Chapter 246-203 WAC
GENERAL SANITATION

WAC 246-203-010 Definition—Public or common nuisance. For the purpose of these regulations, a public or common nuisance shall be considered as that which is set up, maintained or continued so as to be injurious to the health, or an obstruction to the use of property by interfering with the repose, health, safety or life of any considerable number of persons.

WAC 246-203-020 Spitting. Spitting upon the floors or walls of a public building or buildings used for public assembly, of a building used for manufacturing or industrial purposes, or upon the floors or platforms or any part of any rail-road or trolley car or ferry boat, or any other public conveyance, is prohibited.

WAC 246-203-030 Common towel. No person, firm, corporation or authorities owning, in charge of, or in control of any lavatory or wash room in any hotel, theatre, lodging house, restaurant, factory, school, church, store, office building, railway or trolley station, or public conveyance by land, water or air, or other institution or conveyance frequented by the public, or which may be used for the purpose of public assembly or as a place of employment, shall provide in or about such lavatory or washroom any towel for common use.

The term "common use" in this section shall be construed to mean, the use of all or any portion of a towel by more than one person without adequate cleansing.

WAC 246-203-040 Water sold to the public for drinking purposes in bottles or other containers. (1) Quality. No water shall be sold, offered for sale or rendered available for drinking purposes in bottles or other containers unless such water is of a sanitary quality approved by the secretary of the department of health. 

(2) Inspection. All plants for the preparation of water for sale in bottles or other containers for drinking purposes and the sources of the water supply shall be inspected as frequently as necessary by a representative of the department of health, and samples of water collected for sanitary analyses at the department of health laboratories.

(3) Sterilizing containers. Bottles or other containers in which water is sold for drinking purposes shall be sterilized before refilling. The method of sterilization shall be approved by the secretary of the department of health.

(4) Water purification. Processes of purification of waters that are to be sold for drinking purposes shall be...
approved by the secretary of the department of health before
the water can be sold or offered for sale.

[Statutory Authority: RCW 43.20.050. WSR 91-02-019 (Order 225B), §
246-203-070, filed 12/23/91, effective 1/23/92; WSR 91-02-051 (Order
124B), recodified as § 246-203-070, filed 12/27/90, effective 1/31/91; Reg-
ulation .50.060, effective 3/11/60.]

WAC 246-203-070 Ice sold for public use. (1) Qual-
ity. No ice shall be sold, offered for sale or rendered available
for use to the public unless such ice is of a sanitary quality
approved by the secretary of the department of health.

(2) Information. Any company, corporation, city or
individual selling artificial ice for public consumption shall
submit to the department of health complete information con-
cerning the source of water supply used for the manufacture
of the ice and a detailed description of the manufacturing pro-
cesses involved.

Any company, corporation, city or individual harvesting
natural ice shall file full information with the department of
health with regard to the source of the ice and method of stor-
age.

[Statutory Authority: RCW 43.20.050. WSR 92-02-019 (Order 225B), §
246-203-070, filed 12/23/91, effective 1/23/92; WSR 91-02-051 (Order
124B), recodified as § 246-203-070, filed 12/27/90, effective 1/31/91; Reg-
ulation .50.070, effective 3/11/60.]

WAC 246-203-100 Disposal of human excreta. (1) Waters
of the state defined. For the purpose of this regulation,
the term "waters of the state" wherever used, shall
include all streams and springs, and all bodies of surface and
of groundwater, whether natural or artificial, within the
boundaries of the state.

(2) Privies shall be fly-proof. No privy, cesspool, septic
tank, or other receptacle for human excrement shall be con-
structed, maintained or used so that flies have or may have
access to the excrementitious matter contained therein.

(3) Privies shall not drain in any waters of the state.
No privy, urinal, cesspool, septic tank or other receptacle
for human excrement shall be constructed, maintained or used
which directly or indirectly drains or discharges over or upon
the surface of the ground, or into any waters of the state either
directly or indirectly; unless the contents of such urinal, cess-
pool, septic tank or receptacle for human excrement are sub-
jected to some recognized sterilization treatment approved by
the department of health.

(4) Privies shall be kept clean. All privies, urinals, cess-
pools, septic tanks or other receptacles for human excrement
shall be cleansed at sufficiently frequent intervals to prevent
the contents from overflowing.

(5) Treating excreta on watersheds of public water
supplies. All schools, hamlets, villages, towns or industrial
settlements which are now located or may be hereafter
located on the watershed of any public water supply, not pro-
vided with a sewerage system, shall provide and maintain a
reasonable system approved by the state director of health for
collecting and disposing of all accumulations of human
excrement within their respective jurisdiction or control.

(6) Connection with sewer. No privy, cesspool, septic
tank or similar receptacle for human excrement shall be con-
structed, maintained or used on premises where a sewer is at
all accessible which is part of a sewerage system from which
sewage is lawfully discharged into the waters of the state.

