

## Resolution 2023-01

*A resolution by the Board of Health of the Canton City Health Department, State of Ohio amending section 251.02 of the Canton City Health Code to amend a schedule of fees for food protection licenses and to declare the same to be an emergency.*

**WHEREAS** section 3717.25 (Retail Food Establishments) and section 3717.45 (Food Service Operations) of the Ohio Revised Code authorizes the local public health department to establish license fees for retail food establishments, food serviced operations, temporary license fees, mobile food license fees, vending food license fees, plan review fees and other program expenses;

**WHEREAS** Canton City Public Health has conducted the necessary program review of food protection program costs pursuant to the rules adopted under section 3717.07 of the Ohio Revised Code;

**WHEREAS** these fees are necessary for the proper administration of the food protection program and the food protection program is essential for the protection of public health and safety.

**NOW THEREFORE BE IT RESOLVED** that section 251.02 of the Canton City Health Code be amended to read as follows:

### **251.02 LICENSE FEES**

(A) The license fee for a food service operation or a retail food establishment as described in chapter 3717 of the Ohio Revised Code shall be charged as follows, plus any additional fee as required by chapter 3717 of the Ohio Revised Code:

License Category	License Fee
Food Service Operation/Retail Food Establishment	
Commercial Operation with floor area from 0 to 24,999sq. ft.	
Risk Level 1	<del>\$300.00</del> \$330.00
Risk Level 2	<del>\$350.00</del> \$385.00
Risk Level 3	<del>\$675.00</del> \$750.00
Risk Level 4	<del>\$875.00</del> \$970.00
Food Service Operation/Retail Food Establishment	
Commercial Operation with floor area equal to or greater than 25,000sq. ft.	
Risk Level 1	<del>\$450.00</del> \$500.00
Risk Level 2	<del>\$475.00</del> \$525.00
Risk Level 3	<del>\$1,210.00</del> \$1,330.00
Risk Level 4	<del>\$1,650.00</del> \$1,800.00

(B) The license fee for a noncommercial food service or a noncommercial retail food establishment as described in chapter 3717 of the Ohio Revised Code shall be 50% of the commercial fee specified in section 251.02(A) of the Canton City Health Code, plus any additional fee as required by chapter 3717 of the Ohio Revised Code.

(C) The license fee for a vending food service operation as described in chapter 3717 of the Ohio Revised Code shall be ~~\$20.00~~ \$14.00 plus any additional fee as required by chapter 3717 of the Ohio Revised Code.

(D) The license fee for a mobile food service operation or a mobile retail food establishment as described in chapter 3717 of the Ohio Revised Code shall be ~~\$80.00~~ \$125.00, plus any additional fee as required by chapter 3717 of the Ohio Revised Code.

(E) The license fee for a temporary food service operation or a temporary retail food establishment as described in chapter 3717 of the Ohio Revised Code shall be \$75.00 for location for a single event as required by law, plus any additional fee as required by chapter 3717 of the Ohio Revised Code.

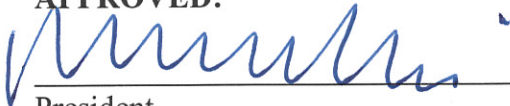
(F) Pursuant to Section 3717.25 of the Ohio Revised Code, the fee for a plan review of a new or existing commercial risk-based operation shall be ~~\$250.00~~ \$275.00. The plan review fee for a non-commercial risk-based operation shall be ~~\$125.00~~ \$137.50. The plan review fee shall be paid at the time of plan submission and is non-refundable.

The Health Commissioner is authorized to correct any ministerial or de-minimis errors that do not substantially alter the intended results or the numerical total sums of this resolution during or after the pendency or passage of this resolution. Any changes will be reported to the Board of Health.

**BE IT FURTHER RESOLVED** that this resolution is declared an emergency and will become effective on **February 1, 2023**.

**ADOPTED** by the Board of Health of the Canton City Health District this **23rd** day of **January, 2023**.

**APPROVED:**



President  
Canton City Board of Health



Secretary  
Canton City Board of Health

November 21, 2022  
1<sup>st</sup> Reading

December 19, 2022  
2<sup>nd</sup> Reading

January 23, 2023  
3<sup>rd</sup> Reading