

ARTICLE XI
NUISANCES

11.1.0 - Declaration of Policy

It is hereby declared to be the health policy of the Rockland Health District to abate all nuisances detrimental to life and the public health of citizens in Rockland County.

11.2.0 - Commissioner's Duty to Investigate

The Commissioner or his duly authorized representative shall receive and examine into all complaints made by any inhabitant of the health district concerning nuisances, or causes of danger or injury to life and health in the health district and may request such complaints to be made in writing.

11.3.0 - Investigation

- 11.3.1 The Commissioner or his duly authorized representative may enter upon or within any place or premises where nuisances or conditions dangerous to life and health, or which are the cause of nuisances existing elsewhere, are known or believed to exist to inspect or examine same.
- 11.3.2 The owners, agents and occupants of any premises shall permit sanitary examinations and inspections to be made pursuant to the provisions of this Article and Title I of Article XIII of the Public Health Law.
- 11.3.3 The Commissioner shall furnish the owners, agents and occupants of the premises on which such conditions exists with a written statement of the results and conclusions of an examination or inspection conducted pursuant to this Article.
 - 11.3.3.1 Within 48 hours after the entry of any decision of the Commissioner of Health declaring the conditions not to be a nuisance affecting health, or within five (5) days of the filing of a complaint or the discovery of the probable existence of a nuisance which may affect health, and the Commissioner fails to take action as provided herein, the Commissioner shall forward a copy of the decision, complaint or report to the State Commissioner of Health together with the original or copies of all papers filed with the Health Department.

11.4.0 - Abatement and Suppression

- 11.4.1 The Commissioner shall order the suppression and removal of all nuisances and conditions detrimental to life and health found to exist within the health district.

Rockland County Sanitary Code

- 11.4.2 The Commissioner of his or its agents and employees may, if the owner, agent or occupant of any premises whereon any nuisance or condition deemed to be detrimental to the public health exists or causes the existence of such nuisance or condition elsewhere fails to comply with any such order, enter upon the premises to remove or suppress such nuisance, condition, or matter to which said order relates.

- 11.4.3 The expenses of such removal and abatement shall be paid and may be collected in the manner prescribed in Public Health Law Sections 1306 and 1307.

11.5.0 - Enforcement

Any non-compliance or non-conformance with an order issued by the Commissioner of Health pursuant to this Article shall constitute a violation of the provisions of the Sanitary Code and may be subject to the imposition of a civil penalty pursuant to Section 309 of the Public Health Law.