

ORDINANCE NO. 2.

An Ordinance to provide for the establishing of a Board of Health for the Town of Polson and prescribing its powers and duties.

Be it ordained by the Council of the Town of Polson.

Section 1. That there is hereby established a Board of Health to be formed as follows: The Mayor shall immediately after the passage of this Ordinance and at the first meeting of the Council in May of each year appoint one alderman who together with the Health Officer and Mayor shall constitute the Board of Health.

Section 2. Immediately after the passage of this Ordinance and its approval and at the first meeting of the Council in May in each year, there shall be appointed by the Mayor by and with the consent of the Council, one Health Officer, who shall hold his office for one year and until his successor is appointed and qualified. The Health Officer shall be a legal, qualified and regular physician duly licensed by the State Medical Examining Board and possessed of the requisite knowledge of sanitary science and preventive medicines and a resident of the Town of Polson. It shall be his duty to advise the Board in all matters relative to public health and to superintend the enforcement and observance of any of the provisions of this chapter. Before entering upon the duties of his office, he shall take the oath of office and give bond in the penal sum of one thousand dollars, to be approved by the Council, conditioned for the faithful performance of his duties, and shall receive such compensation as the Council may from time to time determine.

Section 3. The Board of Health shall meet on the last Saturday of each month, at the office of the Health Officer at 8 o'clock P. M., A majority of the members of the Board shall constitute a quorum for business. The Health Officer shall preside, and in case of his sickness or other disability they may select a president pro-tem. At their first meeting they shall select a clerk, whose duty it shall be to keep all the records of the Board of Health and a journal of their proceedings. He shall perform the services as Clerk of said Board without compensation. Special meetings may be called by the president of the Board whenever he may deem it necessary.

Section 4. The Board of Health shall exercise a general supervision over the health of the town with full power to take all steps and use all measures necessary to promote the cleanliness and salubrity

thereof, to prevent the introduction into the town of contagious and infectious diseases, to remove or otherwise take care of any person attacked by any such disease, to adopt in reference to such person any regulations, restrictions or measures deemed advisable, and to establish rules for the government of any pest house or hospital within the town or within five miles of the town limits.

Section 5. The Board of Health shall cause a thorough sanitary inspection of all houses and premises of the entire area within its jurisdiction to be made under the superintendence of the Health Officer, at least once a year and oftener if necessary. Such inspection shall include all matter that may have effect upon the public health, and a report of the sanitary condition disclosed by the inspection shall be made to the Council.

Section 6. The Board of Health shall have jurisdiction of all matters pertaining to the preservation of the health of those in attendance upon the public and private schools of the town, to which end it is hereby made the duty of the Board of Health: To require that all persons attending the schools, either as teachers or pupils, shall have satisfactory evidence of proper and successful vaccination, or be excluded from such schools; to exclude from such schools any person suffering a contagious or infectious disease, or liable to convey such disease to those in attendance; to make regular inspection of all school buildings and premises as to their hygienic condition, and to report the result of such inspection to the board of trustees, or those having charge or control of such schools, with instructions how hygienic defects may be remedied, and in the event of failure or refusal of those having charge and control of said school buildings to carry out the instructions given, then the Board of Health shall cause such faulty conditions to be remedied at the proper cost and expense of the schools.

Section 7. It shall be the duty of the Health Officer to enforce all the laws of the state and ordinances of the city in relation to sanitary regulations, and cause all nuisances dangerous to health to be abated with reasonable promptness, and for the purpose of carrying out the foregoing requirements he shall be permitted at all times, from the rising to the setting of the sun, to enter into any house, store, stable or other building, and to cause the floors to be raised, if he deem it necessary, in order to make a thorough examination of

cellars, vaults, sinks or drains; and to cause all privies to be cleaned and kept in good conditions; and to cause all dead animals or other nuisances or unwholesome things or substances to be burned or disposed of as the Health Officer may direct.

Section 8. In order to carry out the provisions of the foregoing section, it shall be the duty of the Health Officer to serve or cause to be served a notice in writing upon the owner, occupant or agent or any lot, building or premises in or upon which any nuisance may be found, or who may be the owner or cause of any such nuisance requiring them to abate the same in such manner as he may prescribe within reasonable time. Provided, that it shall not be necessary in any case for the Health Officer to specify in his notice the manner in which any nuisance may be abated, unless he shall deem it advisable to do so; and such notice may be given or served by any officer who may be directed or deputed to give or make the same, and if such owner, occupant or agent shall neglect or refuse to comply with the requirements of such order within the time specified, he shall be subject to a fine of not less than ten dollars nor more than one hundred dollars for every such violation, and it shall be the duty of said Health Officer to proceed at once upon the expiration of the time specified in said notice to cause such nuisance to be abated; and provided, further, that whenever the owner, occupant or agent of the premises, in and upon which any nuisance may be found, is unknown or cannot be found, the said Health Officer shall proceed to abate the same without notice; and in either case the expense of such abatement shall be collected from the person or persons who may have created, continued and suffered such nuisance to exist, to be removed in a civil action before the Police Magistrate.

