

SECTION 1: AUTHORITY

1.10: This Sanitary Code is adopted pursuant to MGL Chapter 111, Section 31, and empowers the Board of Health with the authority to make reasonable health regulations. [March 13, 1990]

1.10.1: This Sanitary Code may be amended by the Board of Health in conformance with MGL Chapter 111, Section 31 and other applicable statutes. Said amendments may be adopted only after a Public Hearing is held. [March 13, 1990]

a) The nature of the proposed amendment(s) and the place, date and time of the Public Hearing must be advertised in a locally circulated newspaper at least once in each of two successive weeks prior to the week of said Public Hearing. [March 13, 1990]

1.20: Sections of this Sanitary Code are further adopted under MGL Chapter 111, Section 122 which directs the Board of Health to examine into all nuisances, sources of filth, and causes of sickness within its town, or on board vessels within the harbor of such town, which may, in its opinion, be injurious to the public health and to destroy, remove, or prevent the same as case may require [March 13, 1990]

1.30: Sections of this Sanitary Code are further adopted under MGL Chapter 111, Section 143 which directs the Board of Health to regulate noisome trades. [March 13, 1990]

1.40: Sections of this Sanitary Code are further adopted under the provisions of 105 CMR 410, which establish minimum standards of fitness for human habitation to be enforced by the Board of Health. [March 13, 1990]

1.50: The Board of Health is responsible for the enforcement of The State Environmental Code, Title 5: Minimum Requirement for the Subsurface Disposal of Sanitary Sewage. Massachusetts Sanitary Regulations 310 CMR 15 have been promulgated to provide minimum standards for the protection of public health and the environment when circumstances require the use of individual systems for the disposal of sanitary sewage in areas where municipal sewage systems are not accessible. Specific, identifiable local conditions may require more stringent regulations to protect the public health and environmental interests of present and future citizens of the Town of Marion. In an effort to protect those interests in the light of local conditions the Board of Health has established the Marion Sanitary Code (MSC). [November 1, 1988]

1.60: The Board of Health is responsible for the enforcement of 105 CMR 590.000 Sanitary Code Article X, Minimum Sanitation Standards for Food Establishments.[July 1, 2009]

1.70: Sections of this Sanitary Code are further adopted pursuant to MGL Chapter 111, Section 122A by which the Board of Health may make determination of whether a drinking water supply is safe and adequate.[July 1, 2009]