



## Board of Health

Edward Cosgrove, PhD  
Chair

Stephen Epstein, MD, MPP  
Member

Jane Fogg, MD, MPH  
Vice Chair

### **ARTICLE 18**      **REGULATION FOR EXCAVATION AND TRENCH SAFETY**

Supplemental Rules and Regulations to the State Environmental Code:

Title 5, 310 CMR 15.000 “Standard Requirements for the Siting, Construction, Inspection, Upgrade and Expansion of On-Site Sewage Treatment and Disposal Systems and for the Transport and Disposal of Septage”

#### **SECTION 18.1**      **AUTHORITY TO PROMULGATE AND OTHER PROVISIONS**

(1) In accordance with the provisions of 310 CMR 15.003 (3) of the State Environmental Code and in accordance with M.G.L. c. 111, s. 31, and M.G.L. c. 21A, s.13, the Board of Health of the Town of Needham hereby adopts these Supplemental Rules and Regulations to the State Environmental Code: Title 5, 310 CMR 15.000 “Standard Requirements for the Siting, Construction, Inspection, Upgrade and Expansion of On-Site Sewage Treatment and Disposal Systems and for the Transport and Disposal of Septage”.

(2) In accordance with 310 CMR 15.019 the Board of Health of the Town of Needham issues Disposal System Installer’s Permits. In addition to the requirements in 310 CMR 15.000 of the State Environmental Code and these Supplemental Rules and Regulations, Disposal System Installers shall comply with the provisions of 520 CMR 14.00 Excavation And Trench Safety of the Department of Public Safety in conjunction with the Division of Occupational Safety pursuant to authority granted by M.G.L. c. 82A § 1 and the Town of Needham General By-Laws, Section 2.2.5.4 and the “Street Permit Procedures & Regulations”.

(3) A trench permit from the Board of Health of the Town of Needham will be deemed issued upon issuance of a Disposal System Construction Permit.

(4) Whoever violates any provisions of these regulations shall be fined up to \$300 per offense for Trench Excavation violations. Each day such violation continues shall constitute a separate offense.

(5) Any person who continues to violate these regulations shall not be eligible to receive further Disposal System Construction Permits and is subject to revocation of his/her Disposal System Installer’s Permit until such time as the Town is satisfied that the person is complying with these regulations.

(6) The effective date of these Supplemental Rules and Regulations is September 14, 2010.

Voted September 14, 2010