

NEWTOWN TOWNSHIP

DELAWARE COUNTY, PENNSYLVANIA

APPLICATION FOR BLASTING PERMIT

To the Secretary of the Township of Newtown:

The undersigned hereby requests that a permit be issued for blasting or using explosives as provided by Ordinance No. 1948-13,

At _____

Property owned by _____

Who resides at _____

The name of the contractor is _____

Whose address is _____

The name of the superintendent or foreman who is to be in charge of blasting is _____

His Pennsylvania Department of Labor and Industry Blasting License is _____. This permit is required for the following purpose _____

The _____ type explosives are to be used in charges not exceeding _____ lbs.

Address

Approved ()

Disapproved ()

Amount of bond ()

By _____

Title: Blaster, Contractor or Owner

Township of Newtown

By _____

BOND FOR BLASTING AND STORAGE OF EXPLOSIVES
PERMIT

KNOW ALL MEN BY THESE PRESENTS, THAT _____

_____ as Principal, and _____
_____ as Surety, are held and
firmly bound unto the Township of Newtown, in the County of
Delaware and the Commonwealth of Pennsylvania and its successors
in the sum of _____
Dollars (_____) lawful money of the United States of America,
to be paid to the Township of Newtown, its certain attorney or
successors, to which payment will and truly be made the said
_____ and

_____ their heirs,
executors, administrators, successors and assigns are held
firmly bound, jointly and severally, by these presents. Sealed
with our seals and dated the _____ day of _____
_____ A.D. One thousand nine hundred and _____
(19 _____).

WHEREAS, the above bound _____ Principal
has made application for a permit to engage in blasting opera-
tions, in, about and upon premises _____
in the said Township of Newtown, and/or the storage of explosives
upon the said premises.

NOW THE CONDITION OF THIS OBLIGATION IS SUCH, that if the above
bound _____ Principal, and _____
_____ Surety, or either of them, their or
either of their heirs, executors, administrators, successors or
assigns shall indemnify and save harmless, the said Township of
Newtown, its employees, officers and agents and all other persons
from any loss or damage in any way arising by reason of the said
blasting done and/ or storage of explosives by said Principal or
the servants, agents or employees of the Principal in the course
of the Principal's business, then the above obligation to be void,
otherwise to be and remain in full force and effect.

THE PRINCIPAL AND SURETY further jointly and severally agree
with the obligee herein and every person, co-partnership, associa-
tion or corporation who sustains or suffers any loss or damage
in any way arising by reason of the said blasting done and/or
storage of explosives, as aforesaid, by said Principal or the
servants, agents or employees of the Principal in the course of
the Principal's business, that the said persons, co-partnership,
association or corporation may sue in the assumpsit on this bond
in the name of the Township of Newtown for its, his, her or their
use, prosecute the same to final judgment for any such sums as
may be justly due it, him, her or them and have execution thereon
provided, however, that the said Township of Newtown shall not be
liable for the payment of any costs or expenses of each suit,
unless the said suit is brought by the Township, or its behalf
or on behalf of its servants, agents, or employees; and, pro-
vided further, that the total liability of Principal and Surety
under this bond shall not, irrespective of the number or amount
of claims, exceed the aforesaid principal sum and, provided
further, that the liability of Principal and Surety upon this
bond is expressly limited to less or damage suffered or sustained
as aforesaid during the effective period of the permit for
blasting and/or storage of explosives issued by the Township
Manager of Newtown Township in connection with application for
which this bond is filed.

Principal (seal)

Surety (seal)

Annual Fire Code Permit Descriptions & Fees (Effective June 13, 2005)

ICC Fire Code 2003, Section 105 - Permits

Section 105.3 - Conditions of a Permit

105.3.3 - Occupancy prohibited before approval - \$100.00 (structure not occupied prior to inspection & fire marshal approval)

