

SPONSOR: Robert J. Golec

AMENDATORY ORDINANCE NO. 6059

AN ORDINANCE TO AMEND ARTICLE II OF ORDINANCE NO. 6008
DEALING WITH HAZARDOUS SUBSTANCES

_____ **WHEREAS**, there has been an increase in the number of spills and/or leaks of dangerous, hazardous, and toxic substances within the City of Hammond, and

WHEREAS, these substances can endanger the health, safety and general welfare of the citizens of Hammond when they are discharged into air, water, or onto the land, and

WHEREAS, it is necessary to require that special information be furnished by persons that use, store, handle, or dispose of dangerous, hazardous or toxic substances within the City of Hammond, Indiana.

NOW, THEREFORE BE IT ORDAINED by the City Council of the City of Hammond, Indiana as follows:

ARTICLE II

1. Any person that uses, stores, handles, or disposes of substances defined as dangerous, hazardous, or toxic by this Ordinance, on property zoned I-1 Light Industrial and/or I-2 Manufacturing under Ordinance 4683, shall be required to furnish the following at their location(s) within the City of Hammond:

a. For all facilities which are not staffed 24 hours a day; a weather proof lock box of sufficient size to hold a binder(s) that shall contain all the Material Safety Data Sheets or other similar substance information sheets for

each dangerous, hazardous, or toxic substance used, stored, handled, or disposed of, and

b. A facility plot plan, or other plans and documents, made to scale(s) suitable for the purposes indicated below. The weather proof lock box shall be bright yellow in color on all sides including the top and bottom and meet the ANSI (American National Standards Institute) Specification 253.1. For all facilities which are continuously staffed the information shall be available at a specified staffed entrance. The Fire Chief, or his designee, shall have the discretion to modify any parts of this Section.

Information on the plot plan, or other plans and documents shall include:

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1. The location and identification of each structure.

2. The location and size of all fire hydrants located on the premises, and within 500 feet of the boundary line of the premises.

3. The location and quantity of all major fire fighting, spill response or safety related equipment such as, but not limited to: (a) water sprinkler system, (b) foam suppressants (by type and quantity), (c) dry powder suppressants (by weight or size), (d) protective clothing (specify fire/acid suits or other special suits), (e) self contained breathing apparatus (list amount of breathing time in minutes), (f) resuscitator, (g) natural gas shutoff valve, (h) electric shutoff points, (i) municipal water shutoff, (j) drains to the Hammond Sanitary District, (k) inplant telephones, and (l) telephones, (m) other items the Hammond Fire Chief or designee may require.

c. Such lock box shall be located within 100 feet of the entrance to the plant or facility, at a height of between 36" - 48" above the ground. The placement of the lock box into the plant or facility shall be approved by the Chief of the Hammond Fire Department or his designee. Such lock box shall be installed and operational within 120 days of the effective date of this ordinance.

Four keys to the lock box shall be provided to the Chief of the Hammond Fire Department for use solely by the Hammond Fire Department in the event of a spill, leak, discharge, or release.

d. An Emergency Action Plan (E.A.P.) that shall outline the responsible persons and their actions in the event of a fire, spill, leak discharge, release of a dangerous, hazardous, or toxic substance regulated by this Ordinance. Such plan shall be submitted to the Chief of the Hammond Fire Department within ninety (90) days of the effective date of this Ordinance.

2. This Ordinance shall be enforced by the Chief of the Hammond Fire Department or his designee.

3. Whoever violates any provision of this Ordinance shall be fined not more than \$2,500.00. Every day a violation occurs shall constitute a separate offense.

4. In the event that any portion of this Ordinance is found by a court (or otherwise declared) to be in conflict with state law, then only that portion shall be null and void and all other portions hereof shall remain in full force and effect.

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5. This Ordinance shall be in full force and effect immediately after its passage, signing by the President of

the Common Council, approved by the Mayor and publication according to law.

/s/ REV. JOHN H. PARRISH, President
Hammond Common Council

ATTEST:

/s/ STANLEY KULIK, City Clerk

APPROVED by the Mayor on the 24th day of June, 1987.

/s/ THOMAS M. McDERMOTT, Mayor

PASSED by the Common Council of the City of Hammond, Indiana, on the 22rd day of June, 1987, presented to the Mayor for his approval or rejection and approved by the Mayor on the 24th day of June, 1987.

/s/ STANLEY KULIK, City Clerk