

CHAPTER 7

HEALTH AND SANITATION

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7.01 HEALTH OFFICER

(1) Appointment. The Village Health Officer shall be appointed by the Village President at the organizational meeting of the Village Board, subject to the confirmation of a majority vote of the Village Board. The Health Officer shall have a term of one year commencing from the date of appointment.

(2) Duties. It shall be the duty of the Health Officer of the Village of Highland to assume the general administration of health and sanitation laws and regulations in the Village and to attend to the administration and enforcement of health laws of the State and the rules and regulations prescribed by the State Board of Health and the ordinances of the Village.

(3) Powers. The Health Officer shall take such measures and make such rules and regulations as shall be necessary and effectual for the preservation and promotion of the public health in the Village of Highland. All orders and regulations of the Health Officer shall be posted in the same manner as ordinances adopted by the Village Board, and after posting shall have the force and effect of ordinances, including the penalty for violation.

7.02 GRADE "A" MILK REQUIRED

No person shall sell, offer or expose for sale any milk or milk product other than Grade "A" milk or milk product as those terms are defined in Wisconsin Administrative Code, Chapter AG 80, issued by the State Department of Agriculture and State Board of Health, which are hereby incorporated in this section by reference as if fully set forth herein. The Clerk is directed to file a certified copy of such regulations in his office for public inspection.

7.03

KEEPING OF ANIMALS AND FOWL

(1) Sanitary Requirements. All structures, pens, buildings, stables, coops or yards wherein animals or fowl are kept shall be maintained in a clean and sanitary condition free of rodents, vermin and objectionable odors. Interior walls, ceilings, floor, partitions and appurtenances of such structures, except structures or houses occupied by no more than one dog, cat, rabbit, skunk or similar animal kept as a pet, shall be whitewashed or painted annually or more often as the Health Officer shall direct.

(2) Animals Excluded from Food Handling Establishments. No person shall take or permit to remain any dog, cat or other live animal on or upon any premises where food is sold, offered for sale or processed for consumption by the general public.

7.04

DISPLAYED FOOD AND DAIRY PRODUCTS

(1) In General. The display or storing of fruits, vegetables, or other food products on the sidewalk, or outside the place of business is hereby prohibited, unless such fruits, vegetables or other food products are securely covered by glass, wood or metal cases, or enclosed in tight boxes, bags or barrels, and all such cases and containers raised at least two feet above the sidewalk. The provisions of this section shall not apply to fruits or vegetables which are peeled or skinned before being used, or which are stored in tight barrels, boxes or crates.

(2) Dairy Products. No dairy or other food product which has been prepared for eating shall be displayed or offered for sale, unless properly protected from flies, dust, dirt or other injurious contamination, by being suitably covered with a glass, wood or a metal case or covering.

(3) Bakery or Confectionary Products. No bread, confectionary, or other food product of a bakery or confectionary establishment, shall be exposed in or about such establishment so that dust of the street or other filth, flies, or other insects or vermin may settle upon it; and while such bread, confectionary or other food products of bakery or confectionary establishments are distributed in wagons, carts, baskets, boxes or other containers of such bakery or confectionary establishment, they shall be well covered and protected from dust, filth or insects and shall not be handled in any unclean manner while being distributed.

7.05

SALE OF UNWHOLESOME OR TAINTED FOOD PROHIBITED

No person shall sell, offer for sale or hold for sale any meat, fish, fruits, vegetables or other articles of food or drink which is not fresh or properly preserved, sound, wholesome and safe for human consumption or the flesh of any animal which died by disease. The Health Officer is hereby authorized and directed to seize and destroy any articles of food or drink which are offered or held for sale to the public which have become tainted, decayed, spoiled or otherwise unwholesome or unfit for human consumption.

(1) Definition. The term "restaurant" as used in this section shall mean any place, kitchen or conveyance where meals or lunches are prepared for sale, sold or served to transients or the general public.

(2) General Sanitation. All restaurant premises shall be kept clean, and free of litter or rubbish. All garbage and rubbish shall be kept in suitable, airtight containers so as not to become a nuisance and shall be disposed of daily in a sanitary manner. No living or sleeping room, urinal, water closet, ash pit or coal bin shall connect directly with any room used for preparation, storing or serving of food. Between May 1 and October 1, all doors, windows and apertures shall be effectively screened and doors shall be self-closing to prevent the entrance of flies. All equipment shall be kept clean and free from dust, dirt, insects and other contaminating material.

(3) Cleanliness and Health of Employees.

(a) Clothing and Conduct. All restaurant employees or workers shall wear clean clothing, hair nets or caps and shall keep their hands clean at all times while engaged in handling food, drink, utensils or equipment. Employees or workers shall not expectorate or use tobacco in any form in any area in which food is prepared.

(b) Disease. No person infected with any disease in a communicable form or who is a carrier of any contagious disease shall work in any restaurant and no restaurant owner or operator shall employ any such person to work in any restaurant.

