

SENATE, NO. 2358

[Senate, April 5, 2010 - New draft of Senate, No. 1542 reported from the committee on Telecommunications, Utilities and Energy.]



The Commonwealth of Massachusetts

IN THE YEAR OF TWO THOUSAND AND TEN

AN ACT TO PROMOTE THE SAFE OPERATION OF UTILITY VAULTS.

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.** Chapter 166 of the General Laws is hereby amended by inserting after
2 section 34B the following sections:-
- 3 Section 34A. Definitions
- 4 “Company” shall mean a distribution company or electric company as defined in section 1 of
5 chapter 164.

6 “Inspector” shall mean one or more employees of a municipality, including the inspector of
7 buildings, building commissioner or local inspector of a city, town or district or a municipal
8 inspector of wires appointed under section 32. An inspector shall not be employed by or
9 otherwise associated with an owner or a company.

10 “Owner” shall mean the owner of property on which a transformer vault is located; except that
11 “owner” shall not include any “company” as defined in this section.

12 “Transformer vault” or “vault” shall mean a totally enclosed structure or room in which
13 energized network transformers, network protectors and related equipment are housed.

14 Section 34B. Application

15 Sections 34A through 34E, inclusive, shall apply to all transformer vaults owned, leased or
16 otherwise controlled by an owner and which contain equipment owned, maintained, repaired or
17 operated by a company, but shall not apply to company-owned transformer vaults.

18 Section 34C. Inspection

19 Every owner shall ensure that a qualified inspector performs a yearly inspection of all
20 transformer vaults. The inspector shall inspect the vault location, size, ventilation, doorways,
21 walls, floors, ceilings, lighting, drainage and protective equipment to ensure that the transformer
22 vault meets the minimum standards set forth in sections 34D. Nothing in this section shall be
23 interpreted to require any public or private inspector to perform an inspection except upon
24 payment of such fees as are customary and usual.

25 Should the inspector find that the transformer vault does not conform to the provisions of these
26 sections, the inspector shall inform the owner of items which do not so conform and which

27 require maintenance or repair. The owner shall be responsible for such maintenance or repair.
28 After completion of any required maintenance and repairs, the inspector shall perform a re-
29 inspection to ensure that the required maintenance and repairs have been completed. All
30 inspection and re-inspection fees shall be paid by the owner of the transformer vault to the
31 municipality.

32 Section 34D. Standards

33 Transformer vaults shall meet the following requirements:

34 (a) The vault space shall be large enough to accommodate the transformer(s) and other
35 equipment located within the vault.

36 (b) The walls, wall partitions and roofs of vaults shall be constructed of materials that have
37 adequate structural strength for the conditions with a minimum fire resistance of 3 hours.

38 (c) Each doorway leading into a vault from the building interior or out of a vault to the building
39 interior shall be provided with a tight-fitting door that has a minimum fire rating of 3 hours. The
40 inspector may also require a fire-rated door for an exterior wall opening where conditions
41 warrant. Each door shall be properly hinged and self-closing.

42 (d) Doors shall be equipped with locks, and doors shall be kept locked, access being allowed
43 only to qualified persons. Personnel doors shall swing out and be equipped with panic bars,
44 pressure plates, or other devices that are normally latched but that open under simple pressure.

45 Sidewalk hatches located within or above transformer vaults shall be made accessible by ladders
46 composed of fire and heat resistant materials. The location of doorways shall be marked with
47 reflective tape located on the floors and doors. All doorways shall be marked with a sign reading

48 “DANGER – HIGH VOLTAGE WITHIN – KEEP OUT – ACCESS RESTRICTED TO
49 QUALIFIED PERSONS ONLY.”

50 (e) Transformer vaults shall be constructed so as to maintain adequate ventilation of the vault in
51 the event of smoke or other unsafe condition. Ventilation openings shall be covered with durable
52 gratings, screens, or louvers, according to the treatment required in order to avoid unsafe
53 conditions yet still provide for adequate ventilation of the vault. All ventilation openings to the
54 indoors shall be provided with automatic closing fire dampers that operate in response to a vault
55 fire. Ventilating ducts shall be constructed of fire resistant material.

56 (f) Vaults shall contain 24-hour lighting with an alternate power source.

57 (g) Vaults shall be equipped with smoke detectors, carbon dioxide detectors, grounding systems,
58 convenience, and heat detection systems.

59 (h) Materials shall not be stored in transformer vaults.

60 Section 34E. Violations

61 If upon re-inspection the inspector determines that the owner has willfully or negligently failed
62 within a reasonable time to perform any maintenance or repair required as a result of an
63 inspection, such owner shall be punished by a fine of not more than \$1,000 in each instance.