

Proposed Ordinance: #0-17-21
Subject Matter: Amendments to Section 18-56 Electrical code adopted.
Date Presented to City Council for Adoption: September 2, 2021

**CITY OF FAYETTEVILLE
COUNTY OF FAYETTE
STATE OF GEORGIA**

**ORDINANCE NUMBER #0-17-21
CITY OF FAYETTEVILLE, GEORGIA**

PREAMBLE AND FINDINGS

AN ORDINANCE OF THE CITY OF FAYETTEVILLE

WHEREAS, the City of Fayetteville (the "City") on March 18, 1996 adopted the Georgia State Minimum Standard Electrical Code, consisting of the National Electrical Code (NEC) combined with the Georgia State Electrical Code amendments as it may hereafter be amended or revised; and

WHEREAS, the State Codes Advisory Committee (SCAC) voted to amend certain sections of the 2020 NEC, specifically to eliminate language within Section 210.8 Ground-Fault Circuit Interrupter (GFCI) Protection for Personnel; and

WHEREAS, SCAC informed municipalities these amendments will not be formally adopted by the SCAC until later this year; and

WHEREAS, SCAC also informed municipalities that Section 90.4 Enforcement of the NEC authorizes the Authority Having Jurisdiction (AHJ) to waive specific requirements of the code which would permit the Building Official to waive these requirements until the amendments are officially adopted.

ORDINANCE

IT IS HEREBY ADOPTED AND ORDAINED BY THE CITY OF FAYETTEVILLE AS FOLLOWS:

ARTICLE I

In accordance with the provisions stipulate in Section 90.4 Enforcement of the NEC, the City Council hereby authorize the Building Official to waive the amendments to

the NEC as recommended by the SCAC and identified in Exhibit "A" until such time said amendments are officially adopted by the SCAC.

ARTICLE II

Any ordinance or part of any ordinance in conflict herewith is hereby repealed.

ARTICLE III

If any section, subsection, sentence, clause, phrase, or other portion of this ordinance for any reason is held invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed as a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portion hereof.

ARTICLE IV

This ordinance shall become immediately effective upon its adoption, subject to the any conditions contained in the minutes of the City Council, which are part of this ordinance; any representations submitted by the applicant to the City Council, accepted by the City Council, and reflected in the minutes of the City Council; all of which representations shall be an amendment to the rezoning application and a part of this ordinance.

BE IT RESOLVED, that the Mayor and Council of the City of Fayetteville, Georgia do hereby adopt the attached City of Fayetteville ordinance.

SO RESOLVED, this 2nd day of September, 2021.

Attest:

Edward J. Johnson, Jr., Mayor

Darryl Langford, Mayor Pro Tem

Attest:

T. Joe Clark, Councilmember

Anne Barksdale, City Clerk

Richard J. Hoffman, Councilmember

Paul C. Oddo, Jr., Councilmember

Scott Stacy, Councilmember

Exhibit "A"

The State Codes Advisory Committee (SCAC) voted to amend the 2020 National Electric Code (NEC), specifically to eliminate three items within Section 210.8 Ground-Fault Circuit Interrupter (GFCI) Protection for Personnel, as follows:

- Section 210.8(A) – Stoves Eliminate 250v in line 1
- Section 210.8(A) – Dryer Eliminate 250v in line 1
- Section 210.8(F) – HVAC Eliminate entire section

This action was taken due to nuisance tripping and supply issues associated with the expanded GFCI requirements.