

AN ORDINANCE OF THE CITY OF OSAGE BEACH, MISSOURI, AMENDING THE OSAGE BEACH CODE OF ORDINANCES BY REPEALING AND REPLACING CHAPTER 500, ARTICLE II, SECTION 500.040: ADOPTION OF THE NATIONAL ELECTRICAL CODE

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF OSAGE BEACH, AS FOLLOWS:

Section 1. That Chapter 500, Article II, Section 500.040 Adoption of National Electrical Code is hereby repealed in its entirety.

Section 2. A new Chapter 500, Article II, Section 500.040: Adoption of National Electrical Code is hereby enacted to read as follows:

Chapter 500 Building Codes and Building Regulations - Article II Electrical Code

Section 500.040 Adoption of National Electrical Code

The National Electrical Code, 2017 Edition, as published by the National Fire Protection Association, is hereby adopted as the Electrical Code of the City for the control of buildings and structures within the City. Each and all of the regulations, provisions, penalties, conditions, and terms of the code are hereby adopted by reference and made a part of this article as if fully set out in this article, with the additions, insertions, deletions and changes, if any, prescribed in 500.050. One (1) copy of the 2017 National Electrical Code is on file in the office of the City Clerk.

Section 3. That Chapter 500, Article II, Section 500.050 National Electrical Code Amendments is hereby repealed in its entirety.

Section 4. A new Chapter 500, Article II, Section 500.050: National Electrical Code Amendments is hereby enacted to read as follows:

Section 500.050 National Electrical Code Amendments:

- 1) Article 230.70 (A) (1). Readily Accessible Location. The service disconnect means shall be installed outside every building and structure. Building or structure remodels will require an outside disconnect as set forth in this text unless the Code Official or his designee exempts it from requirement. Each occupant shall have access to the disconnect serving the building, structure, or space they occupy.
- 2) Article 404.8 (A). Location. All switches and circuit breakers used as switches shall be located so that they may be operated from a readily accessible place. They shall be installed such that the center of the grip of the operating handle of the switch or circuit breaker, when in its highest position, is not more than 66 inches (5 ft 6 in.) above the floor or working platform.
- 3) Article 553. Floating buildings permitted and inspected by the Osage Beach Fire Protection District or district's designee shall be considered as in compliance with this section and no further inspection or permitting under this section shall be required.

- 4) Article 555. Marinas and Boatyards permitted and inspected by the Osage Beach Fire Protection District or district's designee shall be considered as in compliance with this section and no further inspection or permitting under this section shall be required.

Section 5. Section 500.060 Enforcement shall be amended so that such section shall read as follows:

Section 500.060 Enforcement.

The 2018 International Building Code as adopted shall apply to the provisions of this Article.

Section 6. Severability.

The chapter, sections, paragraphs, sentences, clauses and phrases of this ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this ordinance shall be declared unconstitutional or otherwise invalid by the valid judgement or decree of any Court of any competent jurisdiction, such unconstitutionality or invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs, or sections of this ordinance since the same would have been enacted by the Board of Aldermen without the incorporation in this ordinance of any such unconstitutional or invalid phrase, clause, sentence, paragraph or section.

Section 7. Repeal of ordinances not to affect liabilities, etc.

Whenever any part of this ordinance shall be repealed or modified, either expressly or by implication, by a subsequent ordinance, that part of the ordinance thus repealed or modified shall continue in force until the subsequent ordinance repealing or modifying the ordinance shall go into effect unless therein otherwise expressly provided; but no suit, prosecution, proceeding, right, fine or penalty instituted, created, given, secured or accrued under this ordinance previous to its repeal shall not be affected, released or discharged but may be prosecuted, enjoined and recovered as fully as if this ordinance or provisions had continued in force, unless it shall be therein otherwise expressly provided.

Section 8. The Mayor of the City of Osage Beach is hereby authorized to take all actions which may be necessary to fully enact this Ordinance.

Section 9. That this Ordinance shall be in full force and effect on July 1, 2021.

READ FIRST TIME: May 6, 2021

READ SECOND TIME: May 20, 2021

I hereby certify that the above Ordinance No. 21.21 was duly passed on May 20, 2021, by the Board of Aldermen of the City of Osage Beach. The votes thereon were as follows:

Ayes: 6

Nays: 0

Abstain: 0


Absent: 0

This Ordinance is hereby transmitted to the Mayor for his signature.

May 20, 2021
Date


Tara Berreth
Tara Berreth City Clerk

Approved as to form:



Edward Rucker, City Attorney

I hereby approve Ordinance No. 21.21.

May 20, 2021
Date


John Olivarri, Mayor

ATTEST:


Fara Berreth, City Clerk