Section 105.6 - Required Operational Permits

- 105.6.1 - Aerosol products - \$100.00 (manufacture/store/handle)
- 105.6.2 - Amusement Buildings - \$100.00 (building with device that conveys passengers)
- 105.6.3 - Aviation Facilities - \$1,000.00 (aircraft servicing)
- 105.6.4 - Carnivals & Fairs - \$100.00 per event (carnivals or fairs)
- 105.6.5 - Battery Systems - \$100.00 (install of lead battery systems greater than 50 gals)
- 105.6.6 - Cellulose nitrate film - \$100.00 (storage/handling/use of nitrate film)
- 105.6.7 - Combustible dust-producing operations - \$100.00 (grain elevator/flour mill/feed mill)
- 105.6.8 - Combustible fibers - \$100.00 (storage and handling in excess of 100 cubic feet)
- 105.6.9 - Compressed gases - \$100.00 (storage/use/handling of gases in excess of 200 cu ft)
- 105.6.10 - Covered mall buildings - \$500.00
- 105.6.11 - Cryogenic fluids - \$500.00 (store/use/handle in excess 60 gals)
- 105.6.12 - Cutting and welding - \$35.00 to \$50.00 (small business \$35, Large Business \$50.00)
- 105.6.13 - Dry cleaning plants - \$100.00
- 105.6.14 - Exhibits and trade shows - \$50.00 per week / per event
- 105.6.15 - Explosives - \$500.00 per day / per event (storage/handling/use of explosive/fireworks/pyrotechnics)
- 105.6.16 - Fire hydrants & valves - \$100.00 (*permit is not required for water co. or fire co. use)
- 105.6.17.1 - Flammable and combustible liquids - \$100.00 (pipelines)
- 105.6.17.2 - Flammable and combustible liquids - \$50.00 (store/handle/use class 1 liquids in excess of 5 gals, flashpoint <100°)
- 105.6.17.2.2.1 - Flammable and combustible liquids - \$50.00 (storage of class 1 liquid in a fuel tank)
- 105.6.17.2.2.2 - Flammable and combustible liquids - \$80.00 (storage of paints/oils/varnishes) non-residential
- 105.6.17.3 - Flammable and combustible liquids-\$80.00 (store/handle/use class 2(>100) or 3a (>140) liquids in excess of 25gal)
- 105.6.17.4 - Flammable and combustible liquids - \$80.00 (remove class 1 & 2 liquids by any means other than normal pumps)
- 105.6.17.5 - Flammable and combustible liquids - \$100.00 (operate tank vehicles/fuel dispensing/refineries/terminals)
- 105.6.17.6 - Flammable and combustible liquids - \$75.00 per month / per tank (place tanks o.o.s. >90 days)
- 105.6.17.8 - Flammable and combustible liquids - \$1,000.00 (change type of contents in tank with >hazard than current use)
- 105.6.17.9 - Flammable and combustible liquids - \$50.00 (dispensing of liquid fuels into motor vehicles)
- 105.6.17.10 - Flammable and combustible liquids - \$100.00 (dispense fuel from tank vehicle into motor vehicle)
- 105.6.18 - Floor finishing - \$100.00 per activity (floor finishing exceeding 350 sq ft using class I or II liquids)
- 105.6.19 - Fruit & crop ripening - \$100.00 (operate a fruit ripening facility using ethylene gas)
- 105.6.20 - Fumigation & thermal insecticidal fogging - \$25.00 residential, \$100.00 commercial (operate or perform fumigation)
- 105.6.21 - Hazardous Materials - \$250.00 per activity (operate/store/dispense/use/handle hazardous materials)
- 105.6.22 - HPM facilities - \$250.00 per activity (operate/store/dispense/use/handle hazardous production materials)
- 105.6.23 - High Piled storage - \$200.00 (required to store high piles in excess of 500 sq ft)
- 105.6.24 - Hot work operations \$100.00 (any hot work/welding/roofing)
- 105.6.25 - Industrial ovens - \$100.00 (to operate industrial furnaces)
- 105.6.26 - Lumber yards and woodworking plants - \$100.00 (storage of lumber in excess of 100,000 sq ft)
- 105.6.27 - Liquid or gas fueled vehicles or equipment in assembly buildings - \$100.00/day (display/operate in assembly bldgs)
- 105.6.28 - LP gas - \$50.00 (storage & use of LP gas and operation of LP cargo tankers, except residential < 500 gals)
- 105.6.29 - Magnesium - \$100.00 (melt, cast, heat, grind more than 10 lbs)
- 105.6.30 - Miscellaneous combustible storage - Quantities over 10,000 cubic feet - \$600.00 (boxes/barrels/tires/cork)
- 105.6.31 - Open burning - \$10.00 per day *must strictly adhere to instructions/stipulations for permit issuance
- 105.6.32 - Open flames & torches - \$50.00 per day (remove paint with torch or other hazardous flame area)
- 105.6.33 - Open flames & candles - \$35.00 (in connection with assembly areas, restaurants, drinking establishments)
- 105.6.34 - Organic coatings - \$200.00 (produces more than 1 gal or organic coatings)
- 105.6.35 - Places of assembly
 - a) With occupant load between 50 and 300 persons - \$100.00
 - b) With occupant load between 301 and 1,000 persons - \$250.00
 - c) With occupant load over 1,000 persons - \$500.00
- 105.6.36 - Private fire hydrants - \$25.00 per day (removal or use of private hydrant)
- 105.6.37 - Pyrotechnic special effects material - \$150.00 per day / per event (chemical mixture to create explosions)

