

## Chapter 20 FOOD AND DRUGS

### Sec. 20-21.17. Plumbing.

- (a) *General.* Plumbing shall be sized, installed, and maintained according to applicable laws. There shall be no cross-connection between the potable water supply and any nonpotable or questionable water supply, or any source of pollution through which the potable water supply might become contaminated.
- (b) *Nonpotable water system.* A nonpotable water system is permitted only for purposes such as air conditioning and fire protection and only if the system is installed according to all applicable laws and the nonpotable water does not contact, directly or indirectly, food, potable water, equipment that contacts food, or utensils. The piping of any nonpotable water system shall be durably identified so that it is readily distinguishable from piping that carries potable water.
- (c) *Backflow.* The potable water system shall be installed to preclude the possibility of backflow. Devices shall be installed to protect against backflow and backsiphonage at all fixtures and equipment where an air gap at least twice the diameter of the water supply inlet is not provided between the water supply inlet and the fixture's flood-level rim. A hose shall not be attached to a faucet unless a backflow prevention device is installed.
- (d) *Grease traps.* Grease traps shall be located to be easily accessible for cleaning. Grease traps shall be of an approved type and in an approved location outside the establishment wherever practicable.
- (e) *Garbage grinders.* If used, garbage grinders shall be installed and maintained according to all applicable laws.
- (f) *Drains.* Except for existing properly trapped open sinks, there shall be no direct connection between the sewerage system and any drains originating from equipment in which food, portable equipment, or utensils are placed.

### Sec. 20-38. Fees; transfer of medallion.

- (a) At the time of issuance of an original food dealer's permit and each renewal thereof, the person requesting the permit shall pay to the health officer a permit fee for one complete year from the date of issuance. Except as otherwise provided, permit fees shall be determined by the total number of persons employed full-time or part-time by the food processing or food service establishment.
- (b) Fees shall be determined according to the following schedule, except that food service establishments (other than temporary food service establishments) that operate exclusively as part of a nonprofit organization shall be charged \$20.00

for each food dealer's permit. Temporary food service establishments, as defined, shall be charged a nonrefundable base permit fee of \$60.00 for each day that the permit is valid, provided, however, that the total fee for a temporary food service establishment while participating in an event with a duration of ten consecutive days or more at the same location shall be \$600.00.

- (1) *Permit fees.* The nonrefundable annual fee for a food dealer's permit shall be based on the number of employees of the establishment to be licensed and the following schedule:
  - a. One to nine employees . . . . \$200.00
  - b. Ten to 25 employees . . . . 330.00
  - c. 26 to 50 employees . . . . 480.00
  - d. 51 to 100 employees . . . . 630.00
  - e. 101 or more employees . . . . 780.00
- (2) *Mobile food unit medallion--Fee; transferability.* At the time of issuance of an original medallion to operate a mobile food unit and each renewal thereof, the person requesting the medallion shall pay to the health officer a fee for one complete year from the date of issuance. The fee for a medallion shall be \$200.00. Medallions are not transferable from one person to another nor from one mobile food unit to another mobile food unit.
- (3) *Same--Replacement fee.* An individual who has lost a valid, current food dealer's permit or mobile food unit medallion may obtain a replacement from the health officer for a fee of \$10.00.
- (4) *Special investigative fee.* In addition to the permit fee as specified in item (1) above, there is hereby assessed a special investigative fee of \$50.00 that shall be payable for any renewal of a food dealer's permit if the renewal application is not received in the offices of the health and human services department in completed form and accompanied by the permit fee thereof on or before the date of expiration of the permit to be renewed. For purposes of this fee, any new permit issued to the same person(s) for a food establishment at the same location shall be deemed to be a renewal, unless the person(s) demonstrate to the health officer, by clear and convincing evidence, that the food establishment has not been operated since the prior permit expired.

This special investigative fee is imposed to partially defray the additional inspection and administrative costs related to late renewals. It shall not be

considered to be a civil or criminal penalty, nor shall its imposition bar or constitute a defense to any prosecution for operation of a food establishment without a food dealer's permit.

- (c) The fees otherwise required by this section shall not be imposed by the health officer for the issuance of a food dealer's permit to operate a temporary food service establishment within a city park if each of the following criteria is met:
- (1) The temporary food service establishment is being operated by a community-based organization as part of a public gathering for which a permit has been issued under article III of chapter 32 of this Code, and the director of parks and recreation has waived user fees for the gathering pursuant to section 32-69(f) of this Code;
  - (2) All persons responsible for organizing and working in the temporary food service establishment are unpaid volunteers; and
  - (3) All proceeds from the operation of the temporary food service establishment are retained to be used for the benefit of the community-based organization or are donated to the city.

The provisions of this subsection shall not be construed to excuse the community-based organization from obtaining a temporary food dealer's permit or from complying with any other applicable provision of this article.

- (d) Food service establishments, except mobile food units, shall pay a nonrefundable annual fee of \$50.00 for each interceptor to obtain a registration certificate, as provided in section 47-423 of this Code.