

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

ORDINANCE NO. 949

Amending MCC § 21.612 Relating to Inspection Fee for Food Service Mobile Units and Adding
§ 21.152 Relating to Swimming Pool Re-inspection and Late Fees

(Stricken language is deleted; double- underlined language is new.)

Multnomah County Ordains as follows:

Section 1. MCC Chapter 21, Health, is amended to add a new section with respect to swimming pools as follows:

§ 21.152 Reinspection and Late Fees.

(A) For the services of the department in providing more than two reinspections in a calendar year, the department shall collect a fee for each additional inspection in an amount set by Board resolution.

(B) If any fee imposed by this subchapter is not paid within 30 days of the date due, there shall be added a penalty of 50% of such fee.

(C) If the department determines that the delinquency was due to reasonable cause and without any intent to avoid compliance, the penalty provided by subsection (B) shall be waived.

Section 2. MCC § 21.612 is amended as follows:

§ 21.612 Payment Of License Fees, Reinspection Fees; Delinquency.

(A) Licenses issued under this subchapter terminate and are renewable on December 31 of each year. The renewal license fees imposed under this subchapter 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 division (C) of this section, to any license fee not paid as required in subsections (A), (D) and (K) of this section, there shall be added a penalty of 50% of such license or increased frequency inspection fees.

(C) If the department determines that the delinquency was due to reasonable cause and without any intent to avoid compliance, the penalty provided by divisions (B) and (I) of this section shall be waived.

(D) When a license fee is due at any other time of the year, other than January 31, the license fee shall be payable to the department within 30 days of application. If the license fee is not paid as provided in this division, then division (B) of this section shall apply.

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

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

(G) The license fee for a temporary restaurant operating on an intermittent basis at the same specific location in a grouping of less than six shall be as set by Board resolution.

(H) The application and license fee for any temporary restaurant shall be received in the environmental health office by noon two working days before the event begins.

(I) Except as provided in division (C) and for benevolent organizations as defined in ORS 624.015, for any temporary restaurant license not applied and paid for as required in division (H) of this section, there shall be added a late processing fee in an amount set by Board resolution.

(J) Benevolent organizations are exempt from any temporary restaurant license or inspection related fees.

(K) For the services of the department in providing an increased frequency inspection as mandated under ORS 624.085 and OAR 333-157-0027, the department shall collect a fee for each additional inspection in an amount set by Board resolution. Reinspections for the sole purpose of checking the number of food handler cards shall not be subject to this fee.

(L) The department may charge a relocation fee in lieu of a full fee under certain circumstances such as, but not limited to, no change in business name, ownership, menu served or type of equipment used. The relocation fee shall be in an amount set by Board resolution. Plan review fees may apply.

(M) The department shall charge an inspection fee for a mobile unit licensed in another jurisdiction providing services in Multnomah County in an amount set by Board resolution.

Section 3. This ordinance is effective January 1, 2001.

FIRST READING:

August 17, 2000

SECOND READING AND ADOPTION:

August 24, 2000

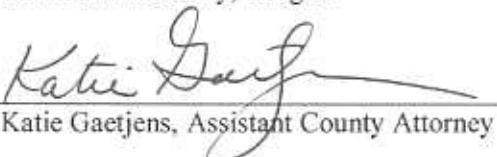


REVIEWED:

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON


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