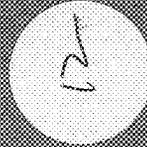


ORDINANCE No. 116934

*NQ  
The*

*Law Department*

COUNCIL BILL No. 109887



The City of

AN ORDINANCE relating to food-service establishment permit fees; amending Seattle Municipal Code 10.03.110 to revise fees.

Honorable President:

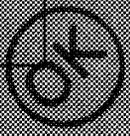
Your Committee on \_\_\_\_\_

to which was referred the within \_\_\_\_\_  
report that we have considered the \_\_\_\_\_

COMPTROLLER FILE No. \_\_\_\_\_

Introduced: <u>SEP 27 '93</u>	By: <u>WEEKS</u>
Referred: <u>SEP 27 '93</u>	To: <u>Budget</u>
Referred:	To:
Referred:	To:
Reported: <u>NOV 22 1993</u>	Second Reading: <u>NOV 22 1993</u>
Third Reading: <u>NOV 23 1993</u>	Signed: <u>NOV 22 1993</u>
Presented to Mayor: <u>NOV 24 1993</u>	Approved: <u>NOV 26 1993</u>
Returned to City Clerk: <u>NOV 29 1993</u>	Published:
Vetoed by Mayor:	Veto Published:
Passed over Veto:	Veto Sustained:

*Full Com*



Department



# The City of Seattle--Legislative Department

Date Reported  
and Adopted

## REPORT OF COMMITTEE

President:

Committee on

was referred the within Council Bill No.

that we have considered the same and respectfully recommend that the same:

Full Council Vote 9-0

Committee Chair

ORDINANCE 116934

AN ORDINANCE relating to food-service establishment permit fees; amending Seattle Municipal Code 10.03.110 to revise fees.

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

SECTION 1. Effective January 1, 1994, Seattle Municipal Code 10.03.110 (Section 2 of Ordinance 110268, as last amended by Section 1 of Ordinance 116436) is amended as follows:

**10.03.110 Food-service establishment permit fees.**

A. The permit fees for the food-service establishments subject to regulation by Chapter 10.11 Seattle Municipal Code shall be the annual fees set forth below and, with respect to temporary food-service establishments, the periodic fee set forth below:

Type of Food-Service Establishment	Fee
Restaurants	
Seating capacity 1 - 75 .....	( <del>(\$145.00)</del> ) <u>\$155.00</u>
Seating capacity 76 - 150 .....	( <del>(\$230.00)</del> ) <u>\$245.00</u>
Seating capacity 151-250 .....	( <del>(\$330.00)</del> ) <u>\$355.00</u>
Seating capacity over 250 .....	( <del>(\$430.00)</del> ) <u>\$460.00</u>
Caterers (if not part of another food-service establishment), Food-Processing Establishments, Snack Bars in which food preparation occurs, and Retail Bakeries .....	( <del>(\$145.00)</del> ) <u>\$155.00</u>
Mobile Food-Service Units	
Low-hazard mobile food carts, base fee .....	( <del>(\$175.00)</del> ) <u>\$185.00</u>
Additional locations, each .....	( <del>(\$ 60.00)</del> ) <u>\$ 65.00</u>
Restricted mobile caterers, base fee .....	( <del>(\$175.00)</del> ) <u>\$185.00</u>
Additional vehicles, each .....	( <del>(\$ 60.00)</del> ) <u>\$ 65.00</u>
Unrestricted mobile caterers, base fee .....	( <del>(\$200.00)</del> ) <u>\$215.00</u>
Additional vehicles, each .....	( <del>(\$ 60.00)</del> ) <u>\$ 65.00</u>
Restricted mobile carts, base fee .....	( <del>(\$175.00)</del> ) <u>\$185.00</u>
Additional locations, each .....	( <del>(\$ 60.00)</del> ) <u>\$ 65.00</u>
Temporary Food-Service Establishments,	
Low-hazard operation .....	( <del>(\$50.00)</del> ) <u>\$55.00</u>
High-hazard operation .....	( <del>(\$75.00)</del> ) <u>\$80.00</u>
Religious, charitable, or educational organization or institution with an Internal Revenue Service 501(C)(3) nonprofit tax-exempt status .....	\$25.00
Snack Bars in which no food preparation occurs .....	( <del>(\$ 60.00))</del> ) <u>\$ 65.00</u>
Food Demonstrators .....	( <del>(\$ 85.00)</del> ) <u>\$ 90.00</u>
Food Promoters .....	( <del>(\$235.00)</del> ) <u>\$250.00</u>
Taverns (no food preparation) .....	( <del>(\$ 85.00)</del> ) <u>\$ 90.00</u>
Grocery Stores	
Less than 4 checkout devices .....	( <del>(\$ 60.00)</del> ) <u>\$ 65.00</u>
4-8 checkout devices .....	( <del>(\$130.00)</del> ) <u>\$140.00</u>
Over 8 checkout devices .....	( <del>(\$235.00)</del> ) <u>\$250.00</u>
Religious, charitable, or educational organization or institution with an Internal Revenue Service 501(C)(3) nonprofit tax- exempt status operating a food-service establishment .....	\$50.00
Public, private, or parochial school lunchroom .....	One-half fee for applicable category above

