

ORDINANCE NO. 2025 - 05

AN ORDINANCE OF THE CITY COMMISSION OF DELAND, FLORIDA, AMENDING THE CODE OF ORDINANCES OF THE CITY OF DELAND BY DELETING CHAPTER 9 “CONSTRUCTION INDUSTRY”, DELETING CHAPTER 25 “PLUMBING”, AND AMENDING CHAPTER 10 “ELECTRICITY”; AND PROVIDING FOR CONFLICTS, CODIFICATION, SEVERABILITY AND AN EFFECTIVE DATE.

WHEREAS, the City of DeLand’s building officials have undertaken a comprehensive review of the City’s local provisions relating to building and construction and contemporaneously herewith have submitted a separate ordinance to the City Commission with a major rewrite of Chapter 7 of the DeLand Code of Ordinances; and

WHEREAS, it is necessary to delete Chapter 9 “Construction Industry” of the Code of Ordinances of the City of DeLand, as the provisions currently contained therein are unnecessary and outdated given that the regulations are administered by other governmental entities; and

WHEREAS, it is necessary to delete Chapter 25 “Plumbing” of the Code of Ordinances of the City of DeLand, as the provisions currently contained therein are outdated and otherwise unnecessary in that these regulations are now addressed by the Florida Building Code; and

WHEREAS, it is necessary to amend Chapter 10 “Electricity” of the Code of Ordinances of the City of DeLand, in order to update the procedures and requirements for submitting an application for and obtaining a permit related to electrical work; and

WHEREAS, staff has undertaken a comprehensive review of the City’s electricity regulations and it has been determined that the revisions set forth in this ordinance will be beneficial to the citizens of the City of DeLand.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF DELAND, FLORIDA:

Section 1. Chapter 9 “*Construction Industry*” of the Code of Ordinances of the City of DeLand is hereby repealed in its entirety and the retitled with words “*Reserved for Future Use.*”

Section 2. Chapter 25 “*Plumbing*” of the Code of Ordinances of the City of DeLand is hereby repealed in its entirety and the retitled with words “*Reserved for Future Use.*”

Section 3. Chapter 10 “*Electricity*” of the Code of Ordinances of the City of DeLand is hereby amended by adding the new underlined language and by deleting the ~~strike-through~~ language, as follows:

Chapter 10 Electricity Number and type of parking spaces required.

Sec. 10-1. - Purpose of chapter.

There is hereby adopted by the City of DeLand for the purpose of protecting the public health and safety the following rules and regulations for the sale, installation, use, maintenance and repair of electrical wiring, apparatus or equipment for light, heat, power or advertising within the City of DeLand, Florida.

Sec. 10-2. - National Electrical Code, adopted by reference.

The city hereby adopts and incorporates by reference the 1996 Edition of the National Electrical Code of the National Fire Protection Association, as if fully set forth herein, together with all appendices and any future editions, revisions, amendments and appendices thereto, save and except such portions that are deleted, modified or amended by this chapter. No fewer than two copies of any future editions, revisions, amendments and appendices shall be kept on file in the office of the building official and made available for public use, inspection and examination for not less than ten days, and shall take effect ten days after filing with the building official unless all or part are ~~superceded~~ superseded by action of the city commission. The building official shall have no fewer than two copies of the current code to be enforced available for public use, inspection and examination.

Sec. 10-3. – Modifications to National Electrical Code.

Reserved.

Sec. 10-4. – Plans and specifications.

The electrical wiring and installation of electrical apparatus or equipment for light, heat, power or advertising within or attached to all buildings or structures, both public or private, shall be done in accordance with plans and specifications submitted to and approved by the building official at the time of filing the application. Drawings and complete descriptions of proposed work shall be ~~furnished and filed~~ submitted by the owner or contractor in charge of the work, ~~in~~ to the office of the building official. Plans must be legibly drawn on and printed to a definite scale and may include all or part of the system depending on the complexity of the system as determined by the building official. Alterations for existing work must be shown by separate indications for the old and the new work and as much of the old work must be shown as may be necessary to show the rules and regulations are being complied with. Plans must be approved or rejected ~~within a reasonable time~~ after the time of filing and work shall not commence or proceed until said plans have been so filed and a permit to do the work authorized is issued by the building official.

Sec. 10-5. – Permits.

(a)*Required; exceptions.* A permit will be required to do any electrical construction of any character, install any electrical wiring, apparatus, or equipment or make any extensions or changes to existing electrical systems of wiring for light, heat, power or advertising within the City of DeLand, except for the repairing of damaged or broken fixtures, ~~apparatus or equipment~~ and the ordinary work necessary for the proper maintenance of the same; provided, however, that no permit will be required for the replacement of lamps or the connection of portable devices to suitable receptacles which have been permanently installed. Further, energy management devices installed in residential or commercial establishments by the electric utility company ~~Florida Power Corporation~~ shall not require permits or inspections provided that the installations are performed by certified contractors or other duly authorized agents of the ~~Power Utility~~ Electric utility company.

(b)*To whom issued; homeowner.* Permits to do electrical work will be issued only to a properly licensed master electrician, except that a homeowner, after obtaining a proper permit, may do electrical work within his own property boundaries, provided that such electrical work is done by himself and is used exclusively by him or his family.

(c) *Issuance; fees.* Permits shall be issued digitally or in the office of the building official and no electrical work shall be done until a proper permit is issued and the following required fees have been paid to the general fund of the City of DeLand.

