

ORDINANCE NO.

AN ORDINANCE AMENDING CHAPTER 10-3, ARTICLE 1 OF THE CITY CODE RELATING TO PERMITS AT CERTIFIED FARMER'S MARKETS.

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

PART 1. Chapter 10-3 (*Food and Food Handlers*) of the City Code is amended to add a new subsection (c) to Section 10-3-1(B)(10) to read:

§ 10-3-1 (B) (10) TEMPORARY FOOD ESTABLISHMENT shall mean a food establishment that operates for a period of no more than 14 consecutive days in conjunction with a single special event or celebration, and shall also include an establishment that is granted an exemption by the health authority.

(a) A person or organization is allowed four temporary events in a calendar year unless granted an exemption by the health director.

(b) Properties overseen by the City and multi-use facilities that are used for trade shows and conventions are exempt from this restriction.

(c) A temporary food establishment at a certified farmer's market may operate one day a week for 14 consecutive weeks as a single special event if the temporary food establishment is permitted as a food establishment, or is preparing its food at a permitted food establishment, and is in compliance with its permit issued by the health authority. The permit shall be issued to the vendor. The vendor shall meet requirements of the Texas Food Establishment Rules (TFER) and all other applicable laws. A temporary food establishment at a certified farmer's market is not exempt from the food handler requirements of this chapter.

PART 2. This ordinance takes effect on _____, 2010.

PASSED AND APPROVED

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_____, 2010

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Lee Leffingwell
Mayor

APPROVED: _____

Karen M. Kennard
Acting City Attorney

ATTEST: _____

Shirley A. Gentry
City Clerk

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