

RESOLUTION 22-

**AMENDING RESOLUTION 13-35, AND AMENDING FEES
FOR ENVIRONMENTAL HEALTH SERVICES**

WHEREAS, pursuant to A.R.S. § 36-187(C), Cochise Health & Social Services has recommended to the Cochise County Board of Supervisors that the Environmental Health Fees as adopted on November 5, 2013, by Resolution 13-35, be modified; and

WHEREAS, the annual fees listed herein do not exceed the actual and reasonable costs of providing these services and are necessary in order for the County to continue to provide the same level of Environmental Health Services; and

WHEREAS, this matter has been noticed for public hearing on December 15, 2021 and January 12, 2022, as required by A.R.S. § 11-251.08, and following this hearing the Cochise County Board of Supervisors has determined that these proposed revisions to the Environmental Health Fees are necessary and appropriate.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors adopts the following new schedule of fees (as set forth in Exhibit A) for Environmental Health services provided by the County, under provisions of A.R.S. § 36-187 and A.R.S. § 11-251.08 to be in effect on and after January 25, 2022.

FURTHER, BE IT RESOLVED, that Resolution 13-35 is hereby amended, effective January 25, 2022, and this Resolution shall supersede Resolution 13-35, and any other prior and inconsistent Resolutions addressing these fees, on and after January 25, 2022.

PASSED AND ADOPTED by the Board of Supervisors of Cochise County, Arizona, this 25th day of January 2022.

Ann English, Chair
Cochise County Board of Supervisors

ATTEST:

Kim Lemons, CPCC
Clerk of the Board

APPROVED AS TO FORM:

Paul Correa

Paul Correa, Esq.
Civil Deputy County Attorney

EXHIBIT A

*Cochise Health & Social
Services Environmental Health
Division - FeeSchedule*

PROPOSED

(developed from the FDA Food Code)

PROPOSED

Food Establishment Fees

Cochise Health & Social Services Environmental Health Division follows the FDA Food Code definitions to determine risk category. Below are the definitions. The sanitarian determines the risk category at the time of the inspection.

Definitions:

Risk 1- Examples include most convenience store operations, hot dog carts, and coffee shops. Establishments that serve or sell only pre-packaged, non-time/temperature control for safety (TCS) foods. Establishments that prepare only non-TCS foods. Establishments that heat only commercially processed, TCS foods for hot holding. No cooling of TCS foods. Establishments that would otherwise be grouped in Category 2 but have shown through historical documentation to have achieved active managerial control of Foodborne illness risk factors.

Risk 2 - Examples may include retail food store operations, schools not serving a highly susceptible population, and quick service operations. Limited menu. Most products are prepared/cooked and served immediately. May involve hot and cold holding of TCS foods after preparation or cooking. Complex preparation of TCS foods requiring cooking, cooling, and reheating for hot holding is limited to only a few TCS foods. Establishments that would otherwise be grouped in Category 3 but have shown through historical documentation to have achieved active managerial control of foodborne illness risk factors. Newly permitted establishments that would otherwise be grouped in Category 1 until history of active managerial control of foodborne illness risk factors have been achieved and documented.

Risk 3 -An example is a full-service restaurant. Extensive menu and handling of raw ingredients. Complex preparation including cooking, cooling, and reheating for hot holding involves many TCS foods. Variety of processes require hot and cold holding of TCS

Exhibit A

food. Establishments that would otherwise be grouped in Category 4 but have shown through historical documentation to have achieved active managerial control of foodborne illness risk factors. Newly permitted establishments that would otherwise be grouped in Category 2 until history of active managerial control of foodborne illness risk factors is achieved and documented.

Risk 4 - Examples include preschools, hospitals, nursing homes, and establishments conducting processing at retail. Includes establishments serving a highly susceptible population or that conduct specialized processes, e.g., smoking and curing; reduced oxygen packaging for extended shelf-life.

