

TITLE 14

HEALTH AND SANITATION

CHAPTER 1 – PREVENTION AND CONTROL OF COMMUNICABLE, CONTAGIOUS, INFECTIOUS, OR OTHER DISEASES

- 14-101 Reporting of Communicably, contagious, Infectious or Other Diseases
- 14-102 Requirements for Reporting

CHAPTER 2 – QUARANTINE AND CONTROL

- 14-201 Power of Mayor to Establish Quarantine; Penalty for Violation

CHAPTER 3 – VENEREAL DISEASE (S)

- 14-301 Reporting of Such Venereal Diseases
- 14-302 Recording of Such Diseases; Quarantine
- 14-303 Restrictions of Persons Afflicted with Such Diseases
- 14-304 Penalty for Violation of Preceding Section
- 14-305 Penalty; Offenses

CHAPTER 4 – GARBAGE AND FEES

- 14-401 Garbage and Fees

CHAPTER 1 - PREVENTION AND CONTROL OF COMMUNICABLE, CONTAGIOUS, INFECTIOUS, OR OTHER DISEASES

SECTION 14-101 REPORTING OF COMMUNICABLY, CONTAGIOUS, INFECTIOUS OR OTHER DISEASES

Be it ordained and enacted by the Council of the Town of Pratt, that each and every physician practicing within the Town of Pratt shall immediately report to the Town Health Officer and to the Board of Health of the State of West Virginia each case of small pox, typhus fever, scarlet fever, membranous group, cerebral-spinal fever, diphtheria, or any other communicable, contagious or infectious disease of which he may be advised or be called upon to attend within the police jurisdiction of the Town; that any practicing physician who shall knowingly fail or refuse to make such report shall be guilty of a misdemeanor and fined not less than Five Dollars (\$5.00) nor more than Fifty Dollars (\$50.00) for such offense.

SECTION 14-102 REQUIRMENTS FOR REPORTING

All reports required by the preceding section to be made by practicing physician in the Town of Pratt shall give the name, age, race or nationality and residence of the

party so afflicted with such infectious of contagious disease, together with a statement of the nature of said disease and all other pertinent facts relating thereto; and when any such infectious or contagious disease which has been reported by such physician under and by virtue of the preceding section shall have been terminated in the opinion of such physician, he shall report said fact to the Town Health Officer, who shall immediately make an investigation and ascertain whether or not the danger of infection or contagion has ceased to exist, of which said investigation and report, and Town Health Officer shall make written report to the Mayor.

CHAPTER 2 – QUARANTINE AND CONTROL

SECTION 14-201 POWER OF MAYOR TO ESTABLISH QUARANTINE; PENALTY FOR VIOLATION

Be it further ordained and enacted by the Council of the Town of Pratt, that when an infectious, contagious or communicable disease is reported to the Town Health Officer by any of the practicing physicians of the Town of Pratt, as is provided in this Chapter, or shall come to his attention independently of such report, the said Town Health Officer shall forthwith report the same to the Mayor of this Town, who, upon such report, or upon facts obtained by him independently thereof shall immediately proceed by proper proclamation or order, to require placards or other notices to be posted on the outside of any building, dwelling, or room, in which any person may be who is so afflicted with any communicable, contagious or infectious disease, giving notice of the nature of said disease, in cases of such diseases as it may be proper and necessary to the public health to quarantine, which said notice or placard and the order or proclamation of the Mayor entered in relation thereto, shall constitute a quarantine of such person or premises, and any person who shall violate such quarantine and the orders entered in relation thereto, or any person who shall remove or cause to be removed any placard or notice posted in pursuance hereof, or any person of public official who shall fail to perform the duties required by virtue of this section, shall be guilty of a misdemeanor and upon conviction thereof be fined not less than \$5.00 or more than \$50.00 for each offense.

CHAPTER 3 – VENEREAL DISEASE (S)

SECTION 14-301 REPORTING OF SUCH VENEREAL DISEASES

Be it ordained and enacted by the Council of the Town of Pratt, that each and every practicing physician within the Town of Pratt and the Town Health Officer thereof, shall report to the Mayor all cases of venereal disease, which are communicable or contagious, where in their opinion the nature of the disease or the location or conduct of the party infected in the opinion of such physician, is dangerous to the public health or safety and in all cases shall such disease be reported where the party afflicted is working in any restaurant, rooming or lodging house or any other place of public use or resort which said records and reports shall be treated as strictly confidential and inaccessible to the public.

