



CITY OF LYNN
In City Council

April 25, 2000

**IN THE YEAR TWO THOUSAND AN ORDINANCE AMENDING
THE ORDINANCE ON BLASTING WITHIN THE CITY OF LYNN**

Be it Ordained by the City Council of the City of Lynn and by the authority of the same as follows, to wit:-

SECTION 1. The Ordinance relative to blasting is hereby amended. Said blasting ordinance is further amended by deleting Section 1, 2 and 3 thereto. Said blasting ordinance is hereby further amended by deleting froth the existing Section 7, the words "conducting of hearings". Said ordinance shall read as follows:

SECTION 2. Blasts shall not exceed seismic levels allowed by the State. The licensed blaster shall maintain a seismographic record of all blasts. A copy of this seismographic record shall be available to the Fire Department upon demand. In order to enforce this law, the contractor or blaster shall pay the cost of keeping a seismographic record of each blast. The Fire Department shall select who will do the monitoring of the blasts.

SECTION 3. Blasting charges shall be covered with adequate blasting mats or matting to prevent flyrock in accordance with the Commonwealth of Massachusetts Board of Fire Prevention Regulations 527 CMR 13. The use of such mats or matting shall only be omitted by written authorization in each case by the Chief of the Fire Department.

SECTION 4. No blast shall be set off before 9:00 a.m. or after 4:00 p.m.

SECTION 5. Any and all expenses incurred directly or indirectly by the City of Lynn, or its municipal departments or their representatives for the granting of permits, hiring of expert pyrotechnicians, providing fire inspectors, and like charges, shall be borne by the applicant of the application for the permit to use such explosives in the blasting of rock or other substances

SECTION 6. Any blast set off in violation of City ordinances or State law will carry a fine of Five Hundred (\$500.00) Dollars for each blast.

SECTION 7. Each licensed blaster shall provide a bond in accordance with Massachusetts General Law, C.148 Sec. 19, 20 or 20A as applicable.

SECTION 8. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

SECTION 9. This ordinance shall take effect thirty-one (31) days after its final approval as adopted and advertised.



CITY OF LYNN
In City Council

April 25, 2000

IN THE YEAR ONE THOUSAND NINE HUNDRED SEVENTY-THREE AN ORDINANCE
AMENDING THE ORDINANCE ON BLASTING WITHIN THE CITY OF LYNN

Be it Ordained by the City Council of the City of Lynn and by the authority-of the same as follows, to wit:-

The Ordinance relative-to blasting is hereby amended. Said blasting ordinance is further amended by adding Sections. 3, 5 and 7 thereto. Said: blasting ordinance is hereby further amended by deleting at the end of Section 3, subsection (c) the words "as specified by Chapter 149 Section 44aA, General Laws." The amended ordinance shall read as follows:

SECTION 1. All blasting permits must come before the City Council and a public hearing be held before the permit can be granted.

SECTION 2. All property owners within a radius of One Hundred (100) yards of the blasting site must be notified of the public hearing by the permit applicant. This notification shall be by registered mail and done at least twenty (20) days before the public hearing.

SECTION 3. The provisions of Sections 1 and 2 of this ordinance shall not apply when;

- a. Blasting is to be conducted on municipally owned property.
- b. Blasting is conducted by order of the municipality.
- c. The Chief of the Fire Department deems such blasting necessary to correct an emergency.

SECTION 4. Blasts shall not exceed seismic levels allowed by the State. In order to enforce this law, the contractor or blaster shall pay the cost of keeping a seismographic record of each blast. The Fire Department shall select who will do the monitoring of the blasts.

SECTION 5. Blasting charges shall be covered with mats or matting,- as described in Rule 68, Form 12 of the Board of Fire Prevention Rules and Regulations, State Department of Public Safety. The use of such mats or matting may only be omitted by written authorization in each case by the Chief of the Fire Department.

SECTION 6. No blast shall be set off before 9:00 a.m. or after 4:00 p.m.

SECTION 7. Any and all expenses incurred directly or indirectly by the City of Lynn, or its municipal departments or their representatives for the granting of permits, conducting of hearings, hiring of expert pyrotechnicians, providing fire inspectors, and like charges, shall be borne by the applicant of the application for the permit to use such explosives in the blasting of rock or other substances.

SECTION 8. Any blast set off in violation of City ordinances or State law will carry a fine of Five Hundred (\$500.00) Dollars for each blast.



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SECTION 9. The Chief of the Fire Department and the City Solicitor Will determine the appropriate amount of the bond with the surety or sureties running to the City of Lynn.

SECTION 10. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

SECTION 11. This ordinance shall take effect upon its adoption and approval, after advertising as adopted.