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# **ENFORCEMENT, HEARING & APPEAL**

## **CHAPTER 17** **ENFORCEMENT, HEARING & APPEAL**

### **Section 1. ENFORCEMENT**

A. These Regulations shall be enforced by the Board of Health and its Agent(s).

B. Any person aggrieved by a failure or refusal to comply with these Regulations may notify the Board of Health. The Board of Health or their Agent shall investigate all allegations and shall respond within thirty days of receipt of the notification. If the Board of Health determines that a violation of these Regulations has occurred, it may issue an Order as it deems appropriate to achieve compliance with these Regulations.

### **Section 2. HEARING**

A. Any person who receives an Order pursuant to these Regulations may request a Hearing before the Board of Health by filing within seven (7) days after the day the Order was served, a written petition to the Board of Health requesting a hearing on the matter. At the Hearing the petitioner shall be given an opportunity to be heard, with representation or Counsel of his choosing, and to show why the Order should be modified or withdrawn.

B. After the Hearing, the Board of Health shall sustain, modify or withdraw the Order, and shall inform the petitioner in writing of the decision. The decision of the Board of Health shall, if possible, be issued within fourteen days of the close of the Hearing.

### **Section 3. APPEAL**

A. Any person aggrieved by the final decision of the Board of Health with respect to any Order issued under the provisions of these regulations may seek relief therefrom in any court of competent jurisdiction, as provided by the laws of the Commonwealth.