

AN ORDINANCE ESTABLISHING A CODE REGULATING RETAIL FOOD HANDLING ESTABLISHMENTS, REQUIRING PERMITS FOR THE OPERATION THEREOF, PROVIDING FOR THE INSPECTION OF SUCH ESTABLISHMENTS AND FIXING PENALTIES FOR VIOLATIONS.

BE IT ORDAINED BY THE BOARD OF HEALTH OF THE TOWNSHIP OF WINFIELD, COUNTY OF UNION, NEW JERSEY:

Section 1: A code regulating retail food handling establishments, providing for the inspection of such establishments and fixing penalties for violations is hereby established pursuant to Revised Statutes 26:3-69.1 to 69.6. A copy of said code is annexed hereto and made a part hereof without the inclusion of the text thereof herein.

Section 2: The said code established and adopted by this ordinance is described and commonly known as the "Retail Food Handling Establishment Code of New Jersey (1952)".

Section 3: Three copies of the said "Retail Food Handling Establishment Code of New Jersey (1952)" have been placed on file in the Office of the Clerk of this Local Board of Health upon the introduction of the ordinance and will remain on file there until final action is taken on this ordinance for the use and examination of the public.

Section 4:

(a) No person shall operate a retail food handling establishment unless a certificate or license (or approval of an existing certificate or license) to operate same shall have been issued by this Board of Health. Such certificate or license (or approval of an existing certificate or license) shall be posted in a conspicuous place in such establishment.

(b) There shall be a charge of \$5.00 for such certificate or license or approval of an existing certificate or license.

(c) Certificates or licenses issued or approved under the provisions of this ordinance shall expire annually on December 31st of each year and application for renewal thereof shall be submitted together with the required fee prior to December 20th of each year.

(d) A person conducting an itinerant retail food handling establishment shall secure a certificate or license or if such person is the holder of a certificate or license issued by the Board of Health of another jurisdiction said certificate or license may be approved by this Board of Health (and there shall be a fee of \$15.00 dollars charged for such approval.

(e) A certificate or license or approval of certificate or license may be suspended or revoked for a violation by the holder of any provision of this ordinance or code after an opportunity for a hearing by the Board of Health or its authorized representative.

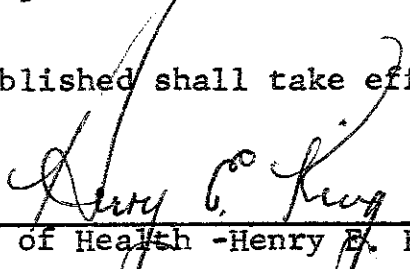
(f) A certificate or license or approval of a certificate or license issued by another Board of Health is not transferable.

Section 5: Any person who violates any provision of, or order promulgated under this ordinance or code established herein shall, upon conviction thereof, be liable to a penalty of not less than Two (\$2.00) Dollars nor more than one hundred (\$100.00) dollars for each violation. Each day a particular violation continues shall constitute a separate offense.

Section 6: All ordinances, codes or parts of same inconsistent with any of the provisions of this ordinance and the code established hereunder are hereby repealed to the extent of such inconsistency.

Section 7: In the event that any section, sentence or clause of this ordinance or code shall be declared unconstitutional by a court of competent jurisdiction such declaration shall not in any manner prejudice the enforcement of the remaining provisions.

Section 8: This ordinance and the code herein established shall take effect 30 days after first publication.


Chairman, Board of Health - Henry E. King

Motioned by

Francis A. Kelly
Francis A. Kelly

Seconded by

Louis W. Many
Louis W. Many

NOTICE

The foregoing ordinance was introduced and approved on first reading at a regular meeting of the Board of Health on May 14, 1962, and was adopted on final reading at a special meeting of the Board of Health on May 24, 1962, at the Township Offices, 12 Gulfstream Avenue, Winfield, N.J.

David Rees

David Rees, Township Clerk.