

**ORDINANCE 2013-04**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COLORADO CITY, TEXAS, AMENDING ORDINANCE 2005-15, ORDINANCE 1996-05, AND ORDINANCE 1994-02; BY AMENDING THE CITY CODE BOOK FOR THE CITY OF COLORADO CITY; BY AMENDING CHAPTER 3 BUILDING REGULATIONS; BY AMENDING ARTICLE 3.01 GENERAL PROVISIONS; BY AMENDING SECTION 3.01.001 PERMIT FEES; SECTION 3.03.007 PERMITS; FEES (n) & (1); BY AMENDING SECTION 3.03.008 PERMITS FOR SIGNS (e); BY AMENDING SECTION 3.03.009 ELECTRICIAN'S LICENSE PROCEDURES (c) & (e); BY AMENDING SECTION 3.04.005 PLUMBING PERMITS; FEES; REPEALING ALL PRIOR ORDINANCES OR ORDINANCE PROVISIONS IN CONFLICT WITH THE PROVISIONS OF THIS ORDINANCE; PROVIDING FOR SEVERABILITY OF THE PROVISIONS OF THIS ORDINANCE; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, Certain fees were established pursuant to City Ordinance 2005-15, Ordinance 1996-06, and Ordinance 1994-02 codified into the City of Colorado City Code Book adopted July 18, 2006 and

**WHEREAS**, the amendment of such fees is necessary in order for such fees to be more reasonable and affordable by the citizenry of the City of Colorado City, Texas and assure the City that sufficient funds are available to provide the best possible services to the citizens of Colorado City, Texas; and

**WHEREAS**, such rates shall become effective with the passage of this Ordinance.

**NOW, THEREFORE, BE IT ORDAINED** by the City Council of the City of Colorado City, Texas that the City Code Book adopted on July 18, 2006 be amended as hereinafter provided.

**SECTION I.**

City Code Book setting fees for building permits, moving fees and demolition fees be amended as follows:

**Section 3.01.001      Permit fees**

<b>Type Fee</b>	<b>Fee Amount</b>
New Construction or Additions	\$20.00 for the first \$1,000.00, then \$4.00 for each additional \$1,000.00. (Mobile Home location based upon new construction cost.)

Repair	\$10.00 for the first \$1,000.00, then \$4.00 for each additional \$1,000.00.
Certificate of Occupancy	\$30.00
Swimming Pool Permits	\$30.00 for the \$1,000.00, then \$4.00 for each additional \$1,000.00.
Sign Permit	\$30.00 for the \$1,000.00, then \$4.00 for each additional \$1,000.00.
Portable Sign	\$30.00
<b>Electrical Fees</b>	
Permit fee	\$25.00
Light	\$ 5.00 each
Meter Loop	\$50.00
Switches	\$ 5.00 each
220 Circuit	\$20.00
480 Circuit	\$30.00
Re-inspection	\$25.00
<b>Gas Fees</b>	
Permit fee	\$25.00
Heaters	\$10.00
Ranges	\$10.00
Gas Line	\$10.00
Re-inspection	\$25.00
<b>Plumbing Fees</b>	
Permit fee	\$25.00
Toilets	\$10.00
Bathtubs	\$10.00
Showers	\$10.00
Lavatories	\$10.00
Sinks	\$10.00
Wash racks	\$10.00
Urinals	\$10.00
Sewer connections	\$20.00 each
Water heaters	\$10.00
Re-inspection	\$25.00
<b>Sewer tap</b>	
4 inch line	\$250.00
6 inch line	\$400.00

**Mechanical Fees**

Permit fee	\$25.00
A/C	\$20.00
Condenser	\$20.00
Heater	\$20.00
Duct work	\$20.00
A/C and heat systems	\$20.00
Re-inspection	\$25.00
<b>Type Fee</b>	<b>Fee Amount</b>

**Miscellaneous Fees**

Zone changes	\$750.00
Street/Alley closing	\$750.00
Variance request	\$750.00
Pavement cut	\$250.00

**Moving Fees**

To move any building or structure:	\$200.00
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**Demolition Fees**

For the moving and/or demolition of  
Any building or structure:

0 up to 100,000 cu. Ft.	\$100.00
100,000 cu. Ft. and over	\$0.50/1,000 cu. ft.
Breaking curb	\$ 50.00

**SECTION II.**

**Amending Section 3.03.007 Permits; fees (n) (1)**

**ARTICLE 3.03 ELECTRICAL CODE**

**Sec. 3.03.007 Permits; fees**

(a) No person, firm or corporation shall begin any work of installing, erecting or altering material, wiring, fixtures, or other apparatus to be used for the generation, transmission, and utilization of electricity for light, heat, and power in or on any building or premises in the city without first securing a permit from the electrical inspector.

