

HOUSE No. 617.

[Bill accompanying the petition of Benjamin A. Ham. Cities.]

Commonwealth of Massachusetts.

In the Year One Thousand Nine Hundred.

AN ACT

Relative to the issuing of Permits for Blasting.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. The board of aldermen of all
2 cities and the selectmen of all towns shall issue
3 permits to persons applying therefor for blasting
4 rocks, trees or any other substance, upon pres-
5 entation by such person or persons of a bond in
6 a sufficient amount with sufficient sureties to
7 cover all probable damage, which bond shall run
8 to the clerk of the city or town wherein such
9 blasting is to be done. The amount of the bond
10 shall be fixed by the said clerk, and the said bond
11 shall state that it is given for the benefit of all

12 property owners and individuals who may be in-
13 jured by such blasting, and it shall provide that
14 suits for such blasting may be brought in the
15 name of the said clerk against the person or per-
16 sons giving the said bond. In any such suit
17 damages may be recovered for all injuries to per-
18 sons or property sustained by reason of negli-
19 gence in conducting the said blasting provided
20 that the persons who were injured or whose
21 property was injured by such blasting, was him-
22 self in the exercise of due care.

1 SECTION 2. If any person making application
2 as above provided for is aggrieved by the amount
3 of the bond required of him, he may appeal to the
4 board of aldermen of the city or the selectmen of
5 the town where the blasting is to be done for a
6 reduction of the said amount. The decision made
7 by such aldermen or selectmen shall be final.

1 SECTION 3. All acts inconsistent with this act
2 are hereby repealed.

1 SECTION 4. This act shall take effect upon its
2 passage.