Type of Building

New Building Fee

60-80 amp services.....\$20.00

100-140 amp services.....30.00

150-190 amp services.....40.00

200 and above.....50.00

Old Buildings Fee

60-90 amp services.....15.00

100-140 amp services.....20.00

150-190 amp services.....25.00

200 and above.....30.00

All commercial per 100 sq. ft.....50

Minimum permit.....30.00

Sec. 10-6. — Permit for temporary systems. Reserved.

~~The building official may issue special permits for the installation and use of temporary wiring and/or equipment provided that the use of such temporary wiring and/or equipment shall be limited to a period of not more than 30 days after the date of the permit. If reasonable necessity is established for an extension of time in the use of such temporary wiring and/or equipment, the permit for its use may be extended by the building official for an additional period of 30 days from the original date of expiration, but the permission for the use of such temporary installation shall not be extended for a total greater period of time than 90 days after the date of issue of the original permit.~~

Sec. 10-7. – Inspections.

~~(a) When electrical work for which a permit has been issued is ready for inspection, notice in writing properly filled in upon blanks furnished at the office of the building official, stating the permit number, location of the work, the name of the owner and the name of the electrician to whom the permit was issued, shall be given to the building official.~~

(a) Within a period of 48 ~~24~~ hours (not including Saturday, Sunday or holidays), after he shall have received an inspection request, the building official shall cause to be inspected the work indicated on the permit. The equipment, material, power and labor necessary for the inspection and test shall be furnished by the electrician.

(b) The electrical system or parts thereof shall not be covered before being inspected, tested and notice of approval given by the building official.

(c) In large or complicated installations, the work may be inspected and tested in sections at the option of the building official.

(d) When it is necessary that the building official return to reinspect any work whether from defect or the work not being ready, the building official will be required to return only on another written notice and an additional payment of \$ ~~25~~ 50.00 as an added inspection fee.

Sec. 10-8. – Unsafe Installations.

(a) All electrical installations, regardless of type, which constitute a hazard to human life, health or welfare are hereby declared illegal and shall be abated by repair and rehabilitation or by demolition. ~~in accordance with the procedures as outlined in section 102.5 Unsafe buildings, of the standard building code.~~

(b) Immediate notice of unsafe installations will be given by the building official to the persons, firm or corporation supplying electric current to the installation and the owner of the property.

Sec. 10-9. - Reserved.

Sec. 10-10. - Signs.

(a) When a sign is indicated in the construction plans of any installation, a separate sign circuit shall be installed.

(b) A separate disconnect, safety switch or circuit breaker shall be installed in the sign circuit, at the sign location.

(c) Sign transformers shall not be placed in an unfinished attic space.

~~(d) Drain holes shall be provided in metal transformer boxes and when exposed to the weather, the boxes shall be reamed or otherwise trimmed to remove burrs on rims that would hold water in the enclosure. If mounted on the roof, the transformer enclosure shall be elevated at least two inches above the roof. Wood shall not be used to mount or elevate the transformer enclosure. The transformer shall be rigidly fastened to the metal enclosure.~~

~~(e) All neon signs must have a ground which is common with the ground of the supply system.~~

~~(f) Neon signs may be inspected and approved by the building official before the sign is erected, or in case of emergency, a sign may be inspected after the erection provided that safe and adequate means are available for the building official to inspect the sign.~~

Section 4. Conflicts. All Ordinances or parts of Ordinances and other actions of the City Commission in conflict with this Ordinance are hereby repealed.

Section 5. Severability. If any section, sentence, phrase, word or portion of this Ordinance is determined to be invalid, unlawful or unconstitutional, said determination shall not be held to invalidate or impair the validity, force or effect of any other section, sentence, phrase, word or portion of this Ordinance not otherwise determined to be invalid, unlawful or unconstitutional.

Section 6. Codification; Directions to Code Codifier; Correction of Scrivener's Errors.

(a). The provisions of Sections 1, 2 and 3 of this Ordinance shall become and be made a part of the Code of Ordinances of the City of DeLand and the Sections of this Ordinance may be renumbered or re-lettered to accomplish such intention and the word "Ordinance", or similar words, may be changed to "Section," "Article", or other appropriate word; provided, however, that Sections 4 through 7 shall not be codified.

(b). The Code codifier shall instruct the Municipal Code Corporation to make all changes necessary in the Code of Ordinances of the City of DeLand to implement the provisions of this Ordinance and is granted liberal authority to codify the provisions of this Ordinance in such manner and in such places as deemed advisable.

(c). In accordance with the City's ongoing codification program; the City Clerk, in conjunction with the City Attorney, may make corrections to the provisions of this Ordinance relative to Scrivener's errors of whatever type or nature.

Section 7. Effective Date. This Ordinance shall become effective immediately upon its adoption.

PASSED AND DULY ADOPTED this 7th day of April, 2025.



Christopher M. Cloudman
Mayor-Commissioner

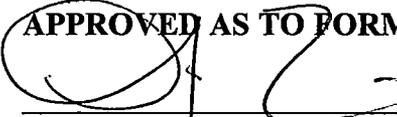


ATTEST

Julia M. Hewitt
Interim City Clerk - Auditor

Passed on first reading: March 03, 2025
Adopted on second reading: April 07, 2025

APPROVED AS TO FORM AND LEGALITY:



Darren J. Elkind
City Attorney