

ORDINANCE NO. 11

An Ordinance providing certain regulations necessary for the health and cleanliness of the Borough, and prescribing penalties for violation of this ordinance.

Be it ordained and enacted by the Town Council of the Borough of Clymer, in the County of Indiana, and the State of Pennsylvania, and it is hereby ordained and enacted by the authority of the same.

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Section 1. No house refuse, offal, garbage, dead animals, decaying vegetable matter or organic waste substances of any kind, shall be thrown on any street, alley, road, ditch, gutter or public place or private lot, within the limits of this Borough, and no decaying animal or vegetable matter shall be kept in any house, cellar or adjoining outbuildings or grounds for more than twenty-four hours.

Section 2. Any person, firm or corporation who shall keep or suffer to remain on his, their or its premises or upon any private property, under his, their or its control, any dead carcass, garbage, offal, putrid meat, nauseous liquor or other offensive or unwholesome matter, or shall cast the same upon a vacant lot or piece of ground belonging to any other person, or to the Borough, or so near the limits thereof as to be offensive, the same is hereby declared to be a nuisance and shall be removed accordingly, and the persons offending shall forfeit and pay for each offense, besides the expense of removing the same the sum of not less than two nor more than twenty dollars, and a like fine or penalty for each and every day the same shall be allowed to remain.

Section 3. It shall be the duty of the occupant of every house within the limits of this Borough, in April or May in each and every year, to cleanse the cellars thereof, removing dirt, vegetables and other impure matter calculated to engender disease, and to cause such cellars to be thoroughly whitewashed with fresh lime.

Section 4. No milk that has been watered, adulterated, reduced or changed in any respect from its natural condition, shall be brought into, held, kept or offered for sale in this Borough; Provided; that this shall not apply to sale of skimmed milk or buttermilk, when offered and sold as such.

Section 5. No meat, fish, bird, fowl, fruit, vegetable, milk, and nothing for human food, not being then healthy, fresh, sound, wholesome fit and safe for such use, nor any animal or fish that died by disease, and no carcass of any calf, pig or lamb, which at the time of its slaughter was less than four weeks old, and no meat therefrom shall be brought within the limits of this Borough, and offered or held for sale as food.

Section 7. Every privy within the Borough shall be walled or substantially planked, so as to effectually prevent it from caving in; it shall be made close and private, and be kept free from nauseous and offensive smells to the neighborhood; when any privy vault or sink for a privy, shall be otherwise constructed and kept, the same is hereby declared to be a public nuisance; the owner, possessor, occupant of the premises neglecting the correction or removal of said nuisance for ten days, after notification from the Street Commissioner, or Health Officer, shall forfeit and pay a fine of five dollars; and shall, also, forfeit and pay for every week the same is continued after said notice, the further sum of five dollars.

Section 6. No house, shed or other building, lot or place of slaughter within the limits of this Borough, shall be used as a slaughter house; any person violating this section shall pay a fine or penalty of fifty dollars and ten dollars additional for each day said slaughter house is used.

Section 8. No privy, vault, cess-pool or reservoir into which a privy watercloset, or sink is drained, shall be permitted to remain within seventy-five feet of any dwelling house, well or spring of water used for cooking or drinking purposes, or within thirty feet of any street, and no such vault, cess-pool, or reservoir shall be so constructed as to overflow and discharge its contents upon or into any street, alley, run or adjoining lot. The Council, in special cases, may grant such relief from this section as it shall seem proper.

Section 9. All privy vaults, cess-pools and reservoirs into which privies, water-closets or sinks are drained, shall be cleaned whenever the contents shall be within one foot of the level of the ground, or before if directed by the Burgess or Town Council, and from the 15th of May to the 15th day of October, of each year, shall be thoroughly disinfected. The contents shall be removed and hauled away between ten o'clock, P.M. and sunrise, by such persons as the Board of Health shall license and in such cart, wagon or vessel as the Health Officer may approve.

Section 10. Any person or persons burying any dead animal within the limits of the Borough shall be required to bury the same not less than three feet in depth; any violation of this section shall subject the offender to a fine or penalty of not less than three nor more than fifteen dollars, and no person shall be permitted to bury and horse, mule, cattle, sheep, swine or dog within said Borough.

Section 11. The burial or interment of deceased persons within the limits of the Borough is prohibited.

Section 12. Any person, firm or body corporate violating any of the sections of this ordinance, the penalty of not less than five nor more than twenty dollars and all costs.

Section 13. Upon judgment against any person by summary conviction of violation of any section of this ordinance, or by proceedings by summons, or default of payment of fine or penalty imposed by said judgment and the costs, the defendant shall be sentenced and committed to the Borough jail for a period not exceeding thirty days.

Ordained and enacted by Town Council lawfully assembled in said Borough, this 20th day of July, 1908.

H. Ney Prothero,  
President of Council

Attest:- George Cole,  
Clerk

Approved:- J.A. Dearolph,  
Chief Brugess