



## Recommendation for Action

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**File #:** 21-2373, **Agenda Item #:** 65.

7/29/2021

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### **Posting Language**

Approve an ordinance amending City Code Chapter 10-3 (Food and Food Handlers) relating to charitable feeding organizations. Related to Item #66.

### **Lead Department**

Austin Public Health.

### **Fiscal Note**

This item will result in unrealized revenue in the General Fund. See Item #66 for details.

### **Prior Council Action:**

May 6, 2021 - City Council approved Ordinance No. 20210506-012 amending the Fiscal Year 2020-2021 Schedule of Fees, Fines, and Other Charges to be charged or set by the City (Ordinance No. 20200812-002) to exempt charitable feeding organizations from the Austin Public Health Department's Food Establishment Permit Fee, on an 11-0 vote.

May 6, 2021 - City Council approved Ordinance No. 20210506-013 amending City Code chapters 10-3 (Food and Food Handlers), 15-10 (Wastewater Regulations), and 25-12 (Technical Codes) relating to permit, permit fee, and operational requirements for charitable feeding organizations and grease traps for food establishments, on an 11-0 vote.

### **For More Information:**

Adrienne Sturup, Interim Director, 512-972-5010; Don Hastings, Assistant Director, APH Environmental Health Services Division, 512-978-0303; Marcel Elizondo, Program Manager II, APH Environmental Health Services Division, 512-978-0308; Ruth Dalrymple, Agenda Coordinator, APH, 512-972-5024.

### **Additional Backup Information:**

On May 6, 2021, Council passed Ordinance No.'s 20210506-012 and 20210506-013 amending Chapter 10-3 (Food & Food Handlers) and the Fiscal Year 2020-2021 Schedule of Fees, Fines, and Other Charges to streamline regulations and eliminate most permit fees for fixed food establishments that qualify as a charitable feeding organization, with an additional request to incorporate the remaining recommendations from the Food Policy Board Working Group regarding charitable mobile food distribution events into the City's newly established charitable feeding organization permitting system no later than July of 2021, and to ensure that provisional waivers are granted for any food distribution events and one-time special food distribution events held by charitable food organizations prior to July 2021.

This item and related ordinance fulfill the additional direction provided by Councilmember Tovo by amending the definition of "charitable feeding organization" to include "food enterprises," which is a more expansive term that includes temporary food events and mobile food vendors, as well as food establishments. By doing so, temporary food events and mobile food vendor units operated by charitable food organizations will be exempt

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from fees; and charitable food organizations holding temporary food events classified as a Category 1 or 2 will no longer be required to hold a temporary food establishment permit.

**Strategic Outcome(s):**

Health and Environment.