

**ACTION SHEET
ITEM FROM THE
PUBLIC WORKS/CIP AND LAND USE COMMITTEE MEETING
OF
MONDAY, JANUARY 12, 2015**

ITEM 12

REQUEST FOR APPROVAL OF AN ORDINANCE RELATING TO THE NATIONAL ELECTRICAL CODE AND THE NATIONAL ELECTRICAL SAFETY CODE; AMENDING SUBSECTION 7-1.1 SFCC 1987 TO ADOPT THE 2014 NATIONAL ELECTRIC CODE AND THE 2012 NATIONAL ELECTRICAL SAFETY CODE **(COUNCILOR RIVERA) (THOMAS MONTANO)**

PUBLIC WORKS COMMITTEE ACTION: APPROVED ON CONSENT

FUNDING SOURCE:

SPECIAL CONDITIONS / AMENDMENTS / STAFF FOLLOW UP:

ADD COUNCILOR BUSHEE AS SPONSOR

VOTE	FOR	AGAINST	ABSTAIN
CHAIRPERSON TRUJILLO			
COUNCILOR BUSHEE	X		
COUNCILOR DIMAS	X		
COUNCILOR DOMINGUEZ	EXCUSED		
COUNCILOR RIVERA	X		

City of Santa Fe, New Mexico

LEGISLATIVE SUMMARY

Bill No. 2015-____
Electrical Codes

SPONSOR(S): Councilors Rivera and Bushee

SUMMARY: The proposed bill relates to the National Electrical Code and the National Electrical Safety Code; amending Subsection 7-1.1 SFCC 1987 to adopt the 2014 National Electric Code and the 2012 National Electrical Safety Code.

PREPARED BY: Rebecca Seligman, Legislative Liaison Assistant

FISCAL IMPACT: No

DATE: January 12, 2014

ATTACHMENTS: Bill
FIR

1 CITY OF SANTA FE, NEW MEXICO

2 BILL NO. 2015-____

3 INTRODUCED BY:

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5 Councilor Chris Rivera

6 Councilor Patti Bushee

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10 AN ORDINANCE

11 RELATING TO THE NATIONAL ELECTRICAL CODE AND THE NATIONAL
12 ELECTRICAL SAFETY CODE; AMENDING SUBSECTION 7-1.1 SFCC 1987 TO
13 ADOPT THE 2014 NATIONAL ELECTRIC CODE AND THE 2012 NATIONAL
14 ELECTRICAL SAFETY CODE.

15
16 BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SANTA FE:

17 Section 1. Section 7-1.1 SFCC 1987 (being Ord. No. 2008-1, §3, as amended) is
18 amended to read:

19 7-1.1 Adoption of Codes.

20 A. For the purpose of regulating the erection, construction, enlargement, alteration,
21 repair, moving, removal, conversion, demolition, occupancy, equipment, use, height, area,
22 unobstructed maintenance of required yards, and maintenance of buildings or structures within
23 the planning and platting jurisdiction of the city, the following provisions and codes are adopted
24 by reference and incorporated as fully as if set out herein unless otherwise amended by the city:

25 (1) Section 14.5.1 New Mexico Administrative Code (NMAC) General

1 Provisions;

2 (2) Section 14.5.2 New Mexico Administrative Code (NMAC) Permits;

3 (3) Section 14.5.3 New Mexico Administrative Code (NMAC) Inspections;

4 (4) 2009 International Building Code (IBC) as amended by the state of New
5 Mexico construction industries division referred to as the 2009 New Mexico Commercial
6 Building Code (NMAC 14.7.2);

7 (5) 2009 International Residential Code (IRC) as amended by the state of
8 New Mexico construction industries division referred to as the 2009 New Mexico
9 Residential Building Code (NMAC 14.7.3);

10 (6) 2009 New Mexico Earthen Building Materials Code (NMAC 14.7.4);

11 (7) 2009 New Mexico Non-Load Bearing Baled Straw Construction
12 Building Standards (NMAC 14.7.5);

13 (8) 2009 New Mexico Energy Conservation Code (NMAC 14.7.6);

14 (9) 2009 International Existing Building Code as amended by the state of
15 New Mexico construction industries division referred to as the 2009 New Mexico
16 Existing Building Code (NMAC 14.7.7);

17 (10) 2009 New Mexico Historic Earthen Buildings Code;

