

CONDITIONS AND REQUIREMENTS PURSUANT TO G.L.C. 82A AND 520 CMR 7.00 et seq.

(as amended)

By signing the application, the applicant understands and agrees to comply with the following:

1. No trench may be excavated unless the requirements of sections 40 through 40D of Chapter 82/ and accompanying regulations, have been met and this permit is invalid unless and until said requirements have been complied with by the excavator applying for the permit including, but not limited to the establishment of a valid excavation number with the underground plant damage prevention system as said system is defined in section 76 D of Chapter 164 (DIG SAFE);
2. Trenches may pose a significant health and safety hazard. Pursuant to Section 1 of Chapter 82 of the General Laws, and excavator shall not leave any open trench unattended without first making every reasonable effort to eliminate any recognized safety hazard that may exist as a result of leaving said open trench unattended. Excavators should consult regulations promulgated by the Department of Public Safety in order to familiarize themselves with the recognized safety hazards associated with excavations and open trenches and the procedures required or recommended by said department in order to make every reasonable effort to eliminate said safety hazards which may include covering, barricading, or otherwise protecting open trenches from accidental entry;
3. Persons engaging in any trenching operation shall familiarize themselves with the federal safety standards promulgated by the Occupational Safety and Health Administration on excavations: 29 CFR 1926.650 et. seq., entitled Subpart P "Excavations;"
4. Excavators engaging in any trenching operation who utilize hoisting or other mechanical equipment subject to Chapter -146 shall only employ individuals licensed - to operate said equipment - the Department of Public Safety pursuant to said Chapter and this permit must be presented to said licensed operator before any excavation is commenced;
5. By applying for, accepting and signing this permit, the applicant hereby attests to the following: (1) that they have read and understand the regulations promulgated by the Department of Public Safety with regard to construction related excavations and trench safety; (2) that he has read and understands the federal safety standards promulgated by the Occupational Safety and Health Administration on excavations: 29 CMR 1926.650 et. seq., entitled Subpart P "Excavations" as well as any other excavation requirements established by this municipality; and (3) that he is aware of and has, with regard to the proposed trench excavation on private property or proposed excavation of a city or town public way that forms the basis of the permit application, complied with the requirements of sections 40-40D of Chapter 82A
6. This permit shall be posted in plain view on the site of the trench.