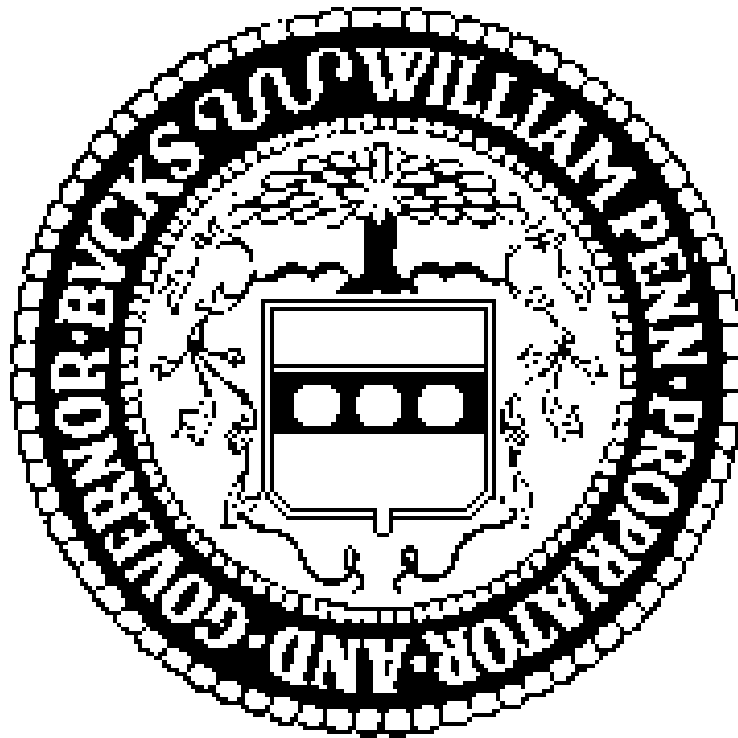


**BUCKS COUNTY DEPARTMENT OF HEALTH
RULES AND REGULATIONS
FOR CONDUCTING & OPERATING
MANUFACTURED HOME COMMUNITIES**



EFFECTIVE DATE: November 12, 2022

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SECTION ONE - GENERAL PROVISIONS

1.1 Legal Authority.

Under the provisions of the "Local Health Administration Law", Act No. 315, approved August 24, 1951, P.L. 1304, the following Rules and Regulations are hereby adopted.

1.2 Provisions.

The provisions of these Rules and Regulations shall apply to all municipalities in Bucks County within the jurisdiction of the Department and shall apply equally to all persons.

1.3 Rules and Regulations.

These Rules and Regulations shall supersede the previously adopted Rules and Regulations effective September 1, 1994, entitled "Rules and Regulations for Conducting and Operating Mobile Home Communities."

SECTION TWO - DEFINITIONS

2.1 List of Definitions.

- (a) **Approved** - The construction or procedure of operation is in accordance with standards of the Bucks County Department of Health and other governmental agencies such as, but not limited to, the Pennsylvania Department of Environmental Protection and the local municipality.
- (b) **Certificate of Registration** - The document issued by the Bucks County Department of Health which authorizes a person, agent, or corporation to operate a manufactured home community.
- (c) **Department** - Bucks County Department of Health.
- (d) **Garbage** - All putrescible wastes except sewage and body waste.
- (e) **Infestation** - The presence of any disease vector on the manufactured home community premises in numbers great enough to pose a hazard to the public health.
- (f) **Hand sink** - A basin or sink for handwashing with hot and cold running water with a drainpipe connected to an approved sewage system.
- (g) **Law** - Includes Federal, State, and local statutes, ordinances, and regulations.
- (h) **Manufactured Home** - A structure, transportable in one or more sections, which, in the traveling mode, is eight body feet or more in width or forty body feet or more in length, or when erected on site, is three hundred twenty or more square feet, and which is built on a permanent chassis and designed to be used as a dwelling with or without a permanent foundation when connected to the required utilities, and includes the plumbing, heating, air-conditioning, and electrical system contained therein; except that such term shall include any structure which meets all the requirements of this paragraph except the size requirements and with respect to

which the manufacturer voluntarily files a certification required by the Secretary of Housing and Urban Development and complies with the standards established under the National Manufactured Housing Construction and Safety Standards Act of 1974 as amended; and except that such term shall not include any self-propelled recreational vehicle (Mobile Home is considered a manufactured home).