18 (11) 2009 Uniform Plumbing Code as amended by the state of New Mexico
19 construction industries division referred to as the 2009 New Mexico Plumbing Code
20 (NMAC 14.8.2) and as amended in Section 7-1.8 SFCC 1987;

21 (12) 2006 Uniform Swimming Pool, Spa, and Hot Tub Code Phase III as
22 amended by the state of New Mexico construction industries division referred to as the
23 2006 New Mexico Swimming Pool, Spa, and Hot Tub Code (NMAC 14.8.3);

24 (13) 2009 Uniform Mechanical Code as amended by the state of New Mexico
25 construction industries division referred to as the 2009 New Mexico Mechanical Code

1 (NMAC 14.9.2);

2 (14) 2006 Uniform Solar Code as amended by the state of New Mexico
3 construction industries division referral to as the 2006 New Mexico Solar Energy Code
4 (NMAC 14.9.6);

5 (15) [~~2011~~] 2014 National Electrical Code as amended by the state of New
6 Mexico construction industries division when adopted by the state of New Mexico and
7 referred to as the [~~2011~~] 2014 New Mexico Electrical Code (NMAC 14.10.4). Until such
8 time, the [~~2005~~] 2011 National Electrical Code as amended by the state of New Mexico
9 referred to as the [~~2005~~] 2011 New Mexico Electrical Safety Code shall apply; and

10 (16) [~~2007~~] 2012 National Electrical Safety Code as amended by the state of
11 New Mexico construction industries division as adopted by the state of New Mexico and
12 referred to as the [~~2007~~] 2012 New Mexico Electrical Safety Code (NMAC 14.10.5).

13 B. Any person violating or failing, neglecting or refusing to comply with the
14 provisions of the codes set forth in paragraph A. above or this chapter shall be punished as
15 provided for in Section 1-3 SFCC 1987.

16 C. A copy of the codes set forth in paragraph A. and this chapter shall be kept on
17 file in the office of building inspections, and shall be at all reasonable times available and subject
18 to inspection.

19 D. The codes set forth in paragraph A. shall be effective July 1, 2011. Upon request
20 of the applicant, applications for permits submitted before December 31, 2011 may be issued in
21 compliance with the prior codes.

22 E. Should the codes adopted in paragraph A. above not be current with the latest
23 codes adopted by the state of New Mexico construction industries division, the city shall
24 automatically apply the latest codes adopted by the state.

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1 APPROVED AS TO FORM:

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4 KELLEY A. BRENNAN, CITY ATTORNEY

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25 *M/Legislation/ Bills 2015/Electrical Codes*

City of Santa Fe Fiscal Impact Report (FIR)

This Fiscal Impact Report (FIR) shall be completed for each proposed bill or resolution as to its direct impact upon the City's operating budget and is intended for use by any of the standing committees of and the Governing Body of the City of Santa Fe. Bills or resolutions with no fiscal impact still require a completed FIR. Bills or resolutions with a fiscal impact must be reviewed by the Finance Committee. Bills or resolutions without a fiscal impact generally do not require review by the Finance Committee unless the subject of the bill or resolution is financial in nature.

Section A. General Information

(Check) Bill: X Resolution: _____

(A single FIR may be used for related bills and/or resolutions)

Short Title(s): AN ORDINANCE RELATING TO THE NATIONAL ELECTRICAL CODE AND THE NATIONAL ELECTRICAL SAFETY CODE; AMENDING SUBSECTION 7-1.1 SFCC 1987 TO ADOPT THE 2014 NATIONAL ELECTRIC CODE AND THE 2012 NATIONAL ELECTRICAL SAFETY CODE.

Sponsor(s): Councilors Rivera and Bushee

Reviewing Department(s): City Attorney's Office / Land Use

Persons Completing FIR: Rebecca Seligman / Tomas Montano Date: 1/5/15 Phone: 955- 6501 / 955-6552

Reviewed by City Attorney: *Kelley A. Brueman* Date: 1/8/15
(Signature)

Reviewed by Finance Director: *[Signature]* Date: 1-14-2015
(Signature)

Section B. Summary

Briefly explain the purpose and major provisions of the bill/resolution:

The purpose of the bill is to amend Subsection 7-1.1 SFCC 1987 to adopt the 2014 National Electric Code and the 2012 National Electrical Safety Code.

