

ORDINANCE NO. \_\_\_\_\_

ORDINANCE PROHIBITING CONNECTION OR RECONNECTION OF  
ELECTRICAL SERVICE WITHOUT RELEASE

**SECTION 1. Purpose**

The purpose of this ordinance shall be to further the public safety by requiring electrical inspections prior to the provision of electrical service to habitable buildings as specified and further defined herein.

**SECTION 2. Applicability**

This Ordinance shall apply to all habitable building space within the corporate limits of the City of Byram, Mississippi which have been without electrical service for a period of six (6) months or more immediately preceding a request for reconnection of electrical service; or, have never before received electrical service and do not meet any of the specified exemptions.

**SECTION 3. Exemptions**

The requirements of this ordinance shall not apply to the following:

1. Newly constructed or newly altered building(s) for which the City of Byram has issued a Certificate of Occupancy and permanent electrical service is being provided as a result of the completion of said new construction or alteration. The Certificate of Occupancy shall be sufficient proof of compliance with the purposes of this ordinance.
2. Habitable building space for which proof of registration as a residential rental unit has been issued by the City of Byram within six months prior to the date of the request for electrical service.
3. Temporary electrical service provided for construction for which the City of Byram has issued a building or electrical permit.

**SECTION 4. Definitions**

As used herein, the following words shall have the following meanings:

Building: Means a structure which may be constructed on site or delivered to a site and assembled, placed or erected, which serves to provide an enclosure for the support or protection of persons, animals, or property of any kind.

Habitable Space: Area contained within a building which is intended to be utilized for human occupancy for the purpose of either habitation, assembly or commerce. For the purpose of this ordinance, storage sheds shall not be considered habitable space.

Provision of electrical service: This phrase refers to the connection of energized conduit or related equipment such that electricity is available on the customer side, or demand side, of the electric meter.

**SECTION 5. Proof of Compliance Required**

It shall be unlawful for any electric power utility to provide, either by connection of new service or reconnection of existing service, electric power to any habitable building within the corporate limits of the City of Byram without first being provided proof of compliance with this ordinance. Acceptable proof of compliance shall be on a form prescribed by the Building Official for the City of Byram and bearing the signature of said Building Official.

#### **SECTION 6. Application**

Any person seeking to connect or reconnect electricity to a habitable building which is not otherwise exempt from this ordinance shall file an application for an electrical connection or reconnection release with the office of the Public Works Director on a form prescribed by said Director. At a minimum such an shall contain the following information:

1. The physical address for which electrical service is requested.
2. The expected use of the property (residential, retail, office, industrial, recreational, etc.)
3. The name and address of the intended occupant at the service address.
4. The name of the property owner, if different from the occupant.
5. The date electrical service is desired.
6. Whether any alterations to the premises or structure are anticipated.

#### **SECTION 7. Inspection Requirement**

The receipt of an application for an electrical reconnection release shall authorize the City of Byram to inspect the habitable building space for which an application has been made. The Administrator or designee may inspect only a portion of the habitable building space if the Administrator or designee determines an inspection of the entire space is not needed.

#### **SECTION 8. Electrical Requirements**

Electrical systems contained within habitable building spaces, subject to this ordinance, shall comply with the National Electric Code as adopted and enforced by the City of Byram.

#### **SECTION 9. Administration and Enforcement**

The Director of Public Works for the City of Byram is hereby designated as the Administrator of this ordinance and may delegate duties and requirements hereof to duly qualified city employees under his supervision.

To effectively enforce the requirements of this ordinance, the Director of Public Works shall notify all electric utility providers doing business within the Byram corporate limits, of the requirements of this ordinance. Further, the Director of Public Works shall seek the cooperation of said electric utility providers in the exchange of information regarding new service connections and reconnections in order to efficiently administer and enforce this ordinance.

#### **SECTION 10. Fee Required**

An application for electrical reconnection release shall require a fee of \$25.00 (twenty-five dollars) which shall provide for the requisite inspection. In the event a reinspection is necessary, the application shall pay an additional fee of \$25.00 (twenty-five dollars) for said reinspection and for each reinspection required thereafter.

**Section 11. Effective Date**

This ordinance shall become effective from and after adoption and publication as required by Miss Code Ann. 21-13-11.

The foregoing ordinance was offered upon a motion by Alderman MOSER and seconded by Alderman MOORE with the vote thereon being as follows:

Alderman Campbell	aye	no	ABSENT
Alderman Cook	<u>aye</u>	no	
Alderman Hosey	<u>aye</u>	no	
Alderman Mack	<u>aye</u>	no	
Alderman Moore	<u>aye</u>	no	
Alderman Moser	<u>aye</u>	no	
Alderman Smith	aye	no	ABSENT

THUS ORDAINED this the 25 day of APRIL, 2019.



Richard White, Mayor

Attest:



Angela Richburg, City Clerk

SEAL