- (i) **Manufactured Home Community** - Any site, lot, field, or tract of land, privately or publicly owned or operated, upon which two or more manufactured homes used for living, eating or sleeping by persons not related to the owner or operator, are or are intended to be located, whether operated for or without compensation.
- (j) **Manufactured Home Community Water Supply System** - The entire water system, consisting of the water supply source, disinfection facilities, distribution system and other appurtenances which serve the, manufactured home and supporting facilities within the manufactured home community.
- (k) **National Manufactured Housing Construction and Safety Standards Act** - Title VI, of the Housing and Community Development Act of 1974 as amended.
- (l) **Person** - Shall include any individual, landowner (which is defined as any person holding title to or having a proprietary or equitable interest in either surface or subsurface rights), landlord, lessor, land occupier (including, but not limited to easement owner, tenant, lessee or occupant of a structure or land, whether the landowner or not), any corporation, including public or private corporation for profit or not for profit, association, partnership, firm, trust, trustee, estate, executor, executrix, administrator, administratrix or other fiduciaries, department, board, bureau or agency of the Commonwealth, political subdivision, municipality, district, authority or any other legal entity whatsoever which is recognized by law as the subject of rights and duties, and any agent for any individual or corporation or other legal entity set forth above. Whenever used in any clause prescribing and imposing a penalty or imposing a fine or imprisonment, the term "Person" shall include all of the above set forth individuals and entities as well as members, officers, and/or employees of any corporation, an association, partnership or firm and the officers, directors of any local agency, municipality, municipal authority and/or political subdivision and the supervisors, councilmen, of any political subdivision public or private corporation for profit or not for profit.
- (m) **Public Bathing Place** -An outdoor or indoor place used for amateur, professional or recreational swimming or bathing, or any other venue where the public may be exposed to water for the purposes of recreation (i.e. spray areas). This is regardless of whether or not a fee is charged for the use of the bathing place and exclusive of a bathing place at a private, single-family residence which is used solely by the owner of the residence, their family and their personal guests. This term is inclusive of all public bathing places that are required to have a "Certificate of Registration" issued by the Department to operate in Bucks County.
- (n) **Public Water Supply** - Any water supply which provides water to the public for human consumption which has at least 15 service connections or regularly serves an average of at least 25 individuals daily at least 60 days out of the year.
- (o) **Refuse** - All non-putrescible wastes generally regarded and classified as rubbish, trash, junk and similar materials which have been discarded by the owner or possessor thereof as useless or worthless to them.
- (p) **Regulatory Authority** - The Bucks County Department of Health and other enforcement agencies having jurisdiction over the manufactured home community. This includes federal, state, and local authorities.

- (q) **Safe Drinking Water Act** - The Pennsylvania Safe Drinking Water Act (PSDWA), (P.L. 206, No. 43) and appropriate regulations.
- (r) **Sewage** - Any substance that contains any of the waste products or excrement or other discharge from the bodies of human beings or animals and any noxious or deleterious substances being harmful or inimical to the public health, or to animal or aquatic life, or to the use for domestic water or for recreation, or which constitutes pollution under the Act of June 22, 1937 (P.L. 1937, No. 394), known as "The Clean Streams Law", as amended. The term shall include, but not be limited to toilet, lavatory, kitchen, or laundry wastewater, liquid waste and seepage from floor drains, garbage cans, dumpsters or compactors and the cleaning waste from these garbage storage containers.
- (s) **Sewage Regulations** - The Pennsylvania Sewage Facilities Act (P.L. 1535, No. 537) (35 P.S. § 750.9) and appropriate 25 PA Code Chapters 71, 72, 73, the Bucks County Department of Health Rules and Regulations Governing Individual and Community On-lot Sewage Disposal Systems and the Bucks County Department of Health Rules and Regulations Relating to Public Health Nuisances.
- (t) **Space** - Any site, lot, field, or tract of land, privately or publicly owned or operated, upon which one manufactured home is or will be located.
- (u) **Vectors** - Any rodent, insect or other animal, excluding man, which is capable of carrying or harboring a disease infectious to man.
- (v) **Waters of this Commonwealth** - Any and all rivers, streams, creeks, rivulets, impoundments, ditches, water courses, storm sewers, lakes, dammed water, ponds, springs and all other bodies or channels of conveyance of surface and underground water, or any of their parts, whether natural or artificial, within or on the boundaries of this Commonwealth.

