

## PLYMOUTH BOARD OF HEALTH FEES AND FINES

Acting under the authority of the State Sanitary Code and Chapter 111, Section 31, and Chapter 40, Section 22F of the Massachusetts General Laws, the Board of Health of the Town of Plymouth has established the following schedule of fees for permits, fines and licenses effective September 1, 1996, revised effective August 12, 2004, revised effective July 1, 2008, revised, January 11, 2012, revised December 12, 2012 effective January 1, 2013, and revised July 10, 2013 effective September 10, 2013; and revised December 26, 2018 and effective on January 9, 2019

### **Septic and Wells (310 CMR 15)**

- Percolation Test Witnessing Fee - \$350.00†, \$100.00 for every hour or portion of hour thereafter
- Disposal System Construction Permit (New Residential) (310 CMR 15.020) - \$250.00
- Disposal System Construction Permit (New Commercial) (310 CMR 15.020) - \$300.00
- Disposal Works Construction Permit (Repair/Alterations/Residential) - \$200.00
- Disposal Works Construction Permit (Repair/Alterations Commercial) - \$250.00
- Tank or D-Box Replacement Only (Repair/Alteration) - \$150.00
- I/A (Innovative / Alternative) Septic System (New Commercial) (310 CMR) -\$500.00
- I/A (Innovative / Alternative) Septic System (New Residential) (310 CMR) - \$300.00
- I/A (Innovative / Alternative) Septic System (Repair Commercial) (310 CMR) - \$300.00
- I/A (Innovative / Alternative) Septic System (Repair Residential) (310 CMR) - \$250.00
- Final Inspections of New Septic/Repaired Septic/Component Replacement - \$100.00†
- Private Wastewater/Septic System Review (MGL Chapter 44 Section 53G) - \$750†
  - Subdivision and/or large developments requiring a septic system review have a variable fee and are coordinated between the Public Health and Planning and Development Departments.
- Well Permit for New Installation - \$100.00
- Well Permit for Repair in the Same Location- \$50.00\*
- Revision - Disposal Works Construction Permit or Well Permit \$75.00 per submission
- Variance for Disposal Works Construction Permit or Well Permit - \$100.00 per submission
- Title 5 Inspection Report Filing - \$75.00 (effective 5/1/2023)
- Sewage Systems Installers Annual Permit (310 CMR 15.019) - \$225.00†
- Permit to remove, transport, pump contents of cesspools, septic tanks, privies or other offensive substances (not rubbish) (310 CMR 15.502) - per vehicle \$200.00

### **Food and Retail Establishments**

- Religious Facility Kitchen - EXEMPT
- Religious Facility Food Pantries - EXEMPT
- Fats, Oil, & Grease Variance - \$150.00†
- Fats, Oil, & Grease Reinspection and Review - \$25.00†
- Farmer Market License - \$50.00 (per market location) † (See exemptions: <https://www.mass.gov/doc/food-establishments-at-events-and-farmers-markets-questions-and-answers-072519/download>)
- One Day Food Permit (1-5 consecutive days) \$35.00†
- Catering Establishments (105 CMR 590.012) \$150.00
- Food Service Kiosk operating 16 weeks or less - \$50.00 (ball fields, school stands, & Seasonal stands)

- Food Service Establishments (17 weeks – 6 months) (105 CMR 590.012) \$125.00
- Frozen Desserts (MA DPH Policy on Frozen Dessert 1B January 8, 1999) - \$50.00†
- Milk & Oleo - \$25.00†
- Mobile Food Truck (105 CMR 590.012) \$100.00
- Food Establishment Plan Review†
  - a. 0-15 Seats \$100
  - b. 16 – 50 Seats \$150
  - c. 50+ Seats - \$200
- Food Service Establishment Annual Permit
  - a. 0-15 Seats \$250
  - b. 16-50 Seats \$300
  - c. 50+ more Seats - \$350
- Residential Kitchen (105 CMR 590.) \$200.00†
- Retail Market Plan Review†
  - a. Kiosk/Small Facility (less than 70 sq. ft.) - \$75.00
  - b. Medium Facility (71 – 300 sq. ft.) - \$100.00
  - c. Large Facility (301 sq. ft – 1,000 sq. ft.) - \$150.00
  - d. Supermarket/Plus/Warehouse/Big Box Facility (more than 1,001 sq. ft.) - \$200.00
- Retail Food Service Facilities (Annual Permit) (105 CMR 590.011) †
 

(\*\*\*to include making and bagging of ice ONLY if there is no Food Service Permit at the Retail Location)

  - a. Kiosk/Small Facility (less than 70 sq. ft.) - \$75.00
  - b. Medium Facility (71 – 300 sq. ft.) - \$250.00
  - c. Large Facility (301 sq. ft – 1,000 sq. ft.) - \$350.00
  - d. Supermarket/Plus/Warehouse/Big Box Facility (more than 1,001 sq. ft.) - \$550.00
- Permit to sell Methyl Alcohol - \$1.00
- Manufacturing or Bottling of Non-alcoholic Beverages (soda water, spring water, well water, etc.) \$100.00
- Milk Truck Permit (every five years) (15.502) - \$2.00
- Hookah Lounges - \$200.00†
- Tobacco Sales Permit† - \$200.00 per facility.

