

IN THE COUNTY LEGISLATURE OF JACKSON COUNTY, MISSOURI

AN ORDINANCE repealing sections 4031., and 4055., and Schedule I to chapter 40, Jackson County Code, relating to public health, and enacting, in lieu thereof, two new sections and one new schedule relating to the same subject.

ORDINANCE NO. 5901, December 2, 2024

INTRODUCED BY Jeanie Lauer, County Legislator

WHEREAS, the Environmental Health Administrator recommends revisions to bring the County Code provisions regarding liquor licenses and property taxes up to date; and,

WHEREAS, there is a need to remove the requirement to check liquor licenses and property taxes; and,

WHEREAS, it is also appropriate at this time to revise the fees to Schedule 1 to new fees that reflect the rate of inflation as determined by the Consumer Price Index as this should be evaluated every two years; now therefore,

BE IT ORDAINED by the County Legislature of Jackson County, Missouri, as follows:

Section A. Enacting Clause.

Sections 4031., and 4055., and Schedule I to Chapter 40, Jackson County Code, 1984, are hereby repealed and two new sections and one new schedule enacted in lieu thereof, to be known as sections. 4031., and 4055., and Schedule I., to read as follows:

4031. Permit Application.

Any person, firm, partnership, or corporation desiring to operate a Food Establishment, Temporary Food Establishment, Non-Profit Organization Temporary Food Establishment, Seasonal Food Establishment, Soft Serve Frozen Dessert Machine, Mobile Food Unit, Pushcart, Lodging Establishment, Food Processor/Warehouse, Farmers' Market Vendor Stall, Catering Operation, or Aquatic Venue shall make written application for a permit.

4031.1 Forms and Fees.

All applications for permits shall be made on forms provided by the Health Officer, and shall be accompanied by the appropriate fee as set out on Schedule 1 to this chapter.

a. Parcel Number. For a new applicant to obtain a permit, the establishment must first obtain a business personal property parcel number from the Jackson County Assessment Department.

b. [Liquor License and] Business Personal Property Tax. For any permitted establishment to renew its annual permit, the establishment must also submit a copy of

its [Jackson County liquor license (if applicable) and a copy of the] previous year's paid business personal property tax receipt (if in business on January 1st).

4031.2 Temporary Food Establishment.

Applications for a Temporary Food Establishment permit shall include the dates of the proposed operation.

4031.3 Non-Profit Organizations, Temporary Events.

Applications for a non-profit organization's temporary food establishment permit shall include the dates and location of the proposed events. A non-profit organization shall submit proof of 501(c)3 exemption form or other tax-exempt letter with the application.

4031.4 Authorized Events by County Employees in County Facilities.

Applications for permits for fundraising events by County or Circuit Court employees within County facilities that are open to the public and that have been authorized by the County shall include the dates and locations of the authorized events.

4031.5 Authorized Events Conducted by County Employees in County Facilities Fee, Waiver.

No fee shall be charged for any approved one-day fundraising event that is sponsored by the County or Circuit Court within County facilities and open to the public for a nonprofit/charitable cause.

4031.6 Public Agencies. Whenever a public agency with taxing authority is the applicant for a permit, any fee authorized by this chapter may be reduced or abated by the Health Officer for the purpose of conserving public tax resources.

[4055. Payment of Property Taxes.

Notwithstanding anything contained in this chapter to the contrary, the issuance of a permit under this chapter to any applicant may be withheld and any permit previously issued under this chapter to any applicant may be suspended or revoked, if property tax due to the county on any Applicant Property (defined below) is or becomes delinquent. As used herein, the term "Applicant Property" shall mean any real or personal property that is owned by such applicant or that is used in the activity for which the permit is required and owned by any party related to such applicant or owned by any entity owned or controlled by or under common ownership or control with such applicant.]

CHAPTER 40

SCHEDULE I

FOOD SAFETY AND ENVIRONMENTAL HEALTH

Required permits and Permit Fees.

Establishments, events, and public engagements that require a permit and inspection are listed in this schedule I. Annual permit fees shall be charged according to schedule I.

The schedule below reflects current fees. Increases shall be implemented according to the schedule. **[every two years by the rate of inflation as determined by the consumer price index.]** (Ord. 5008, Eff. 09/05/2017; Ord.5393 Eff. 9/14/20)

| Permit | Current | 2021 | 2023 |
|---|---------|-------|-------|
| Replacement Fee | \$5 | \$5 | \$5 |
| Plan Review Fee | \$310 | \$315 | \$320 |
| Re-inspection Fee | \$105 | \$105 | \$110 |
| Low Priority Food Establishment permit | \$255 | \$255 | \$260 |
| Medium Priority Food Establishment Permit | \$460 | \$470 | \$475 |
| High Priority Food Establishment Permit | \$775 | \$785 | \$795 |
| Mobile Unit/Push Cart Permit | \$205 | \$210 | \$215 |
| Non-Profit Food Establishment Permit | \$30 | \$30 | \$30 |
| School Cafeteria Permit | \$55 | \$55 | \$55 |
| Seasonal Permit | \$105 | \$105 | \$105 |
| Soft Serve Dessert Machine Permit | \$55 | \$55 | \$55 |
| Temporary Food Establishment Permit | \$55 | \$55 | \$55 |
| Catering Permit | \$385 | \$395 | \$400 |
| Farmer's Market Vendor Stall Permit | \$30 | \$30 | \$30 |

| | | | |
|---|-------|-------|-------|
| Non-Profit Temporary Food Permit | \$30 | \$30 | \$30 |
| Lodging Establishment Permit | \$155 | \$155 | \$160 |
| Food Processor/Warehouse Permit | \$155 | \$155 | \$160 |
| Aquatic Venue Permit | \$155 | \$155 | \$160 |
| Vending Machine Permit Fee | \$30 | \$30 | \$30 |
| Food Permit Late Filing Fee | \$55 | \$55 | \$55 |
| Temporary Food Permit Late Fee – Application is considered late if submitted less than 48 hours before the event. | \$30 | \$30 | \$30 |

Effective Date: This ordinance shall be effective immediately upon its signature by the County Executive.

APPROVED AS TO FORM:

Bryan Covinsky
Bryan Covinsky (Nov 26, 2024 11:23 CST)

County Counselor

I hereby certify that the attached ordinance, Ordinance No. 5901 introduced on December 2, 2024, was duly passed on December 16, 2024 by the Jackson County Legislature. The votes thereon were as follows:

Yeas 9

Nays 0

Abstaining 0

Absent 0

This Ordinance is hereby transmitted to the County Executive for his signature.

12.17.2024
Date

Mary Jo Spino
Mary Jo Spino, Clerk of Legislature

I hereby approve the attached Ordinance No. 5901.

12/17/2024
Date

Frank White, Jr.
Frank White, Jr., County Executive