

Agenda Item # 52

Distribution:  
County Board  
County Administrator  
County Administrator OMB (2)  
Health  
Finance

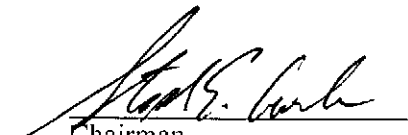
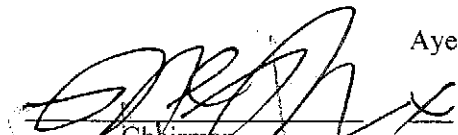
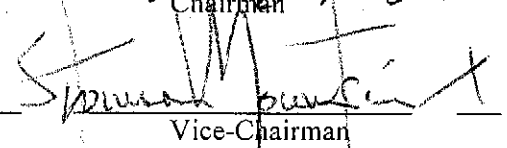
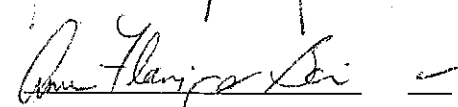
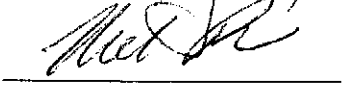

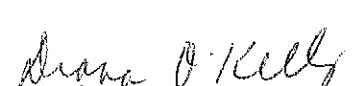

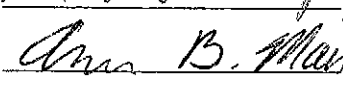
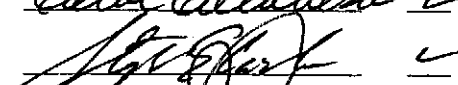

STATE OF ILLINOIS )  
                                  )  
COUNTY OF LAKE )

COUNTY BOARD, LAKE COUNTY, ILLINOIS  
REGULAR SEPTEMBER, A.D., 2006 SESSION  
SEPTEMBER 12, A.D., 2006

MADAM CHAIRMAN AND MEMBERS OF THE COUNTY BOARD:

Your Health & Human Services and Financial & Administrative Committees present herewith a Resolution authorizing amendments to Lake County Board of Health Ordinance Article XIII (Fees Schedule); and request its adoption.

Respectfully submitted,

	Aye	Nay		Aye	Nay
 Chairman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	 Chairman	<input checked="" type="checkbox"/>	<input type="checkbox"/>
_____	<input type="checkbox"/>	<input type="checkbox"/>	 Vice-Chairman	<input type="checkbox"/>	<input type="checkbox"/>
 _____	<input checked="" type="checkbox"/>	<input type="checkbox"/>	 _____	<input checked="" type="checkbox"/>	<input type="checkbox"/>
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_____	<input type="checkbox"/>	<input type="checkbox"/>	 _____	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Health & Human Services Committee			Financial and Administrative Committee		

## RESOLUTION

**WHEREAS**, the Lake County Health Department is authorized to enforce a local ordinance regulating Food Service Facilities to protect the public's health; and

**WHEREAS**, the ordinance that authorizes this enforcement, Lake County Board of Health Ordinance Article III (Regulation of Food Service Facilities) also authorizes the Lake County Health Department to assess and collect fees for permits and/or other services described in this ordinance; and

**WHEREAS**, these fees are established in Lake County Board of Health Ordinance Article XIII (Fees Schedule); and

**WHEREAS**, the Lake County Health Department has proposed amendments to Lake County Board of Health Ordinance Article XIII pertaining to the designation of seasonal food service facilities; and

**WHEREAS**, the Lake County Health Department has proposed amendments to Lake County Board of Health Ordinance Article XIII pertaining to increasing the fee assessed for the annual operational permit for high risk (Type III) food service facilities from \$420.00 to \$550.00 (as indicated in the attached Exhibit A); and

**WHEREAS**, the Lake County Board of Health has approved the proposed amendments to Lake County Board of Health Ordinance Article XIII; and

**WHEREAS**, the Lake County Board of Health has recommended that the proposed amendments to Lake County Board of Health Ordinance Article XIII be referred to the County Board for approval; and

**NOW, THEREFORE, BE IT RESOLVED**, by this County Board of Lake County, Illinois that the amendments to Lake County Board of Health Ordinance Article XIII herewith be approved and made a matter of Lake County law.

**BE IT FURTHER RESOLVED**, that the Lake County Clerk is hereby authorized to distribute certified copies of the amended Ordinance to the County Administrator, Comptroller, and the Executive Director of the Lake County Health Department.

**DATED**, at Waukegan, Lake County, Illinois on this 12th day of September, A.D., 2006.

# EXHIBIT A - PROPOSED AMENDMENTS

(additions in red and underlined; deletions stricken)

## LAKE COUNTY BOARD OF HEALTH ORDINANCE

### ARTICLE XIII

### ENVIRONMENTAL HEALTH SERVICES

### FEES SCHEDULE

All fees will be increased annually based on the Lake County Consumer Price Index.

Any fee in this ordinance may be waived or reduced by the Health Officer based on hardship, for public health reasons, or to commemorate public health awareness events/celebrations.

