

HARTSVILLE/TROUSDALE COUNTY METROPOLITAN GOVERNMENT

CODES AND ZONING COMMITTEE

David Thomas, Chair
Lonnie Taylor, Vice Chair
Rosalie Myhan, Secretary (NVM)

Tommy Belcher
Alan Carman
David Nollner

Rick Gregory, Consultant

AGENDA

SEPTEMBER 5, 2024 | 6:00PM | MAYOR'S OFFICE

1. Call Meeting to Order
2. Review minutes from August 1
3. Discussion
 - A. Update from Rick Gregory
 - B. Burn Permits
 - C. Blasting Permit Review
 - D. Other
4. Public Comment
5. Adjourn

Burn Permit Draft

Section ____

Open burning within the **URBAN SERVICES DISTRICT** is restricted as follows:

Definition...Open burning refers to the burning of any material in an open area where the combustion byproducts are released directly into the air and outside of an enclosed space.

(1) Open burning as listed below may be conducted without permit provided that no public nuisance is or will be created by the open burning:

- (a) Fires used for the cooking of food or for ceremonial or recreational purposes including barbecues, fire pits and outdoor fireplaces:
- (b) Fires set for the training and instruction of firemen or for research in fire protection or prevention or Right-of-Way clearing by authorized contractor(s).

(2) Open burning of trees, limbs, leaves, brush, and grass shall be by permit only.

(3) No person shall cause, suffer, allow or permit open burning of refuse, garbage, trade waste, flammables, combustibles, wood scraps, or materials from construction or salvage operations.

(4) Adherence to these regulations will not relieve the person responsible for such burning from the consequences of any damages, injuries, or claims resulting from such open burning.

(5) Nothing in this section shall be construed to conflict or be contrary to the Tennessee Air Quality Act (Tennessee Code Annotated, § 68-22-108, et seq.), and the person or organization seeking a permit shall be solely responsible for compliance with the Act in the event a permit is issued. (Ord. 88-647, §§ 1-5, as replaced by Ord. #97-1575, Feb. 1997, and renumbered by Ord. #06-2921, July 2006)

(6) Nothing in this section shall be construed to conflict or be contrary to TCA 39-14-304 Reckless burning or TCA 39-14-306. Setting fires at certain times without permit

(7) Punitive affects for not obtaining permit

(8) Adoption of this ordinance voids, vacates and supersedes Ordinance #9-93 entitled "An Ordinance of the Town of Hartsville, Tennessee, to amend Title 7, Chapter 2, Section 7-202 of the Hartsville Municipal Code"

(9) Burn permit applications will be available in the Trousdale County Clerk's office.

(10) A \$20 application fee will be associated with permit.

(11) Effective Date

HARTSVILLE/TROUSDALE COUNTY GOVERNMENT
ORDINANCE #303-2024-03

AN ORDINANCE TO SET A FEE FOR BLASTING EVENTS

WHEREAS, the land use controls of Hartsville/Trousdale County, Tennessee have been adopted for the purpose of promoting the public health, safety, morals, convenience, order, prosperity, and general welfare of the community; and

WHEREAS, as referenced in the Hartsville Zoning Ordinance Article VII.D Fee, "The Hartsville/Trousdale County Commission shall establish a schedule of fees and collection procedure...The schedule of fees shall be posted in the Office of the Building Inspector. Only the Commission may alter or amend the fee schedule";

WHEREAS, the Hartsville/Trousdale County Regional Planning Commission has duly reviewed and recommended this request to the County Commission at their February 12, 2024 regular meeting ; and

WHEREAS, the County Commission has reviewed such recommendation and has conducted a public hearing prior to the second reading.

NOW, THEREFORE, BE IT ORDAINED BY THE HARTSVILLE/TROUSDALE COUNTY COMMISSION that a fee of \$100 (One Hundred Dollars) is set for blasting activity in the County.

BE IT ENACTED that this ordinance shall be adopted and effective on June 1, 2024, the public welfare requiring it.