SECTION THREE - CERTIFICATES OF REGISTRATION

3.1 General.

No person shall operate a manufactured home community in Bucks County who does not have a valid Certificate of Registration issued by the Department. A separate certificate is required for each separate manufactured home community operating in Bucks County. Only a person who complies with the requirements of these Rules and Regulations shall be entitled to receive or retain such Certificate of Registration. Certificates of Registration are not transferable. The valid Certificate shall be posted in view of the public in the appropriate manufactured home community office. Certificates of Registration are valid from the date of issuance, shall expire on December 31 of each year and must be renewed every year thereafter.

3.2 Issuance of Certificates of Registration.

- (a) Any person desiring to operate a manufactured home community in Bucks County shall make written application for a Certificate of Registration on forms provided by the Department. Such application shall include the name, address of each applicant, the location and number of the manufactured home within the community and the signature of the applicant or their authorized representative and date. Each application for Certificate of Registration must be accompanied by the appropriate fee in accordance with the fee schedule.
- (b) Prior to approval of an application for a Certificate of Registration, the Department shall inspect the manufactured home community to determine compliance with requirements of these Rules and Regulations.

- (c) The Department shall issue a Certificate of Registration to the applicant if the inspection reveals that the proposed or existing manufactured home community complies with the requirements of these Rules and Regulations.

3.3 Suspension of Certificate of Registration.

- (a) The Department may suspend any Certificate of Registration to operate a manufactured home community if:
 - (1) The holder of the Certificate of Registration does not comply with the requirements of these Rules and Regulations; or
 - (2) The operation of the manufactured home community does not comply with the requirements of these Rules and Regulations, or
 - (3) The operation of the manufactured home community otherwise constitutes a substantial hazard to public health.
- (b) The Department shall serve notice of the certificate suspension as provided in this Section and Section 3.5 of these Rules and Regulations. The suspension notice shall include a date, time and place of administrative hearing provided by the Department pursuant to the "Local Agency Law", Act of December 2, 1968, P.L. 1133, No. 353 as amended. Should the Hearing Officer determine that the Certificate of Registration shall be suspended following the hearing, the person(s) responsible for the manufactured home community shall take immediate corrective action or cease operation in accordance with such adjudication.
- (c) Whenever the Department takes steps to suspend a Certificate of Registration the holder of the certificate, or the person in charge of the manufactured home community, shall be notified in writing that the certificate shall be suspended pursuant to the notice provisions of this Section and Section 3.5. The suspension notice shall indicate a particular day and time when the suspension shall take effect. The Department may terminate the suspension and permit resumption of the operation of the manufactured home community when the violations listed in the notice of suspension are corrected.

3.4 Revocation of Certificate of Registration.

- (a) The Department may revoke a Certificate of Registration for:
 - (1) Repeated violations resulting in an imminent public health hazard of these Rules and Regulations such as a sewage overflow/discharge, the lack of water, a contaminated water supply, no electrical service, a severe vector infestation, or
 - (2) Interference with a Department representative(s) in the performance of their duties.
- (b) The Department shall serve written notice as provided in this Section and Section 3.5 of these Rules and Regulations. The revocation notice shall include a date, time and place of the administrative hearing provided by the Department pursuant to the "Local Agency Law", Act of December 2, 1968, P.L. 1133, No. 353 as amended. Should the Hearing Officer determine that the Certificate of Registration shall be revoked following the hearing, the responsible person(s) of the manufactured home community shall cease operation in accordance with such adjudication.
- (c) Whenever the Department takes steps to revoke a Certificate of Registration the holder of the certificate or the person in charge shall be notified in writing that the

Certificate of Registration shall be revoked pursuant to the notice provisions of this Section and Section 3.5. The revocation notice shall indicate a particular day and time when the revocation shall take effect. This revocation shall take into account the need to relocate the affected manufactured housing community members.

3.5 Service of Notices.

A notice provided for in these Rules and Regulations is properly served when it is delivered to the holder of the Certificate of Registration, or the person in charge of the manufactured home park, or when it is sent by registered or certified mail, return receipt requested, to the last known address of the holder of the Certificate of Registration. A copy of the notice shall be filed in the records of the Department.

