

Amended by Ordinance # 57.

ORDINANCE NO. 45

AN ORDINANCE GOVERNING PUBLIC HEALTH AND SANITATION IN THE CITY OF PALMER, ALASKA PROVIDING REGULATIONS THEREFOR, CREATING A BOARD OF HEALTH FOR THE CITY, AND FOR OTHER PURPOSES.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PALMER:

Definitions: The following definitions shall apply in the interpretation and enforcement of this ordinance:

A. The Board of Health. This term shall mean the official Board of Health for the City of Palmer, created by this ordinance.

B. Health Officer. This term shall mean the City Health Officer of Palmer or his authorized representative.

Board of Health. There is hereby created the Palmer Board of Health which shall consist of five members as follows: (1) the chairman of the health committee of the Common Council of the City of Palmer; (2) the City Health Officer, who shall be appointed by the Mayor, subject to confirmation by the council; (3) the Chief of Police; all of whose appointments to the Board of Health shall be automatic upon their appointment or election to their above stated positions; (4) and (5), two other members who shall be appointed by the Mayor subject to confirmation by the City Council. In this connection it is recommended that one such appointment be from the Board of Directors of the Palmer Independent School District and the other from the membership of the Matanuska Valley Health Council. The City Councilman who is chairman of the health committee shall also be chairman of the Board of Health. The Health Officer shall be the executive officer of the Board of Health, and the chairman of said board shall appoint one of the members of the board as secretary thereof, whose duty it shall be to keep all records and proceedings of the board and to make such reports to the Alaska Department of Health as are required by the laws of Alaska. Meetings of the Board of Health shall be called by the chairman or upon the absence of the chairman on the concurrence of any three members of the board as often as necessary to discuss affairs dealing with community health, but in no event shall the board meet less than once every two months. It shall be the duty of the secretary to record all the business handled at the meetings of the board.

Board of Health, Powers and Duties. The Palmer Board of Health shall have direct supervision of all matters relating to the preservation of life and health of the residents of the City of Palmer, and shall enforce the rules and regulations of the Alaska Department of Health, as adopted herein, and shall perform such other duties as may be required of them pertaining to the health of the people. The Palmer Board of Health shall have the power to promulgate rules and regulations not inconsistent with those of the Alaska Territorial Board of Health.

It shall be the duty of the Board of Health when in the interest of the public health immunization appears necessary, to forthwith notify the Commissioner of Health of Alaska or other person or body designated by the law of Alaska to act in such matters.

The City Council may, upon recommendation of the Health Officer, appoint a City Sanitarian or other employees, who shall work as assistants to the Health Officer and under his guidance and supervision.

Reporting of Births and Deaths. In the absence of a physician or public nurse it shall be the duty of the Board of Health to designate the Secretary of the Board to report births and deaths to the U. S. Commissioner, and in the event of death suspected as due to a communicable disease to the Commissioner of Health for Alaska.

Health Officer, Qualifications, Duties and Powers. The Mayor shall appoint, subject to confirmation of the City Council, a health Officer who shall be a graduate of a recognized school of medicine and shall be a licensed to practice medicine in Alaska. It shall be the duty of the Health Officer to enforce all subsequent health regulations as prescribed by the Board. The Chairman of the Board of Health shall annually prepare a report and budget and submit the same first to the Board of Health and then to the Common Council of the City of Palmer for approval for the purpose of carrying out the provisions of this Ordinance.

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and other ordinances and applicable territorial and federal statutes. It shall be the duty of the Chief of Police to assist in the enforcement of the health laws at the direction of the Health Officer as approved by the City Council. He is further authorized and empowered and it is his duty to arrest and take into custody any person or persons violating any of the Territorial or City Boards of Health regulations, upon the filing of a verified complaint charging such violation, or when committed in his presence.

For the purposes of this ordinance the control of communicable diseases for the City of Palmer shall be governed by and conform to the rules and regulations of the Alaska Department of Health as outlined in "The Control of Communicable Diseases in Man" and subsequent publications supplementary thereto or superseding the same which is hereby adopted and made a part of this ordinance, and a certified copy of which is on file in the office of the City Clerk.

Physician or Nurse to Report. Whenever any physician or nurse is called to treat any person residing in the City of Palmer suffering with any of the diseases mentioned in "The Control of Communicable Diseases in Man" or any publications supplementary thereto or superseding the same, he or she shall isolate the case and immediately notify the Commissioner of Health. The physician or public health nurse in attendance on a communicable disease shall immediately after discovering the existence of such disease, make a report thereon in writing to the Board of Health, which report shall give the name, age, nativity, residence, date of attack, race color and sex of the person having such disease together with the character of the disease. The Board of Health in the absence of a licensed physician, territorial Health Officer, or Public Health Nurse shall immediately report any case of known or suspected communicable disease to the Commissioner of Health of the Alaska Department of Health.