Fees for Board of Health Article VI Hearings

ISD, Food, Water Well and Nuisance Violation Appeals

\$262

The Board of Health Hearings Committee may waive the fee based on hardship.

Fee for requested and/or required inspections of facilities where no fee is specified by this Ordinance. Examples include, but are not limited to: massage therapy facilities, tattoo parlors, medical facilities or recreational facilities.

\$216

#### Late Fees for Food Service, Retail Food, Non-Community Permits and Annual License for ISD Contractor, Designer, Pumper or Soil Scientist.

A twenty-five (25) percent late fee will be charged to the above listed permit/license holders who do not pay their annual fees by February 15.

A fifty (50) percent late fee will be charged to the above listed permit/license holders who do not pay their annual fees by March 15.

A one-hundred (100) percent late fee will be charged to the above listed permit/license holders who do not pay their annual fees by April 15.

Applications and permits are on a calendar year basis.

#### Permit Fees for Food Service Establishments

##### Type I Facilities

Beverage Only or Prepackaged (Includes Bars With Pizza Oven, etc.)

\$150

Milk/Satellite Schools

\$90

Retail Only <1,000 Square Feet

\$210

Retail Only >1,000 Square Feet

\$331

Catering Trucks/Mobile Units/Foodservice

\$240

Retail/Food Service Combined

\$420

##### Type II Facilities

Restaurant With Seating/Carry-Out/Mobile Unit

\$361

School/Daycare/Institution

\$240

Retail Only

\$361

Retail/Food Service Combined

\$510

##### Type III Facilities

Restaurant With Seating/Caterers/Carry-Out

~~\$420~~ **\$550**

School/Daycare With Full Kitchen/Institutions

\$301

Retail/Food Service Combined <5,000 Square Feet

\$600

Retail/Food Service Combined >5,000 Square Feet

\$961

##### Seasonal Facilities (open 6 months or less)

All Carry-Out Seasonal Facility Types

\$210

New food service establishments, retail food establishments and vending machine permits opening six (6) months or more after the permit due date will be assessed 50% of the appropriate fee.

## Fees for Food and Beverage Vending Machine Permits

### Annual Permit Fees

1 or 2 machines at the same Account Location	\$28
3-5 machines at the same Account Location	\$50
6-10 machines at the same Account Location	\$76
11-15 machines at the same Account Location	\$91
16-20 machines at the same Account Location	\$118
21-24 machines at the same Account Location	\$142
25 or more machines at the same Account Location	\$167

*Account Location means the total number of food and beverage vending machines owned and serviced by our company that are one location at a particular entity.*

*Example A: Account Location is a building with one address, 150 Lake Rd. The building is one account entity with vending machines in 4 locations, 2 machines per location, totaling 8 machines. Applicable Fee - \$76*

*Example B: Account Location is 4 separate buildings, but all with same address, 200 Lake Rd., Bldg A, Bldg B, etc. All 4 buildings are the same account entity and within each building there are 3 vending locations. A single location has 4 machines and 2 locations have 2 machines each, totaling 8 machines per building; Account Location has 32 total. Fee \$167*

### Late Fees for Vending Machine Permits

A twenty-five (25) percent late fee will be charged to Vending Machine Permit holders who do not pay their annual permit fee by July 15.

A fifty (50) percent late fee will be charged to Vending Machine Permit holders who do not pay their annual permit fee by August 15.

A one-hundred (100) percent late fee will be charged to Vending Machine Permit holders who do not pay their annual fee by September 15.

Temporary Event Permit - with course	\$11
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*For Profit Events where the permit holder has an operator present at the event who has successfully completed an Illinois Department Of Public Health certified manager's course or has attended a Lake County Health Department temporary event training course within that year.*

Temporary Event Permit - without Course	\$72
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*For Profit events which have not met the above criteria*

Temporary Event Permit Late Fee	\$27
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*A late fee will be charged when a For Profit temporary food event has not applied and paid for a permit a minimum of seven (7) days prior to the event.*

Re-inspection Fee	\$216
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*For a required second and subsequent re-inspection of critical items in food establishments following a routine inspection.*

Opening Inspection Fee	\$134
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*For a change of owner/operator inspection at a food establishment when a plan review is not required.*

Plan Review Fee (Major)	\$901
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Plan Review Fee (Minor)	\$358
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Priority Plan Review (Completed in three days - in addition to applicable fee)	\$901
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Consultation Fee for Potential Change of Ownership for Food Service Establishments and/or Retail Food Stores	\$601
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*Plan Review and/or Consultation fees shall be submitted prior to any review or study by staff.*

Certified Food Service Sanitation Manager 5-Hour Refresher Course Registration	\$55
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**Fees for ISD Services**

Plan Review	\$477
Plan Review with a proposed water well on-site	\$524
Repair Plan Review	\$93
Variance Request	\$213
ISD Resubmittal	\$62
Construction Permit	\$93

Non-Conforming Systems

Conference	\$248
Plan Review (based on projected daily flow - maximum fee of \$2500)	\$1/gpd
Site Drainage Monitoring	\$496
Priority Plan Review (Completed in 3 days-in addition to appropriate ISD review fee)	\$434