- 105.6.38 - Pyroxylin plastics - \$100.00 (store/handle/use or assembly of cellulose nitrate plastics)
- 105.6.39 - Refrigeration Equipment - \$10.00 (operate mechanical refrigeration units) (residential excluded)
- 105.6.40 - Repair garages and motor fuel dispensing facilities - \$50.00 (operation of repair garages)
- 105.6.41 - Rooftop heliports - \$1,000.00 (to operate a building with a roof top landing helipad)
- 105.6.42 - Spraying or Dipping - \$50.00 (to operate a spraying or dipping operation using flammable/combustible liquids)
- 105.6.43 - Storage of scrap tires and tire byproducts - \$500.00 (store in excess of 2500 cu ft) \$50.00 (indoor storage > 250 cu ft)
- 105.6.44 - Temporary membrane structures, tents & canopies - \$25.00 per tent/per day (in excess of 200 sq ft) excl. camping
- 105.6.45 - Tire rebuilding plants - \$1,000.00 (operate and maintain a rebuilding plant)
- 105.6.46 - Waste handling - \$500.00 (wrecking yards, junk yards)
- 105.6.47 - Wood products (store chips, lumber, plywood or conduct recycling facilities of wood products)
 - a) Between 100 cubic feet and 500 cubic feet - \$50.00
 - b) Between 501 cubic feet and 5,000 cubic feet - \$200.00
 - c) Over 5,001 cubic feet - \$400.00

Section 105.7 - Required Construction permits

- 105.7.1 - Automatic fire-extinguishing systems (sprinklers/CO2/FM 100/inergen/dry chem. /wet chem.)
- 105.7.2 - Compressed gases
- 105.7.3 - Fire Alarm detection systems & related equipment
- 105.7.4 - Fire pumps & related equipment
- 105.7.5 - Flammable & combustible liquids
- 105.7.6 - Hazardous materials
- 105.7.7 - Industrial ovens
- 105.7.8 - LP gas
- 105.7.9 - Private fire hydrants
- 105.7.10 - Spraying or Dipping
- 105.7.11 - Standpipe systems
- 105.7.12 - Temporary membrane structures, tents & canopies
 - *all permits issued under section 105.7 will be assessed a charge of \$45.00 per \$1,000.00 of work

Additional fees

- 1) Recovery of expenses for corrective action - Cost plus 25%
- 2) Plan review by Fire Suppression Engineer - \$75.00 per hour
- 3) Automatic fire-extinguishing systems installation inspections
 - a) Commercial / multiple occupancy dwelling - \$75 per hour / per inspection
 - b) Single family dwelling - \$100.00 total

