

ORDINANCE NO. _____

1 AN ORDINANCE amending Chapter 8.20 of the Lincoln Municipal Code
 2 (Lincoln Food Code) by amending Section 8.20.150 relating to permit fees for food
 3 establishments, Section 8.20.170 relating to reinstatement fees, and Section 8.20.230 relating to
 4 permit fees for food handlers and food managers to provide that the City Council may, by
 5 resolution, establish or revise such fees; and repealing Sections 8.20.150, 8.20.170, and 8.20.230
 6 of the Lincoln Municipal Code as hitherto existing.

7 BE IT ORDAINED by the City Council of the City of Lincoln, Nebraska:

8 Section 1. That Section 8.20.150 of the Lincoln Municipal Code be amended to
 9 read as follows:

10 **8.20.150 Food Establishment; Permit Fees**

11 (a) The City Council may, by resolution, from time to time establish or revise fees to
 12 be paid by ~~Any~~ person who secures a food establishment permit under the Lincoln Food Code
 13 ~~shall pay the appropriate fee as follows~~ for any of the following:

14 (1) Food Establishment:

15	Food establishment--new permit.....	\$495.00
16	Food establishment--renewal.....	\$340.00
17	Each aAdditional food preparation facility	
18	(new or renewal).....	\$155.00

19 (2) Mobile Food Unit:

20	-----New or renewal as additional facility.....	\$155.00
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21 (3) Food Catering Services:

22 -----~~O~~perating as an additional food preparation facility to
 23 an approved food establishment:

1 ~~New or renewal~~ \$155.00

2 (4) Temporary Food Establishment:

3 (a) Operating for a single event not to exceed fourteen consecutive
4 days

5 ~~Temporary food establishment~~ \$140.00

6 ~~With a related food establishment~~ \$ 70.00

7 ~~Nonprofit organization~~ \$ 70.00

8 (b) Operating annually for more than one single event not to exceed
9 fourteen consecutive days

10 ~~Temporary food establishment~~ \$420.00

11 ~~Non-Profit Organization~~ \$210.00

12 (c) Operating as an additional food preparation facility to an approved
13 food establishment

14 ~~New or renewal~~ \$155.00

15 (d) Event Market:

16 ~~One to five vendors~~ \$155.00

17 ~~Each additional five vendors~~ \$155.00

18 (e) Farmers' Market:

19 ~~Basic Fee~~ \$ 85.00

20 ~~Plus: Vendor fee for each vendor selling
21 foods other than fruits, vegetables and
22 products permitted by the Nebraska~~

23 ~~Department of Agriculture~~ \$ 20.00

24 (b) Any person issued a new food establishment permit, other than a temporary food
25 establishment permit, after November 30 and before April 15 of each year shall pay 67% of the
26 new permit fee. Any person issued a new food establishment permit, other than a temporary food
27 establishment permit, on or after April 15 and before June 1 shall pay the new permit fee and
28 such permit shall be valid until May 31 of the following year.

29 (c) Fees shall be payable to the Health Director and the Health Director shall deposit
30 the fees at the City Treasurer's Office. The City Treasurer shall credit the fees to the Health
31 Fund.

1 Section 2. That Section 8.20.170 of the Lincoln Municipal Code amended to read
2 as follows:

3 **8.20.170 Reinstatement Fee.**

4 Any person eligible for reinstatement as provided within the Lincoln Food Code shall pay
5 a reinstatement fee of ~~\$250.00~~ as the City Council may, by resolution, from time to time establish
6 or revise in addition to any other applicable fees. The Health Director shall not reinstate the
7 permit until the reinstatement fee is paid.

8 Section 3. That Section 8.20.230 of the Lincoln Municipal Code amended to read
9 as follows:

10 **8.20.230 Food Handler and Food Manager Permit Fees.**

11 (a) ~~Any person who secures a food handler or food manager permit under the Lincoln~~
12 ~~Food Code shall pay the appropriate fee as follows~~ The City Council may, by resolution, from
13 time to time establish or revise fees to be paid by any applicant for the following:

- 14 (1) ~~Food Handler Permit Fee~~..... \$ 20.00
- 15 (2) ~~Restricted/Shift Food Manager Permit Fee~~..... \$ 20.00
- 16 (3) ~~Food Protection Manager Permit Fee~~..... \$ 30.00

17 (b) Fees shall be payable to the Health Department and the Health Director shall deposit
18 the fees at the City Treasurer’s Office. The City Treasurer shall credit the fees to the Health
19 Fund.

20 Section 4. Any and all fees in effect on August 1, 2014, under the sections amended
21 by this ordinance shall remain in effect until such time as the City Council passes a resolution
22 establishing or revising said fees as authorized herein.

1 Section 5. That Sections 8.20.150, 8.20.170, and 8.20.230 of the Lincoln Municipal
2 Code as hitherto existing be and the same are hereby repealed.

3 Section 6. That this ordinance shall take effect and be in force from and after passage
4 and publication in one issue of a daily or weekly newspaper of general circulation in the City,
5 according to law.

Introduced by:

Approved as to Form & Legality:

City Attorney

Approved this ___ day of _____, 2014: _____ Mayor
