

(Published in the Topeka Metro News July 18, 2011)

**ORDINANCE NO. 19601**

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., amending City of Topeka Code § 14.30.010, § 14.30.060 and § 14.30.130 concerning National Electrical Code and specifically repealing said original sections.

BE IT ORDAINED BY THE GOVERNING BODY THE CITY OF TOPEKA, KANSAS:

Section 1. That section § 14.30.010, National Electrical Code – Adopted, of

The Code of the City of Topeka, Kansas, is hereby amended to read as follows:

**National Electrical Code – Adopted.**

There is hereby adopted by reference the National Electrical Code, ~~2008~~2011 Edition, and any codified supplements thereto, as promulgated by the National Fire Protection Association, Quincy, Massachusetts. The National Electrical Code, ~~2008~~2011 Edition, is hereby adopted as the electrical code of the city and incorporated in this chapter as if fully set out in this chapter.

Section 2. That section § 14.30.060, Amendments to the NEC, of The Code of the City of Topeka, Kansas, is hereby amended to read as follows:

**Amendments to the NEC.**

Amendments to the National Electrical Code adopted herein shall be set out in this section.

Section 90.2, Scope (B) Not Covered (5), of the National Electrical Code shall be deleted in its entirety and the following provisions shall be substituted therefor:

(5) Installations under the exclusive control of an electric utility where such installations:

a. Consist of service drops or service laterals, and associated metering, or

30 b. Are located (i) in legally established easements or rights-of-way, (ii) pursuant  
31 to a utility's tariff approved by the public service commission, utility commission, or other  
32 regulatory agency having jurisdiction over such utility, or (iii) pursuant to other  
33 applicable law or regulation, or

34 c. Are on property owned or leased by the electric utility for the purpose of  
35 communications, metering, generation, control transformation, transmission or  
36 distribution of electric energy.

37 Section 110.24, Available Fault Current of the National Electrical code shall be deleted  
38 in its entirety and the following provisions shall be substituted therefor:

39 Field Marking. New and replaced service equipment in other than dwelling units  
40 shall be legibly marked in the field with the maximum available fault current. The field  
41 marking(s) shall include the date the fault current calculation was performed and be of  
42 sufficient durability to withstand the environment involved.

43 Exception: The field marking requirements in 110.24 shall not be required in  
44 industrial installations where conditions of maintenance and supervision ensure that  
45 only qualified persons service the equipment.

46 Section 3. That section § 14.30.130, Required, of The Code of the City of  
47 Topeka, Kansas, is hereby amended to read as follows:

48 **Required Permit.**

49 (a) Required. Every person, before entering upon any construction or  
50 erection of any electric light or power wiring in any new building in the city, any original  
51 installation in any building or any alteration, shall make application to the development

services director for a construction permit describing the proposed work before proceeding therewith.

(b) Exception. An electrical permit is not required if the project doesn't require a building permit and the installation meets the following requirements:

- (1) General electrical maintenance.
- (2) Replacement of existing toggle switches or receptacles.
- (3) Replacement of not more than 30 lighting fixtures.
- (4) Extension of an existing 125 volt 15 or 20 amp branch circuit not more than four (4) openings and thirty (30) feet in length with the exception of locations covered by Chapters 5-7 of the National Electrical Code.

Section 4. That original § 14.30.010, § 14.30.060 and § 14.30.130 of The Code of the City of Topeka, Kansas, are hereby specifically repealed.

Section 5. This ordinance shall take effect and be in force from and after its passage, approval and publication in the official City newspaper.

Section 6. This ordinance shall supersede all ordinances, resolutions or rules, or portions thereof, which are in conflict with the provisions of this ordinance.

Section 7. Should any section, clause or phrase of this ordinance be declared invalid by a court of competent jurisdiction, the same shall not affect the validity of this ordinance as a whole, or any part thereof, other than the part so declared to be invalid.

PASSED AND APPROVED by the City Council on July 12, 2011.

CITY OF TOPEKA, KANSAS

ATTEST:

\_\_\_\_\_  
William W. Buntten, Mayor

\_\_\_\_\_  
Brenda Younger, City Clerk