

## **ORDINANCE NO. 4389**

AN ORDINANCE OF THE CITY OF HASTINGS, NEBRASKA, TO AMEND SECTIONS 29-101, 29-108, AND 29-107 OF THE OFFICIAL CITY CODE; TO ELIMINATE THE PROVISION THAT BRANCH CIRCUITS SHALL NOT BE SUPPLIED BY GROUND FAULT OR ARC FAULT CIRCUIT INTERRUPTERS FOR SMOKE ALARMS; TO PROVIDE FOR THE USE OF NON-METALLIC CABLE IN CERTAIN INSTANCES; TO PROVIDE A REQUIREMENT FOR SERVICE MASTS WHERE THE MAST IS USED TO SUPPORT THE ELECTRICAL DROP TO A BUILDING OR STRUCTURE; ESTABLISHING AN EFFECTIVE DATE; AND REPEALING ANY ORDINANCES OR OTHER PROVISIONS IN CONFLICT HEREWITH.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF HASTINGS, NEBRASKA THAT:

SECTION 1. That Hastings City Code 29-101 is hereby amended to read as follows:

### **29-101. Adoption of the National Electric Code.**

The National Electric Code 2008 Edition, is hereby adopted as the Electric Code of this municipality for establishing the minimum regulations governing the conditions and maintenance of all electrical service and appliances regarding all property, buildings, and structures, providing the standards for electrical service and appliances and other physical things and conditions essential to ensure that structures are safe, sanitary and fit for occupation and use. Each and all of the regulations, provisions, penalties, conditions, and terms of the National Electric Code are hereby referred to, adopted, and made a part hereof, as if fully set out in this ordinance, with the additions, insertions, deletions, and changes, if any, prescribed herein. The National Electric Code, printed in book or pamphlet form, is hereby incorporated by reference in addition to all amended editions as though printed in full herein, insofar as such code does not conflict with the Statutes of the State of Nebraska or other specific model codes adopted by the City of Hastings. One copy of the National Electric Code is on file at the office of the Municipal Clerk and is available for public inspection at any reasonable time. The provisions of the National Electric Code shall be controlling throughout the municipality and throughout its extraterritorial zoning jurisdiction.

SECTION 2. That Hastings City Code 29-107 is hereby amended to read as follows:

### **29-107. Installation of metallic conduits.**

Approved metallic conduit shall be used in new construction or extension wiring in the installation of all electric apparatus in all commercial and industrial buildings and structures.

#### **Non Mixed-use Buildings and Structures:**

1. Approved non-metallic cable may be used in all multi-family dwellings and related accessory buildings or garages.
2. Approved non-metallic cable may be used in other residential structures with private garages where the floor area of the same will permit the storage of not more than four vehicles.

#### **Mixed-use Buildings and Structures:**

1. Approved non-metallic cable may be used in multi-family units located on floors above a mixed-use (or commercial) building or structure where all of the following conditions are met:
  1. The building is not more than three stories in height. For the purposes of this section, a basement shall be considered a story.
  2. Dwelling units shall be separated from other dwelling units and the commercial or mixed-uses below by fire barriers as prescribed by the City's Building Code.
  3. Lighting, emergency lighting, exit signs and any other required corridor life-safety equipment or devices shall be on a separate branch circuit in approved metallic cable or conduit.
2. Approved non-metallic cable may be used in other residential structures with private garages where the floor area of the same will permit the storage of not more than four vehicles.

SECTION 3. That Hastings City Code 29-108 is hereby amended to read as follows:

### **29-108. Enclosing of service wires.**

Service wires for all electrical installations shall be enclosed in approved metallic conduit from service entrance head to main disconnect device or meter; provided however, when the service mast is used to support the service drop to the building or structure, the mast shall be a minimum of 2-inch (2") rigid metallic conduit (RMC) or 2-inch (2") intermediate metallic conduit (IMC).

SECTION 4. That all other ordinances or provisions in conflict with this ordinance are hereby repealed.

SECTION 5. Nothing in this ordinance or in the 2008 National Electric Code hereby adopted shall be construed to affect any suit or proceeding pending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed as cited in Section 4 in this ordinance; nor shall any just or legal right or remedy of any character be lost, impaired, or affected by this ordinance.

SECTION 6. The provisions of this ordinance are separable and the invalidity of any phrase, clause or part of this ordinance shall not affect the validity or effectiveness of the remainder of this ordinance.

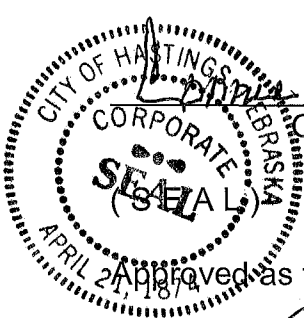
SECTION 7. This ordinance shall take effect and be in full force from and after its passage, approval and publication or posting as required by law, in its entirety, or in pamphlet form, as the case may be, said effective date being March 26, 2014, and this ordinance shall be included in the Hastings City Code Book.

PASSED and APPROVED this 10th day of March, 2014.

Wern P. Pauers  
Mayor

ATTEST:

Lynna Hardman  
City Clerk



Approved as to form:

Paul D. [Signature]  
City Attorney