Other Persons to Report. When any person residing in the City of Palmer knows or has reason to believe that any member of his family, household, boarder, roomer, visitor, employee or domestic or wild animals in the City has a known or suspected communicable disease, he or she shall report it immediately to the Board of Health.

The Board of Health on receipt of a report of known or suspected communicable disease shall report directly to the Commissioner of Health of the Alaska Department of Health. The Health Officer or his designated representative shall investigate the report of the existence of any communicable disease.

Sewage Disposal. It shall be unlawful to maintain or use, any residence or place of business, or other building or place where persons reside in the City of Palmer, congregate, or are employed in the City of Palmer which is not provided with satisfactory means for the disposal of human excreta, either by a flush toilet connected with the sewage system or a type approved by the Alaska Department of Health, or a privy which meets the specifications of the Standard Sanitary privy of the Alaska Department of Health.

Garbage.

1. For the purpose of this ordinance, garbage shall be and is defined to mean all kitchen refuse, animal or vegetable, trash offal, tin cans, waste paper, ashes and all other like refuse matter except excrementitious liquid.
2. It shall be unlawful for any person, firm or corporation to haul, transfer or convey any garbage as a commercial enterprise of whatsoever description upon or through the streets of the City of Palmer, Alaska without having first obtained certain permission therefor, either by contract, franchise, or permit from the council of said city.
3. Any firm, person or corporation authorized or permitted by the said Council to haul, transfer or convey garbage and all persons not utilizing such commercial facilities shall be governed by the following regulations, to-wit:
  - a. Provide a conveyance adapted to such purpose to the end that no garbage, papers or trash of any kind, or contents of such conveyance, shall be permitted to spill or escape onto said street or highways over which the same is being hauled.
  - b. Collect and remove all accumulated garbage at such frequent intervals so as to prevent premises becoming encumbered and to prevent the development of fire or health hazards, or unsightly and objectionable conditions existing at any time or place in the said City. Provided that such collections be made at least once each week from each residence, store, shop or other establishments, and not less than twice a week from restaurants, boarding houses

or other places where conditions require more frequent service.

- c. To dispose of all garbage, by conveying it to a garbage dump or other place designated by the common council of the said City for such purpose, and to no other place whatsoever.
- d. To keep such garbage or dump or other depository in as sanitary and orderly condition as circumstances will permit, using every reasonable means to bury, burn and destroy such/garbage and prevent the same from becoming a refuse or breeding place for rats or other pests, or becoming detrimental to public health and safety.

Barber and Cosmetological Establishments. All barber and beauty shops and cosmetological establishments in the City of Palmer shall conform to the Rules and Regulations of the Alaska Department of Health as outlined in the Document HSE-14 and any subsequent publications supplementary thereto or superseding the same, which is hereby adopted and made a part of this ordinance and a certified copy of which is on file in the office of the City Clerk.

Refuse Accumulations. All premises shall be maintained by the owner or agent free of rubbish, refuse, manure, wood debris, and filth accumulation. If after ten (10) days notice from the Health Officer, the owner or agent of a premise fails to remove accumulations of filth, rubbish or refuse, the City of Palmer may cause it to be done and cost thereof assessed as a lien against the property.

Abatement of Nuisances. The Health Officer shall investigate and order abatement, through the proper legal channels, of all public health nuisances according to law. Houses, buildings or dwellings without adequate and proper sanitary facilities shall be considered public health nuisances and after thirty (30) days notice to the owner or agent of such premises to abate the public health nuisance the City of Palmer may proceed to abate such nuisance according to law.

Food Sanitation.

1. All rules and regulations for Food Sanitation in the City of Palmer shall conform to the rules and regulations of the Alaska Department of Health as set forth in Documents HSE-9, HSE-8, and HSE-11 and any subsequent publications supplementary thereto or superseding the same, which are hereby adopted and made a part of this ordinance and certified copies of which are on file in the office of the City Clerk.

2. Revocation of Licenses. If upon inspection the Health Officer or his representative deems that any such food establishments shall fail to meet the requirements of this ordinance, due written notice shall be served upon the person, firm or corporation owning or operating such establishments that such corrections as are necessary shall be made within thirty (30) days at which time a re-inspection shall be made. Failure to comply with said written notice shall be deemed sufficient cause for the suspension or revocation of the business license. It shall be the duty of the Health Officer to make investigations of the sanitation in food establishments in the City of Palmer.

