

**RESOLUTION 2024-01**

*A resolution by the Board of Health of the Canton City Health Department, State of Ohio amending section 251.02 of the Canton City Health Code to amend a schedule of fees for food protection program fee*

**WHEREAS** section 3717.25 (Retail Food Establishments) and section 3717.45 (Food Service Operations) of the Ohio Revised Code authorizes the local public health department to establish license fees for retail food establishments, food serviced operations, temporary license fees, mobile food license fees, vending food license fees, plan review fees and other program expenses;

**WHEREAS** Canton City Public Health has conducted the necessary program review of food protection program costs pursuant to the rules adopted under section 3717.07 of the Ohio Revised Code;

**WHEREAS** these fees are necessary for the proper administration of the food protection program and the food protection program is essential for the protection of public health and safety.

**NOW THEREFORE BE IT RESOLVED** that section 251.02 of the Canton City Health Code be amended to read as follows:

**251.02 LICENSE FEES**

(A) The license fee for a food service operation or a retail food establishment as described in chapter 3717 of the Ohio Revised Code shall be charged as follows, plus any additional fee as required by chapter 3717 of the Ohio Revised Code:

<b>License Category</b>	<b>License Fee</b>
Food Service Operation/Retail Food Establishment	
Commercial Operation with floor area from 0 to 24,999sq. ft.	
Risk Level 1	<del>\$330.00</del> \$110.00
Risk Level 2	<del>\$385.00</del> \$115.00
Risk Level 3	<del>\$750.00</del> \$135.00
Risk Level 4	<del>\$970.00</del> \$150.00
Food Service Operation/Retail Food Establishment	
Commercial Operation with floor area equal to or greater than 25,000sq. ft.	
Risk Level 1	<del>\$500.00</del> \$120.00
Risk Level 2	<del>\$525.00</del> \$124.00
Risk Level 3	<del>\$1,330.00</del> \$215.00
Risk Level 4	<del>\$1,800.00</del> \$220.00

(B) The license fee for a noncommercial food service or a noncommercial retail food establishment as described in chapter 3717 of the Ohio Revised Code shall be 50% of the commercial fee specified in section 251.02(A) of the Canton City Health Code, plus any additional fee as required by chapter 3717 of the Ohio Revised Code.

(C) The license fee for a vending food service operation as described in chapter 3717 of the Ohio Revised Code shall be ~~\$14.00~~ \$14.50 plus any additional fee as required by chapter 3717 of the Ohio Revised Code.

(D) The license fee for a mobile food service operation or a mobile retail food establishment as described in chapter 3717 of the Ohio Revised Code shall be ~~\$125.00~~ \$220.00, plus any additional fee as required by chapter 3717 of the Ohio Revised Code.

(E) The license fee for a temporary food service operation or a temporary retail food establishment as described in chapter 3717 of the Ohio Revised Code shall be ~~\$75.00~~ \$125.00 for location for a single event as required by law, plus any additional fee as required by chapter 3717 of the Ohio Revised Code.

(F) Pursuant to Section 3717.25 of the Ohio Revised Code, the fee for a plan review of a ~~new or~~ existing commercial risk-based operation shall be ~~\$275.00~~ \$250.00 a small facility and \$500.00 for a large facility. The plan review fee for a new commercial facility (new building) shall be \$500.00 for a small facility, and \$750.00 for a large facility. The plan review fee for a non-commercial risk-based operation shall be 50% of the commercial risk-based plan review fee. The plan review fee shall be paid at the time of plan submission and is non-refundable.

The Health Commissioner is authorized to correct any ministerial or de-minimis errors that do not substantially alter the intended results or the numerical total sums of this resolution during or after the pendency or passage of this resolution. Any changes will be reported to the Board of Health.

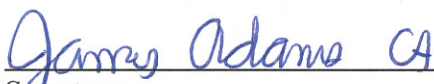
**BE IT FURTHER RESOLVED** that this resolution once a week for two consecutive weeks in a newspaper of general circulation in Stark County.

**EFFECTIVE DATE:** The effective date of this resolution shall be 10 days from the first date of publication as provided for by law.

**ADOPTED** by the Board of Health of the Canton City Health District this **23rd** day of **January, 2024**.

**APPROVED:**

  
\_\_\_\_\_  
President  
Canton City Board of Health

  
\_\_\_\_\_  
Secretary  
Canton City Board of Health

November 27, 2023  
1<sup>st</sup> Reading

December 18, 2023  
2<sup>nd</sup> Reading

January 23, 2024  
3<sup>rd</sup> Reading

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STATE OF OHIO, COUNTY OF STARK

The Canton Repository, a daily newspaper of general circulation, printed and published in the county of Stark, in the State of Ohio; that the publication, a copy of which is attached hereto, was published in said newspaper in the issue dated:

01/24/2024, 02/02/2024

Sworn to and subscribed before on 02/02/2024

## LEGAL NOTICE

On January 23, 2024 the Board of Health of the Canton City Health District (Canton City Public Health) passed a resolution establishing new fees for licensing food facilities located in the city of Canton. The effective date of this resolution is February 1, 2024. A full copy of the resolution and associated fees can be found on their website at [www.cantonhealth.org](http://www.cantonhealth.org) or by calling 330-438-4659. Published in The Repository on January 24 and February 2, 2024.

Legal Clerk

Notary, State of WI, County of Brown

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