

CHAPTER 10

HEALTH AND SAFETY

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Article 1. Contagious Diseases

Section 10-1. Introducing Diseases.

1. It shall be unlawful for any person affected with, or exposed to, any contagious or infectious disease, to be upon any street or in any public place in the City of Elk City, Oklahoma; the purpose of this requirement is to avoid exposing other persons to such a disease.
2. It shall be unlawful for any parent, guardian or person having charge of any child or children to allow, or permit, such child or children to attend any classes, school or any gathering of people, or to appear upon any street or in any public place in the City of Elk City, Oklahoma, while infected with, or exposed to, any contagious or infectious disease, or in any manner to allow other persons to be exposed to such a disease.
3. No person suffering from, or infected with, the communicable form of a venereal disease, shall engage in any occupation involving intimate contact with persons, food or food products.

Section 10-2. Report of Contagious Diseases.

1. Every physician practicing in the City of Elk City, Oklahoma, shall report to the County Health Official, within six (6) hours after the diagnosis of the same, the appearance of any of the following diseases: diphtheria (including membranous croup), scarlet fever, small pox, yellow fever, typhoid fever, typhus fever, asiatic cholera, chicken pox, tuberculosis, undulant fever, acute anterior, poliomyelitis (infantile paralysis), epidemic cerebrospinal meningitis, whooping cough, mumps, or any other pestilential, infectious or contagious disease.
2. Syphilis, gonococcus infection and chancroid are hereby and hereinafter recognized and declared to be contagious, infectious, communicable and dangerous to the public health. The term "venereal disease," as used in this Chapter, shall include all such diseases.
3. The Statutes of the State of Oklahoma governing the diseases stated hereinbefore

shall apply to all cases of this nature, after said report is made.

Section 10-3. Quarantine.

1. It shall be unlawful for any person to enter, or go upon, any ground or premises under quarantine, without first having obtained permission to do so from the local or County Health Official.

2. It shall be unlawful for any person whom the local or County Health Official shall have ordered to be detained in quarantine, to neglect or refuse to be so detained, or to willfully violate any quarantine regulation thereof.

3. It shall be unlawful for any person to tear down, remove, deface, mutilate or destroy any order, notice or flag that may be posted or displayed by the local or County Health Official.

4. It shall be unlawful for any person to willfully violate, or refuse to comply with, any lawful order, direction, prohibition, rule or regulation of any officer or official charged with enforcement of such order, direction, prohibition, rule or regulation.

Sections 10-4 through 10-9. (Reserved for future use.)

Article 2. Sanitary Facilities

Section 10-10. Definitions.

1. **Human Excrement.** The term "human excrement" is used herein to mean the bowel and kidney discharge of human beings.

2. **Sanitary Water Closet.** The term "sanitary water closet" is used herein to mean the flush-type toilet which is connected with a sanitary sewer line of such capacity and construction as to carry away the contents at all times.

Section 10-11. Owner to Provide Proper Toilet Facilities.

1. Every owner of a residence or other building in which humans reside, are employed or congregate, shall install, equip and maintain adequate sanitary facilities for the disposal of human excrement; this requirement shall include a sanitary water closet, a water closet or closets connected to an approved septic tank.

2. The closets and toilets required herein shall be of the sanitary water closet type when located within three hundred (300) feet of any municipal sanitary sewer line and accessible thereto. It shall be the duty of every owner of property so located, to connect, or cause to be connected, his toilet(s) with the municipal sanitary sewer system, and to make every proper connection so that each

toilet is properly connected with said sewer system.

3. When not so located, the closet or toilet shall be of (a) the sanitary water closet type, so connected to a sanitary sewer (notwithstanding the distance from it), (b) the water closet type, connected to a septic tank approved by the County Health Officer.

Section 10-12. Proper Disposal of Human Excrement Required.

All human excrement shall be disposed of by deposition in closets hereinbefore described. It shall be unlawful for any owner of property to permit the disposal of human excrement thereon in any other manner, or for any person to dispose of human excrement in any other manner.

Section 10-13. Unauthorized Facilities Declared Public Nuisances.

All facilities for the disposal of human excrement in a manner different from that required by this Code of Ordinances, and all privies and closets so constructed, situated or maintained as to endanger the public health, are hereby declared to be public nuisances and may be dealt with, and abated, as such (See Chapter 14, Nuisances.)

Sections 10-14 through 10-19. (Reserved for future use.)

Article 3. Miscellaneous Provisions

Section 10-20. Abandoned Appliances and Containers.

It shall be unlawful to leave any abandoned or discarded-appliance or other container, in a place accessible to children. (amended 5/6/2024)

Section 10-21. Prohibiting the Rummaging and Pilfering of Trash Containers

It shall be unlawful for any person to rummage, look through, ransack or take, steal or pilfer the contents of any receptacle, dumpster or other trash container.

The only exception to this ordinance shall be to allow the collection of aluminum cans for recycling purposes.

Upon conviction for violation of this ordinance, said person shall be punished by a fine of not less than \$50.00 and not more than \$300.00 or by imprisonment not to exceed 30 days, or both and for court costs.

Sections 10-22 through 10-34. (Reserved for future use.)

Section 10-35. "Food Service Sanitation Code" Adopted.

1. The United States Public Health Service "Food Service Sanitation Ordinance and Code," current edition, is hereby adopted and incorporated as fully as if set out at length herein.
2. From the date on which this Chapter shall take effect, the provisions of said Code, as herein modified, shall be controlling in the regulation of food service establishments within the corporate limits of the City of Elk City, Oklahoma.
3. Three (3) copies of said Code are on file in the Office of the City Clerk.
4. No fee shall be required for a municipal permit to operate a food service establishment.

Section 10-36. "Milk Ordinance" Adopted.

1. The production, transportation, processing, handling, sampling, examination, grading, labeling, and sale of all milk products sold for the ultimate consumption within the City of Elk City, Oklahoma; the inspection of dairy herds, dairy farms and milk plants; the issuing and revocation of permits to milk producers, haulers and distributors shall be regulated in accordance with the provisions of the "Milk Ordinance-- Recommendations of the Public Health Service, Revised to Comply with Oklahoma State Statutes."
2. From the date on which this Chapter shall take effect, the provisions of said Ordinance, as herein modified, shall regulate milk and milk products within the corporate limits of the City of Elk City, Oklahoma.
3. Three (3) copies of said Ordinance are on file in the Office of the City Clerk.

Article 4. Penalty.

Section 10.37. Penalty.

Any person, firm or corporation who shall violate any provision of this Chapter shall be guilty of any offense and, upon conviction thereof, shall be punished by fine and costs as provided for in Section 1-40 of this Code, unless a separate and distinct penalty is otherwise specifically set

forth in this Chapter. Each day's continuation of any such violation shall constitute a separate offense.