

## **Columbiana County Health District**

P.O. Box 309 – 7360 State Route 45 – Lisbon, Ohio 44432  
Phone: 330-424-0272 – General Fax: 330-424-1733 – Nursing Fax: 330-424-1843  
Email: cchd@columbiana-health.org Web: www.columbiana-health.org



### **RESOLUTION #2024-2**

#### **AN EMERGENCY RESOLUTION TO ESTABLISH FEES FOR RETAIL FOOD ESTABLISHMENT COMPONENTS, IN ACCORDANCE WITH SECTIONS 3717.25, OHIO REVISED CODE AND AMENDED SECTION 901:3-4 OF THE OHIO ADMINISTRATIVE CODE.**

WHEREAS, sections 3717.25 of the Ohio Revised Code and 901:3-4 of the Ohio Administrative Code allows a license fee to be levied upon each Retail Food Establishment Component and;

WHEREAS, sections 3717.25 of the Ohio Revised Code and 901:3-4 of the Ohio Administrative Code allow the licensor to determine the amount of that fee according to cost methodology and;

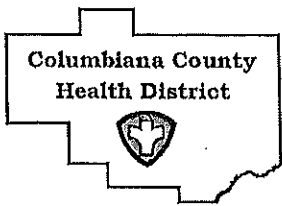
WHEREAS, the Ohio Department of Agriculture, Division of Food Safety, has authority pursuant to Chapter 3717 of the Ohio Revised Code to promulgate rules relating to the regulation and licensing of Retail Food Establishments with which the Columbiana County Health District must comply; and

WHEREAS, the Ohio Department of Agriculture, Division of Food Safety, pursuant to Section 119.03 of the Ohio Revised Code recently promulgated a change to Administrative Rule 901:3-4-05(E) of the Ohio Administrative Code to create a new two-tier system for licensing mobile retail food establishments, specifically being a "Low Risk" category set out in Rule 901:3-4-05(E)(1) and a "High Risk" category set out in Rule 901:3-4-05(E)(2); and

WHEREAS, on February 21, 2024, the Columbiana County Health District adopted Resolution No. 2024-2 establishing a local licensing fee of \$52.50 for mobile retail food establishments pursuant to Administrative Rule 901:3-4-03(A)(4); and

WHEREAS, the Ohio Department of Agriculture, Division of Food Safety, pursuant to Section 119.03 of the Ohio Revised Code recently promulgated a change to Administrative Rule 901:3-4-03(A)(4) to create a new fee schedule for the new "Low Risk" category, specifically being fifty percent (50%) of the previously established fee for mobile retail food establishments; and

WHEREAS, these changes to Rule 901:3-4-03(A)(4) and Rule 901:3-4-05(E) will become effective on February 12, 2024 and the Columbiana County Health District must comply by that date to which this resolution is retroactive nine days after passage to meet this effective date; and



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WHEREAS, this Board has determined that in order to comply with the mandated change to our licensing fee structure and schedule for the effective date of February 12, 2024, an emergency exists and this Board will pass this resolution on an emergency basis to comply with the effective date.

BE IT THEREFORE RESOLVED, by the Board of Health of the Columbiana, County Health District that the annual licensing fee for the Low Risk Mobile Retail Food Establishment in the Columbiana County Health District shall be as follows:

Category	Local Fee	State Fee	Total Fee	Late Fee (25% of local)
Low Risk Mobile	\$52.50	\$28.00	\$80.50	\$13.12

BE IT FURTHER RESOLVED, by the Board of Health of the Columbiana County Health District, adopts this measure as an **EMERGENCY** for the immediate preservation of the public peace, health or safety of the citizens of Columbiana County, Ohio; the emergency being to ensure that the Columbiana County Health District is able to enact the mandated change to the fee structure as set by the Ohio Department of Agriculture to be effective retroactively nine days after passage to comply with the effective date of February 12, 2024.

## Columbiana County Board of Health

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President

\_\_\_\_\_  
Secretary

Date: 2/21/24