

**AN ORDINANCE
of the
CITY OF
MINNEAPOLIS**

By Gordon

Amending Title 3, Chapter 59 of the Minneapolis Code of Ordinances relating to Air Pollution and Environmental Protection: Construction Activities.

The City Council of the City of Minneapolis do ordain as follows:

Section 1. That Section 59.50 of the above-entitled ordinance be amended to read as follows:

59.50. – Abrasive blasting permit required.

(a) No person shall abrasively blast the interior or exterior of any building, structure, or other architectural surface except under specific permit from the Minneapolis Health Department.

(b) The fees for an abrasive blasting permit issued pursuant to paragraph 59.50(a) shall be as established in section 91.70. Permits shall be obtained in advance of the proposed activity.

(c) Parties applying for an abrasive blasting permit must provide forty-eight (48) hours in advance a general notice of their construction activity to all occupants of the building, structure or architectural surface where the construction activity will occur and to all building owners and their tenants within a seventy-five-foot radius of the building, structure or architectural surface to be abrasively blasted. The notice must include contact information for the party performing the construction activity, brief description of the proposed work, intended dates and times and identify that complaints regarding the construction activity will be received by Minneapolis Information and Services by dialing 311 in Minneapolis or 612-673-3000 from cell phones and outside Minneapolis.

(d) All painted surfaces to be abrasively blasted must be tested for lead content following EPA, HUD or ASTM protocols.

(e) All abrasive blasting activity shall meet the following performance standards:

(1) Standards established in Chapters 46, 47, 48, 50, and 389 of this Code;

(2) Standards established in Minnesota Rule Part 7025 if laboratory analysis indicates the presence of lead based paint;

~~(3) Dust generated by the activity must be contained on site; and~~

(f) The following will be considered violations of the permit conditions:

(1) Visible emission of particulate matter, beyond the vertically extended property line of the owner of the property on which abrasive blasting is permitted.

(2) Deposition of visible amounts of particulate matter upon public or other private property.

(3) Failure to obtain a permit from the Minneapolis Health Department to engage in abrasive blasting operation, or operating after denial or revocation of such permit; and

(f g) Applications for an abrasive blasting permit shall be in such form as prescribed by the Minneapolis Health Department. A copy of the written notice required by 59.50(c) and analytical results required by 59.50(d) must be submitted with the permit application. If analytical results as required by 59.50(d) are not submitted with the application, the permit will not be issued ~~until the city has tested the painted surface~~ until the application is complete.

(g-h) In the event the applicant cannot perform the abrasive blasting on the scheduled date(s) contained in the application the applicant shall provide notification to the Minneapolis Health Department, the owners of the property, and as required in 59.50 (c) ~~{3}~~ twenty-four (24) hours prior to the commencement of the rescheduled abrasive blasting operation.