

CHAPTER 6

GENERAL HEALTH REGULATIONS

SECTION:

- 4-6-1: Board of Health
- 4-6-2: Health Director
- 4-6-3: Permit Required
- 4-6-4: Application for Permit
- 4-6-5: Unwholesome Food
- 4-6-6: Removal of Garbage
- 4-6-7: Discharge of Sewage Pollution
- 4-6-8: Inadequate Plumbing

4-6-1: **BOARD OF HEALTH:**

- A. Established: The Bear River District Health Department is hereby designated as the Board of Health of the City. (1977 Code § 10-211)
- B. Powers and Duties:
 1. Contract with Department: The City may contract with the Bear River District Health Department on such items and conditions as the parties may agree to enforce the provisions of this Chapter and such other ordinances of the City, which authorize or require action or impose any duty on the Board of Health.
 2. Adopt Rules and Regulations: The Board of Health shall adopt such rules and regulations as it shall deem necessary to govern its meetings and conduct.
 3. Review and Approve Applications and Permits: The Board of Health shall review and approve all applications for permits to operate any business or engage in any construction for which a permit is required from the Board of Health pursuant to any ordinances or regulations of the City.
 4. Recommend Rules and Regulations: The Board of Health shall recommend to the Mayor for promulgation by the City Council such health rules, regulations and ordinances as it deems necessary for the health of the persons within the City. (1977 Code § 10-212)

4-6-2: HEALTH DIRECTOR:

- A. Position Created: The Health Director of the Bear River District Health Department is hereby designated as the Health Director of the City. (1977 Code § 10-221)
- B. Powers and Duties:
1. Appoint or Designate Assistant: The Health Director may appoint or designate any qualified person to act as his assistant for the purpose of enforcing the ordinances of the City.
 2. Enforce Terms and Conditions of Contract: Subject to the terms and conditions of the contract between the Bear River District Health Department, the Health Director shall:
 - a. Be the executive officer of the Board of Health.
 - b. Enforce all ordinances of the City and the State which relate to the health and welfare of the residents of the City.
 - c. Enforce all rules, regulations and ordinances relating to:
 - (1) Plumbing, sanitation, contagious infectious diseases, quarantine and sewage disposal.
 - (2) Producing, storing, keeping and selling meat, dairy or other foods or food products.
 - (3) The quarantine and disposal of all animals affected with any contagious or infectious diseases.
 - d. Enforce the nuisance ordinances of the City.
 - e. Have the power to impose and maintain a strict quarantine of all infected persons and premises having contagious or infectious diseases, and to require such persons or premises to be disinfected.
 - f. Have the right and authority, when he shall deem necessary, to secure or preserve the public health, to enter into or upon any premises, building, or other places during the daytime to examine, analyze, or test any building, structure, premises, product or good manufactured, stored, or kept within the City for the purposes of enforcing this Chapter. (1977 Code § 10-222)

4-6-3: **PERMIT REQUIRED:** It shall be unlawful for any person to engage in any of the following businesses or activities without first obtaining a permit from the Board of Health:

- A. Food or Food Products for Human Consumption: Handling, selling, offering for sale, preparing or serving any food or food products or beverages or water intended for human consumption.
- B. Fumigation of Pests: Fumigating or eradicating pests, insects, vermin or any other infestation from any building occupied or to be occupied by humans. (1977 Code § 10-213; 1998 Code)

4-6-4: **APPLICATION FOR PERMIT:**

- A. City Recorder: Applications for a permit from the Board of Health shall be made in writing to the City Recorder.
- B. Referral: The application shall be referred by the City Recorder to the Board of Health for review and recommendation. The Board of Health shall then forward the application with its recommendation to the Mayor for approval or disapproval by the City Council. (1977 Code § 10-214)

4-6-5: **UNWHOLESOME FOOD:** It is a Class B misdemeanor and subject to penalty as provided in Section 1-4-1 of this Code for any person to sell or offer for sale any unwholesome food or beverage which has been condemned by any government food inspector. (1977 Code § 10-223)

4-6-6: **REMOVAL OF GARBAGE:**

- A. Vacating Premises: It shall be unlawful for any person, upon vacating or moving from any dwelling, storeroom, or other building, to fail to remove all garbage, rubbish, or ashes from such building or premises and the grounds appurtenant thereto, or to fail to place the same in a thoroughly sanitary condition within twenty four (24) hours after the premises are vacated.
- B. Rental Property: In situations where rental property is so vacated, the owner of the property shall be concurrently responsible with the tenant thereof for compliance with this Section. (1977 Code § 10-224)

4-6-7: DISCHARGE OF SEWAGE POLLUTION:

- A. Conform to Standards: It shall be unlawful for any person to discharge or permit the discharge of any sewage or filth from any premises into and upon any public highway, stream, watercourse, or public place, or into any drain, cesspool, or private wastewater disposal system which does not conform to standards established by the State Division of Health or by the City.
- B. Connection to Public Sewer System: The Health Director may order a connection for sewage disposal to be made with the public sewer system provided by the City if such is available; provided, that the public sewer system is within three hundred feet (300') of the premises.
- C. Prevention: The Health Director shall use all due measures to prevent the fouling of any streams, watercourses, reservoirs, or any source furnishing water to any of the inhabitants of the City. (1977 Code § 10-225)

4-6-8: INADEQUATE PLUMBING: The Health Director shall have power to require the prompt repair of all leaks or other defects in plumbing throughout the City. He shall have the power to condemn and abate all plumbing which is deficient under the plumbing ordinances. When, in the opinion of the Health Director, a change in occupants, type of business or other cause requires changes in plumbing, he shall have the power to compel the installation of an increased number of plumbing fixtures and a change in their type or capacity, and to make such other alterations or increases as may be necessary for the health and safety of the occupants of the building and of the public generally. (1977 Code § 10-226)