Soil Identification and Subdivision Review

Soil Identification	\$149
Soil Identification/Commercial, Subdivision (per pit)	\$50
Soil Evaluation Review/Filing Fee	\$36
New Subdivision Review <20 lots (per lot)	\$248
Additional Lots (per lot)	\$124
Subdivision Review Resubmittal (per lot)	\$31

Contingency Systems

Type V System (after monitoring), Alternating LPP, Surface Discharge, Experimental Systems, Temporary Holding Tank, (without ISD approval)	\$620
Holding Tank Agreement (with ISD approval)	\$124

ISD System Maintenance Fees

Aerobic Unit (annual filing fee)	\$36
Surface Discharging System (annual filing fee/site visits)	\$186
Holding Tank (annual fee)	\$248
Contingency System (annual filing fee)	\$36

ISD Contractors, Pumpers and Designers

Annual License for Individual Sewage Disposal (ISD) System Contractor, or Designer, or Soil Scientist, or Pumper	\$124
Septic Installation Contractor and/or Designer Examination	\$36
Sludge Disposal Sites	\$620

**Fees for Water Well Services**

Water Well Construction or Water Well Construction/Sealing Permit	\$100
<b><u>New Water Well Installation/Inspection Fee (must be submitted with Construction Permit Fee)</u></b>	<b>\$100</b>
Permit to Seal a Well	\$81
Variance Request (For new construction or alterations to properties with existing water wells)	\$213
Collection of sample(s) from new wells	\$45
Penalty fee for constructing, deepening or sealing a water well prior to receiving Lake County Health Department approval	\$210

**Fees for Non-Community Water Supplies**

Annual Permit	\$125
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**Fees for Well and ISD Evaluations for Property Resale**

Well and ISD Evaluation	\$216
Well Only Evaluation	\$162
ISD Only Evaluation	\$162
Priority Fee (Completed in 3 days - in addition to appropriate evaluation fee)	\$162

**Fees for Property Alterations**

Property Alteration Office Review (No Site Visit Required)	\$36
Property Alteration Field Review (Site Visit Required)	\$93
Increase Water Use/Increase Sq.Footage/Commercial <600 gpd	\$248
Increase Water Use/Increase Sq.Footage/Commercial >600 gpd	\$558

**Fees for Processing and Recording Documents (When required by LCHD)**

Fee for Recording Water Well Variance Approval Letter	\$32
Fee for Recording Land Covenant	\$32
Fee for Recording Certificate of Septic Field Restrictions	\$32
<i>Recorder of Deeds recording fee increase effective Dec 1, 2004.</i>	

**Fees for Water Analysis**

Fluoride Analysis	\$9
Bacteriological Analysis	\$15
Pick-up of sample(s) at central location	\$17
Collection of sample from the premises (per each visit)	\$45
<i>These fees are not applied when a communicable disease is suspected or when the sample is requested by the Health Department for other public health reasons.</i>	

Other types of analysis available:

Total Iron	\$15	Nitrite	\$11
Nitrate (analytical)	\$11	Total Kjeldahl Nitrogen (TKN)	\$20
Ammonia	\$12	Alkalinity	\$8
pH	\$8	Arsenic	\$25
Boron	\$14	Cadmium	\$20
Chemical Oxygen Demand (COD)	\$15	Chromium	\$20
Total Phosphorus	\$14	Copper	\$14
Ortho-Phosphate	\$14	Lead (drinking water)	\$20
Total Solids	\$14	Lead (non-drinking water)	\$14
Total Dissolved Solids	\$14	Manganese	\$14
Total Suspended Solids	\$14	Zinc	\$14
		Bacteriological Analysis	
		MTF technique	\$25
Volatile Solids	\$11		
Hardness	\$11		
Chloride	\$11		
Biochemical Oxygen Demand (BOD)	\$19		
Sulfate	\$15		

*Note: The Environmental Health Services Director may discount laboratory fees for large volumes of analytical work scheduled in advance.*

**Fees for Environmental Audit Requests**

Environmental Audit Information Request (Commercial Only)	\$71
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**Validity**

*Should any section, clause, or provision of this ordinance be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the ordinance as a whole or any part thereof, other than the part so declared to be invalid.*

Dated at Waukegan, Lake County, Illinois, on this 10th day of March, 1981.

Amended August 9, 1983	Amended December 2, 1994
Amended January 10, 1984	Amended December 1, 1995
Amended November 29, 1984	Amended December 1, 1996
Amended November 19, 1985	Amended April 1, 1997
Amended June 8, 1987	Amended December 1, 1997
Amended November 24, 1987	Amended December 1, 1998
Amended April 12, 1988	Amended December 1, 1999
Amended November 22, 1988	Amended December 1, 2000
Amended November 21, 1989	Amended November 13, 2001
Amended October 9, 1990	Amended December 1, 2002
Amended November 12, 1991	Amended December 1, 2003
Amended July 14, 1992	Amended December 1, 2004
Amended November 17, 1992	Amended December 1, 2005
Amended December 1, 1993	