

**ORDINANCE NO. 11-08**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CASTLE PINES,  
COLORADO, ADOPTING BY REFERENCE THE NATIONAL ELECTRICAL CODE  
AS ADOPTED BY THE STATE OF COLORADO**

WHEREAS, by Ordinance 09-06, the City of Castle Pines previously adopted by reference the 2008 edition of the National Electrical Code as published by the National Fire Protection Association; and

WHEREAS, in furtherance of the public health, safety and welfare of the inhabitants of the City of Castle Pines ("City"), the Council desires to update its ordinances to include the latest versions of the National Electrical Code as adopted by the State Electrical Board; and

WHEREAS, Section 31-16-202, C.R.S., as amended, permits the contemplated adoption by reference of such codes upon notice and hearing as provided in Section 31-16-203, C.R.S.; and

WHEREAS, the City of Castle Pines held a public hearing, with proper notice provided, to consider adoption of such as required by law; and

WHEREAS, a copy of said National Electrical Code is available at the City of Castle Pines office, 7501 Village Square Drive, Suite 100, Castle Pines, Colorado, 80108, for review and inspection by the public; and

WHEREAS, a public hearing was conducted on the date, time and place noticed; and

WHEREAS, the City of Castle Pines has determined, based on the evidence and testimony presented at the public hearing, that the adoption of the National Electrical Code as adopted by the State of Colorado by regulation, will further the health, safety and welfare of the inhabitants of the City.

**NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Castle Pines, Colorado:**

**Section 1. Electrical Code.**

(a) Adoption. Pursuant to Title 31, Article 16, Part 2, C.R.S., there is adopted as the electrical code of the City the *National Electrical Code*, 2011 Edition, as published by the National Fire Protection Association, and the rules and regulations thereunder, as adopted, amended and updated to the most current edition by the Colorado State Electrical Board from time to time ("NEC") pursuant to the authority set forth in Article 23 of Title 12, C.R.S., is hereby adopted by reference as the City of Castle Pines

Electrical Code as if fully set out in this Ordinance with the additions, deletions, insertions and changes as set forth herein. The purpose of the NEC is to provide minimum standards for the safe installation of electrical wiring and equipment.

(b) Copy on file. At least one true copy of the NEC, as adopted hereby, is on file in the office of the City Clerk and may be inspected by any person during normal business hours.

(c) Compliance required. No building shall be hereafter constructed, erected, enlarged, altered, or moved into the City unless the same shall, as to design, construction, quality of materials and workmanship, conform with the NEC, as adopted and as amended.

(d) Amendments. The following deletions, additions, insertions, and changes are hereby made to the NEC as adopted by reference herein:

(1) The NEC is amended to the extent necessary to apply within the corporate limits of the City.

(2) Whenever the governing body of the jurisdiction is referenced therein, it shall refer to the City Council.

(3) The NEC is adopted except for any provisions beyond the jurisdictional authority of the City.

**Section 2. Penalties.** Any violation of this Ordinance, upon conviction thereof, shall be subject to a fine not exceeding one thousand dollars (\$1,000.00) or by imprisonment not exceeding one (1) year, or by both such fine and imprisonment.

**Section 3. Codification.** Upon approval of a codification of the ordinances of the City, the codifier is hereby instructed to codify this ordinance at Article 3 of Chapter 18, or such other chapter and article as shall govern the building regulations and the adoption of the electrical code of the City.

**Section 4. Severability.** Should any one or more sections or provisions of this Ordinance or of any of the primary or secondary codes adopted by reference be judicially determined invalid or unenforceable, such judgment shall not affect, impair or invalidate the remaining provisions of this Ordinance or the codes adopted by reference hereby, the intention being that the various sections and provisions are severable.

**Section 5. Repeal.** Any and all ordinances or codes or parts thereof in conflict or inconsistent herewith are, to the extent of such conflict or inconsistency, hereby repealed; provided, however, that the repeal of any such ordinance or code or part thereof shall not revive any other section or part of any ordinance or code heretofore repealed or superseded and this repeal shall not affect or prevent the prosecution or punishment of any person for any act done or committed in violation of any ordinance hereby repealed prior to the effective date of this Ordinance. In particular, that

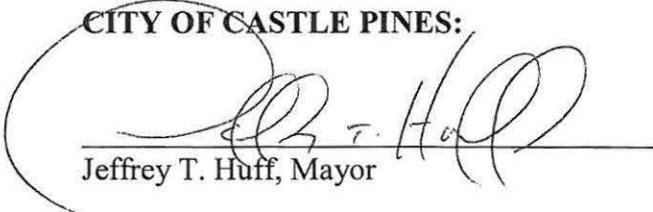
portion of Ordinance No. 09-06 adopting the 2008 edition of the National Electrical Code is herein expressly repealed.

**Section 6. Effective Date.** Except as otherwise expressly provided herein, the provisions enacted by this Ordinance shall become effective thirty (30) days after publication following final adoption.


**INTRODUCED, READ, AND PASSED ON FIRST READING, AT A REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF CASTLE PINES, COLORADO, the 14th day of June, 2011.**

**READ, PASSED AND ADOPTED ON SECOND READING, FOLLOWING PUBLIC HEARING AT A REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF CASTLE PINES, COLORADO the 23<sup>rd</sup> day of August, 2011.**


**CITY OF CASTLE PINES:**

  
Jeffrey T. Huff, Mayor

ATTEST:

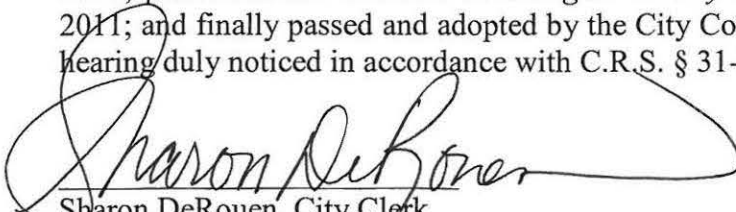
  
Sharon DeRouen, City Clerk

Approved as to form:

  
Linda C. Michow, City Attorney

### **CERTIFICATION OF PUBLICATION**

I hereby attest and certify that the within and foregoing Ordinance was introduced and read on first reading at a regular meeting of the Castle Pines City Council on July 26, 2011, 2011; published two times in the *Douglas County News-Press* on June 23, 2011 and June 30, 2011; and finally passed and adopted by the City Council on August 23, 2011 following a public hearing duly noticed in accordance with C.R.S. § 31-16-203.

  
Sharon DeRouen, City Clerk