a height of 1.8 m (6ft) above the equipment or to the structural ceiling, whichever is lower, shall be dedicated to the electrical installation. No piping, ducts, leak protection apparatus, or other equipment foreign to the electrical installation shall be located in this Dedicated Electrical Space and the Dedicated Electrical Space shall not be located behind any personal door utilized to access the Dedicated Electrical Space.

Exceptions:

1. *Suspended ceilings with removable panels shall be permitted within the 1.8-m (6-ft) zone.*
2. *Single phase, 225 amps or less, electrical installations may be installed behind a personal door in a single family dwelling unit.*

Section 3. The Fort Morgan Municipal Code Chapter 21, Article 4 Section 580 is hereby amended as reflected below:

Section 21-4-580. Electrical service requirements.

(3) The service cabinet shall be in a readily accessible place as near as possible to the point where the service conduit enters the building, but in no place where it will require over fifteen (15) feet of conduit (Electrical Metallic Tubing: EMT, Rigid Metal Conduit: RMC, Liquidtight Flexible Metal Conduit: LFMC, or Rigid Polyvinyl Chloride Conduit: PVC Schedule 80 installed per the National Electrical Code) from point of entrance to the service device.

(4) The service cabinet shall be so located that the handle of the service switch shall not be over seven (7) feet above a permanent floor.

Section 4. The Fort Morgan Municipal Code Chapter 21, Article 11 Section 10 is hereby amended as reflected below:

Sec. 21-11-10. - Adoption.

That certain document, a copy of which is on file in the office of the City Manager, being marked and designated as the International Energy Conservation Code, 2015 edition, which will be fully enforced January 1 July 1, 2018 or twelve (12) months from the date this Code is adopted. This Code does not include any of the Appendix, as published by the International Code Council, and is hereby adopted as the Energy Conservation Code of the City for regulating and governing energy efficient building envelopes and installation of energy efficient mechanical, lighting and power 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 Energy Conservation Code on file in the office of the City Manager are hereby referred to, adopted and made a part hereof as if fully set out in this Article.

**INTRODUCED, READ, ADOPTED ON FIRST READING AND ORDERED
PUBLISHED** on the 7th day of November, 2017.



THE CITY COUNCIL OF THE CITY OF FORT MORGAN, COLORADO



By: Ronald Shaver
Mayor

Attest:



John Brennan
City Clerk

PASSED, APPROVED AND ADOPTED ON FINAL READING AND ORDERED
PUBLISHED this 21st day of November, 2017.



THE CITY COUNCIL OF THE CITY OF FORT MORGAN, COLORADO

By: Ronald Shaver
Mayor

Attest:

John Brennan
John Brennan
City Clerk

STATE OF COLORADO)
COUNTY OF MORGAN) ss. **CERTIFICATE**
CITY OF FORT MORGAN)

I, John Brennan, the duly appointed, qualified Clerk of the City of Fort Morgan, Colorado, do hereby certify that the foregoing **Ordinance No. 1198** was, as a proposed Ordinance, duly and legally presented to the City Council of the City of Fort Morgan, Colorado, on the 7th day of November, 2017. Said ordinance, as proposed, was duly read at length at said meeting, and thereafter the same was, on the 10th day of November, 2017, published in *The Fort Morgan Times*, a daily newspaper of general circulation published and printed in the City of Fort Morgan, Morgan County, Colorado. Said proposed ordinance was again taken up and read a second time, duly and legally, passed, approved and adopted at a regular meeting of the City Council held on the 21st day of November, 2017. Within five (5) days after its final passage, said **Ordinance No. 1198** was published in *The Fort Morgan Times*, a daily newspaper of general circulation published and printed in the City of Fort Morgan, Morgan County, Colorado.

John Brennan
John Brennan
City Clerk