ORDINANCE No. 77-2

AN ORDINANCE TO BE ENTITLED: AN ORDINANCE FOR THE BETTER PROTECTION OF THE HEALTH OF THE CITY OF MULBERRY, ARKANSAS BY ADOPTING CERTAIN RULES AND PROVIDING FOR TESTS FOR ALL PERSONS ENGAGED IN FOOD SERVICES OR HANDLING OPEN FOOD OR DRINKS WHICH ARE MANUFACTURED, PROCESSED, SOLD, OR OFFERED FOR SALE IN THE CITY OF MULBERRY, AND PROVIDING PENALTY FOR THE VIOLATION OF SAME.

BE IT ORDAINED BY THE CITY OF MULBERRY, ARKANSAS:

SECTION 1. It shall be unlawful for any person to engage in food services or handling of open food in any hotel, cafeteria, restaurant, lunch counter, soft drink stand, soda fountain, ice cream factory, milk depot, or in any dairy or milk bottling plant, or in any bottling plant or other places where water or beverages are bottled for distribution or sale, or any ice plant, pop corn stand, candy stand, or poultry processing plant, and any other place offering open food or beverage for sale to the public unless said person has been issued a food handlers permit by the Crawford County Health Department as herein provided.

SECTION 2. That after the passage and publication of this ordinance every person referred to and defined in Section 1, above, shall before engaging in any such food service or services, present himself or herself to the Crawford County Health Department for tests for contagious, infectious, or communicable diseases, and if tests on said persons be found satisfactory, a food handlers permit will be issued. These permits must be renewed one (1) year from the date of issue, as long as such persons are engaged in any of the activities or employment defined in Section 1.

SECTION 3. To help defray the County's expenses to operate the Health Department, each person at the time of presenting himself or herself for tests shall pay a fee of $2.00 to the Crawford County Health Department. The money collected shall be paid and deposited to the credit of the Health and Sanitarian Department Fund, of such Crawford County Health Department.

SECTION 4. That it shall be unlawful for any person, firm, or organization to employ or permit any person to engage in any food service or activities referred to in Section 1, of this ordinance, who has not been issued a food handlers permit by the Crawford County Health Department. The employer shall keep these permits available for inspection by the Crawford County Health Department or by any police officer of the City of Mulberry, Ark.

SECTION 5. That any person failing to comply with the fulfillment of or violating any part of this Ordinance shall be deamed guilty of a misdemeanor and upon conviction in the Municipal Court of the City of Mulberry, Arkansas shall be fined not

less than Twenty-five ($25.00) Dollars, nor more than Fifty ($50.00) Dollars and each day shall constitute a separate offense.

SECTION 6. That by reason of the immediate necessity of protecting the health of the inhabitants of the City of Mulberry, Arkansas, an emergency is declared to exist, and this ordinance being necessary for an immediate preservation of the public peace, health and safety, shall take effect and be in force from and after its passage, approval and publication.

PASSED AND APPROVED ON THIS FIRST DAY OF NOVEMBER, 1977.

Arnold D. Feller

MAYOR - Arnold D. Feller

ATTEST:

Jerry Dickerson
RECORDER- TREASURER