1 Vending facility under the supervision of the Washington State Commission for the Blind . . . . . One-half fee for applicable category above

2  
3  
4 Provided, that if the application pertains to a seasonal food-service establishment or a food-  
5 service establishment that is to be operated only after October 1st, in any year, the applicable  
6 permit fee shall be one-half (1/2) the annual fee specified above.

7 B. The fee for any permit to be issued under Chapter 10.11 of the Seattle Municipal Code  
8 shall be due and payable on or before the commencement date of the operation subject to such  
9 permit.

10 C. For the purpose of calculating seating capacity to determine the applicable permit fee,  
11 the following methodology shall be used:

12 1. Only the number of seats used for serving customers shall be counted; seating used  
13 solely for customer waiting shall not be counted.

14 2. Any restaurant comprised of more than one (1) type of operation, such as a coffee  
15 shop and cocktail lounge, may, at the option of the permittee, have its seating capacity computed  
16 as if the restaurant were only a single operation.

17 3. Seating count for "take out" and "drive-in" type food-service establishments shall  
18 either include the total number of inside and outside seats or two (2) seats for each defined  
19 parking stall provided by the food-service establishment, whichever is greater.

20 D. The fee for reviewing a waiver request shall be One Hundred Fifty Dollars (\$150.00).

1 Section 2. This ordinance shall take effect and be in  
2 force thirty days from and after its passage and approval, if  
3 approved by the Mayor; otherwise it shall take effect at the  
4 time it shall become a law under the provisions of the City  
5 Charter.

6 Passed by the City Council the 22 day of November,  
7 1993, and signed by me in open session in authentication of its  
8 passage this 22 day of November, 1993.

9 Geo. Benson  
10 President of the City Council

11 Approved by me this 26 day of November, 1993.

12 Norman B. Rice  
13 Norman B. Rice, Mayor

14 Filed by me this 29 day of November, 1993.

15 Margaret Carter  
16 Deputy Clerk

17 (SEAL)

18 Published \_\_\_\_\_



**City of Seattle**  
Norman B. Rice, *Mayor*

**King County**  
Tim Hill, *Executive*

**Seattle-King County Department of Public Health**

David M. Lurie, *Director*

**MEMORANDUM**

August 26, 1993

**RECEIVED OMB**  
**AUG 27 1993**

**TO:** George Benson, President  
Seattle City Council

**THRU:** Diana Gale, Budget Director  
Attn: Celia Grether, Budget Analyst

**FROM:** *DL* David Lurie, Director of Public Health

**RE:** Request for Legislative Action - Food Establishment Permit Fees

Please find attached SOP 100-014 Request for Legislative Action and proposed ordinance to revise fees for food establishment permit fees in Section 10.03.110 of the Seattle Municipal Code. This request is part of and consistent with the Health Department's 1994 budget request. The need for this request results from increased monitoring time requested per inspection. More time is requested due to increased temperature taking of food products (resulting from the E. coli outbreak) and a more comprehensive inspection form (72 item form versus the previous 42 item form) resulting from revised State food regulations.

