# **RESOLUTION #2013-132**

**A RESOLUTION TO ESTABLISH LICENSE FEES FOR FOOD SERVICE OPERATIONS AND RETAIL FOOD ESTABLISHMENTS FOR THE LICENSE YEAR 2014, AND REPEAL RESOLUTION # 2013-130**

# **WHEREAS**, Galion City Board of Health is a Board of Health approved under Ohio Revised Code 3717.11, and is hereinafter referred to as “licensor;” and

# **WHEREAS**, a licensor may charge fees for issuing and renewing food service operation and retail food establishment licenses according to Revised Code sections 3717.45(A) and 3717.25(A) respectively; and

**WHEREAS**, license fees shall be based on the licensor’s costs of regulating food service operations and retail food establishments as determined according to the uniform methodologies established under section [3717.07](http://codes.ohio.gov/orc/3717.07) of the Revised Code; and

**WHEREAS**, cost analysis has been performed according to the said uniform methodologies; and

**WHEREAS**, written notification was given to each person or entity holding a food service operation or retail food establishment license that may be affected by the proposed license fees, at least twenty (20) days prior to holding a public hearing regarding those fees; and

**NOW, THEREFORE BE IT RESOLVED** by the Galion City Board of Health that the following fee schedule be adopted to establish local fees for food service operation and retail food establishment licenses issued or renewed on or after the effective date of this resolution:

Proposed Fee Language:

Food Service Operations and Retail Food Establishments

## **Local Fees** Risk Class 1 < 25,000 ft2 $190.54

Risk Class 2 < 25,000 ft2 $214.59

Risk Class 3 < 25,000 ft2 $409.83

Risk Class 4 < 25,000 ft2 $519.48

Risk Class 1 > 25,000 ft2 $275.18

Risk Class 2 > 25,000 ft2 $289.61

Risk Class 3 > 25,000 ft2 $1,025.38

Risk Class 4 > 25,000 ft2 $1,086.94

Mobile $57.38

Temporary, per event up to five (5) days $82.00

Vending, per unit $35.25

Plan Review 50% of applicable license fee

**State Fees** In addition to said local fees, state fees for foregoing licenses apply. Local and state fees must be paid by any applicant for the issuance or renewal of a food service operation or retail food establishment license prior to issuance or renewal of the license.

**Penalty Fees** Revised Code Sections 3717.23(D) and 3717.43(D) set forth a mandatory penalty fee for failure to file a renewal application with the licensor on or before the first day of March, or before the first day of operation in a new licensing period for mobile or seasonal food service operations or retail food establishments. If an applicant is subject to penalty, a license shall not be issued to that person or entity until the penalty fee has been paid.

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## **BE IT FURTHER RESOLVED** that Resolution Number 2013-130, adopted by the Board of Health on January 8, 2013, and all other resolutions or parts of resolutions which are in conflict or inconsistent herewith be, the same are hereby rescinded upon the effective date of this rule.

## **BE IT FURTHER RESOLVED** that should any provision of this regulation be declared unconstitutional or invalid for any reason, the remainder of this regulation shall not be affected thereby.

**BE IT FURTHER RESOLVED** that this rule shall be advertised by publication in one newspaper of general circulation within the health district. Publication shall be made once a week for two consecutive weeks and such rules shall take effect and be in force ten days from the date of the first publication.

Adopted by the Board of Health of the Galion City Health District this \_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_, 20\_\_\_\_.

Mr. O’Leary Mr. Schilling Mr. Long Ms. Kerr Ms. Strickler .

IT IS HEREBY CERTIFIED that the foregoing is a true and correct transcript of a resolution adopted by the Board of Health in session this day of , 20 .

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Thomas O’Leary P. Stephen Novack, DO

Mayor/Board of Health President Health Commissioner