(c) Duty of Health Officer. If the Health Officer shall suspect that an employee or worker in any restaurant is afflicted with any disease in communicable form, it shall notify such employee to cease working in any restaurant in the Village until he shall present a certified statement of a reputable physician or other satisfactory evidence that he is free from communicable disease.

(4) Water Supply and Plumbing. In every restaurant adequate safe water under pressure shall be convenient and available in any room where food is prepared or utensils washed. Private water supplies shall be tested for purity not less than once every six months in the manner directed by the Health Officer. Plumbing shall be so designed, installed and maintained to prevent contamination of the water supply, food, drink or equipment.

(5) Cleansing of Utensils and Equipment. In order to insure proper cleansing and disinfection of glasses, cups, dishes and other eating utensils in restaurants, they shall be thoroughly washed and sanitized after each use.

No person shall operate a grocery store or meat market within the Village of Highland, in an insanitary, filthy or unclean manner so as to endanger the health of patrons or other persons. In all grocery stores and meat markets, refrigerators or refrigerator counters shall be kept in sanitary condition and shall maintain a temperature of 40 degrees Fahrenheit or below. Spoiled or unwholesome food shall be removed from the refrigerator immediately upon detection. The walls and ceilings of the store and stockrooms shall be kept clean and painted. Basements shall be clean and orderly and all refuse or garbage kept inside the premises must be placed in metal containers properly covered and disinfected when necessary. Meat grinders, hooks and all other utensils must be cleaned at the end of each work day. All unwrapped bakery or confectionary products shall be handled in such a manner that they do not come in direct contact with the hands of the individual selling them. The operator of the store or market shall be responsible for compliance with this section.

No person shall sell, have, keep or expose for sale for human consumption the flesh or meat food products of any cow, calf, sheep, swine, horse, or goat in the Village of Highland unless the same shall have been slaughtered, inspected or prepared under the supervision of a United States Government Inspector or in accordance with the regulations governing the inspection of meat as prescribed by the United States Department of Agriculture Bureau of Animal Industry, Title 9, ch. 1 (a), C.F.R. The Health Officer may authorize the sale of meat or meat food products which have been slaughtered, inspected or prepared under the supervision of any municipal inspector or health officer in accordance with prescribed standards which he determines to be substantially similar to the above regulations of the United States Department of Agriculture.

(1) Control of Noxious Weeds and Grasses. No person owning property within the Village of Highland shall permit to grow or pollinate upon his premises any noxious weeds as defined by Section 94.20 of the Wisconsin Statutes. No person owning property within the Village of Highland shall permit to grow or pollinate upon his premises any weeds or grasses which exhale noxious odors or conceal filthy deposits.

(2) Mowing by Village. It shall be the duty of the Weed Commissioner to enforce this section and if any person shall fail to comply herewith the Commissioner shall, after five days' written notice to the owner, cause the premises to be mowed and report the cost thereof in writing to the Village Clerk in the manner provided in Section 94.22 of the Wisconsin Statutes. Such charge shall be spread on the tax roll as a special tax to be collected in the same manner as other taxes unless such lands are exempt from taxation.

7.10

RIGHT OF HEALTH OFFICER TO ENTER PREMISES

The Health Officer shall have the right to enter and examine any public premises or any place where meat, fish, poultry, game, milk, bakery goods or other foodstuffs are stored, prepared or dispensed for public consumption and to inspect or examine any vehicle transporting such foodstuffs for the purpose of enforcing the provisions of this chapter. Any person who shall hinder, obstruct or prevent the Health Officer from entering or carrying out his examination of such premises or vehicle shall upon conviction thereof forfeit not less than Ten Dollars (\$10.00) nor more than One Hundred Dollars (\$100.00) together with the costs of prosecution and in default of payment of such forfeiture or costs shall be imprisoned in the county jail until such forfeiture and costs are paid but not exceeding sixty days.

7.11

ABATEMENT OF HEALTH NUISANCES

The Health Officer shall have the power to abate health nuisances in accordance with Section 146.14 of the Wisconsin Statutes which is hereby adopted by reference and made a part of this section as if fully set forth herein.

7.12

PUBLIC DUMP

The Village Dump shall be open for use by the public on every Tuesday excepting holidays from the hours of 8:00 o'clock A.M. to 4:00 o'clock P.M. and on all Saturdays excepting holidays from 8:00 o'clock A.M. to 11:00 o'clock A.M. No person other than Village officials shall use the Village Dump for dumping purposes except during the said open hours. Any person violating this section shall forfeit the sum of Twenty-five Dollars (\$25.00) together with the costs of prosecution and in default of payment of such forfeiture and costs shall be imprisoned in the county jail until such forfeiture and costs are paid but not exceeding five days.

7.13

PENALTIES

The penalty for violation of any provision of this chapter for which no other penalty has been provided shall be as provided in Section 15.04 of this code. A separate offense shall be deemed committed on each day on which a violation occurs or continues.