(7) Use of human excreta for fertilizer prohibited.
The contents of privies, cesspools, septic tanks or other
receptacles for human excrement shall not be placed upon the
surface of the ground or be used for fertilizing purposes for
crops or gardens.

(8) No privy near foodstuffs. No privy, urinal, toilet or
other receptacle for human excrement shall be constructed,
maintained or used in any room, or have direct connection
with any room wherein any kind of exposed foods or food-
stuffs are prepared, stored or handled.

[Statutory Authority: RCW 43.20.050. WSR 92-02-019 (Order 225B), §
246-203-100, filed 12/23/91, effective 1/23/92; WSR 91-02-051 (Order
124B), recodified as § 246-203-100, filed 12/27/90, effective 1/31/91; Reg-
ulation .50.100, effective 3/11/60.]

WAC 246-203-121 Disposal of dead animals. (1) De-
definitions. For the purpose of this regulation the following de-
cinitions apply:

(a) "Burial" means completely covering with soil in a
manner and location not requiring a permit for a landfill
under chapter 70.95 RCW, Solid waste management—
Reduction and recycling.

(b) "Composting" means a process of controlled aerobic
decomposition in compliance with chapter 70.95 RCW, Solid
waste management—Reduction and recycling.

(c) "Dead animal" means the carcass or tissue from an
animal, large or small, except part of an animal used for food
or other beneficial purpose in accordance with federal, state,
and local laws and regulations. "Dead animal" does not mean
a fish or other primarily aquatic animal.

(d) "Incineration" means controlled and monitored com-
bustion for the purposes of volume reduction and pathogen
destruction in an enclosed device approved by the department
development of ecology or the local air pollution control authority under
chapter 70.95 RCW, Washington Clean Air Act, and chapter
70.95 RCW, Solid waste management—Reduction and recy-
cling.

(e) "Landfilling" means a process of disposal at a permit-
ted facility where solid waste is permanently placed in or on
land in compliance with rules adopted by the department of
ecology under chapter 70.95 RCW, Solid waste manage-
ment—Reduction and recycling.

(f) "Livestock" means horses, mules, donkeys, cattle,
bison, sheep, goats, swine, rabbits, llamas, alpacas, ratites,
poultry, waterfowl, game birds, or other species according to
RCW 16.36.005.

(g) "Natural decomposition" means natural decay on the
surface of the ground without cover material.

(h) "Rendering" means heat processing according to
requirements under chapter 16.68 RCW, Disposal of dead
animals.

(2) Disposal methods.

(a) Within seventy-two hours after death or discovery,
the owner of a dead animal or, if the owner of the animal can-
not be identified, the owner of the property on which the ani-
mal is found must properly dispose of the dead animal. A
dead animal must be covered or otherwise removed from
public view immediately upon discovery by the person
responsible for disposing of the dead animal.

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(b) The person responsible for disposal of a dead animal must dispose of it in a manner so as not to become a public or common nuisance or cause pollution of surface or groundwater.

c) The person responsible for disposal of a dead animal must dispose of it by burial, landfilling, incineration, composting, rendering, or another method approved by the local health officer (such as natural decomposition) that is not otherwise prohibited by federal, state, or local law or regulation.

(d) A person disposing of a dead animal by burial must place it so that every part is covered by at least three feet of soil; at a location not less than one hundred feet from any well, spring, stream or other surface waters; not in a low-lying area subject to seasonal flooding or within a one hundred-year flood plain; and not in a manner likely to contaminate groundwater.

e) A person disposing of a dead animal must not bury or compost it within the sanitary control area of a public drinking water supply source as designated under chapter 246-290 WAC, Public water supplies, or chapter 246-291 WAC, Group B public water systems.

(f) The local health officer may specify the method of disposal for a dead animal if:

(i) The animal died with a communicable disease transmissible to humans; or

(ii) The local health officer considers a public health emergency to exist.

(g) The provisions of RCW 16.36.092 and chapter 16-25 WAC supersede the provisions of this regulation for the disposal of a livestock animal that has died because of disease or unknown cause.

[Statutory Authority: RCW 43.20.050. WSR 07-14-149, § 246-203-121, filed 7/5/07, effective 8/5/07.]

**WAC 246-203-130 Keeping of animals.** (1) Any person, firm or corporation is prohibited from keeping or sheltering animals in such a manner that a condition resulting from same shall constitute a nuisance.

(2) In populous districts, stable manure must be kept in a covered watertight pit or chamber and shall be removed at least once a week during the period from April 1st to October 1st and, during the other months, at intervals sufficiently frequent to maintain a sanitary condition satisfactory to the health officer. Manure on farms or isolated premises other than dairy farms need not be so protected and removed unless ordered by the health officer.

(3) Manure shall not be allowed to accumulate in any place where it can prejudicially affect any source of drinking water.