*Automatic fire-extinguishing systems in new construction will require two inspections, one during framing inspection and one during final inspection.
- 4) Fire alarm registration permits (new construction and annual renewal's)
 - a) New construction (commercial / multiple occupancy dwelling) - \$250.00
 - b) New construction (single family dwelling) - \$100.00
 - c) Annual renewal-existing construction (commercial / multiple occupancy dwelling) - \$50.00
 - d) Annual renewal-existing construction (single family dwelling) - \$15.00
- 5) Fire scene investigation
 - a) \$30.00 per hour (between the hours of 07:00 to 23:00)
 - b) \$45.00 per hour (between the hours of 23:00 to 07:00)
- 6) Archived records search - \$25.00 per hour
- 7) Training - \$25.00 per hour
- 8) Special events duty - \$50.00 per hour (includes fire marshal and vehicle)
- 9) Fire code administration, enforcement, inspections, and follow up - \$30.00 per hour
- 10) Business operational permit - \$50 per business / per building
- 11) Court appearances - \$25.00 per hour
- 12) Copies of fire report or records - Base fee of \$25.00 plus \$0.30 for each side copied
- 13) Copies of digital photos on CD disk - \$60.00 per disk

***All permits issued under Section 105.3, Section 105.6 and Section 105.7 will also be assessed a mandatory state permit fee of \$2.00 in addition to each primary permit fee collected.*

Chapter 84

EXPLOSIVES AND FIREWORKS

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| § 84-1. Definitions. | § 84-9. Permit issued jointly; supervision. |
| § 84-2. Permit required. | § 84-10. Permit forms. |
| § 84-3. Refusal of permit; revocation. | § 84-11. Time restrictions. |
| § 84-4. Permit fees. | § 84-12. Inspections; flagmen. |
| § 84-5. Permit issuance; bond required. | § 84-13. Permits for quarrying; fee; noncompliance. |
| § 84-6. Applicants for blasting permit. | § 84-14. Magazine requirements. |
| § 84-7. Applicants for explosive storage permit. | § 84-15. Fireworks display permits. |
| § 84-8. Licensed blaster required. | § 84-16. Violations and penalties. |

[HISTORY: Adopted by the Board of Supervisors of the Township of Newtown 10-14-1974 as Article 1509 of the Codified Ordinances of Newtown Township 1973. Amendments noted where applicable.]

GENERAL REFERENCES

Fees — See Ch. A176.

§ 84-1. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

EXPLOSIVES — Includes any chemical compound or mechanical mixture that is commonly used or intended for the purpose of producing an explosion, that contains any oxidizing and combustible units or other ingredients in such proportion, quantities or packing that an ignition by fire, friction, concussion, percussion or detonator of any part of the compound or mixture may cause such a sudden generation of highly heated gases that the resultant gaseous pressures are capable of producing destructive effects on contiguous objects or of destroying life or limb. The term “explosive” does not mean or include small arms ammunition.

§ 84-2. Permit required. [Amended 4-24-1995 by Ord. No. 1995-2]

No person shall blast or carry on any blasting operations or store or keep any explosives in the township without first having obtained a permit from the Township Manager.

§ 84-3. Refusal of permit; revocation. [Amended 4-24-1995 by Ord. No. 1995-2]

The Township Manager shall have the power to refuse to grant or to revoke any blasting permit or permit to store explosives if after investigation he believes that such blasting or storage of explosives would unduly endanger the health, safety, welfare or property of any person.

§ 84-4. Permit fees. [Amended 7-12-1982 by Ord. No. 1982-11; 4-24-1995 by Ord. No. 1995-2]

The permit fees shall be an amount set by resolution of the Board of Supervisors.

§ 84-5. Permit issuance; bond required.

No blasting permit or permit to store explosives shall be issued until the applicant has:

- A. Completed the permit application form for blasting or to store explosives; and
- B. Filed a bond conditioned for the payment of any damage to township property, public improvement or private property or persons. The principal amount of the bond shall be one million dollars (\$1,000,000.) unless, in the opinion of the Township Manager, this amount is not adequate because of the location of the blasting operation or place of storage of explosives. In such event, the amount of the bond shall be fixed by the Township Manager. But in instances where an applicant applies for permits to store and blast at the same place and time, only one (1) bond need be filed under this section. [Amended 4-24-1995 by Ord. No. 1995-2]

§ 84-6. Applicants for blasting permit.

An application for blasting permit may be made by:

- A. The superintendent, foreman or person who is to do or direct the actual blasting;
- B. The contractor who employs the person who will do or direct the actual blasting; or
- C. The owner of the property on which the blasting is to be done.

