

RESOLUTION R1-2011

DELEGATING AUTHORITY TO ISSUE CEASE-USE ORDERS, TO
EMBARGO FOOD AND TO DECLARE FOOD TO BE A NUISANCE
AND DECLARING AN EMERGENCY

WHEREAS; the Springdale Board of Health is defined as a Retail Food Establishment/Food Service Operation licensor under Section 3717.01(O) of the Ohio Revised Code, and

WHEREAS; the Springdale Board of Health is authorized under Sections 901:3-4-12 and 901:3-4-15 of the Ohio Administrative Code to grant authority to the Health Commissioner or other person employed by the Board to take action under these sections:

NOW, therefore; be it resolved by the Board of Health of the City of Springdale, State of Ohio, 5 members appointed thereto concurring:

Section 1: That under the authority of the Ohio Administrative Code Sections 901:3-4-12, the Health Commissioner or any sanitarian employed by the Springdale Board of Health is hereby authorized to order any utensil, material or piece of equipment removed from use from any Retail Food Establishment or Food Service Operation if it presents a public health hazard by tagging and prohibiting its use.

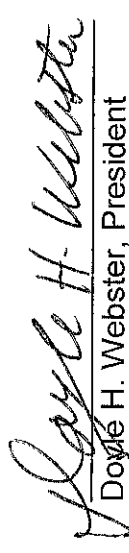
Section 2: That under the authority of Section 901:3-4-15 of the Ohio Administrative Code, the Health Commissioner or any sanitarian employed by the Springdale Board of Health is hereby authorized to embargo any food that is adulterated, or so misbranded as to be dangerous or fraudulent, or that infant formula, or baby food is expired. Also, any meat, seafood, poultry, vegetable, fruit or other perishable foods that are unsound, or contains any filthy, decomposed, or putrid substance or that may be poisonous or deleterious to health or otherwise unsafe, are to be declared to be a nuisance and forthwith condemned and destroyed or rendered unsalable as human food.

Section 3: That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and general welfare, and shall go into effect immediately upon adoption, and publication as provided by law. The reason for said declaration of emergency is to authorize the Health Commissioner or sanitarians to act in the event of an emergency.

Passed this 10th day of March, 2011.

Attest:


Cammie Mitrione, Secretary


Doyle H. Webster, President