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## Sec. 50-2. Board of health regulations.

- (a) It shall be unlawful for any natural person or persons or any legal entity including, but not limited to, a corporation, partnership, firm or trust, to violate any rule or regulation of the county board of health adopted in accordance with state law and which has been accepted and approved for enforcement by the governing authority.
- (b) Pursuant to O.C.G.A. § 31-3-5, the rules and regulations, as described and entitled as set out below, including any revisions, updates and amendments thereto, are hereby declared to have been adopted in accordance with state law by the county board of health and are hereby accepted and approved for enforcement by the county board of commissioners and incorporated into this subsection as if set out in full:
  - (1) A booklet entitled 'Clayton County Board of Health, On-Site Sewage Management Systems Rules and Regulations,' which includes the Rules of the Department of Public Health, Public Health Chapter 511-3-1, "On-Site Sewage Management Systems," and Attachment A, "Minimum Lot Size Requirements in Clayton County," and includes a provision that it was adopted and approved by the Clayton County Board of Health on October 18, 2018; and
  - (2) A booklet entitled 'Clayton County Board of Health, Food Service Regulations,' which includes the Rules of the Department of Public Health, Public Health Chapter 511-6-1, and includes a provision that it was adopted and approved by the Clayton County Board of Health on June 20, 2019; and
  - (3) A booklet entitled 'Clayton County Board of Health, Tourist Accommodations Regulations,' which includes the Rules of the Department of Public Health, Public Health Chapter 511-6-2, and includes the provision that it was adopted and approved by the Clayton County Board of Health on September 29, 2015."
  - (4) A booklet entitled "Clayton County Board of Health, Swimming Pool Regulations," which includes the provision that it was adopted and approved by the Clayton County Board of Health on August 23, 2018; and
  - (5) A booklet entitled "Nuisance Regulation, Clayton County Board of Health," which includes the provision that it was adopted and approved by the Clayton County Board of Health on February 14, 2002.
  - (6) A booklet entitled "Clayton County Board of Health, Body Art Rules and Regulations," which includes the provision that it was adopted and approved by the Clayton County Board of Health on December 17, 2013.
  - (7) A booklet entitled 'Clayton County Board of Health, Portable Sanitation Regulations,' which includes the Rules of the Department of Public Health, Public Health Chapter 511-3-6, and includes the provision that it was approved by the Clayton County Board of Health on August 16, 2016.
- (c) Said booklets, including any revisions, updates and amendments thereto, hereby are made public records and are required to be fully accessible to members of the public who are, or may be, affected by them. An official copy of each booklet named above is on file in the office of the clerk of the county board of commissioners, where the same is available for inspection and copying.
- (d) Pursuant to O.C.G.A. § 31-3-5.2, the rules and regulations, as described and entitled as set out below, are hereby declared to have been adopted in accordance with state law by the county board of health and are hereby accepted and approved for enforcement by the board of commissioners and incorporated into this subsection:
  - (1) *Purpose.* The purpose of this subsection is to provide provisions for the hand watering of residential gray water.

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- (2) *Definition.* Gray water means waste water generated from residential lavatories, bathtubs, showers, clothes washers, and laundry trays.
- (3) *General provisions.* Private residential direct reuse of gray water shall be lawful if the following conditions are met:
- a. Gray water originating from the residence shall be used and contained within the property boundary for household gardening, composting, lawn watering, or landscape irrigation;
  - b. Gray water shall not be used for irrigation of food plants;
  - c. The gray water shall not contain hazardous chemicals derived from activities such as cleaning car parts, washing greasy or oily rags, or disposing of waste solutions from home photo labs or similar hobbyist or home occupational activities;
  - d. The application of gray water shall be managed to minimize standing water on the surface;
  - e. The application of gray water shall be outside of a floodway;
  - f. The gray water shall not contain water used to wash diapers or similarly soiled or infectious garments unless the gray water is disinfected before irrigation; and
  - g. The gray water shall be applied only by hand watering using garden watering cans or similar hand-held containers.
- (e) Notwithstanding any language to the contrary in any of the said booklets named in subsection (b), any person in violation of the rules and regulations hereby accepted and approved for enforcement in this section shall, upon conviction, be punished as provided in section 1-12, except that the penalty for each violation of subsection (d)(3) above shall not exceed a \$100.00 fine. Violations may be brought before the county magistrate court by citation issued by the director, the county health department, or any of the director's duly appointed representatives.

(Ord. No. 97-33, § 1, 3-18-97; Ord. No. 01-66, § 1, 6-19-01; Res. No. 02-33, § 1, 3-19-02; Ord. No. 2004-48, § 1, 4-20-04; Ord. No. 2004-71, § 1, 5-18-04; Ord. No. 06-125, § 1, 9-19-06; Ord. No. 2007-14, § 1, 1-9-07; Ord. No. 2009-51, § 1, 4-7-09; Ord. No. 2009-86, § 1, 6-2-09; Ord. No. 2014-20, § 1, 1-21-14; Ord. No. 2016-172, § 1, 11-1-16; Ord. No. 2018-96, § 1, 9-4-18; Ord. No. 2018-111, § 1, 11-6-18; Ord. No. 2019-76, § 1, 7-2-19)

Cross reference(s)—Boards, commissions and authorities, § 2-56 et seq.