

ORDINANCE NO. 203

AN ORDINANCE OF THE VILLAGE OF CRAIG, NEBRASKA, CREATING A BOARD OF HEALTH IN AND FOR SAID VILLAGE AND PRESCRIBING ITS POWERS AND DUTIES; INCORPORATING BY REFERENCE THE RULES AND REGULATIONS RELATING TO PUBLIC HEALTH PUBLISHED BY THE DEPARTMENT OF HEALTH OF THE STATE OF NEBRASKA; PROHIBITING ANY PERSON FROM DEPOSITING OR PERMITTING THE DEPOSIT OR ACCUMULATION OF, ANY SUBSTANCE WHICH IS DETRIMENTAL TO HEALTH, OR FROM WHICH OBNOXIOUS OR OFFENSIVE ODORS ARISE, ON THE STREETS, ALLEYS, OR PUBLIC GROUNDS OR ON ANY PRIVATE PREMISES, INCLUDING ENCLOSURES IN WHICH LIVESTOCK ARE KEPT, WITHIN SAID VILLAGE OR WITHIN OR UPON SAID GROUNDS OUTSIDE SAID CORPORATE LIMITS OF THE VILLAGE OF CRAIG, WHICH GROUNDS ARE OWNED AND OPERATED BY SAID VILLAGE; MAINTENANCE OF CESSPOOLS AND SEPTIC TANKS; PROVIDING FOR A DUMPING GROUND FOR THE VILLAGE; PROVIDING RULES AND REGULATIONS FOR THE OPERATION OF SAID DUMPING GROUND; PROVIDING PENALTIES FOR THE VIOLATION OF THIS ORDINANCE; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH AND PRESCRIBING THE TIME WHEN THIS ORDINANCE SHALL BE IN FULL FORCE AND TAKE EFFECT.

BE IT ORDAINED BY THE CHAIRMAN AND BOARD OF TRUSTEES OF THE VILLAGE OF CRAIG, NEBRASKA:

SECTION 1 BOARD OF HEALTH; POWERS AND DUTIES

A Board of Health is hereby created, which shall consist of three members: the Chairman of the Village Board; a Village Physician who shall be the medical advisor to the Board; and the Village Marshal who shall be secretary and quarantine officer of the Board. In the event no medical physician resides within the Village, the Village Chairman shall appoint a citizen at large to serve on said committee in addition to himself and the Village Marshal. The Chairman of the Board shall act as Chairman of the Health Committee. A majority of the Board shall constitute a quorum and shall enact rules and regulations to safeguard the health of the people of the Village and shall provide fines and punishments for the violation thereof. The Board is authorized and directed to make all necessary rules and regulations relating to matters of sanitation, including the removal of dead animals, and sanitary conditions of the streets and alleys, and vacant grounds and of private and public stock yards and all other buildings and places where filth, nuisances or offensive matter is kept or is liable to and does accumu-

late. It shall suppress and prevent the occurrence of nuisances, and enforce all laws of the State and ordinances of the Village relating to the same or to matters of sanitation of the Village. It shall keep a record of all matters transacted at its meetings and all actions taken by it, which records shall be filed with the Village Clerk and be part of the public records of the Village.

SECTION 2 STATE HEALTH RULES; INCORPORATE BY
REFERENCE

Three copies of the Rules and Regulations relating to Public Health, 1971, Department of Health of the State of Nebraska, as revised, adopted and promulgated in pamphlet form, are in the hands of the Village Clerk, and such rules and regulations, together with any alterations or amendments thereto, when filed with the Village Clerk are hereby incorporated by reference in so far as the same are applicable to Villages and they shall be incorporated herein, the same as though copied at full length in this article.

SECTION 3 DEPOSITING OR PERMITTING DEPOSIT OR
ACCUMULATION OF ANY SUBSTANCE DETRI-
MENTAL TO HEALTH OR OFFENSIVE TO
SMELL; PENALTY

It shall be unlawful for any person to deposit, or permit the deposit or accumulation of, any garbage, refuse of any kind, or any decayed or putrid substance, or other article or thing, which is detrimental to health or from which obnoxious or offensive odors arise, on the streets, alleys or public grounds or on any private premises, including enclosures in which livestock is kept, within said Village, and any person who violates this section and shall fail to remove such objectionable substances or otherwise comply with the orders of the Board of Health with reference thereto within twenty-four hours from the receipt of written notice thereof upon conviction shall be fined not more than \$25.00 for the first offense, and not less than \$10.00 and not more than \$50.00 for each subsequent offense, and shall pay the costs of prosecution; and the court shall order the offensive matter removed by, or at the expense of the defendant, and each twenty-four hours failure to comply with the orders of the Board shall constitute a separate and distinct offense.

SECTION 4

MAINTENANCE OF CESSPOOLS, SEPTIC
TANKS

It shall be unlawful for the owner, tenant, sub-tenant, occupant, lessor, lessee, or any other person in possession, to maintain, keep, or suffer to exist, any privy, privy vault, cesspool, water closet or other receptacle whatsoever for human excrement, upon any premises in this Village of which he or she is the owner, agent, tenant, sub-tenant, lessor, lessee or occupant, which is in a foul, filthy, full or stinking condition, or emitting smells or odors prejudicial to the health, or which shall be in any other state or condition that is prejudicial to public health.

SECTION 5

DUMPING GROUNDS; REGULATIONS AND
LICENSING THEREOF

The Village may from time to time designate by resolution a dumping ground for such Village and such territory designated shall after that date be the official and only dumping ground for said Village. The Village Board shall also make such rules and regulations for the use and operation of said dumping ground and shall operate and control said dumping ground in compliance with all laws of the State of Nebraska and in particular Sections 71-4101 - 71-4109 of the Nebraska Revised Statutes. The corporate authority is hereby extended over said real estate for all purposes and any person violating any rules or regulations established by the Village for the dumping and use of said dumping ground shall be deemed guilty of a misdemeanor and shall be fined in an amount not to exceed \$100.00. All rules and regulations for the use of said dumping ground shall be clearly posted around said dumping area.

SECTION 6

VIOLATION; PENALTY

Any person or persons who shall violate, disobey, omit, neglect or refuse to comply with the provisions of this ordinance shall be deemed guilty of a misdemeanor and shall be fined in a sum of not less than \$5.00 and not more than \$100.00.

SECTION 7

REPEAL OF PRIOR ORDINANCES IN CONFLICT

All ordinances and parts of ordinances passed and approved

prior to the passage and approval of this ordinance and in conflict therewith are hereby repealed.

SECTION 8 WHEN OPERATIVE

This ordinance shall take effect and be in full force from and after its passage, approval and publication.

Passed and approved the 14th day of September, 1971.

Chairman
VIVIAN E. CARLSON

Attest:
CLIFFORD A. NELSON
Village Clerk
(SEAL)