[Statutory Authority: RCW 43.20.050. WSR 91-02-051 (Order 124B), recodified as § 246-203-130, filed 12/27/90, effective 1/31/91; Regulation .50.130, effective 3/11/60.]

**WAC 246-203-160 Sanitation of public buildings.** (1) **Definition.** A public building shall be construed to mean any theater, show-house, public hall, public meeting place, public transportation terminal, or any other public building not covered by specific regulations: Provided, That a public building shall not be construed to include any store, market, supermarket, or other commercial establishment open to the general public for commercial purposes which does not cater to an audience.

(2) **Lighting and ventilation.** All public buildings shall be properly lighted and ventilated according to the type of said building and the uses to which it is put.

(3) **Water supply.**

(a) Any public place supplied with water under pressure shall be equipped with sanitary drinking fountains of an approved type.

(b) Where water supplied for drinking is not obtained from a public water supply, such water shall be of a quality approved by the secretary of the department of health. When not under pressure, drinking water shall be stored in a covered container of an approved type.

(c) The use of the common drinking cup is prohibited.

(4) **Toilet facilities.** Every public building shall be provided with adequate sanitary toilet facilities for each of the sexes; and such facilities shall be convenient and accessible. Every public building which must provide adequate sanitary toilet facilities shall provide at least one free sanitary toilet facility for each of the sexes. Where toilet facilities are voluntarily provided by any store, market, supermarket, or other commercial establishment for use by customers of such establishment or the general public, there shall be at least one free sanitary toilet facility provided for each of the sexes. It shall be the duty of the owner, manager, or other responsible person in charge to see that the toilet system is properly installed and maintained in a usable and sanitary condition at all times.

The method of sewage disposal for all public buildings shall comply with the rules and regulations of the state board of health.

(5) **Cleaning.** All public buildings shall be kept at all times in a clean and sanitary condition and the cleaning shall be carried on under proper sanitary conditions. All rooms used for public meetings shall be cleaned after each meeting held in them, such cleaning to consist of thorough sweeping of the floors and wiping of the woodwork, together with proper airing of the rooms. No room shall be swept without the use of a proper dust-laying substance. Dry dusting is prohibited. In construing this regulation all meetings held during the course of a single day shall be regarded as one meeting.

[Statutory Authority: RCW 43.20.050. WSR 92-02-019 (Order 225B), § 246-203-160, filed 12/23/91, effective 1/23/92; WSR 91-02-051 (Order 124B), recodified as § 246-203-160, filed 12/27/90, effective 1/31/91; Order 98, § 248-50-160, filed 4/5/74; Order 89, § 248-50-160, filed 10/3/73; Regulation .50.160, effective 3/1/60.]

**WAC 246-203-180 Piggeries.** (1) No pigsty or piggery shall be built or maintained on marshy ground or land subject to overflow, nor within 200 feet of any stream or other source of water supply.

(2) When garbage is fed to pigs all unconsumed garbage shall be removed daily and disposed of by burial or incineration.

(3) No organic material furnishing food for flies shall be allowed to accumulate on the premises.

(4) All garbage shall be handled and fed upon platforms of concrete or other impervious material.
(5) Unslaked lime, hypochlorite of lime, borax or mineral oil shall be used daily in sufficient quantities to prevent offensive odors and the breeding of flies.

(6) All garbage, offal and flesh fed to swine must be sterilized by cooking before feeding.

WAC 246-203-200 Disease producing organisms for rodent extermination forbidden. The use of any disease-producing organisms such as the so-called "rat viruses" or any bacteria for the purpose of rodent extermination is prohibited.

WAC 246-203-210 Common drinking cups. No person, firm, corporation or authorities owning, in charge of, or in control of any hotel, theatre, restaurant, lodging house, factory, school, church, store, office building, railway, trolley or other public conveyance station, or public conveyance by land, water or air, or other institution or conveyance frequented by the public or which may be used for the purpose of public assembly or as a place of employment, is permitted to furnish any cup, vessel or other receptacle for common use in any such place for drinking or eating purposes.

The term "common use" in this section shall be construed to mean, for use by more than one person without adequate cleansing.

[Statutory Authority: RCW 43.20.050. WSR 91-02-051 (Order 124B), recodified as § 246-203-180, filed 12/27/90, effective 1/31/91; Order 44, § 248-50-180, filed 12/11/70; Regulation .50.180, effective 3/11/60.]

[Statutory Authority: RCW 43.20.050. WSR 91-02-051 (Order 124B), recodified as § 246-203-200, filed 12/27/90, effective 1/31/91; Regulation .50.200, effective 3/11/60.]

[Statutory Authority: RCW 43.20.050. WSR 91-02-051 (Order 124B), recodified as § 246-203-210, filed 12/27/90, effective 1/31/91; Regulation .50.210, effective 3/11/60.]