§ 84-7. Applicants for explosive storage permit.

An application for a permit to store explosives may be made by:

- A. The owner of the property on which the explosives are to be stored; or
- B. The tenant or agent of the owner of the property on which the explosives are to be stored.

§ 84-8. Licensed blaster required. [Amended 4-24-1995 by Ord. No. 1995-2]

The superintendent, foreman or person in charge of or directing the actual blasting operations or the person doing the actual blasting must be a competent blaster under the regulations of the

Department of Labor and Industry of the Commonwealth of Pennsylvania and licensed by the Commonwealth of Pennsylvania.

§ 84-9. Permit issued jointly; supervision.

All permits granted hereunder shall be given jointly to the person, firm or corporation responsible for the blasting or storage and the particular superintendent, foreman or person named in the application as being in charge of or directing the actual blasting operations or being in charge of storage and having a key to the storage magazine. No blasting shall be permitted pursuant to the blasting permit, except in the presence of the superintendent, foreman or person so named therein.

§ 84-10. Permit forms.

- A. The blasting permit and the permit to store explosives shall be issued on forms approved by resolution of the Board of Supervisors. [Amended 4-24-1995 by Ord. No. 1995-2¹]
- B. Forms for applications for permits shall be furnished by the Township Manager.

§ 84-11. Time restrictions.

- A. No blasting will be done in the township between the hours of 6:00 p.m. and 8:00 a.m. local time.
- B. No blasting will be done in the township on Sundays or other legal holidays.

§ 84-12. Inspections; flagmen. [Amended 4-24-1995 by Ord. No. 1995-2]

The Township Manager is hereby authorized to appoint inspectors to inspect any blasting operations. The Township Manager is also authorized to require the person, firm or corporation blasting or carrying on the blasting operation to station flagmen on any highways which in any way may be affected by such blasting or blasting operation so as to give proper warning to the traveling public thereon. Failure to place flagmen on the highways in instances required by the Township Manager shall constitute a violation of the provisions of this chapter.

§ 84-13. Permits for quarrying; fee; noncompliance.

It shall be legal for the Township Manager to issue blasting permits for definite future periods of time, not exceeding three (3) months, to persons, firms or corporations engaged in quarrying operations upon the payment of a permit fee of an amount set by resolution of the Board of Supervisors for each calendar month covered by such permit, provided that all persons operating under such extended term licenses shall at all times admit any inspectors appointed by the Township Manager and shall comply with the order and directions of the inspector with

¹ Editor's Note: This ordinance also provided for the repeal of former Section 1509.12, Explosive storage form, which immediately followed this section.

reference to the operations. In the event of noncompliance with any such orders or directions, the permit shall be immediately revoked by the Township Manager on notice to the person, firm or corporation responsible for the blasting operations.

§ 84-14. Magazine requirements.

- A. All explosives stored in the township shall be stored in a magazine which is located, constructed and maintained according to the Regulations for the Storage, Handling and Use of Explosives of the Department of Labor and Industry of the Commonwealth of Pennsylvania. The magazine shall be kept locked except when being inspected or when explosives are being placed therein or moved therefrom.
- B. Blasting caps or detonators of any kind shall not be kept in the same magazine with other explosives.

§ 84-15. Fireworks display permits. [Amended 4-24-1995 by Ord. No. 1995-2]

The Township Manager may, upon application and proof of insurance, issue a permit to a properly qualified person for giving a pyrotechnic display of fireworks in public parks or other open places in the township, pursuant to the provisions of 35 P.S. § 1272. Such permit shall impose such restrictions as, in the opinion of the Township Manager, will be necessary to properly safeguard life and property in each case. The permit fee shall be in an amount set by resolution of the Board of Supervisors.

§ 84-16. Violations and penalties. [Amended 4-24-1995 by Ord. No. 1995-2]

Any person, firm or corporation violating any provision of this chapter shall, upon conviction, be punishable by a fine not exceeding one thousand dollars (\$1,000.) for each offense, plus costs of prosecution, and, in default of payment of such fine and costs, shall be imprisoned for a term not exceeding thirty (30) days. A separate offense shall be deemed committed each day during or on which a violation occurs or continues.