

AN ORDINANCE ESTABLISHING MINIMUM STANDARDS
FOR ELECTRICAL WIRING INSTALLATIONS

WHEREAS, KRS 67.083 authorizes and empowers the fiscal court of any county to exercise all the rights, powers, franchises and privileges not in conflict with the constitution and statutes of the Commonwealth of Kentucky now or hereafter enacted, which the fiscal court shall deem requisite for the health, education, safety, welfare and convenience of the inhabitants of the county; and

WHEREAS, KRS 227.320 authorizes the authorities of any county to adopt and enforce the standards of safety promulgated by the Commissioner of Public Safety by its respective police force; and

WHEREAS, The Scott Fiscal Court desires to maintain certain minimum standards and requirements to insure the proper installation of electrical wiring in Scott County; and to provide for the safety and general welfare of the inhabitants of the county;

NOW, THEREFORE, be it ordained by the Fiscal Court of the County of Scott of the Commonwealth of Kentucky, that:

Section 1. Application of These Ordinance Provision.

(a) The provisions of this ordinance shall apply to any electrical conductors installed within or on public and private buildings and other premises, including yards, athletic fields, carnival and parking lots, and industrial electric utility supply system to the service - entrance conductors of the premises served, provided such installations are outside a building or terminate immediately inside a building wall.

Section 2. Minimum Standards for Electrical Installations.

(a) All installations of electric equipment shall be reasonably safe to persons and property and in conformity with the provisions of this ordinance, and all orders, rules and/or regulations issued by authority thereof.

(b) Conformity of installations of electric equipment with the applicable regulations set forth in the National Electric Code, shall be prima facie evidence that such installations are reasonably safe to persons and property.

Section 3. Requirements and Duties of County Electrical Inspector.

(a) No person shall be appointed to act as County Electrical Inspector and to enforce the provisions of this ordinance who has not been certified by the State Board of Examiners.

(b) The Scott Fiscal Court shall appoint a County Electrical Inspector who shall have the duties of performing the inspections for compliance with the standards adopted herein, to issue certificates of approval, and enforce these provisions in any other manner as required herein.

Section 4. Inspection and Certificate of Approval.

(a) It shall be the duty of the person, firm or corporation installing electrical conductors, wiring, etc., to notify the electrical inspector when the work is ready for inspection and the inspector shall inspect the work within a reasonable time; and it shall be unlawful for any person, firm or corporation to conceal any electrical installation until after it has been reported, inspected and approved by the County Electrical Inspector.

(b) Where the inspector finds the installation to be in conformity with the provisions of this ordinance, he shall issue to the party making the installation a Certificate of Approval, with duplicate copy for delivery to the owner, authorizing the use of the installation and connection to the supply of electricity and shall send written notice of such authorization to the agency supplying the electric service. The inspector may issue a Certificate of Temporary Approval, provided that when such certificate is issued authorizing the connection and use of an installation, such certificate shall be issued to expire at a time to be stated therein and shall be revocable by the Inspector for cause.

(c) Where the Inspector finds any electrical, installation not conforming to the minimum standards adopted under this ordinance, the Inspector may stop work in such installation until the condition is corrected; the Inspector may also stop work on any installation being made by a party who has not paid the inspection fees, or who does not otherwise comply with the terms of this ordinance.

Section 5. Supplying Current to Installation Before Inspection and Approval Prohibited.

(a) It shall be unlawful for any person, firm or corporation including an electric utility company, to connect with or furnish current to any electrical installation which has not been inspected and approved by the County Electrical Inspector, EXCEPT THAT if within five (5) business days after the Inspector is notified of completion of installation of electrical equipment other than a temporary approved installation, he has neither authorized the connection nor disapproved the installation, the electric utility is authorized to supply electricity to such installation.