3.6 Hearings.

Any hearings provided for in these Rules and Regulations shall be conducted by the Department Administrative Hearing Officer at a time and place designated by the hearing officer and in accordance with the "Local Agency Law", Act of December 2, 1968, P.L. 1133, No. 353, as amended. Testimony shall be transcribed or recorded, and the Hearing Officer shall make available copies of the transcript should either the Department or the holder of the Certificate of Registration request such copies. The cost of such transcription shall be at the expense of the party requesting such transcript. The Hearing Officer of the Department shall make an adjudication following the hearing and shall affirm, deny, or modify the notice provided by the Department.

3.7 Application after Revocation.

Whenever a revocation of the Certificate of Registration has become final, the holder of the revoked Certificate of Registration may make written application for a new Certificate of Registration when in accordance with these Rules and Regulations.

SECTION FOUR - INSPECTIONS

4.1 Inspection Frequency.

An inspection of a manufactured home community shall be performed at least once every 12 months for the purpose of recertification. Additional inspections of the manufactured home community shall be performed as often as necessary for the enforcement of these Rules and Regulations.

4.2 Access.

Representatives of the Department, after proper identification, shall be permitted to enter any manufactured home community at any reasonable time for the purpose of making inspections to determine compliance with these Rules and Regulations.

4.3 Report of Inspections.

Whenever an inspection of a manufactured home community is made, the findings shall be recorded on the inspection report form specified in Section 4.5 of these Rules and Regulations. The inspection report form shall summarize the violations noted from these Rules and Regulations and indicate a compliance date. This inspection form and narrative shall be of public record.

4.4 Correction of Violations.

(a) The completed inspection report form (SA-40) shall specify a reasonable period of time for the correction of the violations found. Correction of the violations shall be

accomplished within the period specified, in accordance with the following provisions:

- (1) If an imminent health hazard is found, noted in Section 3.4(a)(1) or an overall rating score of 50 or below, the owner(s)/operator(s) of the manufactured home community shall correct these violations immediately.
 - (2) All starred (*) violations of 4- or 5-point weighted items on inspection report form (SA-40) shall be corrected as soon as possible, but in no event beyond the date of compliance noted by the Department. A compliance inspection shall be conducted to confirm correction.
 - (3) All other items shall be corrected as soon as possible, but in no event beyond the date of compliance noted by the Department.
- (b) An opportunity for a hearing on the inspection findings, or the time limitations or both, will be provided if a written request is filed with the Department within 10 calendar days of the inspection with appropriate fee. If a request for hearing is received, a hearing shall be held within 20 calendar days of receipt of the request in accordance with the "Local Agency Law", Act of December 2, 1968, P.L. 1133, No. 353 as amended.
- (c) Whenever a manufactured home community is required under the provisions of Section 4.4(a)(1) to cease operations, it shall not resume operations until an inspection of the manufactured home community has been made and it is indicated on a compliance inspection that conditions responsible for the order to cease operations no longer exist. Opportunity for a compliance inspection shall be offered within a reasonable time.

4.5 Inspection Report Form.

The Department shall use the Bucks County Department of Health Inspection Report Form entitled Manufactured Home Community Inspection Form, SA-40.

SECTION FIVE - PLAN REVIEWS

5.1 Submission of Plans.

- (a) Whenever a manufactured home community is to be constructed, remodeled, or expanded, properly prepared plans and specifications for such construction, remodeling or expansion shall be submitted to the Department for review and approval before construction, remodeling or expansion is begun.
- (b) The plans and specifications shall be prepared by a Registered Architect, Registered Professional Engineer, or Surveyor legally qualified to practice in Pennsylvania. The Department shall approve the plans and specifications if they meet the requirements of these Rules and Regulations. No manufactured home community shall be constructed, extensively remodeled, or expanded except in accordance with plans and specifications approved by the Department.
- (c) The plans shall include, but not be limited to, the following:
- (1) Manufactured home community layout showing lot sizes, streets, roads, drives and surface material, vehicle parking areas, water supply, location of sewer and water lines, service buildings, sewage disposal system(s), lighting facilities and walkways, refuse storage areas and disposal methods, swimming pools and food establishments.

- (2) Plans for providing adequate surface drainage.
- (3) A permit for proper sewage disposal obtained in accordance with Section 11 of these Rules and Regulations if applicable.
- (4) Water supply details including if applicable, the location of the well(s), the disinfection facilities and storage capacity, size of the well, pump rating, water storage facilities and capacity, well construction, housing for the pump and storage tank, distribution system including size, materials, and valve location.
- (5) Lighting facilities and electrical power line installation.
- (6) Anticipated number of spaces as would be permitted by available land area, including space for future development.