SECITON 14-302 RECORDING OF SUCH DISEASES; QUARANTINE

It shall be the duty of the Mayor upon the receipt of such report to keep a record of all cases so reported and upon receipt of such report, he may cause such person or persons so afflicted with said disease to be quarantined or detained in the Town jail or in the hospital, or in some other suitable place until the Town Health Officer shall pronounce the danger of communication or contagion past; provided however, that any person so quarantined may, at his own expense, be cared for by his or her own physician which said physician shall observe all the necessary rules or regulations necessary for the care and segregation of said patient or report his inability so to do to the Mayor.

SECTION 14-303 RESTRICITIONS OF PERSONS AFFLICTED WITH SUCH DISEASES

It shall be unlawful for any person infected or afflicted with any contagious or infectious disease, venereal or otherwise, to cork in any restaurant, eating house, hotel or rooming house and the Town Health Officer shall from time to time examine all persons suspected of being afflicted with such diseases or disease and make due report thereof to the Mayor.

SECTION 14-304 PENALTY FOR VIOLATION OF PRECEDING SECTION

Any person, who shall violate the provisions of the preceding section shall be guilty of a misdemeanor and upon conviction, be fined not less than \$5.00 nor more than \$100.00 or confined in jail not more than sixty days or both at the discretion of the Mayor provided, however, that any person examined by the Town Health Officer under the preceding section against his consent shall not be punished as herein provided except in case such violation can be proved independently of such examination. And it shall further be unlawful for any person suspected of being afflicted with a venereal disease to refuse to submit to examination, provided that such examination shall be privately held without information to the public.

SECTION 14-305 PENALTY; OFFENSES

If any person violates the provisions of this ordinance, for which no penalty is herein otherwise provided, he shall be deemed guilty of a misdemeanor and shall be fined not less than Five Dollars (\$5.00) nor more than One Hundred Dollars (\$100.00) or confined in the Town jail not less than one (1) nor more than thirty (30) days, or both, at the discretion of the Mayor.

CHAPTER 4 – GARBAGE AND FEES

SECTION 14-401 GARBAGE AND FEES

- (A) Garbage and trash shall not be permitted by the owner, or occupant of the premises to accumulate in such manner or in such quantity as to become

unsightly or otherwise give offense to persons in the neighborhood. Garbage and trash shall be collected and disposed of regularly, as provided in this Ordinance.

- (B) No person, corporation, partnership or other entity shall deposit or dispose of any garbage or trash upon any street, sidewalk, public place or vacant lot or upon private premises owned or occupied by another.
- (C) It shall be unlawful for any person, corporation, partnership, or other entity, except the Town of Pratt, to engage in or conduct the business of collection, removal or disposal of garbage or trash within the Town of Pratt. All persons, corporations, partnerships or other business entities are hereby prohibited from engaging in the business of transporting or disposing of garbage or trash.
- (D) The Town of Pratt may be adequately equipped and supplied with personnel and equipment to properly and satisfactorily to carry out the essential public service of collecting, removing and disposing of garbage and trash produced in the households and places of business within the Town
- (E) For garbage and trash collectors pursuant to this Title, resident owners and rental unit owners shall pay Seven and 50/100 Dollars (\$7.50) per month per resident or rental unit. Businesses and all commercial establishments shall pay Eighteen Dollars (\$18.00) per month per location.
- (F) The charges and fees established hereunder shall be imposed upon the owner of the premises served, and, if the fee or charge is not paid within thirty (30) days after becoming due, the amount thereof shall be recovered by the Town in an appropriate action; and the fees and charges provided herein, if not paid when due, shall constitute a lien upon the premises served, which lien may be foreclosed against the lot, parcel of land or building served, in accordance with the laws of the State of West Virginia regulating a foreclosure of liens on real property. The Town shall file in the Office of the Clerk of the Kanawha County Commission an itemized statement, duly verified by a proper officer of the Town, for recording in judgment lien book in said County Clerk's Office. Upon the failure to pay for such service when due; the Town may discontinue said service without notice.
- (G) The Town shall have the right to deny the service of garbage and trash collection at the standard rate established herein to any person, corporation, partnership or other entity whose garbage and trash requirements are sufficiently abnormal or different, in the opinion of the Town Council, as to justify a special handling in which case a special charge shall be made.

(H) For any violation of Paragraphs A, B, C, a fine of not less than ten percent (10%) and not more than fifty percent (50%) may be imposed and/or a sentence to jail of not more than ninety (90) days may be imposed.