(b) Application blanks for permits for electrical work shall be furnished by the electrical inspector, who shall approve and countersign them.

(c) No permit shall be required for minor work such as repairing flush and snap switches, replacing fuses, or changing lamp sockets and receptacles.

(d) This section shall not apply to maintenance and repairs on the premises of a person, firm, or corporation regularly employing a journeyman electrician for that purpose. Provided, however, that nothing herein contained shall be construed to prevent a property owner from doing electrical work in a building owned and occupied by him as his home.

(e) When the fee herein required is paid, and when the provisions of this article relating to licenses, insurance, and bonds are complied with, the city inspector shall issue to the applicant a permit, which shall state the kind of work to be done, and the location by street and number of the building where the work is to be done. Such permit shall be without effect as to any work, not herein described, or as to any place other than herein described. If the work authorized by such permit is not begun within thirty (30) days from the date thereof, such permit shall thereupon and thereafter be null and void; and before doing any further work at the location designated in such permit, a new permit must be obtained in like manner as the first and only upon payment of the fees and making deposit specified in this section. Provided, however, that nothing herein contained shall be construed to prevent an owner from doing electrical work on his own premises owned and occupied by him as his home, after having secured a permit therefor, as above provided for in this section.

(f) When at the time application is made for a permit the number of outlets, fixtures, etc., are not known, a deposit of ten dollars (\$10.00) shall be made before any installations are made; and on completion of the installations, if the deposit is more than the amount required in subsection (n) of this section, a refund of the balance shall be made. If additional fees are due, such amount as is required shall be submitted to the electrical inspector before final inspection is made.

(g) After the original inspection of fixtures, if fixtures are changed or replaced with other fixtures where circuit wires without change of size are run direct into receptacle of said changed or replaced fixtures, no fixture permit or inspection shall be required; however, if such changed or replaced fixtures require a change in the size of wire, a permit and inspection are required.

(h) In case of emergency necessitating the immediate new wiring or repairs to electrical wiring, at a time when the office of the inspector is closed so that a permit cannot be obtained, written application shall be made therefor during the next succeeding day that the office will be open, whereupon a permit may be issued.

(i) (1) The plans and specifications of the electrical work of all new buildings or buildings to be remodeled, other than one-story residences in which electrical wires are to be installed, must be submitted to the inspector for his approval before the permit will be issued. When the inspector is satisfied that the electrical work specified complies with the provisions of this article, he shall approve the plans and specifications therefor in writing. If any changes are required by the inspector, he shall attach a list of such requirements to the plans or specifications.

(2) All plans shall specify size of feeders and subfeeders and length of same in all cases of more than four (4) circuits.

(j) If any part of any electrical equipment in or about any building in the city is found to have been installed and connected in violation of the provisions of this article or, in the opinion of the inspector, is dangerous to life or property, he shall have the right and power, and it shall be his duty, to notify the owner or tenant of the building to cease using electrical current in such equipment, and to have the defects in the equipment repaired within a reasonable time, not exceeding ten (10) days from date of notice. If the defects in wiring or equipment shall not have been repaired at the expiration of the notice, the inspector shall disconnect or cause to be disconnected such defective wiring or equipment from the source of supply.

(k) Before issuing a certificate, the inspector may give temporary permission in writing to furnish or use electric current through any wiring, apparatus, or fixtures for a period not exceeding thirty (30) days if in his opinion such wiring, apparatus or fixtures are in such condition that current may be safely used therein, and there exists urgent necessity for such use.

(l) This section shall not be construed to relieve from or lessen the responsibility of any person, firm, or corporation owning, operating, controlling or installing any electrical wiring, connections, fixtures, appliances, apparatus, machinery, equipment or work inside, outside, overhead or underground in the city, for damages to anyone injured by defect therein; nor shall the city be held to have assumed any liability by reason of the inspection authorized herein or certificate issued as herein provided, or by reason of any of the matters or things herein provided for and regulated.

(m) Any person, firm or corporation desiring to install, alter, add to, connect, or change any inside electrical wiring, connections, fixtures, appliances, apparatus, machinery or work, or to set any electric meter base within the city, shall, before doing so, make application in writing to the inspector for a permit therefor.