### **Housing, Lodging, Campgrounds**

- Bed and Breakfast Facilities - \$150.00 (see 105 CMR 590.010-E for exemptions)
- Camps & Cabins Recreational (GL - Chapter 140, Section 32A & 32B) \$50.00
- Hotels/Motels (GL - Chapter 140, Section 32A & 32B) \$100.00†
- Housing Pre-Rental Inspection - \$75.00†
- Manufactured Housing (GL - Chapter 140, Section 32A & 32B) \$100.00†

### **Body Art and Tanning**

- Body Art Establishments - \$150.00 per facility
- Body Art Operator - \$100.00 per person
- Tanning Facility - \$125.00 annually

\*\* PLEASE NOTE: Fees will no longer be waived for tax exempt status establishments per the Town Manager. (Examples: Boy Scouts, Girl Scouts, and Charity Events)

## **Pools**

- Special Purpose Pools (whirlpool, hot tubs, etc.) - \$100.00
- Swimming Pools - Annual Permit to Operate a Public & Semi-public Pool (105 CMR 435.21) \$200.00

## **Private Hauler**

- Permit to Remove or Transport, Offal, Garbage, Rubbish and other offensive substances (not sewage) - \$200.00 per vehicle (GL Ch. 111, S. 31B)

## **Other**

- Burial Permits \$10.00
- Funeral Directors (GL - Chapter 114, Section 49) \$150.00
- Stables - \$40 per stable permit (Exemption: those stables considered "Farming and Agriculture" as defined under GL Ch. 128, S1A)
- For the purchase of hypodermic syringes, hypodermic needles or any instrument adapted for the administration of controlled substances (Fee Set by General Laws) - .50 cents.

## **FINES and VIOLATIONS**

All Fines in Accordance with Massachusetts General Law (MGL) Chapter 111: Public Health, Section 31, and Chapter 40, Section 22F

1. Late Filing Fee for any permit or license past the established application due date - \$100.00
2. Any work initiated without obtaining the proper Board of Health permit or license – Application Fee is doubled
3. Food Service and/or Retail Establishment critical violation or re-inspection - \$100.00 per violation
4. Illegal dumping – Prohibited Disposal Regulations - \$1,500.00† minimum and up to \$10,000.00 maximum per incident; All incidents require a review by the Board of Health in coordination with the Public Health Department. Please refer to the Board of Health's Prohibited Disposal Regulations.
5. Tobacco, E-Cigarette/Vaping Devices, and Other Tobacco Related Product Sales to a Minor:
  - a. In the case of a first violation, a fine of one thousand dollars (\$1,000.00) shall be issued and, additionally, if the violation is a sale of a tobacco product to a person under the age of 21, the Tobacco Product Sales Permit shall be suspended per 105 CMR 665.040(d), for seven (7) consecutive days of operation.
  - b. In the case of a second violation within thirty-six (36) months of the date of the current violation, a fine of two thousand dollars (\$2,000.00) shall be issued and the Tobacco Product Sales Permit be suspended for fourteen (14) consecutive days of operation.
  - c. In the case of three or more violations within a thirty-six (36)-month period, a fine of five thousand dollars (\$5,000.00) shall be issued and the Tobacco Product Sales Permit be suspended for thirty (30) consecutive days of operation.
  - d. In the case of four violations or repeated, egregious violations of any section of this

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regulation, as determined by the Board of Health within a thirty-six (36)-month period, the Board of Health shall hold a hearing in accordance with this regulation and, after such hearing may permanently revoke a Tobacco Product Sales Permit.

6. Poultry Violations: \*\*\*\*\*

- a. 2<sup>nd</sup> Violation: \$25.00
- b. 3rd Violation: \$50.00
- c. Each Subsequent Violation: \$100.00

If any fee herein established, shall be declared invalid for any reason, that decision shall not affect any other fee herein established, and they shall remain in full force and effect. To this end the fees are hereby declared severable.

These fees were adopted by a unanimous vote of the Board of Health on May 14, 2008.

Effective date July 1, 2008.

Paul Santos, Chairperson

Kathy Cartmell-Sirrico

Mary Rondeau

Amy Donovan-Palmer

Dr. Sidney Nirenberg, MD

\*These fees were adopted by a unanimous vote of the Board of Health on February 13, 2008.

Effective date February 13, 2008.

Paul Santos, Chairperson

Kathy Cartmell-Sirrico

Mary Rondeau

Amy Donovan-Palmer

Dr. Sidney Nirenberg, MD

\*\*These fees were adopted by a unanimous vote of the Board of Health on January 11, 2012.

Effective date January 11, 2012.

Richard A. Manfredi, Chairman

Paul Santos

Nancy O'Connor Gantz

Cathy Baranofsky

Dr. Robert Nahill, MD

\*\*\*These fees were adopted by a unanimous vote of the Board of Health on December 12, 2012.

Effective date January 1, 2013.

Richard A. Manfredi, Chairman

Paul Santos

Nancy O'Connor Gantz

Cathy Baranofsky

Thomas Wallace

\*\*\*\* These fees were adopted by a unanimous vote of the Board of Health on July 10, 2013.

Effective date September 10, 2013.

Richard A. Manfredi, Chairman

Paul Santos

Nancy O'Connor Gantz

Cathy Baranofsky

Thomas Wallace

\*\*\*\*\* These fees were adopted by a unanimous vote of the Board of Health on April 12, 2017.

Effective date April 12, 2017.

Steve Striar

Nancy O'Connor Gantz

Cathy Baranofsky

Susan Ahern

Kimberly Keville

† These fees were adopted by a unanimous vote of the Board of Health on December 26, 2018.

Effective Date January 9, 2019

Birgitta Kuehn

Barry Potvin

Nancy O'Connor Gantz

Kimberly Keville

Jerry Levine