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**SECTION 19.0**

**VERIFICATION OF BEDROOM COUNT**

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**1.0 Preamble**

The purpose of this regulation is to ensure the number of bedrooms present is compatible with the number of bedrooms approved by the Board of Health on the Disposal System Construction Application.

**2.0 Authority**

The Oak Bluffs Board of Health has adopted this regulation pursuant to its authority under M.G.L. Chapter 111, Sections 122 and 123.

**3.0 Enforcement**

The Board of Health or its agent will enforce the provisions of this regulation.

**4.0 Definition**

Any basement that contains a full bathroom shall be considered at least one bedroom.  
Non-bedroom: any room that is not a closet, hallway, living room, dining room, kitchen, or bathroom and which is open to at least nine (9) feet.

**5.0 Penalties**

The Certificate of Compliance will not be issued if it is determined that the number of bedrooms in the dwelling exceeds the number approved on the application.

**6.0 Severability**

If any provisions of this regulation or the application thereof are held to be invalid by a court of competent jurisdiction, invalidity shall be limited to said provision(s) and the remainder of this regulation shall remain valid and effective. Any part of this regulation subsequently invalidated by a new state law or modification of an existing state law shall automatically be brought into conformity with the new or amended law and shall be deemed to be effective immediately, without recourse to a public hearing and the customary procedures for amendment or repeal of such regulation.