Section C. Fiscal Impact

Note: Financial information on this FIR does not directly translate into a City of Santa Fe budget increase. For a budget increase, the following are required:

- a. The item must be on the agenda at the Finance Committee and City Council as a "Request for Approval of a City of Santa Fe Budget Increase" with a definitive funding source (could be same item and same time as bill/resolution)
- b. Detailed budget information must be attached as to fund, business units, and line item, amounts, and explanations (similar to annual requests for budget)
- c. Detailed personnel forms must be attached as to range, salary, and benefit allocation and signed by Human Resource Department for each new position(s) requested (prorated for period to be employed by fiscal year)*

1. Projected Expenditures:

- a. Indicate Fiscal Year(s) affected – usually current fiscal year and following fiscal year (i.e., FY 03/04 and FY 04/05)
- b. Indicate: "A" if current budget and level of staffing will absorb the costs
"N" if new, additional, or increased budget or staffing will be required
- c. Indicate: "R" – if recurring annual costs
"NR" if one-time, non-recurring costs, such as start-up, contract or equipment costs
- d. Attach additional projection schedules if two years does not adequately project revenue and cost patterns
- e. Costs may be netted or shown as an offset if some cost savings are projected (explain in Section 3 Narrative)

Finance Director: _____

X Check here if no fiscal impact

Column #:	1	2	3	4	5	6	7	8
	Expenditure Classification	FY <u>2015</u>	"A" Costs Absorbed or "N" New Budget Required	"R" Costs Recurring or "NR" Non-recurring	FY _____	"A" Costs Absorbed or "N" New Budget Required	"R" Costs - Recurring or "NR" Non-recurring	Fund Affected

Personnel*	\$ _____	_____	_____	\$ _____	_____	_____	_____	_____
Fringe**	\$ _____	_____	_____	\$ _____	_____	_____	_____	_____
Capital Outlay	\$ _____	_____	_____	\$ _____	_____	_____	_____	_____
Land/ Building	\$ _____	_____	_____	\$ _____	_____	_____	_____	_____
Professional Services	\$ _____	_____	_____	\$ _____	_____	_____	_____	_____
All Other Operating Costs	\$ _____	_____	_____	\$ _____	_____	_____	_____	_____
Total:	\$ _____	_____	_____	\$ _____	_____	_____	_____	_____

* Any indication that additional staffing would be required must be reviewed and approved in advance by the City Manager by attached memo before release of FIR to committees. **For fringe benefits contact the Finance Dept.

2. Revenue Sources:

- a. To indicate new revenues and/or
- b. Required for costs for which new expenditure budget is proposed above in item 1.

Column #:	1	2	3	4	5	6
	Type of Revenue	FY _____	"R" Costs Recurring or "NR" Non-recurring	FY _____	"R" Costs - Recurring or "NR" Non-recurring	

_____	\$ _____	_____	\$ _____	_____	_____	_____
_____	\$ _____	_____	\$ _____	_____	_____	_____
_____	\$ _____	_____	\$ _____	_____	_____	_____
Total:	\$ _____	_____	\$ _____	_____	_____	_____

3. Expenditure/Revenue Narrative:

Explain revenue source(s). Include revenue calculations, grant(s) available, anticipated date of receipt of revenues/grants, etc. Explain expenditures, grant match(s), justify personnel increase(s), detail capital and operating uses, etc. (Attach supplemental page, if necessary.)

None

Section D. General Narrative

1. Conflicts: Does this proposed bill/resolution duplicate/conflict with/companion to/relate to any City code, approved ordinance or resolution, other adopted policies or proposed legislation? Include details of city adopted laws/ordinance/resolutions and dates. Summarize the relationships, conflicts or overlaps.

No

2. Consequences of Not Enacting This Bill/Resolution:

Are there consequences of not enacting this bill/resolution? If so, describe.

If amendments to Subsection 7-1.1 SFCC 1987 are not made to adopt the 2014 National Electric Code and the 2012 National Electrical Safety Code , the City of Santa Fe would not be in compliance with National Code.

3. Technical Issues:

Are there incorrect citations of law, drafting errors or other problems? Are there any amendments that should be considered? Are there any other alternatives which should be considered? If so, describe.

No

4. Community Impact:

Briefly describe the major positive or negative effects the Bill/Resolution might have on the community including, but not limited to, businesses, neighborhoods, families, children and youth, social service providers and other institutions such as schools, churches, etc.

By adopting the bill, amendments to Subsection 7-1.1 SFCC 1987 would be made adopt the 2014 National Electric Code and the 2012 National Electrical Safety Code, assuring the City of Santa Fe is in compliance.

Form adopted: 01/12/05; revised 8/24/05; revised 4/17/08