

CHAPTER 23
APPENDIX A. BUILDING ORDINANCES

CONSTRUCTION WORK SITES- PORTABLE TOILETS

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ARTICLE I GENERAL PROVISIONS

SECTION 101 - Title - This ordinance shall be known as “**The Construction Work Site – Portable Toilet Ordinance of the City of Florence, Mississippi**”, and may be so cited.

SECTION 102 - Purpose - The purpose of this ordinance is to establish an ordinance to regulate and require portable toilets at all construction work sites.

ARTICLE II DEFINITIONS

SECTION 201 – Definitions - For the purpose of this ordinance certain words, phrases, and terms used herein shall be interpreted as stated below. Any word, phrase, or term not defined herein is to be defined by the Zoning Administrator, the interpretation being based upon its common and ordinary usage.

- (A) **Portable Non-Sewered Toilet** - Any portable structure that is not connected to city water and sewer systems that is used for the collection of human feces and urine.
- (B) **Employer** - Any person, organization, corporation, business, partnership or government entity employing people to perform work at a specific construction or work site.
- (C) **Construction or Work Site** - Any place within the city where construction or work is being done by people and where there are none or inadequate sewer connected toilet facilities available to those people.

ARTICLE III REQUIREMENTS FOR CONSTRUCTION OR WORK SITE

SECTION 301 - Accessible non-sewered toilets shall be provided in the ratio of one toilet per ten (10) employees. One additional toilet shall be provided for each ten (10) additional employees, per the following:

Number of Employees	Minimum Number of Toilets
1 - 10	1
11 - 20	2
21 - 30	3
31 - 40	4
Over 40	1 additional toilet for each 10 additional employees

SECTION 302 - Non-sewered toilets shall be serviced a minimum of once each week. Servicing shall include the use of a cleaning solution for cleaning urinals and seats, removing waste from containers, recharging containers with an odor controlling solution and installing an adequate supply of toilet tissue.

SECTION 303 - Removal of waste shall be handled in a clean and sanitary manner by means of a vacuum hose and received by a leak-proof tank truck. All ports on the tank shall be valved and capped. Employers are responsible for contracting service intervals frequent enough to ensure clean sanitary facilities. Disposal of waste from tank trucks shall be in accordance with state and local health and EPA department requirements.

SECTION 304 - The location of non-sewered toilets shall be as close as practical to the highest concentration of employees, taking into consideration any safety and aesthetic issues.

SECTION 305 - Applicants for Building Permits must commit to compliance with this regulation before a Building Permit is issued.

SECTION 306 - Enforcement of this regulation shall be the responsibility of the City Building Inspector.

ARTICLE IV SEVERABILITY

SECTION 401 - Nothing herein shall be construed as authorizing the City of Florence to administer or enforce the Federal or State OSHA (Occupational Safety and Health Act) laws. Requirements herein are more stringent than the Federal or State laws, but do not conflict with them. Should a conflict arise, the State or Federal laws will prevail.

ARTICLE V PENALTIES

SECTION 501 - Violation of this Ordinance may result in a fine of up to one-thousand Dollars (\$1,000.00) and/or imprisonment not exceeditn ninety (90) days or both, in accordance with Section 21-13-1, *Mississippi Code of 1972*, as annotated.