Section 9. It shall be the duty of the Health Officer to visit and examine all sick persons who shall be reported to him as affected with small-pox, varioloid, chicken-pox, cholera, scarlet fever, typhoid fever, diphtheria, membranous croup, or other infectious or pestilential disease, and when he shall deem it necessary cause all such infected persons to be removed to the pest house, or such other safe and suitable place as he may think proper within five miles of the town limits, and cause them to be provided with suitable nurses and medical attendance at their own expense, if they are able to pay for the same; but if not, then he shall immediately report the case to

the county authorities having charge of the poor, that such infected persons are indigent, requiring their care, and any action taken by the Health Officer for the protection of the health of the town, and the prevention of the spread of infectious diseases, shall not be deemed to be an assumption by the town of the expense of such quarantine regulations; but on the contrary such expense shall be individual, when the infected person is able to pay for such expense, and in the case of indigent persons the same shall be chargeable to the County Commissioners, or authorities having charge of the poor under the laws of the state; Provided, that the Council may provide by order entered upon the journal of their proceedings for the defraying of such expense in the enforcement of the quarantine as they may deem necessary.

Section IO. The Health Officer shall cause a notice to be placed upon or near any house in which any person affected with any contagious or infectious disease, such as cholera, scarlet fever, typhoid fever, small-pox, chicken-pox, varioloid, diphtheria, membranous croup, or any of the grades of such diseases, upon which shall be printed in large type the name of such disease, and if any person shall remove, deface, mutilate or interfere in any way with the purpose of such notice without permission from the Health Officer, such person shall be liable for each offense to pay a fine of not less than twenty five dollars, nor more than one hundred dollars. The occupant of any house upon which notice has been posted as aforesaid shall be held responsible for the removal of the same, unless such occupant shall immediately notify the Health Officer that such notice has been removed, in order that a new notice may be posted, and if such notice is removed without permission of the Health Officer, and without notice to him of such removal by the occupant, such occupant shall be liable to a fine of not less than twenty-five dollars, nor more than one hundred dollars, unless he notify the Health Officer within twenty-four hours after the removal of such notice, that such notice has been removed.

Section II. The Health Officer may from time to time take such measures as he may deem necessary to prevent the spread of small-pox, by issuing an order requiring all persons in the town or any part thereof requiring vaccination to be vaccinated within such time as he shall prescribe; and all persons refusing or neglecting to obey such order shall be liable to a fine of not less than ten dollars nor more than one hundred dollars; Provided, that it shall be the duty of the Health Officer to provide for the vaccination of all such persons as

are unable to pay for the same at the expense of the town.

Section I2. The Health Officer shall have power to cause any house or any premises to be cleansed, disinfected or closed to visitors and prevent persons from resorting thereto, while any person therein is laboring under any pestilential or infectious disease; he may by order in writing direct any nuisance to be abated, or unwholesome matter, or substance, dirt or filth to be removed from any house or premises, and may prescribe the time and mode of doing so, and take any other measure he may deem necessary and proper to prevent the spread of any infectious, pestilential or epidemic disease; and any person who shall neglect or refuse to obey the orders, directions, and instructions of the Health Officer shall be fined in any sum not less than ten dollars nor more than one hundred dollars.

Section I3. The Health Officer whenever and at such times as by him shall be deemed necessary, may by proclamation (the approval of the Council being first had and obtained), require all railroad cars, boats, crafts, stages or other public conveyances bound for this town, before the same shall stop at any depot, wharf, landing or stopping place therein, to touch or stop at any or either of the sites or places or boundaries selected or established for quarantine purposes, and leave all such sick, diseased or unclean persons, with their baggage as in the opinion of the officers stationed at such quarantine sites, places or boundaries shall deem proper, on account of the existence or general report of cholera or any contagious disease or diseases apprehended to endanger the health of the town, and no rail-road car, boat, person, stores or baggage shall be permitted to enter the town without a permit of the officer in charge of the quarantine station.

Station I4. No person, driver of stage or conductor in charge of any railroad train or public conveyance or person in charge of any boat or water craft shall knowingly bring into town any person diseased of cholera, small-pox or any epidemic disease whatsoever, and any conductor or person whatsoever, who shall violate any clause, requirement, duty or regulation of this chapter, or of any rule or regulation of the Health Officer, or officer in charge of any quarantine or who shall interfere with or in any manner resist any officer or agent of the town in the discharge of his duty in quarantine regulations shall, on conviction, pay a fine of not less than twenty-five

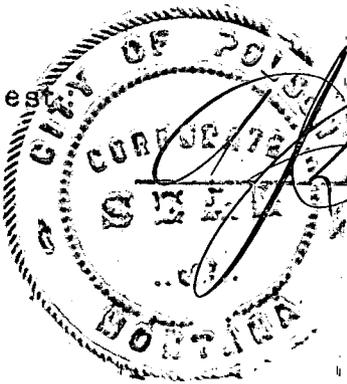
dollars nor more than three hundred dollars.

Section 15. The Health Officer shall at the first meeting in May and November in each year submit to the Board of Health a full report, comprising everything connected with the workings of health department during the time since the last report, and on or before the first meeting of the Council in May in each year he shall present to the Council his annual report.

Section 16. Whereas, an emergency exists and it is immediately necessary for the preservation of peace, health and safety of the inhabitants of the town of Polson. This Ordinance shall take effect immediately upon its passage and approval according to law.

Passed and approved July 1st. 1910.

Attest



[Handwritten signature]

clerk.

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Mayor.