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3 **ORDINANCE: Amend Section 11.11 of the General Code of Winnebago County (Amend**
4 **Section 11(3): Definitions; and Amend Appendix A: Winnebago County**
5 **Public Health Department Permit Fee Schedule)**

6
7 **TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:**

8
9 **WHEREAS**, Section 11.11 of the General Code for Winnebago County specifically provides the Winnebago
10 County Board of Supervisors with the authority to define and establish permit fees for the Winnebago County Public
11 Health Department; and

12 **WHEREAS**, the Winnebago County Public Health Department regularly establishes and reviews definitions
13 outlining the different fees for various Public Health Department permits; and

14 **WHEREAS**, the Winnebago County Board of Health is recommending that several old and some new
15 definitions in Section 11.11(3) of the General Code of Winnebago County be amended as outlined below so as to
16 better reflect the fees listed in, the Permit Fee Schedule, which is Appendix A in Chapter 11 of the General Code of
17 Winnebago County; and

18 **WHEREAS**, the Winnebago County Public Health Department annually reviews said Ordinance and makes a
19 recommendation to the Winnebago County Board of Health and to the Winnebago County Board of Supervisors
20 regarding establishing the fees for various Public Health Department permits so as to keep said fees reflective of the
21 actual cost of issuing such permits; and

22 **WHEREAS**, the Winnebago County Board of Health is recommending that Appendix A of Chapter 11 of the
23 General Code for Winnebago County, authorized specifically by Subsection 11.11(7), be amended as reflected in the
24 attached proposed Permit Fee Schedule.

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26 **NOW, THEREFORE, BE IT ORDAINED** by the Winnebago County Board of Supervisors that Subsection
27 11.11(3): Definitions, is hereby amended as follows:

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29 **11.11 LICENSURE AND REGULATION OF ESTABLISHMENTS BY WINNEBAGO COUNTY HEALTH**
30 **DEPARTMENT**

31
32 (3) **DEFINITIONS:**

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34 ~~(g) **Penalty Fee:** A fee for failure to pay established or assessed fees in a timely manner.~~

35
36 ~~(h) **Pre-Inspection Fee:** A fee for consultative services offered within a six (6) month period from the~~
37 ~~**date of permit application.**~~

38
39 ~~(i) **Re-Inspection Fee:** A fee for the third (3rd) and subsequent inspections needed to address~~
40 ~~**compliance issues with the statutes and administrative codes that govern their operation.**~~

41
42 ~~(j) **Temporary Inspection Fee:** A fee that is charged to inspect a food stand with a license from~~
43 ~~**another local Wisconsin jurisdiction or the State at a temporary or special event.**~~

44
45 ~~(k) **Temporary Operating Without a Permit/License Fee:** A fee assessed for a temporary established~~
46 ~~**that is found to be operating without a required permit or license from the Department.**~~

47
48 ~~(l) **Temporary Restaurant Non-Profit Fee:** Fee for organizations that includes, but not limited to,~~
49 ~~**churches, religious, fraternal, youth or patriotic organizations; service clubs and civic organizations; and other**~~
50 ~~**charitable organizations which prepare, serve, or sell meals to the general public for not more than fourteen (14)**~~

~~consecutive days. If the non-profit status of an organization is in question, a certification of non-profit status may be required to be presented at the time of application.~~

(g) **Operating Without a Permit/License Fee:** A fee assessed for an establishment that is found to be operating without a required permit or license from the Department.

(h) **Penalty Fee:** A fee for failure to pay established or assessed fees in a timely manner.

(i) **Pre-Inspection Fee—Change/New Owner:** A fee for consultative services and inspection offered when ownership changes in an existing establishment.

(j) **Pre-Inspection Fee—New Construction:** A fee for consultative services and inspection offered for the new construction of an establishment.

(k) **Re-Inspection Fee:** A fee for the third (3rd) and subsequent inspections needed to address compliance issues with the statutes and administrative codes that govern an operation.

(l) **Temporary Event Late Application Fee:** A fee for temporary event applications filed less than seven (7) days from the start of an event.

(m) **Temporary Inspection Fee:** A fee that is charged to inspect a food stand with a license from another local Wisconsin jurisdiction of the State at a temporary or special event.

(n) **Temporary Restaurant Non-Profit Fee:** A Fee for organizations that includes but is not limited to, churches; religious, fraternal, youth, or patriotic organizations; service clubs and civic organizations; and other charitable organizations which prepare, serve, or sell meals to the general public for not more than fourteen (14) consecutive days. If the non-profit status of an organization is in question, a certification of non-profit status may be required to be presented at the time of application.

BE IT FURTHER ORDAINED by the Winnebago County Board of Supervisors that Appendix A of Chapter 11 of the General Code for Winnebago County, authorized specifically in Subsection 11.11(7), is hereby amended as is shown in the attached Winnebago County Health Department 2015-2016 Permit Fee Schedule.

BE IT FURTHER ORDAINED by the Winnebago County Board of Supervisors that said definitions and permit fee changes shall be effective as of July 1, 2015.

Submitted by:

BOARD OF HEALTH

Committee Vote: **7-0**

Vote Required for Passage: **Majority of Those Present**

Approved by the Winnebago County Executive this _____ day of April, 2015.

Mark L Harris
Winnebago County Executive