

ORDINANCE 2008-02
AN ORDINANCE AMENDING THE HEALTH CODE OF THE
TOWNSHIP OF FRANKFORD BY AMENDING "CHAPTER BH:7"
ENTITLED RETAIL FOOD ESTABLISHMENTS.

BE IT ORDAINED by the Frankford Township Board of Health of the Township of Frankford in the County of Sussex that the Health Code of the Township of Frankford is heretofore amended as follows:

BH:7-4 RETAIL FOOD LICENSE REQUIRED:

- a. No retail food establishment shall operate without first obtaining the required retail food license from the Frankford Township Board of Health, and having a certified food handler on staff as required by this chapter. Any retail food establishment operator that operates more than one retail food establishment on any tax lot shall obtain a retail food license for each retail food establishment operated on that tax lot.
- b. The retail food license will expire on the 31st of December of each calendar year after being issued, and must have application of renewal one (1) month prior to expiration to insure that the renewal of said license will meet all the requirements.

BH:7-5 FOOD HANDLERS CERTIFICATION FEES.

The food handler's certification fee for the class, class materials instructor, and facilities shall be fifty (\$50.00) dollars per person in attendance.

BH:7-6 RETAIL FOOD LICENSE FEES.

- a. Total floor area of 300 sq ft. or less.....\$200.00
- b. Total floor area greater than 300 sq. ft.....\$300.00
- c. The fee described in a. and b. above is for one retail food establishment for each tax lot. If a retail food establishment operator proposes to operate more than one retail food establishment on a tax lot, the operator will be charged an additional fee of \$75 for each additional retail food establishment on that tax lot.

d. Seasonal agricultural markets:

1. All food stuffs are grown by the applicant.....No fee
2. Foodstuffs are grown or produced on property
other than his own.....\$75.00

e. Temporary retail food license:

A retail food establishment operator may obtain a one-day temporary retail food license at the cost of \$100. This temporary retail food license will expire at midnight on the day of the event conducted by the retail food license operator for which the temporary retail food license was issued. Upon request, the \$100 cost of a temporary retail food license may be subsequently credited toward the fees associated with the application for a Retail Food License (BH:7-6, a. or b.)

Subparagraphs f. and g. of subsection BH:7-6 are omitted.

BH:7-11 NON PROFIT

A fee of \$50.00 shall be charged for a food handler's certification or a retail food license that is issued to a church, school, eleemosynary or non profit organization, society or group provided, however, that this fee shall not apply to a commercial caterer serving food at a function of any such organization. An applicant may be required in the discretion of the Board's Secretary, to produce a tax exemption certificate or other proof of non profit status. At the discretion of the Board of Health, the fee may be waived.

BH:7-14 PENALTIES

- a. Any person who violates any section of this chapter shall, upon conviction, be fined not less than one hundred (\$100.00) dollars or more than one thousand five hundred (\$1,500.00) dollars for each separate violation.

Attest:

Patricia Bussow, Secretary

Take note that the above ordinance was passed on second reading at a meeting held February 10, 2009, of the Board of Health of the Township of Frankford, County of Sussex, New Jersey.