

Weber-Morgan Health Department

REGULATION FOR TEMPORARY MASS GATHERING SANITATION

Adopted by the Weber-Morgan Board of Health

January 22, 2001
Amended December 10, 2001

Under Authority of Section 26A-1-121
Utah Code Annotated, 1953, as amended

REGULATION FOR TEMPORARY MASS GATHERING SANITATION

1.0 Title and Purpose.

1.1 These standards shall be known as the Temporary Mass Gathering Regulation, hereinafter referred to as "this Regulation."

1.2 This regulation: establishes definitions; sets standards for management, personnel, food operations, equipment and facilities; sets fees; provides for food establishment plan review, permit issuance, employee certification and inspection; provides for employee restriction, permit suspension, site and facility closure; and seeks to safeguard public health and safety.

2.0 Authority.

2.1 It is the responsibility of the Weber-Morgan Health Department to provide public health services for the citizens of Weber and Morgan Counties as legislated under Title 26A-1-106(3)(d) and 26A-1-108 of the Utah Code Annotated, 1953 as amended.

2.2 The Weber-Morgan Board of Health is authorized to make standards and regulations pursuant to Section 26A-1-121(1) of the Utah Code Annotated, 1953 as amended.

2.3 The Weber-Morgan Board of Health is authorized to establish and collect fees pursuant to Section 26A-1-114(1)(h)(i) of the Utah Code Annotated, 1953 as amended.

2.4 All fees shall be set by the Board of Health and shall be referenced in a fee schedule included with this Regulation as Appendix A.

2.5 The Department may deny any application for a permit if it appears that the operation of the temporary mass gathering will not comply with this regulation.

3.0 Incorporation by Reference.

The requirements as found in the Utah Department of Health, Temporary Mass Gathering Sanitation Rule, R392-400 are adopted and incorporated by reference, with the following additions or amendments:

3.1 Add definition 400-3 (0.5) to read: "Board of Health" means the Weber-Morgan Board of Health.

3.2 Add definition 400-3 (9.5) to read: "Rule" means the Weber-Morgan Health Department Temporary Mass Gathering Sanitation Regulation and

related Rules.

3.3 Amend definition 400-3 (5) to read: "Health Officer" Means the Director of the Weber-Morgan Health Department or authorized designee.

3.4 Add section 400-6 (5) to read: A minimum temporary mass gathering application fee shall be paid at the time of application for a temporary mass gathering permit (an additional fee shall be charged for application and plan review processing time beyond two hours). A permit fee shall be charged, except as identified in 400-6 (8), for the proposed temporary mass gathering based upon required Weber-Morgan Health Department resources necessary for inspection of the Gathering, as determined by the application review.

3.5 Add section 400-6 (6) to read: A late fee, set by the Board of Health, shall be charged in addition to the permit fee for applications not submitted in compliance with dates specified in Section 400-6 (1). A double application fee will be assessed if application fee is not paid prior to operating as a temporary mass gathering.

3.6 Add section 400-6 (7) to read: Application fee is non-refundable.

3.7 Add section 400-6 (9) to read: The application for a permit to operate a temporary mass gathering shall be made by the person who will operate the gathering. The operator shall be responsible for all site clean-up and damage charges.

3.8 Add section 400-7 (1.5) to read: Should there be any injuries, accidents, or other health incidents at the Gathering, the operator shall notify the Division of Environmental Health immediately by calling the Weber-Morgan Health Department at 801-591-7168.

3.9 Add section 400-7 (5) to read: No permit is transferable from one person to another, one temporary mass gathering to another, one location to another, or one date to another.

3.10 Add section 400-11 (4.5) to read: When the site and facilities are vacated or abandoned, the owner or operator shall put the site and facilities in a clean and sanitary condition within 48 hours after the Gathering.

3.11 Amend section 400-14 to read: The operator and vendors shall comply with State Rule R392-100 Food Service Sanitation and the Weber-Morgan Health Department Food Service Sanitation Regulation. Temporary food service sites will be charged additional fees as required by the Food Service Sanitation Regulation. Department approval is required before food vendors may operate.

4.0 Adjudicative Proceedings.

If a party is aggrieved by a Notice of Violation, the party may request a Weber-Morgan Health Department conference within ten (10) days of receiving the Notice of Violation. A party aggrieved by a Notice of violation, or other agency action, may file with the Weber-Morgan Health Department a request for a hearing within fourteen (14) days of receiving the Notice of Violation or within fourteen (14) days after attending a Weber-Morgan Health Department conference. A party may file with the Weber-Morgan Health Department a Request for Department Appeal within ten (10) days from completion of a Departmental Conference, Receipt of a Notice of Violation or receipt of a Departmental Hearing order.

5.0 Effective Date.

This Regulation including Appendix A shall become effective 14 days following its adoption by the Board of Health. Appendix A may be modified by the Board of Health without affecting the rest of this Regulation. Appendix A when amended by the Board shall become effective the day following its adoption by the Board of Health.

6.0 Adoption Date

Adopted this 22 Day of January 2001 by the Weber Morgan Board of Health.
Amended this 10th Day of December 2001 by the Weber Morgan Board of Health.

Appendix A

Fee Schedule For Temporary Mass Gatherings

Application Fee: Minimum of \$132 (Includes plan review, application processing, follow-up and must be paid at time of application). Plan review required beyond two hours shall be billed at \$66 per hour with the smallest division of 0.5 hour or \$33.

Inspection Fee: \$66 per hour or part thereof for each inspector required at the Temporary Mass Gathering during regular work hours (8 a.m. to 5 p.m.) and regular work days (Monday through Friday). \$99 per hour or part thereof for each inspector required at the Temporary Mass Gathering on weekends and holidays. (Maximum time billed for inspections will be 3 hours).

Late Fee: \$50 (when application is received less than 30 days prior to the event).

Effective January 1, 2005