The fees for Non-Profit Food Establishments, non-profit temporary vendors, and non-profit mobile food.

Exhibit A

| 2021 Summary of Proposed Fees Cochise County Environmental Health | 2021/2022 Fee |
|--|----------------------|
| For Profit Food Establishments | |
| Risk 1 | \$ 150.00 |
| Risk 2 | \$ 230.00 |
| Risk 3 | \$ 320.00 |
| Risk 4 | \$ 420.00 |
| | |
| For Profit Temporary Vendors | |
| Risk 1-One time | \$ 50.00 |
| Risk 2-One time | \$ 70.00 |
| Risk 3-One time | \$ 120.00 |
| Annual Risk 1 | \$ 180.00 |
| Annual Risk 2 | \$ 220.00 |
| Annual Risk 3 | \$ 290.00 |
| | |
| For Profit Mobile Food Units | |
| Risk 1 | \$ 130.00 |
| Risk 2 | \$ 250.00 |
| Risk 3 | \$ 320.00 |

| 2021 Summary of Proposed Fees Cochise County Environmental Health | 2021/2022 Fee |
|--|----------------------|
| Non-Profits Food Establishments | |
| Risk 1 | \$ 75.00 |
| Risk 2 | \$ 120.00 |
| Risk 3 | \$ 160.00 |
| Risk 4 | \$ 210.00 |
| | |
| Non-Profit Temporary Vendors | |
| Non-Profit Risk 1-One time | \$ 20.00 |
| Non-profit Risk 2-One time | \$ 30.00 |
| Non-profit Risk 3-One time | \$ 60.00 |
| Non-Profit Annual Risk 1 | \$ 90.00 |
| Non-Profit Annual Risk 2 | \$ 110.00 |
| Non-Profit Annual Risk 3 | \$ 150.00 |
| | |
| Non-Profit Mobile Food Units | |
| Non-Profit Risk 1 | \$ 60.00 |
| Non-Profit Risk 2 | \$ 120.00 |
| Non-Profit Risk 3 | \$ 160.00 |

Septic, Wells, Pumper Trucks, and Other Miscellaneous Fees

| Septic and Wells | |
|--|-----------|
| Septic Tank/Conventional Disposal, < 3,000 GPD | \$ 300.00 |
| Repair existing or failed system | \$ 150.00 |
| Composting Toilet, < 3,000 GPD | \$ 210.00 |
| Sewage Vault, < 3,000 GPD | \$ 300.00 |
| Well site endorsement | \$ 160.00 |
| Septic Transfer | \$ 50.00 |

Exhibit A

| 2021 Summary of Proposed Fees Cochise County Environmental Health | 2021/2022 Fee |
|--|---------------|
| Septic Pumper Trucks | |
| First Pumper Truck | \$ 100.00 |
| Each additional truck | \$ 20.00 |
| | |
| Miscellaneous | |
| operating without a valid permit* | \$ 200.00 |
| Delinquent Fee (in addition to all applicable standard fees) *After 2 months delinquent establishments will be considered operating without a valid permit and subject to \$200 fee as indicated above* | \$ 50.00 |
| Duplicate Permit | \$ 10.00 |
| Photocopies (per page) | \$ 0.25 |
| Secretary Research (per hour) | \$ 20.00 |
| Administrative Review (risk control plan, advisory plan, etc.) | \$ 80.00 |
| Food Service Advisory Inspection (per inspection request) | \$ 80.00 |
| One-time Admin fee added to cover review cost on temporary annual permits | \$ 50.00 |
| Non-Profits 50% reduction of Risk permit fee | \$ 40.00 |
| Event Coordinator Fee | \$ 60.00 |
| Additional re-inspection Fee | \$ 75.00 |
| Certified Food Protection Managerial training and test cost for materials/exam/instructional time (8hrs) | \$ 100.00 |
| Food handlers training and test Instructional time/exam | \$ 25.00 |