

Chapter 92

EXPLOSIVES

§ 92.1. Supervision of blasting operations; posting of blasters' names.

§ 92.2. Conduct of operations.

§ 92.3. License required; fee; duration.

§ 92.4. Storage of explosives; supervision.

§ 92.5. Violations and penalties.

[HISTORY: Adopted by the Borough Council of the Borough of Whitehall 5-16-51 as Ord. No. 117. Section 92.5 amended at time of adoption of CODE; see Ch. 1, General Provisions, Art. I. Other amendments noted where applicable.]

§ 92.1. Supervision of blasting operations; posting of blasters' names.

The conduct of all blasting operations shall be under the direct control and supervision of competent and responsible persons. No person shall be permitted to fire any charge of explosives in blasting operations except a competent blaster. The superintendent, foreman or person in charge of every operation where blasting is necessary shall post in a conspicuous place in proximity to the operation the name or names of individuals whom he has designated, after obtaining satisfactory evidence of previous blasting experience and competency, to handle this work.

§ 92.2. Conduct of operations.

No blasting operation shall be conducted so as to threaten or cause injury or damage to any person; nor shall any blasting operation be conducted so as to threaten or cause damage to any property other than such damage to the immediate property being blasted as may be actually and absolutely necessary for the accomplishment of the objective of the blasting operation.

§ 92.3. License required; fee; duration.

Any person, before he stores, handles or uses explosives in the Borough of Whitehall, shall obtain a license from the Building Inspector permitting such storing, handling or use of explosives and shall pay for such license the sum of five dollars (\$5.). Such license shall continue in effect for a period of thirty (30) days unless revoked prior thereto by the Building Inspector because of a violation of the provisions of this chapter. The Building Inspector is hereby authorized to revoke any license in the event the licensee violates any provision of this chapter.

§ 92.4. Storage of explosives; supervision.

The supervision of the storing, handling and use of explosives in the Borough of Whitehall, under this chapter, is hereby vested in the Building Inspector of the Borough of Whitehall.

§ 92.5. Violations and penalties.¹

Any person or persons, corporation, partnership or other entity whatsoever violating any of the provisions of this chapter shall, upon conviction, be sentenced to pay a fine not to exceed the maximum fine of three hundred dollars (\$300.), plus costs of prosecution, and, in default of payment of such fine and costs of prosecution, imprisonment for a term not exceeding thirty (30) days; provided, however, that if the District Justice determines that the defendant is without the financial means to pay the fines and costs immediately or in single remittance, such defendant shall be permitted to pay the fines or costs in installments and over such periods of time as the District Justice deems to be just.

¹ Editor's Note: Amended at time of adoption of CODE; see Ch. 1, General Provisions, Art. I.