

ORDINANCE NUMBER FIFTEEN

SANITARY ORDINANCE

ENACTMENT

The City of Carson City ordains that the rules and regulations contained herein, together with duly enacted amendments thereto, shall be known as the SANITARY CODE of this City.

Article I - Authority

By virtue of the power vested in the City Council under Act 279 of the Public Acts of 1909, as amended (M.S.A. 5,2071 et seq), and subparagraph p of Section 2.3, Chapter 2, of the City Charter as made effective April 1, 1960, there are hereby provided rules and regulations for the safeguarding of public health and sanitation, as well as provisions for penalties for the violation of said rules and regulations.

Article II - Enforcement

SECTION I. The Health Officer of the City shall have the duty and power to administer and enforce this sanitary code, including all regulations and amendments hereafter adopted, and all State Laws adopted herein by reference.

SECTION II. No person shall refuse to permit the Health Officer to inspect any premises at reasonable times, nor shall any person molest or resist the Health Officer in the discharge of his duty.

SECTION III. Any person who shall fail to comply with any provisions herein, shall be deemed guilty of a misdemeanor and on conviction thereof shall be punished by a fine not exceeding the sum of one hundred (\$100) dollars or by imprisonment in the county jail not exceeding ninety (90) days, or by both such fine and imprisonment in the discretion of the court.

SECTION IV. Nothing stated in these rules and regulations shall be construed to limit the power of the Health Officer to order the immediate and complete abatement of a public nuisance or menace to the public health or of a condition which in the opinion of the Health Officer may become a menace to the public health.

SECTION V. This code and all rules and regulations added or amended thereto shall become effective on the 30th day, excluding the day of enactment, after the approval hereof by a majority vote of the City Council. Notice to the public of the passage of this code shall be given in general terms within fifteen days after passage by publishing said general notice thereof in a newspaper published in the City.

(Ordinance Number Fifteen Cont'd)

Article III - Sewage Disposal

SECTION I. It shall be unlawful for any person to occupy, or permit to be occupied, any premise which is not equipped with adequate facilities for the disposal in a sanitary manner of human excreta and other forms of sewage. Such facilities shall be constructed in accordance with the provisions of these rules and regulations.

SECTION II. Under no conditions may the overflow from septic tanks or any other sewage or other liquid wastes from an existing or hereafter constructed premise be discharged upon the surface of the ground or into an open ditch.

SECTION III. Wherever the City operated sewerage is available, all flush toilets, lavatories, sinks, bathtubs, showers, and laundry drains shall first empty into and be processed by a septic tank, as hereinafter specified. Said septic tank shall be connected with said City Operated Sewerage System.

SECTION IV. No privy or other toilet facilities shall hereafter be constructed on, or moved to, any premises where the service of the City operated sewerage system is available, except as in compliance herewith.

SECTION V. Existing outside privies or other toilet facilities, on premises where the City operated sewerage is available, shall have ninety (90) days in which to comply with this enactment after notice for compliance is given by the Health Officer by certified mail to the owner and/or occupier of the premises. Failure to comply within the period allotted shall constitute a violation of this Ordinance. Each day of continued incomplete compliance shall constitute a new violation of this Ordinance.

SECTION VI. All flush toilets, privies, and other toilet devices shall be constructed and maintained in accordance with the regulations adopted by the State Council of Health, as last revises, entitled "A Regulation Pertaining to the Construction and Maintenance of Out houses" and to Safeguard the Public Health by Preventing the Spread of Disease and Existence of Sources of Contamination in Accordance with Act No. 273, Public Acts of 1939. (M.S.A. 14.433 (1) et seq.)

Article IV - Septic Tanks

SECTION I. Every septic tank hereafter installed shall have a liquid capacity of at least the average volume of sewerage flowing into it during any twenty-four (24) hour period. However, in no case shall the liquid capacity of any septic tank be less than five hundred (500) gallons.

SECTION II. Septic tanks shall be of water-tight construction and of material not subject to corrosion or decay when installed. Concrete blocks, or bricks at least eight (8) inches in thickness may be used in septic tank construction. Cinder blocks shall not be used.

(Ordinance Number Fifteen Con't.)

SECTION III. All Septic tanks shall be provided with suitable openings with covers to permit inspection and cleaning.

SECTION IV. No septic tank shall be located where it is inaccessible for cleaning or inspection purposes, nor within five (5) feet of any lot lines or basement walls.

Article V - Construction Permits

SECTION I. On and after the effective date of this Ordinance, no person shall begin construction of any sewage disposal facility until such person or his duly authorized representative has made written application to the Health Officer and has received a duly signed construction permit from the Health Officer which shall be in effect for one (1) year from date of issue. Such permit applications can be procured from the Comptroller for completion and presentation for a compliance determination by the Health Officer.

SECTION II. Such construction permit shall be issued only when the plans and specifications for the proposed installation of the sewage system are not less than the requirement set forth in these regulations.

SECTION III. Said permit applications shall be in triplicate and shall contain a sketch showing all pertinent plans and specifications of the proposed sewage disposal installation. One Copy shall be retained by the applicant, one copy to go to the Health Officer, for allowance or disallowance of the permit, and the third copy to be retained by the Comptroller.

SECTION IV. A fee of Five (\$5) dollars shall be charged for each permit issued for the installation of a sewage disposal facility as defined herein. This fee shall be made payable by the application to the Comptroller, to be credited to the Health Officer.

Article VI - Saving Clause

If any section, subsection, clause or phrase of these regulations is for any reason adjudged unconstitutional or invalid, it is hereby provided that the remaining portions of these regulations shall not be effected thereby.

Passed and approved by the City Council this 3rd day of November 1960.