The proposed changes would increase permit fees seven (7) percent. The amount of increase will range from \$5 to \$30. Non-profit 501(c)(3) organizations will not be included in this fee increase request. The fee increase is expected to generate \$100,000 in additional revenues. There are approximately 9000 establishments affected by this increase.

A proposal to adopt the same fee changes in King County will be proposed to the King County Board of Health.

Please contact Phil Holmes, Senior Administrative Assistant, at 296-4799 if you have any questions.

DL:com  
Att.

cc: Carl Osaki  
Jack Thompson

/w/pf

## SOP 100-014 REQUEST FOR LEGISLATIVE ACTION

An ordinance relating to food fees, amending Seattle Municipal Code 10.03.110 to revise fees.

1. The objective of this proposal is to recover the cost of increased food establishment inspections times which have resulted from more complex temperatures taking procedures (as a result of the E. coli outbreak) and from a more complex inspection form and food code.
2. Fees for permits will increase approximately 7% (except 501(c)(3) organizations will not change).
3. Revenues are deposited in the Public Health Pooling Fund.
4. Revenues support cost in the Food Program.
5. No new positions are associated with this request.
6. No new facilities are associated with this request.
7. Programs are monitored through the Environmental Health Services data system, the Sierra Permits system, and the King County Fiscal Monitoring System (ARMS).
8. This request would provide \$100,000 in enhanced revenues.

# City of Seattle

Executive Department—Office of Management and Budget

Diana Gale, Director  
Norman B. Rice, Mayor



August 30, 1993

OK  
sic  
9/12/93

COPY RECEIVED  
93 SEP - 1 PM 3:40  
SEATTLE CITY ATTORNEY

The Honorable Mark Sidran  
City Attorney  
City of Seattle

Dear Mr. Sidran:

The Mayor is proposing to the City Council that the enclosed legislation be adopted

REQUESTING DEPARTMENT      Health

SUBJECT:                      An Ordinance relating to food-service establishment permit fees; amending Seattle Municipal Code 10.03.110 to revise fees.

Pursuant to the City Council's S.O.P. 100-014, the Executive Department is forwarding this request for legislation to your office for review and drafting.

After reviewing this request and any necessary redrafting of the enclosed legislation, return the legislation to OMB. Any specific questions regarding the legislation can be directed to Celia Grether at 4-8080.

Sincerely,

Norman B. Rice  
Mayor

by

*Celia Grether*

Per DIANA GALE  
Budget Director

DG/cg/lw

Enclosure

cc: Director, Health Department

**SPONSORSHIP**

THE ATTACHED DOCUMENT IS SPONSORED FOR FILING WITH THE CITY COUNCIL BY THE MEMBER(S) OF THE CITY COUNCIL WHOSE SIGNATURE(S) ARE SHOWN BELOW:

*Tom Thibault*

_____	_____
_____	_____
_____	_____
_____	_____

**FOR CITY COUNCIL PRESIDENT USE ONLY**

COMMITTEE(S) REFERRED TO: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
PRESIDENT'S SIGNATURE

STATE OF WASHINGTON - KING COUNTY

37580  
City of Seattle

-SS.

No. IN FULL

Affidavit of Publication

The undersigned, on oath states that he is an authorized representative of The Daily Journal of Commerce, a daily newspaper, which newspaper is a legal newspaper of general circulation and it is now and has been for more than six months prior to the date of publication hereinafter referred to, published in the English language continuously as a daily newspaper in Seattle, King County, Washington, and it is now and during all of said time was printed in an office maintained at the aforesaid place of publication of this newspaper. The Daily Journal of Commerce was on the 12th day of June, 1941, approved as a legal newspaper by the Superior Court of King County.

The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

ORD: 116934

was published on  
12/10/93

The amount of the fee charged for the foregoing publication is the sum of \$ \_\_\_\_\_, which amount has been paid in full.

Subscribed and sworn to before me on

12/10/93

*S. Seft*

Notary Public for the State of Washington,  
residing in Seattle