*As recommended by Planning Commission February 12, 2024
As recommended by the Codes & Zoning Committee January 5, 2024
Public Hearing to be held on May 27, 2024 if passed at 1st reading*

First Reading:	<u>April 22, 2024</u>	1M _____ 2m _____	Voice Vote	Absent _____
Second Reading:	<u>May 27, 2024</u>	1M _____ 2m _____	Voice Vote	Absent _____

Approved:

Attest:

Commission Chairman

County Clerk



HARTSVILLE/TROUSDALE COUNTY
PLANNING OFFICE | CODES, ZONING, AND BUILDING
 328 Broadway, Room 1 | Hartsville, TN 37074
 office (615) 374-1125 | cell (615) 374-5066

Blasting Permit Fee \$ _____
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BLASTING PERMIT

While the State of Tennessee regulates all construction blasting, Hartsville/Trousdale County Planning Department also requires a permit which serves to notify of blasting taking place within the County.

If you have questions about construction blasting, please contact the State Fire Marshall's office at (615) 741-2241.

Application Date _____

Check one: **New work** **Renewal**
(Renewal required after 1 year)

Expiration Date _____

Project Name _____

Project Location _____

Anticipated Start Date _____ *Minimum 5 days after notification date*

Anticipated Completion Date _____

Actual Completion Date _____ *County to be notified when blasting operations cease*

Reason for Blasting _____

Will explosives be stored on site? YES * NO

*If the answer is YES, you must notify the Trousdale County Fire Department.
 Contact Chief Mark Beeler at firedept@trousdalecountyttn.gov*

Name of Blasting Contractor _____

Address _____

24-hour Contact and Phone _____

Email Address _____

Checklist (Attach Copies)

- Blaster's Certificate of Insurance
- Federal License of Purchase
- TN Explosive Users Registration Certification
- Handler's Card

The undersigned applicant hereby agrees to comply with all applicable requirements as prescribed by TCA, the Standard Fire Prevention Code, and the National Fire Code as adopted by the State of Tennessee and Hartsville/Trousdale County. In the event of handler changes, the undersigned is to notify the HTC Planning office within 48 hours of the change. This document in no way releases the holder from any liability nor authorizes any practices that are unsafe, malicious, or that violate any law or ordinance, either federal, state, or local. A copy of this document must be kept on the job site during blasting and/or related operations. Hartsville/Trousdale County reserves the right to stop blasting operations on this project if the safety of the general public and/or city facilities are endangered until the situation is mutually resolved.

Initial the following statements after reading:

- _____ **I UNDERSTAND THAT NO BLASTING IS ALLOWED WITHIN 50 FEET OF STREAMS OR WETLANDS.**
- _____ **I UNDERSTAND THAT NO BLASTING IS ALLOWED WITHIN 50 FEET OF POLYETHLENE NATURAL GAS LINES.**
- _____ **I UNDERSTAND THAT NO BLASTING IS ALLOWED WITHIN 100 FEET OF STEEL NATURAL GAS LINES.**

 Signature of Responsible Party (Contractor/Blaster)

 Print Name & Title

For office use only

Authorized by: _____

Copies to: Gas Dept. Police Dept. Fire Dept. Water and Sewer Dept. EMS Project File

Requirements for Blasters:

The State Fire Marshal's office has established specific requirements for companies seeking to conduct blasting activities. These requirements can be accessed on the Fire Marshal's website at <https://www.tn.gov/commerce/fire/permit/licensing/blasting/blasters.html>. Companies interested in becoming licensed blasters can apply through this link: <https://www.tn.gov/commerce/fire/permit/licensing/blasting/blasters/initial/>

Suggestions for Blasters in Regard to Public Notice:

Upon receiving registration from the Department of Commerce and Insurance, blasting companies have the discretion to conduct blasts with or without public notification. While companies have the option to provide advanced notices to the public about planned blasts, this practice is voluntary and typically coordinated with local zoning and planning committees. Companies may schedule one or multiple blasts and decide on the frequency of public notifications. To submit a blasting notice, companies can visit <https://www.tn.gov/commerce/fire/permit/blasting-notice.html>. Concerned individuals can contact the State Fire Marshal's office by submitting a blasting complaint here <https://www.tn.gov/commerce/fire/permit/licensing/blasting/consumers/complaint.html>.

(Attempted to find information regarding how a company should go about notifying the public, but was told to call a number that wasn't in service. I emailed the Division of Consumer Affairs, but they never responded.)