(b) Where a connection is made to an installation which has not been inspected, the supplying agency shall immediately report such connection to the County Electrical Inspector. If, upon subsequent inspection, it is found that the installation is not in conformity with the provisions of this ordinance, the Inspector shall notify the person, firm or corporation making the installation to rectify the defects and, if such work is not completed within fifteen (15) business days or a longer period which may be specified by the Scott Fiscal Court, the fiscal court shall have the authority to cause the disconnection of that portion of the installation that is not in conformity; such disconnection shall be in addition to any other penalty which may be prescribed herein.

(c) Failure of the supplying electric utility to report a connection of an installation which has not been inspected shall subject the utility to the penalties provided in Section 7 of this ordinance.

Section 6. Fees.

(a) The Scott Fiscal Court shall have the authority to establish reasonable fees to be paid to the fiscal court for the inspections performed by the County Electrical Inspector.

(b) Such fees shall be as follows:

1. **Single family residence, mobile home, or condominium units..... \$3.00**
2. **Multi-family residence or apartments (each).....3.00**
3. **Commercial or Industrial: Per \$1,000 electric contract cost..... 3.00**
4. **Incidental Units; Stokers, air conditioning units, water heaters, motors, ranges, other large appliance installations..... 1.50**

5. Electrical Neon Signs; other..... 1.50

6. For each reinspection of any overhead, underground, or interior wiring demanded by the installing party or owner; and for any extra inspections made as a result of the installing party's or owner's inaccurate or incorrect information, failure to make reports, or faulty construction, a charge of \$3.00 per hour shall be made by the County Electrical Inspector, payable to the Scott County Fiscal Court, for time consumed in making such inspections.

Section 7. Penalties.

(a) Any person, firm or corporation who shall violate any of the provisions of this ordinance shall be guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine of not less than Ten Dollars' (\$10.00) nor more than Two Hundred and Fifty Dollars (\$250.00) for each offense, together with the costs of prosecution and/or imprisonment for not more than five (5) days; and a separate offense shall be deemed committed for each day on which a violation occurs or continues.

Section 8. Liability for Damages.

(a) This ordinance shall not be construed to affect the responsibility or liability of any party owning, operating, controlling or installing any electric equipment for damages to persons or property caused by a defect therein, nor shall Scott County, Kentucky, be held as assuming any such liability by reason of the inspection, reinspection, or other examination authorized herein, or by reason of the substations; to the conductors that connect the installations to a supply of electricity, and other outside conductors adjacent to the premises; also to mobile homes and recreational vehicles.

(b) These ordinance provisions DO NOT apply to:

1. Installations in watercraft, railway rolling stock, aircraft or automotive vehicles (except mobile homes and recreational vehicles).

2. Installation of railways for generation, transportation, transmission or distribution of power used exclusively for operations of rolling stock or installations used exclusively for signaling and communications purposes.

3. Installation of communication equipment under exclusive control of communication utilities, located outdoors or in building spaces used exclusively for such installations.

4. Installations under the exclusive control of electric utilities for the purpose of communication, metering or for the generation, control, transformation, transmission and distribution of electric energy located in buildings used exclusively by utilities for such purposes, or located outdoors on property owned or leased by the utility, or on public highways, streets, roads, etc., or outdoors by established rights on private property.

The County Electrical Inspector may grant exception for the installation of conductors not under the exclusive control of the electric utilities and used to connect the certificate of approval issued as herein provided, or by reason of the approval or disapproval of any equipment authorized herein.

Section 9. Validity and Severability.

(a) It is the intention of the Scott Fiscal Court that this ordinance, and every provision thereof, shall be considered severable; and if any section, subsection, sentence, clause, provision or parts thereof should be held invalid by a court of competent jurisdiction, the remaining parts shall be severable and shall continue in full force and effect.

Section 10. Effective date.

This ordinance shall take effect thirty (30) days after its passage and publication.

Introduced and adopted at a regular session of the Fiscal Court of Scott County, Kentucky, held on the 1st day of March, 1975.

/s/ Melinda Greathouse,
Trial Commissioner
Scott County, Kentucky

ATTEST:

/s/ J. S. Cottrell
Scott County Court Clerk