Dairy Farms and Milk Plant Sanitation. All dairy farms and milk plants which produce milk or milk products for sale, sold or offered for sale in the City of Palmer shall conform to the rules and regulations of the Alaska Department of Health as set forth in Document "1953 U. S. P. H. S. Standard Milk Ordinance" and any subsequent publications supplementary thereto or superseding the same, which is hereby adopted and made a part of this ordinance and a certified copy of which is on file in the office of the City Clerk, Milk or milk products for sale, sold or offered for sale in the City of Palmer to the final consumer or to restaurants, soda fountains, grocery stores, or similar establishments shall conform with the Alaska requirements for Grade A pasteurized milk.

Hotels, Rooming Houses, and Dormitories in the City of Palmer.

1. The premises shall at all times be kept in a clean and safe condition.
2. All places used for human habitation in the City of Palmer must be provided with adequate heat, light, ventilation, sanitation, and sufficient cubical content for the occupancy of those persons therein.
3. The owner or lessee of the property shall be responsible for the maintenance and sanitary condition of the establishment.
4. Buildings used for sleeping quarters shall provide at least 400 cubic feet of air space or 50 square feet of floor space for every occupant.
5. The total area of the outside opening shall be equal to at least one-eighth of the total floor area.

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6. Clean pillow slips and bed sheets of sufficient size to cover the mattress and pillow shall be used. They shall be washed at least as often as they are assigned to a new guest. If occupied continuously by one person, they shall be changed at least once a week.

7. There shall be at least one toilet to each ten occupants. If premises are occupied by men, additional urinals at the ratio of one for each 10 occupants should be supplied. The same ratio standard for shower baths and wash basins with hot and cold water constantly available.

Penalty for Violation. Any person who shall violate any of the provisions of this ordinance, shall on conviction thereof, be fined not less than five dollars (5.00) or more than one hundred dollars (100.00) for each offense, and each day a violation exists shall be considered a separate offense.

Penalty for Refusing to Comply. Any refusal of any person to comply with directions of the Board of Health, as by this Ordinance provided, within the time named by said Board of Health, or by refusal to comply with the directions of Health Officer or Chief of Police as by this ordinance provided, shall be deemed a misdemeanor, and upon conviction thereof, be punished by a fine not exceeding one hundred dollars (100.00) or imprisonment in the City Jail not exceeding thirty (30) days, or both.

Effective Date. This Ordinance shall take effect and be in full force from and after the date of its passage and approval.

Passed and approved this 23rd day of March 1954.

/s/ Don McKechnie  
Mayor of the City of Palmer

ATTEST:

/s/ Elizabeth Barry  
City Clerk of Palmer.

ORDINANCE NO. 46

AN ORDINANCE PROHIBITING THE USE OF NARCOTICS EXCEPT WHEN ADMINISTERED BY A PHYSICIAN OR OTHER LICENSED PERSON OR THE ADDICTION TO NARCOTICS IN THE CITY OF PALMER, ALASKA AND PRESCRIBING A PENALTY FOR VIOLATION.

THE COUNCIL FOR THE CITY OF PALMER, ALASKA DO ORDAIN AS FOLLOWS:

SECTION 1. No person shall use or be addicted to the use of a narcotic drug or be under the influence of a narcotic drug in the City of Palmer, Alaska except when said narcotic drugs are or have been prescribed or administered by or under the direction of a physician or some other person licensed by the Territory of Alaska to prescribe and administer narcotics.

SECTION 2. The term "Narcotics" as used in this ordinance shall be defined in accordance with the definition contained in Section 40-3-1 of the Alaska Compiled Laws Annotated.

SECTION 3. Any person convicted of violating any provision of this ordinance shall be guilty of a misdemeanor and upon conviction thereof shall be punished by imprisonment in the City jail not exceeding thirty (30) days or by a fine not exceeding \$100.00 or by both such fine and imprisonment.

That an emergency is hereby declared to exist; that the usual rules of procedure be suspended, and that this Ordinance shall be read in full and again by its title, and placed upon its final passage by the Council and approved by the Mayor and City Clerk.

Passed and approved this 6th day of April, 1954.

APPROVED: /s/ Don McKechnie  
Mayor of the City of Palmer.

ATTEST:

/s/ Elizabeth Barry  
City Clerk of the City of Palmer