

ORDINANCE NO. 32232

An ordinance amending Chapter 17, "Food Establishments," of the Dallas City Code, by amending Section 17-10.2; revising the permit application fees for mobile food units; revising annual inspection fees for Class II, Class III, and Class IV mobile food units; providing a penalty not to exceed \$500; providing a saving clause; providing a severability clause; and providing an effective date.

Now, Therefore,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DALLAS:

SECTION 1. That Subsection (d), "Permit Application Fee," of Section 17-10.2, "Additional Requirements," of Article X, "Compliance and Enforcement," of Chapter 17, "Food Establishments," of the Dallas City Code, is amended to read as follows:

"(d) Permit application fee.

(1) An applicant for a permit for a food establishment shall pay the city an application fee for each separate and distinct fixed facility and for each mobile food unit [~~preparation vehicle~~] inside the city from which the establishment is to be operated.

(2) Effective until September 30, 2022, t[~~F~~]he applicant shall pay a nonrefundable fee according to the following schedule:

	Fixed Facility	<u>Class I and Class II Mobile Food Unit</u>	<u>Class III and Class IV Mobile Food Unit</u>
Application Fee	\$197	\$121	\$481
Reinstatement fee after lapse of permit for failure to pay annual inspection fee by due date: existing facility or vehicle under same ownership	\$199		

(3) Effective October 1, 2022, the applicant shall pay a nonrefundable fee according to the following schedule:

	<u>Fixed Facility</u>	<u>Class I and Class II Mobile Food Unit</u>	<u>Class III and Class IV Mobile Food Unit</u>
<u>Application Fee</u>	<u>\$197</u>	<u>\$197</u>	<u>\$481</u>
<u>Reinstatement fee after lapse of permit for failure to pay annual inspection fee by due date: existing facility or vehicle under same ownership</u>	<u>\$199</u>		

(4) Section 17-10.2(d) does not apply to:

(A) a temporary food service establishment permitted under this chapter;

or

(B) a wholesale produce dealer permitted under Chapter 29 of this code.

(5[4]) The permit application and reinstatement fees required to be paid under this section are in addition to the annual inspection fees required to be paid under Section 17-10.2(g) or (h), whichever applies.”

SECTION 2. That Subparagraph (A) of Paragraph (2), “Mobile Food Unit,” of Subsection (g), “Annual Inspection Fees: Catering Services and Mobile Food Establishments,” of Section 17-10.2, “Additional Requirements,” of Article X, “Compliance and Enforcement,” of Chapter 17, “Food Establishments,” of the Dallas City Code, is amended to read as follows:

“(A) Effective until September 30, 2022, a food establishment that operates a mobile food unit inside the city shall pay the city a nonrefundable annual inspection fee in accordance with the following schedule:

Type of Operation	Each Vehicle
Class I mobile food unit (produce trucks, ice cream carts, grocery trucks)	\$300
Class II mobile food unit	\$240 [408
Class II mobile food unit limited to a mobile kiosk/coffee cart	\$240]
Class III and IV mobile food unit	\$185 [330]”

SECTION 3. That, unless specifically provided otherwise by this ordinance or by state law, a person violating a provision of this ordinance is, upon conviction, punishable by a fine not to exceed \$500.

SECTION 4. That Chapter 17 of the Dallas City Code shall remain in full force and effect, save and except as amended by this ordinance.

SECTION 5. That any act done or right vested or accrued, or any proceeding, suit, or prosecution had or commenced in any action before the amendment or repeal of any ordinance, or part thereof, shall not be affected or impaired by amendment or repeal of any ordinance, or part thereof, and shall be treated as still remaining in full force and effect for all intents and purposes as if the amended or repealed ordinance, or part thereof, had remained in force.

SECTION 6. That the terms and provisions of this ordinance are severable and are governed by Section 1-4 of Chapter 1 of the Dallas City Code, as amended.

SECTION 7. That this ordinance shall take effect immediately from and after its passage and publication in accordance with the provisions of the Charter of the City of Dallas, and it is accordingly so ordained.

APPROVED AS TO FORM:

CHRISTOPHER J. CASO, City Attorney

By Casero Buyes
Assistant City Attorney

Passed JUN 22 2022



PROOF OF PUBLICATION – LEGAL ADVERTISING

The legal advertisement required for the noted ordinance was published in the Dallas Morning News, the official newspaper of the city, as required by law, and the Dallas City Charter, Chapter XVIII, Section 7.

DATE ADOPTED BY CITY COUNCIL JUN 22 2022

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DATE PUBLISHED JUN 25 2022

ATTESTED BY: