

## TITLE 6

### Health and Sanitation

Chapter 1	Health and Sanitation
Chapter 2	Pollution Abatement

## CHAPTER 1

### Health and Sanitation

§ 6-1-1	Health Officer; Duties and Powers
§ 6-1-2	Rules and Regulations
§ 6-1-3	Health Nuisances
§ 6-1-4	Compulsory Connection to Sewer and Water
§ 6-1-5	Keeping of Livestock
§ 6-1-6	Deposit of Deleterious Substances Prohibited
§ 6-1-7	Destruction of Noxious Weeds
§ 6-1-8	Regulation of Length of Lawn and Grasses

#### SEC. 6-1-1 HEALTH OFFICER; DUTIES AND POWERS.

- (a) GENERAL DUTIES. The Health Officer under the supervision of the District State Health Officer shall:
- (1) Make an annual sanitary survey and maintain continuous sanitary supervision over his territory.
  - (2) Make a periodic sanitary inspection of all school buildings, restaurants, dairies, grocery stores, and meat markets, and places of public assemblage and report thereon to those responsible for the maintenance thereof.
  - (3) Promote the spread of information as to the cause, nature and prevention of prevalent diseases and the preservation and improvement of health.
  - (4) Enforce the health laws, rules and regulations of the State Board of Health, the State and the City, including the laws relating to contagious diseases contained in Chapter 143, Wis. Stats., and Chapter H45, Wis. Adm. Code.
  - (5) Take steps necessary to secure prompt and full reports by physicians of communicable diseases and prompt and full registration of births and deaths.
  - (6) Keep and deliver to his successor a record of all his official acts. The recording of vital statistics shall be done by the County Register of Deeds.
  - (7) Make an annual report to the State Board of Health and to the Common Council and such other report as they may request.
- (b) MATERIALS AND SUPPLIES. The Health Officer shall have authority to procure at the expense of the City all record books, quarantine cards and other materials needed by the Board of Health, except such as are furnished by the State Board of Health.

State Law Reference: Section 141.015 and Chapter 143, Wis. Stats.

SEC. 6-1-2 RULES AND REGULATIONS.

The Board of Health may make reasonable and general rules for the enforcement of the provisions of this chapter and for the prevention of the creation of health nuisances and the protection of the public health and welfare, and may, where appropriate, require the issuance of licenses and permits. All such regulations shall have the same effect as ordinances and any person violating any of such regulations and any lawful order of the Board shall be subject to the general penalty provided for in this Code.

SEC. 6-1-3 HEALTH NUISANCES; ABATEMENT OF.

- (a) DEFINED. A health nuisance is any source of filth or cause of sickness.
- (b) DUTY TO ABATE. The Health Officer, the Board of Health and the Common Council shall abate health nuisances pursuant to sec. 146.14, Wis. Stats., which is adopted by reference and made a part of this section.

State Law Reference: Section 146.14, Wis. Stats.

SEC. 6-1-4 COMPULSORY CONNECTION TO SEWER AND WATER.

- (a) NOTICE TO CONNECT. Wherever sewer and water becomes available to any building used for human habitation, the Building Inspector or his designee shall notify in writing the owner, agent or occupant thereof to connect all facilities thereto required by the Building Inspector. The notice required by this Section shall direct the owner or his agent to connect the building to such main or mains in the manner prescribed by the Building Inspector and to install such facilities and fixtures as may be reasonably necessary to permit passage of sewage incidental to such human habitation into the sewerage system and to furnish an adequate supply of pure water for drinking and prevent creation of a health nuisance. If such person to whom the notice has been given shall fail to comply for more than one hundred and eighty (180) days after the notice, the Building Inspector shall cause the necessary connections to be made and the expense thereof shall be assessed as a special tax against the property. The owner may, within thirty (30) days after receipt of an invoice for work completed, file a written option with the City Clerk-Treasurer stating that he cannot pay the cost of connection in one sum and electing that such sum be levied in five (5) equal annual installments, with interest on the unpaid balance at the current interest rate.
- (b) ABATEMENT OF PRIVIES AND CESSPOOLS. After connection to a water main and public sewer, no privy, privy vault or cesspool shall be constructed or maintained upon such lot or parcel and shall be abated upon ten (10) days written notice for such abatement by the Building Inspector. If not so abated, the Building Inspector shall cause the same to be done and the cost thereof assessed as a special tax against the property.
- (c) EXTENSION OF TIME. The Board of Health or Common Council may extend the time for connection hereunder or may grant other temporary relief where strict enforcement would work an unnecessary hardship without corresponding public or private benefit.

§ 6-1-4(a) - Amended: Ord. 949, 7/22/97

SEC. 6-1-5 KEEPING OF LIVESTOCK.

- (a) SANITARY REQUIREMENTS. All structures, pens, buildings, stables, coops or yards wherein animals or fowl are kept shall be maintained in a clean and sanitary condition, free of rodents, vermin and objectionable odors.

- (b) **ANIMALS EXCLUDED FROM FOOD HANDLING ESTABLISHMENTS.** No person shall take or permit to remain any dog, cat or other live animal on or upon any premises where food is sold, offered for sale or processed for consumption by the general public.

SEC. 6-1-6 DEPOSIT OF DELETERIOUS SUBSTANCES PROHIBITED.

No person shall deposit or cause to be deposited in any public street or on any public ground or on any private property not his own, any refuse, garbage, litter, waste material or liquid or any other objectionable material or liquid. When any such material is placed on the person's own private property, it shall be properly enclosed and covered so as to prevent the same from becoming a public nuisance.

SEC. 6-1-7 DESTRUCTION OF NOXIOUS WEEDS.

- (a) The City Clerk-Treasurer shall annually on or before May 15th publish as required by state law a notice that every person is required by law to destroy all noxious weeds on lands in the City of Neillsville which he owns, occupies or controls.
- (b) If the owner or occupant shall neglect to destroy any weeds as required by such notice, then the Weed Commissioner of the City of Neillsville shall give five (5) days' written notice by mail to the owner or occupant of any lands upon which the weeds shall be growing to the effect that the said Weed Commissioner after the expiration of five (5) days' period will proceed to destroy or cause to be destroyed all such weeds growing upon said lands and that the cost thereof will be assessed as a tax upon the lands upon which such weeds are located under the provisions of Section 66.96 of the Wisconsin Statutes. In case the owner or occupant shall further neglect to comply with such five (5) day notice, then the Weed Commissioner shall destroy such weeds or cause them to be destroyed in the manner deemed to be the most economical method and the expense thereof, including the cost of billing and other necessary administrative expenses, shall be charged against such lots and be collected as a special tax thereon.
- (c) Noxious weeds are those plants designated as noxious weeds in Section 66.96, Wis. Stats., and other rank growth.

SEC. 6-1-8 REGULATION OF LENGTH OF LAWN AND GRASSES.

- (a) **PURPOSE.** This section is adopted due to the unique nature of the problems associated with lawns, grasses and weeds being allowed to grow to excessive length in the City of Neillsville.
- (b) **PUBLIC NUISANCE DECLARED.** The Common Council finds that lawns on residential lots or parcels of land which exceed eight (8) inches in length adversely affect the public health and safety of the public in that they tend to emit pollen and other discomforting bits of plants, constitute a fire hazard and a safety hazard in that debris can be hidden in the grass, interferes with the public convenience and adversely affects property values of other land within the City. For that reason, any lawn on a residential lot or other parcel of land which exceeds eight (8) inches in length is hereby declared to be a public nuisance.
- (c) **NUISANCES PROHIBITED.** No person, firm or corporation shall permit any public nuisance as defined in subsection (b) above to remain on any premises owned or controlled by him within the City of Neillsville.

