

ORDINANCE NO.22

An ordinance for the protection of the public health defining public or common nuisances; providing regulations for their control and abatement; for enforcement thereof, and penalties for violation.

Article I

Section 1 Be it ordained by the Burgess and Council of the Borough of New Milford Pennsylvania and it is hereby ordained by authority of the same; that for the purposes of this ordinance a public or common nuisance shall be considered as that which is set up, maintained or continued, so as to be injurious to the health or an obstruction to the use of property by interfering with the repose, health, safety or life of any considerable number of persons.

Section 2 For the purpose of this ordinance the term "waters of the State" wherever used, shall include all bodies of ground or surface water, whether natural or artificial, within the borougharies of the State.

Article II

Section 1 No privy, cesspool or other receptacle for human excrement shall be constructed, maintained or used so that flies have or may have access to the excrementitious matter contained therein.

Section 2 No privy, urinal, cesspool or other receptacle for human excrement shall be constructed, maintained or used which directly or indirectly drains or discharges over or upon the surface of the ground, or into any waters of the State.

Section 3 All privies, urinals, cesspools or other receptacles for human excrement shall be cleansed at sufficiently frequent intervals to prevent the contents from overflowing.

Section 4 No human excrement or material containing human excrement shall be placed on the surface of the ground or buried or otherwise disposed of within 100 feet of or where it is likely to gain access to any waters of the State; unless subjected to treatment by a method approved by the Board of Health.

Section 6 The contents of privies, cesspools or other receptacles for excrement shall not be used on the ground within the corporate limits of the Borough of New Milford, Pennsylvania, unless subjected to treatment of a method approved by the Board of Health, and in accordance with the regulations of the State Department of Health.

Section 7 No privy, cesspool or similar receptacle for human excrement shall be constructed, maintained or used on premises where a sewer system from which sewage is lawfully discharged into the waters of the State.

Section 8 No privy, usual toilet or other receptacle for human excrement shall be constructed, maintained or used in any room, or have direct connection with any room wherein any kind of exposed food or foodstuff are prepared, stored or handled.

Section 9 No kitchen or laundry water shall be discharged or be permitted to discharge or flow into any gutter, street, roadway or public place.

Section 10 When kitchen or laundry waste water is disposed of by throwing onto the surface of the ground, borax, unslaked lime, hypochlorite of lime, or other approved disinfectant and deodorant shall be applied thereto in sufficient quantity to prevent offensive odors and the breeding of flies.

Article III

Section 1 No garbage, pomace, offal, dead animals, decaying matter or organic waste substance of any kind shall be thrown or deposited in any ravine, ditch or gutter; on any street or highway; into the waters of the State or be permitted to remain exposed upon the surface of the ground.

Section 2 Manure shall not be allowed to accumulate in or near stables, piggeries or roosts for a period of more than seven days unless it is adequately protected against the breeding of flies.

Section 3 Manure shall not be allowed to accumulate in any place where it can prejudicially affect any source of drinking water.

Section 4 The carcass of any dead animal shall be removed and disposed of by

burial incineration or other proper method within twenty four hours after death. If the carcass is buried it shall be so placed that every part shall be covered by at least two feet of earth and at a location not less than 100 feet from any well, spring, stream or other surface waters, and in a place not subject to overflow.

Section 5 In all cases of death from communicable diseases, the carcass of any dead animal, if disposed of by burial, shall first be thoroughly enveloped in unsleked lime. Proper disposal shall be made by the owner of the animal or by the property on which the dead animal is found. Where the owner of the animal is unknown and the carcass of same is found upon any street, alldy or other public place, it shall be disposed of by the Board of Health at public expense.

#### Article 1V

Section 1 (Stagnant Water) No person shall maintain or permit to be maintained any privy, vault, cesspool, well cistern, rain barrel, pond or pools, either natural or artificial, or other receptacle containing water in such a condition that mosquitos may breed therein.

#### Article V

Section 1 (Piggeries) No pig sty or peggery shall be built or maintained on marshy ground or land subject to overflow, nor within 100 feet of any stream or other source of water supply, nor within 300 feet of an inhabited house or public meeting house on an adjoining property. When garbage is fed to pigs provision shall be made so that when all unconsumable garbage shall be removed daily and disposed of by burial or incineration. No ortanic material furnishing food for flies shall be allowed to accumulate on the premises. All garbage shall be handled and fed upon platforms of concrete or other impervious material. Unsleaked lime, hypichlorite of lime, borax or mineral oil shall be used daily to prevent offensive odors and breeding of flies.

#### Article VI

Section 1 (Water Supply) No owner or occupant of any premisis shall maintain any well, spring, cistern or any other source of water supply used for drinking or household purposes and to which the public has or may have access and which is polluted or which is so situated or constructed that it may become polluted in any manner that may render such water supply injurious to health.

#### Article VII

Section 1 (Enforcement) It shall be the duty of the Board of Health to enforce the terms of this ordinance and secure the compliance with the requirements thereof.

#### Article VIII

Section 1 (Penalties) Any person, partnership, firm or corporation violating any of the provisions of this ordiance shall upon conviction thereof before any Burgess

Justice of the Peace, Alderman or Magistrate be subjected to a fine of not more than Twenty-Five Dollars and costs for each offense, and in default of said fine and costs of prosecution shall be imprisoned for a period not exceeding five days.

Article IX

Section 1 (Repeal) All ordinances or parts of ordinances inconsistent herewith are hereby repealed .

Ordained and enacted at a regular meeting of the Council of the Borough of New Milford, Pennsylvania, held on the 10th day of April, A.D. 1926.

E.H. Townsend President

Attest: Wm. E. Williams Secretary

Approved this 10th day of April, A.D. 1926 Charles A Ainey Burgess