

1 BEFORE THE BOARD OF COUNTY COMMISSIONERS

2 FOR MULTNOMAH COUNTY, OREGON

3 ORDINANCE NO. 828

4
5 An ordinance to provide fee schedule changes for Environmental Health Section of the
6 Department of Health.

7
8 (Language in brackets [] is to be deleted; underlined language is new)

9
10 Multnomah County ordains as follows:

11
12 SECTION 1. AMENDMENT.

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14 MCC 5.10.320 is amended to read as follows:

15 5.10.320 Food Service License Fee. For the services of the Department of Health in connection
16 with issuance of food service licenses, the department shall collect a fee from every applicant, at the time
17 of application.

18 The following fee structure shall apply for full service restaurants, limited service restaurants,
19 or commissary licenses issued or applied for between January 1, and September 30:

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21	Seating Capacity	0 - 15	\$230
22	Seating Capacity	16-50	\$300
23	Seating Capacity	51-150	\$360
24	Seating Capacity	Over 150	\$430
25	Limited Service Restaurants		\$230
26	Commissaries servicing 1-5		
27	mobile units and/or 1-50		

1	vending machines	\$230
2	Commissaries serving 6 or more	
3	Mobile units and/or	
4	51 or more vending	
5	Machines	\$350

7 Where there are more than two food service facilities located at the same address and licensed
8 to the same licensee, the [licensee] license fee shall be the amount listed above for the first two largest
9 facilities and one-half the amount for each additional facility.

11 The following fee structure shall apply for full-service restaurants, limited service restaurants,
12 or commissary licenses issued or applied for between October 1 and December 31:

15	Seating Capacity	0 - 15	\$115
16	Seating Capacity	16 - 50	\$150
17	Seating Capacity	51 - 100	\$180
18	Seating Capacity	Over 150	\$215
19	Limited Service Restaurants		\$115
20	Commissaries servicing 1-5		
21	mobile units and/or 1-50		
22	vending machines		\$115
23	Commissaries serving 6 or more		
24	Mobile units and/or		
25	51 or more vending		
26	Machines		\$175

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Mobile Units	\$125
Vending Machines:	
1- 10 units	\$130
11- 20	\$255
21- 30	\$385
31- 40	\$445
41- 50	\$510
51- 75	\$635
76- 100	\$765
101- 250	\$1,015
251- 500	\$1,900
501- 750	\$3,050
751- 1,000	\$3,815
1,001- 1,500	\$5,090
1,501- 2,000	\$5,090 plus \$1 for each unit over 2,000 units

SECTION 2. AMENDMENT

MCC Chapter 5.10.322 is amended to read as follows:

5.10.322 Payment of license fees, reinspection fees and delinquency penalty:

(A) Licenses issued under this section terminate and are renewable on December 31 of each year.

The renewal of license fees imposed by MCC 5.10.320 through 5.10.345 shall be paid or postmarked on or before midnight of January 31 of the current license year, to the department.

(B) Except as provided in subsection (C) of this section, to any license fee not paid as required in subsection (A) [and], (D) and (K) of this section, there shall be added a penalty of fifty

1 percent of such license or reinspection fees.

2 (C) If the department determines that the delinquency was due to reasonable cause and
3 without any intent to avoid [payment] compliance, the penalty provided by [subsection] subsections (B)
4 and (I) of this section shall be waived.

5 (D) When a license fee is due at any other time of the year other than January 31, the license
6 fee shall be payable to the department within thirty days of application. If the license fee is not paid as
7 provided in this subsection, then subsection (B) of this section shall apply.

8 (E) The license fee for a seasonal facility, which operates six (6) or fewer consecutive
9 months, shall be payable within 30 days of the first day of operation for the current year. If the fee is
10 not paid as provided in this subsection, then subsection (B) of this section will apply.

11 (F) One-half of the license fee shall be refunded if an establishment closes or changes
12 ownership within the first two months of the year or within any two-month period of ownership, and
13 application for a refund is made, in writing, within the same two-month period.

14 (G) The license fee for a temporary restaurant operating on an intermittent basis at the same
15 specific location in a grouping of less than six shall be 120 per month for the first four (4) months of
16 operation within a calendar year, and \$40 per month for the remainder of the year.

17 (H) The application and license fee for any temporary restaurant shall be received in the
18 Environmental Health Office by noon two working days before the event begins.

19 (I) Except as provided in Subsection (C) and for benevolent organizations as defined in ORS
20 624.015, for any temporary restaurant license not applied and paid for as required in subsection (H)
21 of this section, there shall be added a \$50 Late Processing Fee.

22 (J) Benevolent Organizations are exempt from any license or inspection related fees..

23 (K) For the services of the Department of Health in providing more than two reinspections in
24 a calendar year connected with the operation of a food service facility, the department shall collect a
25 Reinspection Fee for each reinspection in the amount of \$120. Reinspections for the sole purpose of
26 checking the number of food handler cards shall not be subject to this fee.

1 SECTION 3. AMENDMENT.

2 MCC 5.10.340 is amended to read as follows:

3 5.10.340 Swimming pool license fee. For the service of the Department of Health in connection
4 with the inspection of public swimming pools, public spa pools, and bathhouses as those terms are
5 defined in ORS 448.005, the department shall collect annual license fees from each applicant based on
6 the number of swimming or spa pools located at the same address, and operated by the same licensee[.].

7 Annual license fees shall be as follows:

8 For the first three pools [\\$195] \$200 each.

9 For each additional pool [\\$ 95] \$100 each.

10 SECTION 4. AMENDMENT.

11 MCC 5.10.341 is amended to read as follows:

12 5.10.341 Swimming pool spa plan review. For the services of the Department of Health in
13 connection with the review of plans for the construction of public swimming pools, public spa pools
14 and bathhouses as those terms are defined in ORS 448.005 the department shall collect a [\\$500] fee
15 from each applicant as follows:

16
17 For plan review and construction permit \$500

18 For renewal of a construction permit \$50

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20 SECTION 5. AMENDMENT

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22 MCC 5.10.345 is amended to read as follows:

23 5.10.345 Tourist and travelers facilities license fees. For the services of the Department of
24 Health in connection with the issuance of licenses the department shall collect from every applicant at
25 the time of application, the following fees:

26 Tourist and travelers facilities and recreation parks:

27 1 - 25 units \$155

1	26	-	50	\$185
2	51	-	75	\$215
3	76	-	100	\$245
4	101 units and over			\$245 plus \$1 per unit over
5				[101] <u>100</u> units
6	Picnic parks			\$ 65
7	Organizational camps			\$125
8	Day Camps			\$ 80

9 SECTION 6 AMENDMENT

10 MCC 8.30.250 is amended to read as follows:

11 MCC 8.30.250 Fees. A [\$ 6] \$ 7 shall be paid to Multnomah County for the issuance of an
 12 original of a food handler's certificate and a [\$1] \$2 shall be paid for the issuance of a replacement
 13 certificate[in case of loss].

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ADOPTED this 31st day of August, 1995, being the date of its second reading before the Board of County Commissioners of Multnomah County, Oregon.





Beverly Stein, Chair
Multnomah County, Oregon

REVIEWED:



Katie Gaetjens, Assistant County Counsel, for
Laurence Kressel, County Counsel
for Multnomah County, Oregon