5.2 Pre-operational Inspection.

Whenever plans and specifications are required by Section 5.1 of these Rules and Regulations to be submitted to the Department, the Department shall inspect the manufactured home community prior to the start of operations to determine compliance with the approved plans and specifications with the requirements of these Rules and Regulations.

5.3 Installation of a Manufactured Home

The placement of any manufactured home whether new or as a replacement to an existing home requires a HUD Manufactured Home Installation Certification and Verification Report prior to occupancy in accordance with Pennsylvania Act 158 (Manufactured Housing Improvement Act of November 29, 2004).

SECTION SIX - SITE LOCATION

6.1 General.

The site for a proposed manufactured home community or alteration to an existing manufactured home community shall be well drained so as not to create breeding places for vectors. Good natural drainage shall be required, with drainage not endangering the water supply.

6.2 Special Requirements.

Where ditching and manmade drainage courses are constructed, they shall not create an accident hazard or breeding place for vectors.

SECTION SEVEN - SPACE LIMITATIONS

7.1 Isolation Distances.

- (a) There shall be at least 15 feet between manufactured homes, buildings or other structures. *
- (b) There shall be at least 10 feet between manufactured homes and a street, road, highway, or park drive. *
- (c) For the purpose of these Rules and Regulations, there shall be at least 10 feet between each manufactured home unit and any property lines. *

- (d) Manufactured home isolation distances from on-site sewage systems shall be in accordance with the sewage regulations.
- (e) Those manufactured homes located on existing spaces prior to November 1, 1980, are exempt from these isolation distances, however, replacement of these units shall comply with all provisions of these Rules and Regulations including isolation distances.
- (*) Manufactured home community owners must check with local municipalities for additional isolation distance requirements.

7.2 Basic Utilities.

An occupied manufactured home shall not be allowed to remain in a manufactured home community unless located on a space provided with appropriate utility services including electricity, approved sewer and water service and a gas or fuel oil supply.

SECTION EIGHT - WATER SUPPLY

8.1 General.

- (a) All manufactured home communities shall be provided with a supply of safe and potable water to each home. All water supplies shall be adequate in quantity and shall meet bacteriological, chemical, physical, and radiological standards of the Safe Drinking Water Act.
- (b) Where a public water supply under permit from the Pennsylvania Department of Environmental Protection (PA DEP) is available to the manufactured home community, it must be connected thereto and used.
- (c) Where a manufactured home community is not connected to a public water supply, the water supply shall be constructed in accordance with the Department's Rules and Regulations Governing all Wells and their Construction Specifications and all other relevant and applicable regulations..

8.2 Disinfection of On-Site Groundwater Supplies.

- (a) Community Water Supply.
 - (1) All new manufactured home communities shall be required to provide a method of disinfection approved by the PA DEP.
- (b) Non-Community Water Supply.
 - (1) Disinfection facilities shall be designed to provide a dosage rate and contact time prior to the first customer sufficient to provide a quality of water that complies with the microbiological Maximum Contaminant Level, (MCL) specified in Title 25, Chapter 109, Safe Drinking Water, Section 109.202.
 - (2) There shall be a raw water tap provided prior to treatment of the water supply for the purpose of sampling.
 - (3) Approved methods of disinfection on existing community water supplies shall include chemical treatment through the use of chlorine.

- (4) The Department will determine the acceptable residual of the disinfection used considering factors such as type and form of disinfectant, temperature and pH of the water and other characteristics of the water system.
- (5) It shall be the responsibility of the owner or operator of the manufactured home community to maintain an approved chlorine test kit on the premises at all times to check chemical residuals within the water supply.
- (6) For the purpose of these regulations a free chlorine residual of 0.2 mg/l concentration must be maintained at a 20-minute contact time.
- (7) New community water systems shall be designed to provide an adequate supply of finished water during periods of peak demand. The design shall provide a minimum of (1) day reserve capacity based upon the average daily demand.
- (8) When ultraviolet light is used as the method of disinfection, the units shall be equipped with a light intensity meter, flow restrictor and automatic shutoff (solenoid) device. The flow of raw water may not by-pass the unit at any time. Light tubes shall be replaced at least once a year and the unit cleaned as often as needed. A record of light tube replacement and tube cleaning shall be maintained and available to the Department for inspection.

