



TOWN OF HOPKINTON, NEW HAMPSHIRE

RULES & REGULATIONS – BLASTING

ORDINANCE NO: 05-05

1.01 AUTHORITY:

The provisions of this Ordinance has been enacted by the Selectmen of Hopkinton, NH. Pursuant to the powers granted them in RSA 47:11 and RSA 158:9-f and Department of Safety Regulations.

1.02 ENFORCEMENT:

This Ordinance shall be enforced by the Hopkinton Highway Superintendent and the Hopkinton Police Department.

1.03 PURPOSE:

To ensure that no blasting is performed in the Town of Hopkinton without a blasting permit for the safety and protection of the community.

1.04 BLASTING PERMIT REQUIRED:

No person shall perform or cause to be performed any blasting in the Town of Hopkinton unless a blasting permit is obtained from the Hopkinton Highway Superintendent or his designee. This permit shall not be issued until the following terms and conditions have been satisfied by the applicant.

- A. All abutters within five hundred (500) feet of the area where the blasting will occur shall receive notice by certified mail a minimum of two business days (excluding Saturday, Sunday and holidays) in advance of the blasting. The term “abutter” shall be defined in the manner used for the notification of zoning abutters.
- B. The Building inspector shall receive the same notice, also sent by certified mail, at least two business days (excluding Saturdays, Sundays and holidays) in advance of the blasting.
- C. The name and address of the blasting company be provided.

- D. The name of a company representative be provided and the twenty four (24) hour telephone number of the representative; such representative being a person who is capable of responding to claims and issues arising from blasting performed.
- E. A pre-blast survey shall be completed by the blasting company for an area within five hundred (500) feet of the proposed blasting.
- F. Any reports, measurements or videotapes made in connection with this pre-blast survey or with the subsequent blasting shall be made available upon request to all abutters within five hundred (500) feet of the area.
- G. The cost of the pre-blast survey shall be borne by the blasting company.
- H. The Use and Transport License of the hauler shall be designated.
- I. The route of removing the blasting material shall be designated.
- J. The location of the blasting shall be designated.
- K. The blasting shall take place within the hours of 8 AM to 4 PM Monday through Friday.
- L. An Insurance Certificate shall be posted with the Town Administrator in the amount deemed appropriate by the Highway Superintendent and the Town administrator.
- M. The Highway Superintendent is hereby authorized to promulgate blasting rules consistent the intent of this ordinance, such rules shall become effective on acceptance by the Selectmen.

1.05 PENALTY:

Any person found violating this Ordinance shall be issued a civil forfeiture in the amount of \$500.00 for the first offense and for each successive offense a civil forfeiture of \$1000.00. This will be paid to the Town of Hopkinton, at the Town Clerk's Office within 15 days of issuance. Failure to comply with this procedure will result in a summons to the Concord District Court.

This Ordinance supersedes all other applicable ordinances issued by the Town of Hopkinton relative to the regulation of blasting, and shall take effect upon its adoption by the Board of Selectmen.

Effective Date:

These rules and regulations shall become effective on the _____ day of _____, 2005.

IN WITNESS WHEREOF, the undersigned members of the Board of Selectmen of the Town of Hopkinton have hereunder set their hands this _____ day of _____, 2005.

Town of Hopkinton, NH
Board of Selectmen

Town of Hopkinton, NH
Board of Selectmen

Donald K. Lane, Chairman

Louise M. Carr

Lloyd A. Holmes

Clarke L. Kidder

Peter M. Russell

Date: _____

A true copy, attest:

Sue B. Strickford
Town Clerk

Date: _____