

**ORDINANCE 2009-01**

(Incorporating ordinances 91-01, 97-06, 2001-02, 2004 -01, 2005-02, 2005-03 2005-04 et.al.)

AN ORDINANCE OF THE PRINCETON REGIONAL HEALTH COMMISSION AMENDING "THE SANITARY CODE OF THE BOROUGH OF PRINCETON AND THE TOWNSHIP OF PRINCETON".

BE IT ORDAINED by the Princeton Regional Health Commission as follows:

**ARTICLE I. GENERAL**

5. Section 5. Licenses, Permits and Notices.

All licenses, permits and notices of the Commission shall be in writing on forms to be furnished for said purpose, and when signed by the Health Officer or an authorized agent, said notices shall be considered official notices of the Commission. Any person or persons upon whom such notice shall be served shall be deemed to be officially notified by said Commission when any such notice is served according to health laws of the State of New Jersey. Based on the conditions observed (by the Health Officer or authorized agents) and the potentially injurious impact on the public’s health, a notice of violation may require abatement within a minimum of twenty-four (24) hours. All such specific time limits will be noted on all notices of violation.

**ARTICLE II. RETAIL FOOD ESTABLISHMENTS**

3. Section 3. Permit Fees.

<u>Establishment</u>	<u>2006 Fees</u>	
(a) Food Sales predominantly for on-premises consumption:		
(1) Establishments with 25 customer seats or less	\$250	<u>\$300</u>
(2) Establishments with 26-75 customer seats	\$325	<u>\$375</u>
(3) Establishments with 76-150 customer seats	\$340	<u>\$400</u>
(4) Establishments with more than 150 customer seats	\$475	<u>\$700</u>
(b) Food Sales predominantly for off-premises consumption:		
(1) 0 - 3,000 square feet per location	\$250	<u>\$300</u>
(2) 3,001 to 5,000 square feet per location	\$325	<u>\$375</u>
(3) 5,001 to 10,000 square feet per location	\$400	<u>\$500</u>
(4) Greater than 10,000 square feet per location	\$475	<u>\$700</u>
(c) Pre-Packaged Food Establishment (Non-Tobacco Merchants)	\$80	<u>\$90</u>
(d) Pre-Packaged Food Establishment (Tobacco Merchants)	\$145	<u>\$175</u>
(e) Mobile Establishments	\$90	<u>\$120</u>
(f) Food Vending Machines	\$25	
(g) One Day Event with Baked Goods & Non- Potentially Hazardous Foods	\$35	<u>\$45</u>
(h) Temporary Establishments	\$35 per one day event	<u>\$45</u>
(1) 2-3 Day Temporary Food Licenses	\$100	<u>\$125</u>
(2) 4-7 day Temporary Food Licenses	\$175	<u>\$225</u>
(3) 8-10 Day Temporary Food Licenses	\$350	<u>\$400</u>

(i) Free Standing Caterers	\$125	<b>\$150</b>
(j) Catering Operations		
(1) Within a Licensed Facility	\$75	<b>\$100</b>
(2) Free Standing Caterers	\$125	<b>\$150</b>
(k) Late Administrative Fee	\$100	<b>\$125</b>
(l) Review of Retail Food Establishment Plans for new or modified establishments		
(1) Establishments with 25 customer seats or less / 0 – 3000 Sq. Ft.	\$80	<b>\$150</b>
(2) Establishments with 26-75 customer seats / 3,001 – 5,000 Sq. Ft.	\$120	<b>\$200</b>
(3) Establishments with 76-150 customer seats / 5,001 – 10,000 Sq. Ft.	\$150	<b>\$250</b>
(4) Establishments with more than 151 customer seats / > 10,000 Sq. Ft.	\$175	<b>\$300</b>

6. Section 6 Reinspection Fee.

(a) Retail food establishments which fail to achieve a “Satisfactory” rating shall be subject to a Reinspection Fee of (\$250) **\$300** which shall be paid prior to **reinspection of the establishment to determine if the cause for the less than “Satisfactory” rating has been corrected.**

(b) A second occurrence of a “Conditional” or “Unsatisfactory” rating for a food establishment within two years of the first “Conditional “ or “Unsatisfactory” rating shall be charged a fee of (\$375) **\$500**. **The fee shall be paid prior to the reinspection of the establishment to determine if the cause for the less than “Satisfactory” rating has been corrected.**

(c) For a third or more occurrences of a “Conditional” or “Unsatisfactory” rating for a food establishment within two years of the first “Conditional “ or “Unsatisfactory”, a fee of (\$750) **\$850** shall be charged for each subsequent event. **The fee shall be paid prior to the reinspection of the establishment to determine if the cause for the less than “Satisfactory” rating has been corrected.**

(d) A fourth occurrence within two years will require the owner/representative to submit a corrective action plan (which will include the recertification of the manager) with specific dates for compliance to the Health Officer or an authorized agent. If the submitted plan is unacceptable, the Health Officer may take administrative action as deemed appropriate, which may include the issuance of summonses and closure of the establishment. Depending on the severity of violation of State or local code pertaining to the operation of a food establishment, the owner/representative shall be required to submit a corrective action plan with specific dates for compliance, closure or other administrative action as deemed appropriate by the Health Officer or authorized agent on the first occurrence.

**ARTICLE IIA. MISCELLANEOUS FEES**

<b>Influenza Immunization (Flu Shot)</b>	<b>\$20.00</b>
<b>Pneumococcal Immunization</b>	<b>\$30.00</b>

**ARTICLE IIIA. VITAL STATISTICS**

3. Fees

(a) Fee for Certified Copies of Vital Statistics	\$25	
(b) Additional Copies on Certified Paper (corrections)	\$25	
(c) Certification of Vital Records (Informational Purposes Only)	\$15	<u>\$20</u>
(d) Corrections	\$50	

**ARTICLE IV. HOUSING.**

3 Section 3. Standards for Construction and Maintenance of [Maintaining] a Cesspool [or], Privy or Individual On-site Septic Disposal System

3.3 Individual Onsite Septic Disposal System Fees

(a) Septic System Application (New System)	\$650	<u>\$750</u>
(h) Septic Plan Revision	\$225	<u>\$325</u>

**ARTICLE VIII. REPEALER.**

1. Section 1. Repealer.

All ordinances and regulations of the Commission that are inconsistent with this ordinance are hereby repealed to the extent of such inconsistency.

**ARTICLE IX. SEVERABILITY.**

1. Section 1. Severability

In the event that any section, sentence, or clause of these articles shall be declared unconstitutional, unenforceable or otherwise invalid by a court of competent jurisdiction such determination shall not prejudice the enforcement of the remaining provisions.

**ARTICLE X. EFFECTIVE DATE.**

1. Section 1. Effective Date.

This ordinance shall take effect thirty days after the first publication thereof, as provided for by law.

First Reading:

First Publication:

Second Reading and Adoption:

Second Publication:

Effective Date:

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Bruce Topolosky, Chair  
Princeton Regional Health Commission