8.3 Well Construction and Siting.

- (a) An approved ground water supply shall include a properly constructed well and adequate water storage capacity and must meet the Safe Drinking Water Act requirements.
- (b) If the owner of a manufactured home community wishes to add an additional well to the water supply system or upgrade the existing facilities, a well permit issued by PA DEP or the Department prior to siting and drilling is required.
- (c) In no instance is a new well to be put into service or changes be made to the existing water supply without the approval of the PA DEP or Department.

8.4 Cross Connections and Back Flow-Prevention.

- (a) Cross connections are not permitted between a non-public manufactured home community water supply and a public water supply, nor shall the water supply be subject to contamination from a non-potable source of water or a sewage system.
- (b) Proper anti-backflow/back siphonage devices shall be used where there is a chance of a cross connection.

8.5 Sampling Requirements for On-Site Groundwater Supplies.

- (a) Community Water Supply.
 - (1) All water testing must be conducted by a laboratory that is approved by the PA DEP.
- (b) Non-Public Water Supply.
 - (1) Those manufactured home communities with water supplies that do not meet the definition of a community water supply under the Safe Drinking Water Act, will be required to submit water samples for testing as required by this Department.

SECTION NINE - ELECTRICAL AND FIRE SAFETY

9.1 Electrical Safety Inspections.

- (a) The electrical installation and connection to each manufactured home within the manufactured home community shall be inspected and approved by an electrical underwriter acceptable to this Department, prior to being put into service.
- (b) Any modification or additions to the electrical service shall also require an approved electrical underwriter inspection and approval. This includes replacement of manufactured homes.
- (c) One copy of the approved electrical underwriter certificate shall be forwarded to the Department for its records.
- (d) Person(s) who operate a manufactured home community where electricity is purchased directly from a utility company and then the electrical service is sold to tenants living in the park are required to have an electrical inspection of their facilities every five years by a licensed electrical underwriter.

9.2 Fire Safety.

- (a) Adequate fire fighting protection shall be present within the manufactured home community. This protection shall be in accordance with the local fire prevention codes.
- (b) Any cylinder or tank containing liquified petroleum gas, or bottled gas with a liquid capacity of 125 gallons or more shall comply with isolation distances according to the current "Standard for the Storage and Handling of Liquefied Petroleum Gases" (NFPA 58) by the National Fire Protection Association Inc. Additional isolation distances may be required by local, state and OSHA fire prevention codes.

9.3 Safety Precautions.

The owner/operator of each manufactured home community shall be responsible for taking reasonable precautions within the general community area to protect tenants from potential accidents, fire, or electrical hazards.

SECTION TEN - SEWAGE DISPOSAL

10.1 General.

- (a) When a manufactured home or manufactured home space is not in use, the sewer connection shall be capped to prevent sewage and sewer gas escape.
- (b) No sewage, including kitchen or laundry wastewater, shall be allowed to discharge to the surface of the ground or flow into any gutter, street, roadway, public place, or the Waters of the Commonwealth.

10.2 On-Site Sewage Disposal.

Any on-site sewage disposal system and its components serving a manufactured home community shall comply with the Department's Rules and Regulations Governing Individual and Community On-Lot Disposal Systems, Act 537, applicable chapters and the Department's Rules and Regulations Relating to Public Health Nuisances.

10.3 Public Sewer Systems.

Where public sewers are accessible to the manufactured home community, connection shall be made in lieu of an on-site sewage disposal system.

SECTION ELEVEN - GARBAGE, REFUSE DISPOSAL AND VECTOR CONTROL

11.1 Garbage and Refuse Disposal.

- (a) The storage, collection and disposal of garbage and refuse from the manufactured home community shall be conducted so as to avoid the creation of public health hazards and nuisance conditions.
- (b) The manufactured home community owner/operator shall be responsible for the proper storage, collection and disposal of all garbage and refuse generated by their tenants and employees.
- (c) The public manufactured home community areas shall be kept free of litter, garbage and refuse at all times by the owner/operator.
- (d) The individual manufactured home community spaces shall be kept free of litter, garbage and refuse at all times by the appropriate tenant.
- (e) Garbage shall be stored in insect proof, rodent proof and watertight containers. These containers shall be kept in good repair. The containers shall be maintained in a clean sanitary condition by the tenant.
- (f) Collection and disposal of garbage and refuse shall be scheduled appropriately to prevent a public health nuisance.

