

Revisor's Note to this article.

10-105. INJUNCTIVE ACTIONS.

THE SECRETARY MAY BRING AN ACTION TO ENJOIN ANY PERSON FROM COMMITTING ANY NUISANCE SUBJECT TO THIS TITLE.

REVISOR'S NOTE: This section is new language patterned after the last half of the third clause of the first sentence of Article 43, § 2.

The language "subject to this title" is added to clarify the types of nuisances that a person may be enjoined from committing under this section.

The references in Article 43, § 2 to judicial jurisdiction are omitted as repetitive of other, independent provisions of law.

The phrase "any person" is substituted for the phrase "no matter by whom or what authority committed", for brevity and clarity.

SUBTITLE 2. NUISANCE ABATEMENT.

10-201. INVESTIGATION AND NOTICE BY HEALTH OFFICERS.

(A) INVESTIGATION.

THE HEALTH OFFICER FOR EACH COUNTY:

(1) MAY INVESTIGATE ANY CONDITION IN THE COUNTY THAT IS DANGEROUS TO HUMAN HEALTH; AND

(2) SHALL INVESTIGATE AND REPORT ON THE SANITARY CONDITIONS OF SCHOOLS, PLACES OF BUSINESS, AND PLACES OF EMPLOYMENT IN THE COUNTY.

(B) COMPLAINT.

EXCEPT IN BALTIMORE COUNTY, ON THE WRITTEN COMPLAINT OF A PHYSICIAN OR OF AT LEAST 2 PERSONS WHO CLAIM TO BE AFFECTED BY THE CONDITION, THE HEALTH OFFICER FOR THE COUNTY WHERE THE CONDITION ALLEGEDLY EXISTS IMMEDIATELY SHALL INVESTIGATE ANY COMPLAINT THAT ANY OF THE FOLLOWING IS IN A CONDITION DANGEROUS TO HUMAN HEALTH:

(1) ANY WATERCOURSE, WELL, SPRING, OPEN DITCH, GUTTER, CESSPOOL, DRAIN, outhouse, PIGPEN, OR OTHER PLACE.

(2) ANY ACCUMULATION OR DEPOSIT OF ANY SUBSTANCE.

(C) ABATEMENT NOTICE.