



TOWN OF SOUTHAMPTON
BOARD OF HEALTH
CHEMICAL TOILETS AND PORTABLE RESTROOM
REGULATION

AUTHORIZATION – This regulation is promulgated pursuant to the authority granted to the Southhampton Board of Health by Massachusetts General Laws Chapter 111§31.

SECTION 1. Definitions

- a. "Chemical toilet" means a toilet having a watertight, impervious pail or tank containing a chemical solution placed immediately beneath the seat or urinal and a pipe or conduit connecting the riser with the tank.
- b. "Portable restroom unit" means a trailer or skid-mounted temporary restroom facility that contains a toilet, urinal, hand washing sink, shower, and/or other sanitary fixture and includes an integral non-hazardous liquid waste holding tank or uses another approved waste storage or disposal method.

SECTION 2. General Provisions

- a. The storage and disposal of human excreta shall be accomplished by one of the methods listed below, which are arranged in the order or priority in which they will be considered by the health department.
 - (1) A water closet connected to a public sewer.
 - (2) A water closet connected to an individual septic tank disposal system.
 - (3) Other, such as chemical toilets and portable restroom units when approved by the health department.
- b. The construction, operation, and maintenance of all chemical toilets and portable restroom facilities, shall comply with 310 CMR 15.000 relative to sewage and waste disposal and with the provisions of this section.

- (1) Every chemical toilet, and portable restroom unit shall be of approved construction and maintained in a sound, clean and sanitary condition, free of insects, vermin, overflowing leakage, and other unhealthful conditions. Suitable means shall be taken to effectively control insects.
- (2) Chemical toilets and portable restroom units may be installed only:
 - (a) where connection to an approved sewage disposal system is impractical or impossible, or;
 - (b) where water under pressure is not available, or;
 - (c) where the installation of an individual sewage disposal system or other approved method of sewage or waste disposal is impractical or impossible, and;
 - (d) where its contents will not pollute, or tend to pollute, any water supply, potential water supply, swimming pool, or other bathing area, and;
 - (e) where it would not create a public health hazard or public health nuisance, and;
 - (f) if it complies with all the provisions of this regulation.
- c. The health department may require a permit holder to remove portable restrooms from a location if the use is determined to be not temporary.

SECTION 3. Reserved

SECTION 4. The most current edition of 29 CFR § 1926.51 -Sanitation is made a part of these regulations by reference and shall have the same force and effect as if it were printed herein in its entirety.

SECTION 5. Required Toilet Facilities for Construction Sites and Public Gatherings

- a. No person shall initiate or proceed with a construction, erection, alteration, repair, or razing project without first having provided an adequate number of suitable sanitary toilets for the use of persons on the project in a ratio of at least one (1) toilet per twenty (20) persons. Such toilets shall be of the water-flushed or chemical type approved by the department and located on or within two hundred (200) feet of each work area within the project site.

- b At any public gathering for any commercial, religious, or public event where adequate permanent toilet facilities are not provided on the immediate premises as required by state law:
- (1) Suitable approved toilet facilities of the water-flushed or chemical type adequate for the estimated attendance shall be located within two hundred (200) feet of such gathering, with the minimum of 1 toilet per 50 persons in attendance or as required by the health department.
 - (2) If alcohol is being served, add 15-20% more restrooms. Add one Handicap Accessible Restroom per 20 portable restrooms, or a minimum of one for events open to the public. Adequate hand washing must also be provided with restrooms in all food service areas.
 - (3) The use of permanent off-site toilet facilities may be approved by the health department provided written permission has been obtained for such use from the owner of the toilets and provided that the public is permitted free and reasonable use of the facilities for the duration of the event. Directional signage to such off-site toilet facilities shall be provided at the event site.