11.2 Vector Control.

- (a) Adequate measures shall be taken by the owner/operator to prevent infestations by insects, rodents, and other vermin within the manufactured home community and any conditions that may lead to an infestation in accordance with the Department's Rules and Regulations Pertaining to Disease Vector Control.
- (b) If there are vector, food, water, or harborage sources at an individual space, it shall be the responsibility of the appropriate tenant to comply with the Department's Rules and Regulations Pertaining to Disease Vector Control.

SECTION TWELVE - BASIC SANITARY FACILITIES

Each manufactured home or manufactured home placed within the community complex shall have its own basic sanitary facilities within each unit, which include toilet, bathroom lavatory, bathroom tub and/or shower and kitchen sink. These facilities shall be operable and maintained at all times by the manufactured homeowner.

SECTION THIRTEEN - PUBLIC BATHING PLACES

The construction, modification, maintenance, and operation of any public bathing place in a manufactured home park shall be subject to the provisions of the Public Bathing Law, Act of June 23, 1931 (P.L. 899, 35 P.S. 672 et. seq.) as amended and 28 Pennsylvania Code, Chapter 18, Public Swimming and Bathing Places adopted September 18, 1971, as amended.

SECTION FOURTEEN - SEVERABILITY

If any section, sub-section, paragraph, clause, or provision of these Rules and Regulations shall be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the Rules and Regulations as a whole or any part thereof. It is hereby declared to be the intention of the Bucks County Department of Health, the Bucks County Board of Health, and the Bucks County Commissioners that the remainder of the Rules and Regulations would have been enacted if such invalid section had not been enacted and that it is their intent, intention, and desire that the remaining portion of the Rules and Regulations remain in effect.

SECTION FIFTEEN - PENALTY PROVISIONS

15.1 Summary Offenses.

Any person who violates any of the provisions of these Rules and Regulations of the Bucks County Department of Health, or who interferes with the Health Director or any other agent of the Bucks County Department of Health in the discharge of their official duties, shall, for the first offense, upon conviction thereof in a summary proceeding before District Justice of Bucks County wherein said offense was committed, be sentenced to pay the costs of prosecution and a fine of not less than Thirty Dollars (\$30) nor more than Three Hundred Dollars (\$300), and in default thereof, to undergo imprisonment of not less than ten (10) days nor more than thirty (30) days.

15.2 Misdemeanors.

Any person who violates any of the provisions of these Rules and Regulations of the Bucks County Department of Health, or who interferes with the Health Director or any other agent of the Bucks County Department of Health in the discharge of their official duties, convicted of a second or subsequent offense, shall be guilty of a misdemeanor and shall, upon conviction thereof, be sentenced to pay a fine of not less than Five Hundred Dollars (\$500) nor more than One Thousand Dollars (\$1,000) or to undergo imprisonment not exceeding one (1) year, or both.

15.3 Separate Offenses.

For the purpose of this Section, violations on separate days shall be considered separate offenses.

15.4 Injunctions.

The Bucks County Department of Health may seek to enjoin violations of these Rules and Regulations or may proceed in any court of law or equity to obtain any additional cumulative remedies to abate any violation under these Rules and Regulations. Nothing in these Rules and Regulations shall in anyway alter rights or action or remedies now or hereafter existing in equity, or under the common law or statutory law, criminal or civil.

Approved: Bucks County Board of Health

September 15, 2022

Approved: Bucks County Board of Commissioners

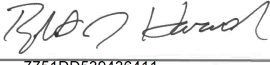
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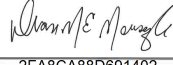
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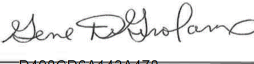
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Gail Humphrey
Chief Clerk

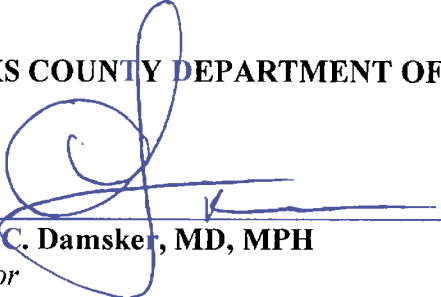
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Robert J. Harvie, Jr.
Commissioner, Chair

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Diane M. Ellis-Marseglia, LCSW
Commissioner, Vice Chair

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Gene DiGirolamo
Commissioner, Secretary

BUCKS COUNTY DEPARTMENT OF HEALTH

BY: 
David C. Damsker, MD, MPH
Director