

## Chapter 6.16

### HEALTH NUISANCES<sup>1</sup>

#### Sections:

- 6.16.020 Dumping refuse on public property.
- 6.16.030 Dumping refuse on private property.
- 6.16.040 Refuse on property attending consumption.
- 6.16.050 Decayed food.
- 6.16.060 Diseased animals.
- 6.16.070 Stagnant water.
- 6.16.080 Rubbish.
- 6.16.090 Contagious diseases.
- 6.16.100 Samples of medicine.
- 6.16.110 Noxious burning.
- 6.16.120 Garbage.
- 6.16.130 Grasses.

Note: 6.16.010 repealed by Ord. 608 (part), 2008.

6.16.020 Dumping refuse on public property. It is hereby declared to be a nuisance, and it is unlawful, for any person to dump, place, throw, scatter, spread or otherwise deposit upon any street, park or other public place, any rock, stones, gravel, screenings, sand, dirt or other foreign substance, or to throw, dump, deposit or place thereon any tin, sheet iron, broken glass, thorny clippings or branches, clothing, bottles, paper, nightsoil, filth, sweepings, ashes, garbage, manure, refuse, rind, skin or peel of any fruit or vegetable, or any decaying, foul or noisome substance, or any rubbish of any kind whatsoever. (Ord. 267 §4(part), 1967: prior code §4314).

6.16.030 Dumping refuse on private property. It is hereby declared to be a nuisance, and it is unlawful for any person to cause, suffer or permit the carcass of any animals or any portion thereof, to remain upon any lot, premises or place owned, controlled or occupied by him for a period of more than twenty-four hours, or to cause, suffer or permit any animal or vegetable matter, garbage, manure, filth, nightsoil, slops, swill, suds, stagnant water or other offensive matter liable to become putrid, to collect or be deposited upon any lot, premises, or place owned, controlled or occupied by him, except as to garbage contained in a tightly closed or covered metal receptacle from which no odor can escape. The provisions of this section shall not apply to manure for the fertilization of the premises upon which the same is stored, provided such manure shall not be placed within fifty feet of any building occupied by human beings. (Ord. 267 §4(part), 1967: prior code §4315).

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<sup>1</sup> For statutory provisions relating to weed and rubbish abatement, see Gov. C.A. §39560 et seq.

6.16.040 Refuse on property attending consumption. It is hereby declared to be a nuisance, and it is unlawful, for any person to throw, dump, deposit upon, or permit to accumulate or to use or suffer or permit to be used, any premises owned, occupied or controlled by him for the throwing, dumping or depositing of table refuse, offal, swill, accumulation of animal, vegetable and other matter that attends the preparation, consumption or dealing in, or storage, of meats, fish, fowls, fruits or vegetables, or animals, or any garbage, waste, offal, ashes, tin cans, or rubbish of any character or description.

This section shall not be construed to prohibit the burying of ashes and tin cans accumulated by any family upon premises owned or occupied by it. (Ord. 267 §4(part), 1967: prior code §4316).

6.16.050 Decayed food. All decayed or unwholesome food, bartered, sold, offered for sale, or designed for human consumption is hereby declared a nuisance and abatement may be summary. (Ord. 267 §4(part), 1967: prior code §4321).

6.16.060 Diseased animals. All diseased animals, affected with a disease, or disease carriers, when the disease is one endangering public health are hereby declared nuisances and abatement may be summary. (Ord. 267 §4(part), 1967: prior code §4322).

6.16.070 Stagnant water. All ponds, pools, or vessels holding stagnant water in which mosquitoes may breed, or which generate offensive gases are hereby declared nuisances and preventive abatement may immediately be taken. (Ord. 267 §4(part), 1967: prior code §4323).

6.16.080 Rubbish. Improperly covered accumulations of manure, garbage or rubbish, which are breeding places for flies, mosquitoes, rats, mice, insects and vermin, or which give forth noisome gases are hereby declared nuisances and abatement may be summary. (Ord. 267 §4(part), 1967: prior code §4324).

6.16.090 Contagious diseases. All public exposure of persons having a contagious disease, or one defined as contagious by state law is hereby declared a nuisance and as such, should be quarantined. (Ord. 267 §4(part), 1967: prior code §4325).

6.16.100 Samples of medicine.The distribution of samples of medicines or drugs is hereby declared a nuisance and such samples may be summarily seized and destroyed. (Ord. 267 §4(part), 1967: prior code §4326).

6.16.110 Noxious burning. To burn or suffer or permit to be burned upon any premises, any papers, boxes, packages, bones, feathers, offal, flesh, hair or other substance in such manner as to cause odors or gas therefrom to taint the air and render it unwholesome or injurious to the health or offensive to the senses of the inhabitants of the town is hereby declared a nuisance. (Ord. 267 §4 (part), 1967: prior code §4328).

6.16.120 Garbage. To cause, suffer or permit the carcass of any animal to remain upon any lot, premises, public or private grounds, for a period of more than twenty-four hours, or to cause, throw, dump, deposit upon or suffer or permit any animal or vegetable matter, garbage, filth, nightsoil, slops, swill, suds, stagnant water or other offensive matter liable to become putrid, to collect or to be deposited upon any lot, premises, public or private grounds, except as to garbage, as otherwise provided by laws and regulations of the town now in force or hereafter enacted, regulating the accumulation, collection and removal thereof is hereby declared a nuisance. (Ord. 267 §4(part), 1967: prior code §4329).

6.16.130 Grasses. To cultivate, plant or maintain on any property that certain plant known as capriole dactylon, or more commonly known as Bermuda Grass, Bahama Grass, scotch grass or devil grass, the seeds of which have a wingy or downy attachment that results in their transportation by the wind is hereby declared a nuisance. (Ord. 267 §4(part), 1967: prior code §4330).