- (d) INSPECTION. The Weed Commissioner or his designee shall inspect or cause to be inspected all premises and places within the City to determine whether any public nuisance as defined in subsection (b) above exists.
- (e) ABATEMENT OF NUISANCE. If the inspecting officer shall determine with reasonable certainty that any public nuisance as defined in subsection (b) above exists, he/she shall immediately notify the owner and/or occupant of the land that if the situation is not corrected within five (5) days the City will do the work and charge the same at the rate adopted by the Common Council. Notice under this section shall be by regular mail to the owner and/or occupant at the address on file at the City Clerk's office as well as posting on the property.
- (f) ASSESSMENT OF COSTS OF ABATEMENT. The entire cost of abating any public nuisance as defined in subsection (b) above shall be chargeable to and assessed against the parcel or lot affected. The cost or rate assessed for the abatement shall be in an amount to be set from time to time by the Common Council.

§ 6-1-8(f) - Amended: Ord. 908, 1/12/93

§ 6-1-8(e) - Amended: Ord. 930, 7/25/95

§ 6-1-8(f) - Amended: Ord. 1035, 5/22/12

## CHAPTER 2

### Pollution Abatement

- § 6-2-1 Water Pollution Control
- § 6-2-2 Clean-up of Spilled or Accidentally Discharged Wastes
- § 6-2-3 Storage of Polluting Substances

#### SEC. 6-2-1 WATER POLLUTION CONTROL.

- (a) **LEGISLATIVE INTENT.** This Chapter is designed to prevent polluting or spilled material from reaching lakes or streams where it can create hazard to health, a nuisance or produce ecological damage and to assess responsibility and costs of clean-up to the responsible party.
- (b) **DISCHARGE OR RELEASE PROHIBITED.** It shall be unlawful for any person, firm or corporation to release, discharge, or permit the escape of domestic sewage, industrial wastes or any potential polluting substance into the waters adjacent to or within the boundaries of the City of Neillsville, or into any stream within the jurisdiction of the City, or into any street, sewer, ditch or drainageway leading into any lake or stream or to permit the same to be so discharged to the ground surface without authorization from the Common Council or appropriate State regulatory agencies.

#### SEC. 6-2-2 CLEAN-UP OF SPILLED OR ACCIDENTALLY DISCHARGED WASTES.

- (a) **CLEAN-UP REQUIRED.** All persons, firms, or corporations delivering, hauling, disposing, storing, discharging or otherwise handling potentially polluting substances, solid or liquid, such as, but not limited to, the following: fuel oil, gasoline, solvents, industrial liquids or fluids, milk, grease trap and septic tank wastes, sewage sludge, sanitary sewer wastes, storm sewer catch-basin wastes, oil or petroleum wastes, shall immediately clean up any such spilled material to prevent its becoming a hazard to health or safety or directly or indirectly causing the pollution to the lakes and streams under the jurisdiction of the City of Neillsville.
- (b) **NOTIFICATION.** Spills or accidental release of hazardous materials or pollutants at a site or of a quantity or nature that cannot adequately be cleaned up by the responsible party or parties shall be immediately reported to the Neillsville Police Department so that assistance can be given by the proper agency.
- (c) **FINANCIAL LIABILITY.** The party or parties responsible for the release, escape or discharge of wastes may be held financially liable for the cost of any clean-up or attempted clean-up deemed necessary or desirable and undertaken by the City of Neillsville, or its designated agent, in an effort to minimize the pollutional effects of the discharged waste.

#### SEC. 6-2-3 STORAGE OF POLLUTING SUBSTANCES.

It shall be unlawful for any person, firm or corporation to store any potentially polluting substances unless such substances are stored in such manner as to securely prevent them from escaping onto the ground surface and/or into any street, sewer, ditch or drainageway, lake or stream within the jurisdiction of the City of Neillsville.