

**Eau Claire City-County Board of Health
Resolution 14-01
February 26, 2014**

Adopting fees for Retail Food Establishments, Restaurants, Beverage Establishments and Mobile Food Processing Facilities.

WHEREAS Wisconsin Statute 251.04(3) and 254.69(2)(g) provides that the Board of Health of the Eau Claire City-County Health Department shall have the authority to adopt regulations to protect and improve public health; and

WHEREAS Wisconsin Statute 251.04(7) specifically states that such boards take such measures as shall be effectual for the preservation of the public health; and

WHEREAS the Board of Health of the Eau Claire City-County Health Department did adopt such a regulation entitled "Food Establishment Regulation"; and

WHEREAS Section Wisconsin Statute 66.0628 provides the authority to set and impose fees for services; and

WHEREAS Section 1-0.040 of this regulation provides that the Board of Health shall establish fees for the permits for these facilities;

THEREFORE, the Eau Claire City-County Board of Health does ordain that the following fees shall be required annually for the permits and as specified for reinspections, preinspections, plan reviews, and late fees of the various types of facilities as defined in the regulation. Such fees shall be reviewed periodically by the Board of Health for adjustments as needed. All fees shall be payable to the Eau Claire City-County Health Department or to the Eau Claire City Treasurer for Health Department permits being issued by the City Clerk's office.

1. Restaurant Permit fee Schedule: The annual, non-returnable and non-prorated fees for restaurants, beverage establishments, temporary restaurants, as well as plan review and preinspection fees for new and change of operator are as follows:

Restaurants	Health Department Fee	Plan Review Fee	Preinspection Fee
Limited Restaurant	\$238.00	\$55.00	\$55.00
Unlimited Restaurant: <\$100,000 Annual Sales	\$509.00	\$75.00	\$80.00
Unlimited Restaurant: \$100,000-\$499,999 Annual Sales	\$617.00	\$100.00	\$110.00
Unlimited Restaurant: \$500,000-\$1,000,000 Annual Sales	\$712.00	\$125.00	\$135.00
Unlimited Restaurant: >\$1,000,000 Annual Sales	\$805.00	\$150.00	\$165.00
One Independent Food Prep/Service Facility	\$135.00	\$75.00	\$110.00
Temp Restaurants/Mobile Food Establishment	\$138.00	\$0.00	\$0.00
Beverage Establishment	\$209.00	\$55.00	\$55.00

*Limited Restaurant: Limits food services to individually wrapped, hermetically sealed single food servings supplied by a licensed processor.

*Unlimited Restaurant: Serves meals prepared from raw, canned, dried, packaged or frozen foods.

2. Retail Permit Fee Schedule: The annual, non-returnable and non-prorated fees for retail food processing establishments, non-processing retail food establishments, mobile food processing facilities as well as plan review and preinspection fees for new and change of operator are as follows:

Retail Food Establishments	Health Department Fee	Plan Review Fee	Preinspection Fee
Processing Retail Food: <\$200,000 Annual Sales	\$316.00	\$50.00	\$55.00
Processing Retail Food: \$200,000-\$999,999 Annual Sales	\$661.00	\$75.00	\$80.00
Processing Retail Food: >\$1,000,000-\$5,000,000 Annual Sales	\$864.00	\$100.00	\$110.00
Processing Retail Food: >\$5,000,000	\$1,536.00	\$150.00	\$165.00
Non-Processing Retail Food	\$211.00	\$0.00	\$0.00
Mobile Retail Food	\$138.00	\$0.00	\$0.00

3. Late Fee: An additional penalty fee of \$100 shall be required, as provided for in section 1-0.040B.1, whenever the annual fee for renewal is not paid prior to the expiration of the permit.

4. Insufficient Funds Fee: Fees or payments returned from a financial institution for insufficient funds shall be subject to a penalty fee of \$25 shall be required, as provided for in section 1-0.040 B.2.

5. Operators found to be operating without a valid permit shall be subject to a double license fee, as provided for in section 1-0.040B.3.

6. Operators found to be operating without a certified food manager, as required by the Wisconsin Food Code, will be subject to a fee equal to that of the reinspection fee as provided for in section 1-0.040B.4.

7. Inspection Fee, as provided for in section 1-0.040C, shall be assessed as follows:
 Processing potentially hazardous foods: \$60

8. Reinspection Fees: A fee of \$75 shall be required, as provided for in section 1-0.040D.

9. The total preinspection fee for issuing permits within the same establishment under the operation of the same person shall be determined by using the largest pre-inspection fee and assessing 75% of the pre-inspection fee of any additional permit.

10. Expiration of License: License shall expire on June 30 of each license year.

11. Permit fees, reinspection fees, plan review fees, and pre-inspection fees become effective on July 1, 2014, except for new and change of ownership restaurants which become effective April 1, 2014.

Adopted by Board of Health on February 26th, 2014.

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