

BILL NO. 2016-61

SPONSORED BY COUNCILMAN Henry

ORDINANCE NO. 15579

AN ORDINANCE OF THE CITY OF JEFFERSON, MISSOURI, UPDATING CHAPTER 28 OF THE CODE OF THE CITY OF JEFFERSON, MISSOURI, PERTAINING TO THE RESTAURANT AND FOOD CODE

BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF JEFFERSON, MISSOURI, AS FOLLOWS:

Section 1. Chapter 28 of the Code of the City of Jefferson, Missouri, is hereby deleted in its entirety and replaced with the following.

Sec. 28-1. Food code adopted by reference.

The "City of Jefferson, Missouri 2017 Food Code," is hereby adopted by reference and made a part of this Code as if fully set out in its entirety. The Jefferson City, Missouri 2017 Food Code is based on the *Missouri Food Code for the Food Establishments of the State of Missouri*, published June 13, 2013, as amended by the City of Jefferson. The City of Jefferson, Missouri 2017 Food Code shall be made available on the City's webpage, and hard copies shall be available for public use, inspection and examination in the office of the Department of Planning and Protective Services.

Sec. 28-2. Fees.

- A. "Food Establishment" as defined in the City of Jefferson, Missouri 2017 Food Code Chapter 1 Definitions, shall pay an annual inspection fee as set out in Appendix Y.
- B. The annual inspection fee shall be paid to the Finance Department when the application for business license or business license renewal is submitted.
- C. Only one annual inspection fee shall be charged for each food establishment, even if more than one operating permit is issued.
- D. Food establishments shall pay a re-inspection fee as set out in Appendix Y per inspection for the second and subsequent re-inspections required to correct violations noted during the inspection process. The re-inspection fee shall be paid to the Finance Department when the next application for a business license renewal is submitted.
- E. Persons/Organizations conducting a temporary food event (an event lasting less than fifteen (15) days) shall pay inspection fees as set forth in Appendix Y. The temporary food event inspection fee shall be paid to the Finance Department prior to receipt of the operating permit. (Ord. 14272, §9, 10-15-2007)

Editor's note: Deleted language shown ~~thus~~. Added language shown thus.

Sec. 28-3. Public Health Priority Assessment.

- A. Fees shall be calculated using the public health priority assessment in Exhibit 28-3 and point brackets in Paragraph B.

Exhibit 28-3 - Public Health Priority Assessment			
	Yes	No	Points Assessed
1. Past History (past three routine inspections)			
(a) Previous involvement in foodborne illness	1.5	0	
(b) Previous priority item violation	1.0	0	
(c) No priority violation	0.5	0	
2. Are time/temperature control for safety (TCS) foods served?	1.5	0.5	
3. Are TCS foods prepared only in individual portions?	0.5	1.5	
4. Are TCS foods served from a buffet or salad bar?	1.5	0.5	
5. Are TCS foods cooked and held?	1.5	0.5	
6. Are TCS foods prepared from raw non-frozen ingredients?	1.5	1.0	
7. Are TCS foods cooled and reheated?	1.5	0.5	
8. Are TCS foods extensively handled with multiple-step preparation?	1.5	0.5	
9. What is the average number of meals or patrons served per day?			
(a) 1-150 meals or patrons served per day	0.5	0	
(b) 151 – 400 meals or patrons served per day	1.0	0	
(c) 400 or more meals or patrons served per day	1.5	0	
10. Is a highly susceptible population served? (i.e., daycare, hospital, senior center, or nursing home)	1.5	0.5	
11. Total Points			
(a) Divide total points by 10			
(b) If no past history, delete points from Item 1 and divide by 9			

- B. Public Health Priority Assessment Point Brackets. The following brackets shall be used to determine fees for this section.

1. Low Risk, Bracket 1. Food establishments scoring fewer than 0.9 points on the public health priority assessment shall assigned to Bracket 1(Low Risk) for purposes of annual inspection fees.
2. Medium Risk, Bracket 2. Food establishments scoring between 0.9 to 1.1 points shall be assigned to Bracket 2 (Medium Risk) for purposes of annual inspection fees.
3. High Risk, Bracket 3. Food establishments scoring more than 1.1 points on the public health priority assessment shall be assigned to Bracket 3 (High Risk) for purposes of annual inspection fees.

Sec. 28-4. Penalty.

Any person who violates any provision of the City of Jefferson Food Code shall be guilty of a misdemeanor punishable by a fine of not more than \$500 or by imprisonment not exceeding three months or by both such fine and imprisonment. Each day that a violation continues is a separate offense.

(Ord. No. 10302, § 2, 10-16-84; Ord. 13654, §2, 11-17-2003; Ord. 14174, §§1, 2, and 3, 3-19-2007; Ord. 14467, §1,

Editor's note: Deleted language shown ~~thus~~. Added language shown thus.

Section 2. Appendix Y, Schedule of Administrative Fees, Permits, Licenses and Other Charges, is hereby amended with the addition of food inspection fee brackets, as follows.

EXCERPT OF APPENDIX Y

SCHEDULE OF ADMINISTRATIVE FEES, PERMITS, LICENSES AND OTHER CHARGES

Chapter	Section	Section Title	Fee
<u>28</u>	<u>2</u>	Temporary Food Permit 1-3 day permit	<u>\$27.00</u>
<u>28</u>	<u>2</u>	Temporary Food Permit 4-14 day permit	<u>\$105.00</u>
<u>28</u>	<u>2</u>	Annual Food Establishment Inspection Fee (Low Risk, Bracket 1 - less than 0.9 points)	<u>\$250.00</u>
<u>28</u>	<u>2</u>	Annual Food Establishment Inspection Fee (Medium Risk, Bracket 2 - 0.9 to 1.1 points)	<u>\$375.00</u>
<u>28</u>	<u>2</u>	Annual Food Establishment Inspection Fee (High Risk, Bracket 3 - more than 1.1 points)	<u>\$495.00</u>
<u>28</u>	<u>2</u>	Food Establishment Re-inspection Fee	<u>\$100.00</u>

Section 3. This Ordinance shall be in full force and effect on January 1, 2017.

Passed: OCT. 17, 2016

Approved: Oct. 28, 2016

J. Rick Mahlewich
Presiding Officer

Carrie Tergin
Mayor Carrie Tergin

ATTEST:

APPROVED AS TO FORM:

Virginia Powell
City Clerk

Bob H. Conley
Interim City Counselor