(1989 Code, ch. 3, sec. 2G)

(n) (1) The following fees will be charged by the city and must be paid before a permit is issued or work is done; such fees are to be paid to the director of finance for deposit in the city's general fund:

<u>Type Work</u>	<u>Fee Amount</u>
Meter loop	\$50.00
Wiring new or existing building	\$20.00
All openings	\$5.00
Switches	\$5.00
Electrical signs	\$30.00
Appliances	\$20.00

Pumps and motors (each) \$20.00

(Ordinance 94-02b adopted 4/28/94)

(2) In addition to the stipulated fee for motors, there shall be an inspection fee of ten dollars (\$10.00) for each passenger elevator and escalator and six dollars (\$6.00) for each freight elevator, which permit shall be issued to and the fee paid by the elevator company erecting the elevator and escalator.

(3) Carnivals, circuses or other places of amusement, or any other person, firm, or corporation using structures composed wholly or partially of canvas or similar materials shall be considered as temporary for a period not exceeding fifteen (15) days; and any construction work shall be done by a bonded and licensed contractor, and the permit and fee shall be twenty dollars (\$20.00).

(o) The inspector shall have the right to enter any building, room or place used as a church, theater, music hall, auditorium, place of public assemblage or place to which the public is generally admitted, or any apartment house, hotel, motor or tourist court, or any building used as such and any room, division or compartment of such place, for the purpose of inspection of any electrical wiring, connections, fixtures, appliances, apparatus, machinery or works. It shall be unlawful to hinder, impede, obstruct or exclude the inspector or any of his deputies when attempting to enter or entering any such place or division, room or compartment thereof for such purpose, or to conceal any electrical wiring, connection, fixings, apparatus, appliance, machinery or work contained in any such building or place or any division, room or compartment thereof.

(p) When a permit to install work of a temporary character, for a time to be specified in such permit, and not in any case to exceed sixty (60) days, shall have been issued by the inspector, a strict compliance with the foregoing rules of permanent work will not be exacted, provided the character of the work is entirely safe for the period designated in the permit. No temporary work or alterations shall be allowed in live circuits unless protected by proper switch and fuse.

(q) Where buildings are constructed in lumberyards or on premises other than the location where the building is on permanent foundation, and where the building is to be moved into and located within the city limits, wiring installations shall be made by insured, bonded, and licensed master electricians. Permits shall be applied for and clearances shall be given by the inspector before a moving permit is applied for.

(r) Where, in the opinion of the chief of the fire department or fire marshal, a fire originated due to faulty electrical wiring, overloading of electrical equipment, or overloading lines or equipment, or any unauthorized electrical installation, it shall be the duty of the fire chief and/or fire marshal to have the premises involved fully inspected by the electrical inspector; and where the electrical service and/or lines have been cut in the firefighting process, no electrical service shall be reinstated and/or reconnected until the premises conform to the provisions of this article.

(s) When written notice is given by any person that work has been done pursuant to any permit issued as herein provided, accompanied by a complete plan of the work done, the inspector shall

within twenty-four (24) working hours inspect such work. If such work is found by him to conform to the provisions and requirements of this article, he shall issue a certificate to that effect. No such certificate shall be issued until the work conforms fully and in all respects to the provisions and requirements thereof.

(1989 Code, ch. 3, sec. 2G)

### **SECTION III.**

#### **Amending Section 3.03.008 Permits for signs (e)**

#### **ARTICLE 3.03      ELECTRICAL CODE**

##### **Sec. 3.03.008 Permits for signs**

(a) No person, firm or corporation shall begin work of installing, erecting or altering signs or neon installations in or on any building or premises in the city without first securing a permit therefor from the inspector. No permit will be required for repair work on signs and neon installations where no new work is installed. Application blanks for permits for sign and neon installations shall be furnished by the inspector, who shall approve and countersign them.

(b) No license shall be required to hang signs that are not illuminated in any manner, such as sign boards or billboards mounted on face of buildings, posters, etc. But the sign company hanging same must have an approved surety bond, executed to the city, in the amount of one thousand dollars (\$1,000.00) conditioned upon the strict compliance with the requirements of all city ordinances and amendments thereto, and must have a permit from the building department of the city before beginning the erection or installation of same.

(c) A temporary permit to connect a sign for demonstration purposes must be secured from the inspector, and the connection must be removed within the specified time. No permanent connection can be made until the circuit wiring the sign outlet has been approved by the inspector.

(d) Fees according to provisions therefor apply to the following type signs: outside signs, inside signs, directional signs, window display, etc., inside decorative displays or outline made at one time, outside building outline, or decorative tubing made at one time.

(e) Permits shall be required on all signs including portable signs. The Permit fee shall be thirty dollars (\$30.00).

(f) All signs must bear the Underwriters' Laboratories label or must pass local inspection before being closed up or hung in place.

