

**10 GCA HEALTH AND SAFETY
CH. 39 WASTEWATER AND TOILETS**

**CHAPTER 39
WASTEWATER AND TOILETS**

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§ 39101. Definitions.

For purposes of this Chapter, the following definitions shall apply:

(a) *Wastewater* shall mean untreated or insufficiently treated human excreta, food wastes disposed of through plumbing facilities, wash water, wastewater from toilets, sinks, basins, showers, washing machines and similar plumbing fixtures, and other liquid wastes from residences, commercial buildings and industrial establishments or other places of assembly and such diluting water as may have entered the waste disposal system.

(b) *Individual wastewater disposal system* means an approved system designed and installed to dispose of wastewater from a single building or dwelling on one lot.

(c) *Pit privy* means a hole, pit or trench in the ground used to dispose of human excrement without the use of addition of any water, and including the structure surrounding the hole, pit or trench. Pit privy includes the terms trench latrine and bored-hole latrine.

(d) *Chemical toilet* means a building or structure housing one (1) or more water-tight containers of liquid chemical disinfectants intended to receive and hold human excrement.

(e) *Building* means any dwelling, apartment house, hotel, business establishment, commercial establishment, church, meeting hall or any other building used for human occupancy, business activity or assembly.

SOURCE: GC § 9690.

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§ 39102. Wastewater Disposal.

All wastewater and human excrement from any dwelling, business establishment, commercial building or any other building intended or used for human activities shall be disposed of so as not to pose a health hazard.

SOURCE: GC § 9690.1.

§ 39103. Prohibition.

No person shall permit or allow any wastewater from any premises or building owned, occupied or leased by him to be deposited or disposed of so as to pose a health hazard.

SOURCE: GC § 9690.2.

§ 39104. Inadequate or Failing Individual Wastewater Disposal System.

Any toilet or sewage facility, wastewater disposal system, cesspool, seepage pit, septic tank or privy which fails to comply with the provisions of Chapter 48 of this Title, or which has become dangerous to human life or health, shall be removed, cleaned or emptied by the owner of the premises, as may be ordered by the Director, so as to comply with the provisions of this Chapter 39 and Chapter 48 of this Title. If the owner of such premises does not comply within forty-eight (48) hours after service of written notice of such order, upon the request of the Director, the work shall be done by the Department of Public Works, using the appropriation of the Department of Public Health and Social Services. The Director of Public Works shall determine a reasonable charge for such work and such amount shall be entered upon the real estate tax duplicate, shall be a lien upon such real estate from the date of entry, and shall be collected in the same manner as real estate taxes.

SOURCE: GC § 9690.3.

§ 39105. Pit Privies.

All pit privies shall be located and constructed in accordance with Chapter 48 of this Title. Existing pit privies where permitted by Chapter 48, shall comply with these standards within thirty (30) days after the owner or lessee of the building is so notified by the Director.

SOURCE: GC § 9690.4.

§ 39106. Withholding of Water Services.

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Whenever the Director determines that an individual wastewater disposal system is overflowing to the extent that it is creating a hazard to the health of others, and the owner has not taken corrective action as required in § 38104, the Director may request the agency supplying water to this building to discontinue water service until such time as action has been taken to eliminate this health hazard.

SOURCE: GC § 9690.5.

§ 39107. Rules and Regulations.

The Director shall adopt regulations as are necessary to implement this Chapter provided it does not conflict with Chapter 48 of this Title, and rules and regulations promulgated thereto.

SOURCE: GC § 9690.6.

§ 39108. Chemical Toilets.

No chemical toilets shall be used except under permit and inspection of the Department. No building, as defined herein, shall use chemical toilets for the disposal of human wastes. Chemical toilets may be used at construction sites, outdoor recreation areas and similar areas approved by the Director.

SOURCE: GC § 9690.7.

§ 39109. Chemical Toilet Permits.

Any person requesting a permit for the use of chemical toilets shall submit the following information to the Director:

- (a) Number of people to be served;
- (b) Type of disinfection to be used;
- (c) The frequency at which the toilets will be serviced;
- (d) Where the toilet wastes will be disposed of; and
- (e) The person responsible for the operation of the toilets.

SOURCE: GC § 9690.8.

§ 39110. International and Interstate Carriers.

All planes, ships, vessels, vehicles and other modes of transportation utilized in international and interstate commerce which enter the territory of Guam shall be subject to the provisions of this Chapter. The captain, master, commander or person in charge of said plane, ship, vessel, vehicle or other

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mode of transportation is liable for any violation of this Chapter or Chapter 48 of this Title.

SOURCE: GC § 9690.9.
