

### ARTICLE 3. PUBLIC TOILET FACILITIES

*Editor's Note: Former Article 3 renumbered to Title 18, Chapter 9, Article 8 (Supp. 87-3).*

#### **R9-8-301. Definitions**

In this Article:

1. "Bathroom" means a restroom that contains a shower or bathtub.
2. "Department" means the Department of Health Services.
3. "Director" means the Director of the Department of Health Services.
4. "Flooded" means a sanitary fixture that is overflowing sewage or filled with sewage to the point of overflowing.
5. "Lavatory" means a sink or basin for cleansing hands.
6. "Person" means a governmental agency, individual, organization, association, partnership, business, corporation, or company.
7. "Plumbing system" means sanitary fixtures, pipes, and related parts assembled to carry water into a structure and carry sewage out of a structure.
8. "Portable toilet" means a transportable toilet connected to a leakproof tank to receive and store sewage temporarily.
9. "Potable" means water obtained from a source or distribution system that complies with the requirements of the Department of Environmental Quality as provided in 18 A.A.C. 4.
10. "Putrescible waste" means a solid or semisolid waste material that is likely to decompose, decay, spoil, rot, or provide food for insects, rodents, birds, or other pests.
11. "Refuse" means putrescible and nonputrescible solid and semisolid waste, including trash, garbage, or rubbish.
12. "Restroom" means a structure or room containing a lavatory and toilet, or lavatory, toilet, and urinal, available to a guest or customer of a business or governmental agency, and unconnected to dwelling or sleeping quarters.
13. "Sanitary fixture" means a bathtub, floor drain, lavatory, shower, toilet, or urinal connected to a plumbing system.
14. "Sewage" means the liquid waste contained in a sanitary fixture or sanitary fixture drain pipe or any liquid containing putrescible particles, feces, or urine.
15. "Special event" means a group of 100 or more individuals gathered together in lawful assembly for four or more hours in an outdoor area that does not have restroom or bathroom facilities.
16. "Urinal" means an upright basin used by males for urination only.

#### **Historical Note**

Adopted effective April 10, 1997 (Supp. 97-2).

#### **R9-8-302. Persons Responsible**

An owner of a bathroom, restroom, or portable toilet, or a person who administers a special event, shall comply with the provisions of this Article.

#### **Historical Note**

Adopted effective April 10, 1997 (Supp. 97-2).

#### **R9-8-303. Expired**

#### **Historical Note**

Adopted effective April 10, 1997 (Supp. 97-2). Section expired under A.R.S. § 41-1056(E) at 8 A.A.R. 2967, effective June 17, 2002 (Supp. 02-2).

#### **R9-8-304. Constructing and Maintaining a Portable Toilet**

A portable toilet shall be built and maintained to include:

1. A sewage storage tank, toilet seat, toilet, and urinal made of durable, smooth, leakproof, and rustproof materials;
2. Waterproof and durable floor, wall, ceiling, and door materials;
3. A vent pipe 3 inches in diameter connected to the sewage storage tank and extending 6 inches above the roof of the toilet enclosure; and
4. A constant supply of toilet paper from a toilet paper dispenser.

#### **Historical Note**

Adopted effective April 10, 1997 (Supp. 97-2).

#### **R9-8-305. Common Bath Towel Prohibited**

A cloth towel provided by a business for a guest or customer to use at the business shall be machine washed with detergent and machine dried before the cloth towel is issued to another guest or customer.

#### **Historical Note**

Adopted effective April 10, 1997 (Supp. 97-2).

**R9-8-306. Special Events**

- A. Portable toilets and refuse containers shall be deployed at a special event as follows:
1. One portable toilet for the first 100 people, and one portable toilet for each additional 100 people, or portion thereof;
  2. One refuse container for the first 100 people, and one refuse container for each additional 100 people, or portion thereof; and
  3. Within 200 feet of the special event place.
- B. Sewage and refuse generated at a special event shall be collected and disposed of under R9-8-307(A), (B), (C), and (E).

**Historical Note**

Adopted effective April 10, 1997 (Supp. 97-2).

**R9-8-307. Disposal of Sewage and Refuse**

- A. The collection, storage, and treatment of sewage and refuse shall comply with the requirements of the Department of Environmental Quality under:
1. 18 A.A.C. 8, Article 6, and 18 A.A.C. 9, Articles 7 and 8, for sewage; and
  2. 18 A.A.C. 8, Article 5, for refuse.
- B. A disposable refuse bag shall be used to store refuse generated at a special event. A full refuse bag shall be tied closed before disposal in accordance with subsection (A).
- C. A refuse container in a bathroom or restroom, or at a special event, shall be free of accumulations of putrescible waste.
- D. A bathroom or restroom exclusively for female use, or a combination male-and-female use restroom shall be provided with a refuse container with a matching lid.
- E. An overflowing refuse container in a bathroom or restroom, or at a special event, is prohibited.

**Historical Note**

Adopted effective April 10, 1997 (Supp. 97-2).

**R9-8-308. Expired**

**Historical Note**

Adopted effective April 10, 1997 (Supp. 97-2). Section expired under A.R.S. § 41-1056(E) at 8 A.A.R. 2967, effective June 17, 2002 (Supp. 02-2).