(1989 Code, ch. 3, sec. 2H)

## SECTION IV.

### Amending Section 3.03.009 Electrician's license procedures (c), (e)

#### ARTICLE 3.03 ELECTRICAL CODE

##### Sec. 3.03.009 Electrician's license procedures

(a) No person, firm or corporation shall engage in the business of installing electric wiring and apparatus on or within any building or on any premises in the city for use in connection with electric light, heating or power without first appearing in person or by proper agent at the office of the city Secretary and securing from him a master electrician's license and/or a journeyman electrician's license, as the case may be. All licenses shall be countersigned by the inspector.

(b) The above-mentioned licenses are personal only to the licensee and are not in any manner transferable. All such licenses are revocable for sufficient cause upon the filing of written charges under oath with the city council, whose decision shall be final. The city manager shall have the authority to suspend any such licenses pending the next regular meeting of the city council.

(c) Each successful applicant shall be issued a permit under the provisions of this section upon the payment of a permit fee of one hundred dollars (\$100.00) in advance for master electrician and twenty dollars (\$20.00) for journeyman electrician, said fees to be paid to the city; provided, further, that each applicant for a permit for master electrician shall execute an approved surety bond to the city in the amount of two thousand dollars (\$2,000.00), conditioned upon the strict compliance with the requirements of this article and amendments thereto.

(d) No person shall operate as a master electrician, refrigeration air conditioner installer, or as a mechanic within the city without first having obtained a license pursuant to this section and without complying with the requirements hereinafter set out. If applicant is successful in passing the examination, he shall obtain insurance with an insurance company doing business in the state and provide proof of insurance to the city in the amount of not less than one hundred thousand dollars (\$100,000.00) of comprehensive general liability insurance, per occurrence, including coverage for bodily injury and property damage and completed operations coverage. The insurance policy shall provide for notice to the city in the event of cancellation.

The successful applicant must comply with this article prior to doing any work; otherwise, the examination shall be null and void. A successful applicant shall pay the first year's fee with the test application, refundable, if applicable. A thirty-day waiting period shall exist before the test can be administered if failure has occurred on the prior test.

(e) All licenses shall expire on the 31st day of December of each year, unless sooner revoked. Licenses shall be renewed before January 1st each year thereafter for a fee of:

(1) Master electricians, \$100.00.

(2) Journeyman, \$20.00.

(f) If holder of a license fails to make application for renewal of same before expiration of the license, he shall be required to pay the full fee, as provided for persons originally applying for a license to do electrical work in the city.

(g) No person shall receive a master's license who has not attained the age of twenty-one (21) years.

(h) No permit for electrical work shall ever be issued to a journeyman electrician.

(1989 Code, ch. 3, sec. 2D)

## SECTION V.

### Amending Section 3.04.005 Plumbing permits; fees

#### ARTICLE 3.04 PLUMBING CODE

##### Sec. 3.04.005 Plumbing permits; fees

For issuing each permit: \$25.00

(Plus the following when provided)

For each plumbing fixture, floor drain, or trap (including mater and drainage piping) \$10.00

For each house sewer \$20.00

For each house sewer having to be replaced or repaired \$20.00

For each cesspool \$20.00

For each septic tank and seepage pit or drainfield \$40.00

For each water heater and/or vent \$10.00

For installation, alteration or repair of water piping and/or water treating equipment \$20.00

For repair or alteration of drainage or vent piping \$20.00

For vacuum breakers or backflow protective devices installed subsequent to the installation of the piping or equipment served:

One to five	\$10.00
Over five, each	\$ 6.00

(Ordinance 94-02b adopted 4/28/94)

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#### **SECTION VI: Repealing Provision**

The City Council of the City of Colorado City declares that any prior ordinance or any provision in any prior ordinance, as may be applicable, is hereby repealed to the extent that such ordinance or provision of an ordinance conflicts or contradicts the amendments and provisions enacted herein.

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#### **SECTION VII: Severability Clause**

It is hereby declared to be the intention of the City Council of the City of Colorado City that any phrase, sentence, section, or paragraph of this ordinance shall be declared unconstitutional or otherwise invalid by final judgment of a court of competent jurisdiction such as unconstitutionality or invalidity shall not affect any of the remainder of this ordinance since the same would have been enacted by the City Council without the incorporation of the unconstitutional or invalid phrase, sentence, section or paragraph.

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#### **SECTION VIII: Effective Date**

This Ordinance shall be in the full force and effect on March 1, 2013.

PASSED AND APPROVED this the 12th day of February, 2013 and entered on the minutes on the 12th day of February, 2013.

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Carol Sue Dakan, Mayor

ATTESTED TO:

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By: Donna Madrid, City Secretary