

TOWN OF ADDISON, TEXAS

ORDINANCE NO. _____

AN ORDINANCE OF THE TOWN OF ADDISON, TEXAS AMENDING THE CODE OF ORDINANCES, CHAPTER 46 TO ADOPT THE 2105 TEXAS FOOD ESTABLISHMENT RULES TO REGULATE FOOD ESTABLISHMENTS INCLUDING FOOD SERVICE ESTABLISHMENTS, RETAIL FOOD STORES, TEMPORARY FOOD ESTABLISHMENTS, MOBILE FOOD UNITS AND ROADSIDE VENDORS; PROVIDING A SAVINGS CLAUSE; ESTABLISHING LOCAL AMENDMENTS TO THOSE RULES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY OF A FINE NOT TO EXCEED THE SUM OF FIVE HUNDRED DOLLARS (\$500.00) FOR EACH OFFENSE; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Town of Addison, Texas (the "City") has previously adopted the 2006 Texas Food Establishment Rules to regulate food service establishments in the city; and

WHEREAS, the City desires to update its food establishment rules to adopt the 2015 Texas Food Establishment Rules adopted by the State of Texas.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE TOWN OF ADDISON, TEXAS THAT:

Section 1. The Code of Ordinances (the "Code") of the Town of Addison, Texas Chapter 46, Health and Sanitation, Section 46-31 is hereby amended to read in its entirety as follows:

Sec. 46-31. - Adoption of state rules on food establishment sanitation.

The Texas Food Establishment Rules ("Rules") adopted by the Texas Department of State Health Services at 25 Tex. Admin. Code Ch. 228 as amended herein are hereby adopted as the rules for food sanitation. A copy of the rules shall be kept and maintained in the office of the city secretary

Section 2. The Code of Ordinances (the "Code") of the Town of Addison, Texas Chapter 46, Health and Sanitation, Section 46-32(a) is hereby amended to read in its entirety as follows:

Sec. 46-32. - Food service regulations.

(a) Generally. The rules are hereby amended as follows:

- (1) 25 Tex. Admin. Code 228.2 (116) of the Rules, "Regulatory Authority", is amended to read as follows:
"(116) Regulatory authority. The Town of Addison Environmental Services Dept."
- (2) 25 Tex. Admin. Code 228.250(a) of the Rules, Competency of Inspectors and Access
"(a) Food establishment inspector qualifications. An individual conducting inspections..."

exceed the sum of Five Hundred Dollars (\$500.00) for each offense and each and every such day such offense shall continue shall be deemed to constitute a separate offense.

Section 7. Effective Date. This Ordinance shall take effect on September 30, 2016 and after publication as required by law.

PASSED AND APPROVED by the City Council of the Town of Addison, Texas this the 26th day of April, 2016.

Todd Meier, Mayor
Town of Addison, Texas

ATTEST:

Laura Bell, City Secretary

APPROVED AS TO FORM:

Brenda N. McDonald, City Attorney