

Title 10 – Community Health

Chapter 11 – Public Nuisance

Sec.

- 10-11.010 Prohibition of Public Nuisance
- 10-11.020 Enforcement

Legislative History

Enacted:

Ordinance 388 Amending STC Title 10: Amending Chapters 1 & 6, Repealing and Enacting Chapter 2, Enacting Chapters 9, 10, & 11 (12/4/18).

10-11.010 Prohibition of Public Nuisance.

No public nuisance shall be committed.

- (A) A person commits a public nuisance by creating, conducting, or maintaining a public nuisance.
- (B) “Public nuisance” includes, but is not limited to:
 - (1) A condition which affects the public and endangers safety or health, or has significant adverse impacts to public enjoyment of life or property;
 - (2) A condition which significantly degrades the natural environment;
 - (3) A condition making passage of any public right-of-way, or waters used by the public, dangerous;
 - (4) Maintaining any property in a manner which could attract children and which constitutes a potential health or safety hazard to the children, without taking proper steps to restrict access to the area; or
 - (5) Failing to cover or fence with suitable protective materials a well, cistern, cesspool, mine shaft, or other hole of a depth of four or more feet and a width of 12 or more inches located upon property in the person’s possession.

[History] Ord. 388 (12/4/18).

10-11.020 Enforcement.

- (A) **Reporting.** Individuals impacted by a potential public nuisance should report the public nuisance in writing to the Health Official. Within 10 days of receipt of such notice, the Health Official shall investigate and determine whether a public nuisance is occurring.

- (B) Abatement. If the Health Official determines that a public nuisance is occurring, the Health Official has discretion for good cause to issue an Emergency Order pending issuance of a Notice of Violation or other enforcement. Enforcement procedures are detailed in applicable provisions of STC Title 10, Chapter 6.

[History] Ord. 388 (12/4/18).