



Town of Oak Bluffs
Board of Health
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SECTION 6.0

NUISANCE

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6.1 Preamble

The purpose of this regulation is to protect the public health, safety, and welfare from potential and present nuisances.

6.2 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.

6.3 General Requirements

When the Oak Bluffs Board of Health determines that a nuisance exists, it shall order the owner or occupant of any private or business premises or boats, at his or her own expense, to remove the nuisance within twenty-four hours or a reasonable time period determined by the Board.

6.4 Enforcement

The owner or occupant is liable for a one hundred dollar (\$100) fine, and for a twenty dollar (\$20) penalty for every day in which he or she knowingly violates the order. If the owner or occupant fails to comply with the order, the Board may abate the nuisance at the expense of the owner or occupant.

6.5 Severability

If any provision of these regulations or the application thereof is held to be invalid by a court of competent jurisdiction, the invalidity shall be limited to said provision(s) and the remainder of these regulations shall remain valid and effective. Any part of these regulations 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.