SECTION 6. Chemical Toilets and Portable Restroom Units

- a All chemical toilet installations shall comply with the general regulations concerning sewage and waste disposal and with the specific provisions of this section and as follows:
- (1) Chemical toilets shall be of sanitary construction and maintained in a clean and sanitary manner. Toilet paper shall be available at all times.
 - (2) Chemical toilets shall not be installed within twenty (20) feet of occupied premises or within ten (10) feet of any public thoroughfare or sidewalk, unless authorized by the Department.
 - (3) The floors of chemical toilets shall be of smooth, finished, nonabsorbent material. Seats, walls, and ceilings shall be of smooth, easily cleanable, light-colored finish.
 - (4) Toilet facilities intended for male use shall include a urinal, installed at least twenty (20) inches from the toilet seat opening. The urinal shall be made of corrosion-resistant, impervious material finished with a smooth surface and sloped to facilitate cleaning and draining. A splash board of similar material at least nine (9) inches higher than the overflow rim shall be provided.

- (5) In chemical toilets, seats shall be installed so as to ensure that wastes drop unimpeded or are flushed into a receiving tank. The receiving tank shall be of impervious, corrosion-resistant material with an easily accessible opening for cleaning. The tank shall be built of a material and thickness acceptable to and approved by the health department. Vent pipes in chemical toilets, when installed in the vertical tube forming the toilet bowl, shall be inserted at an angle not over thirty (30) degrees from the vertical to minimize clogging and corrosion.
 - (6) A solution of sodium hydroxide or other approved chemical shall be maintained in the tank or receiving element at a level that prevents septicity and the creation of objectionable odors.
 - (7) The contents of toilets shall be disposed of in an approved manner and location.
 - (8) All spills shall be cleaned up immediately by collecting spilled waste, removing and/or disinfecting contaminated soil, and disinfecting affected surfaces with a disinfecting solution. The owner shall maintain a record of all spills of over one (1) gallon for a period of one (1) year and provide the record to the health department for inspection upon request. The record shall include the date of the spill, date of clean up, location, name (event or business), address of the spill, estimated amount of spill, method of clean up, quality of material removed, and type and amount of disinfectant applied.
- b. All portable restroom units shall comply with all sections of this regulation concerning sewage, waste disposal, and site sanitation, as well as the specific provision of this section.
- (1) Portable restroom units and portable waste holding tanks shall be installed to allow unobstructed access for servicing equipment to remove waste.
 - (2) Portable restroom facilities shall be maintained in a clean and sanitary manner. Toilet paper shall be available at all times.
 - (3) All spills shall be cleaned up immediately by collecting spilled waste, removing contaminated soil, and disinfecting affected surfaces with a disinfecting solution. The owner shall maintain a record of all spills for a period of one (1) year and provide the record to the health department for inspection upon request. The record shall include the date of the spill, date of clean up, location, name (event or business), address of the spill, estimated amount of spill, method of clean up, quantity of material removed, and type and amount of disinfectant applied.
 - (4) The floors of portable restroom units shall be of smooth, finished, nonabsorbent material. Seats, walls and ceiling shall be of smooth, easily cleanable, light-colored finish.
 - (5) Portable restroom facilities shall not be installed within twenty (20) feet of an occupied premises or within ten (10) feet of any public thoroughfare or sidewalk, unless authorized by the health department.


REGULATION 7. Permit Required

- a. No person shall provide, for rent or hire, or install portable, nonpermanent chemical toilet facilities or portable restroom units, unless the person holds a valid permit to do so.
- b. Every chemical toilet structure shall have thereon in clear, easily readable letters the name and telephone number of the permit holder.
- c. Each portable restroom unit and portable waste holding tank operated under an annual permit shall have thereon in clear, easily readable letters the name and telephone number of the permit holder.
- d. Permit holders for chemical toilets and portable restroom units shall make available for review upon request by the health department, a list of all deployed units, by type, address and number at each location.

ADOPTED:

AMMENDED:


BENJAMIN HOGAN, CHAIRMAN


SHELLEY O'CONNELL, VICE CHAIRMAN


SHARON HART, CLERK

A True Copy, 7/11/2008


Lucille A. Dalton
Assistant Clerk-Town of Southampton