

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND

2002 Legislative Session

Bill No. CB-19-2002

Chapter No. 23

Proposed and Presented by The Chairman (by request – County Executive)

Introduced by Council Member Scott

Co-Sponsors _____

Date of Introduction April 30, 2002

BILL

1 AN ACT concerning

2 Special Food Service Facilities - Single Day Event Permit Fees

3 For the purpose of providing for a Single Day Event Permit and reducing the permit fee for a
4 single day event for certain special food service facilities if the permit application is submitted to
5 the Health Department fourteen calendar days or more prior to the event.

6 BY repealing and reenacting with amendments:

7 SUBTITLE 12. HEALTH.

8 Section 12-110,

9 The Prince George's County Code

10 (1999 Edition, 2001 Supplement).

11 SECTION 1. BE IT ENACTED by the County Council of Prince George's County,
12 Maryland, that Section 12-110 of the Prince George's County Code be and the same is hereby
13 repealed and reenacted with the following amendments:

14 SUBTITLE 12. HEALTH.

15 DIVISION 2. FOOD SERVICE FACILITIES.

16 Subdivision 3. Permits and Inspections.

17 **Sec. 12-110. Posting permit; term; renewal; fees.**

18 (a) The permit issued by the Health Officer shall be prominently posted in public view
19 within the food service facility.

20 (b) Permits shall be issued for a period not in excess of one (1) year, expiring on the date
21 designated by the Health Officer. In order to achieve a systematic schedule of renewals, the

Health Officer may issue a permit for a fraction of a year. Except for special food service facilities, seasonal operations, and delinquent permit renewals, fees for permits issued for a fraction of a year shall be prorated on a quarterly basis.

(c) The permit fee shall be as set forth in the following table

<u>CLASS/ TYPE OF PERMIT</u>	<u>DURATION</u>	<u>ADDITIONAL REQUIREMENTS</u>	<u>FEE</u>
<u>CLASS I special food service facility</u> <u>(as defined in COMAR 10.15.03)</u>	<u>1 day</u>	<u>application submitted 14 calendar days or more</u> <u>prior to event</u>	<u>\$25.00</u>
<u>CLASS I special food service facility</u> <u>(as defined in COMAR 10.15.03)</u>	<u>1 day</u>	<u>application submitted fewer than 14 calendar days</u> <u>prior to event</u>	<u>\$75.00</u>
<u>CLASS II special food service facility</u> <u>(as defined in COMAR 10.15.03)</u>	<u>1 day</u>	<u>application submitted 14 calendar days or more</u> <u>prior to event</u>	<u>\$25.00</u>
<u>CLASS II special food service facility</u> <u>(as defined in COMAR 10.15.03)</u>	<u>1 day</u>	<u>application submitted fewer than 14 calendar days</u> <u>prior to event</u>	<u>\$75.00</u>
<u>CLASS II special food service facility</u> <u>(as defined in COMAR 10.15.03)</u>	<u>2-5 days,</u> <u>less than 1 year</u>	<u>none defined</u>	<u>\$75.00</u>
<u>CLASS I special food service facility</u>	<u>up to 1 year</u>	<u>none defined</u>	<u>\$175.00</u>
<u>CLASS III special food service facility</u>	<u>up to 1 year</u>	<u>none defined</u>	<u>\$175.00</u>
<u>CLASS IV special food service facility</u>	<u>up to 1 year</u>	<u>none defined</u>	<u>\$175.00</u>
nonprofit organizations	<u>up to 1 year</u>	not specifically exempted from the fee in Subsections (c) or (g)	\$150.00
nonprofit organization (temporary) organization	<u>1 to 5 days</u>	<u>must be staffed by members</u>	\$ 0
Low Priority Hazard Analysis Critical Control Point (HACCP)	<u>up to 1 year</u>	<u>none defined</u>	\$175.00
Moderate Priority Hazard Analysis Critical Control Point (HACCP)	<u>up to 1 year</u>	<u>none defined</u>	\$275.00
High Priority Hazard Analysis Critical Control Point (HACCP)	<u>up to 1 year</u>	<u>none defined</u>	\$375.00
All other food service facilities with NO Hazard Analysis Critical Control Point (HACCP) assessment	<u>up to 1 year</u>	<u>subject to provision in Subsection (c)</u>	\$275.00

[provided that] Nonprofit organizations operating for a temporary period food and drink concessions which are staffed solely by members of the organization shall not be required to pay the fees prescribed in this Section.[_]; and provided f] Further, [that] food service facilities operated by the Prince George's County Board of Education, Blind Industries and Services of Maryland established by Chapter 566, Acts of 1908, or the Capital Area Community Food Bank and its recipient organizations in Prince George's County, Maryland, shall not be required to pay the fees prescribed in this Section. The Capital Area Community Food Bank will provide a list of recipient organizations to the Prince George's County Health Department on the first day of each year and amend that list as new recipient organizations are added. A duplicate permit will be issued, on request, at a charge of Fifteen Dollars (\$15.00).

(d) At the time of submitting plans to the Health Department for a new or remodeled food service facility, a fee of Two Hundred Dollars (\$200.00) for new facilities or a fee of One Hundred Fifty Dollars (\$150.00) for remodeled facilities shall be paid. A fee of Twenty-five Dollars (\$25.00) shall be paid for each resubmittal of plans after the first resubmittal. An additional fee of Twenty-five Dollars (\$25.00) shall be paid for each reinspection after the first reinspection required prior to approval to operate. A fee of Twenty-five Dollars (\$25.00) shall be paid for prospective inspections, consultations, and equipment evaluations. Prior to the sale of any permitted facility, the permit holder, or a potential buyer or party in interest in conjunction with the permit holder, may request that the Health Department conduct a change of ownership inspection to determine the facility's status regarding all applicable Health Department requirements. The change of ownership inspection fee shall be Two Hundred Fifty Dollars (\$250.00).

(e) Any holder of a permit issued pursuant to this Section who is required to pay a fee for said permit and who fails to submit to the Health Officer an application for renewal of the permit, together with the required fee, no later than five (5) days following the expiration date of the existing permit, shall be assessed an additional fee of Twenty Dollars (\$20.00) per day for each day following the expiration date of the existing permit.

(f) Food service facilities operated by churches, church societies, and other bona fide nonprofit organizations shall not be required to pay the late fee for renewal of a permit as required in Subsection (e).

(g) Food service facilities and special food service facilities operated by bona fide

1 volunteer fire companies shall not be required to pay the fees described in Subsections (c), (d),
2 and (e) of this Section.

3 SECTION 2. BE IT FURTHER ENACTED that this Act shall take effect forty-five (45)
4 calendar days after it becomes law.

Adopted this 21st day of May, 2002.

COUNTY COUNCIL OF PRINCE
GEORGE'S COUNTY, MARYLAND

BY: _____
Peter A. Shapiro
Chair

ATTEST:

Redis C. Floyd
Acting Clerk of the Council

APPROVED:

DATE: _____ BY: _____
Wayne K. Curry
County Executive

KEY:

Underscoring indicates language added to existing law.
[Brackets] indicate language deleted from existing law.