

Town of Redding Sanitary Code

1. Redding Food Establishment Ordinance.

(a) *Definitions.*

1. "Food Service Establishment" is defined to mean any facility where food or drink is prepared and served to the public on the premises as well as any facility where food or drink is prepared for sale and consumption elsewhere to the public on a reasonably continuous basis. This term includes but is not limited to restaurants, cafeterias, luncheonettes, delicatessens, sandwich shops, bakeries, or any establishment serving food without a fixed location.
2. "Temporary Foodservice Establishment" is any place or location where food and/or drink is being served on an irregular basis for relatively short periods of time not exceeding 14 consecutive days. Such events may be held in conjunction with a carnival, circus, public exhibition, festival, celebration, farmers' market, or similar transitory gathering.
3. "Director of Health" means the local director of health or his/her authorized agent.
4. "Commissioner of Health" means the State of Connecticut Commissioner of Health.

(b) *License required.*

1. No person(s), corporation(s), or other business entities shall open, operate or maintain any food service establishment, market, food store, bakery, or catering operation, including temporary food service establishments in the Town of Redding who does not possess a valid license issued by the Director of Health.
2. Only a person who complies with the requirements of the Redding Food Establishment Ordinance, the Connecticut Public Health Code, or regulations of any other federal or state agency shall be entitled to receive or retain such a license. Licenses shall not be transferable from one person to another person or from one location to another.

3. All food service establishments that discharge sewage waste into public sewers shall be in compliance with the regulations of the Water Pollution Control Commission before a license may be issued or reissued.

(c) *Issuance of licenses.*

1. Any person desiring to operate or maintain a food service establishment shall make written application to the Redding Health Department for a license on forms provided by the Director of Health.
2. Prior to approval for issuance of a license, the Director of Health or his/her authorized agent shall inspect the food service establishment to ensure compliance with the provisions of the Redding Food Establishment Ordinance, the Connecticut Public Health Code, or regulations of any other federal or state agency.
3. The fee for a license to operate shall be made to the Redding Health Department payable to the Town of Redding. The license fee schedule is periodically subject to review and revision with final approval from the Redding Board of Selectmen.
4. The Redding Health Department is hereby authorized to waive the fee for nonprofit organizations such as bona fide civic, charitable, and religious organizations.
5. A fee of one hundred dollars (\$100.00) shall be charged for any re-inspections required during the year and shall be paid at the time of license renewal.
6. Each food service establishment possessing a valid license signed by the Director of Health shall display such license in a prominent place readily visible to the public.

(d) *Expiration of licenses.* All licenses to operate or maintain a food service establishment shall expire on the last day of December of each year.

(e) *Suspension and revocation of licenses.* The Director of Health may suspend any license to operate or maintain a food service establishment if:

- The license holder, person in charge, or the operation of the establishment itself does not comply with the requirements of the Redding Food Establishment Ordinance or the Public Health Code of the State of Connecticut.

- The operation of the establishment otherwise constitutes an immediate and substantial hazard to public health.
 - The Director of Health or authorized agent is interfered with in the performance of duties.
 - There is failure to correct a violation which is continually found and reported on the inspection form.
1. Upon inspection, if any of the above conditions are found, the Director of Health shall immediately issue a written notice to the license holder citing such conditions, specifying the corrective action to be taken and specifying the time period within which such action shall be taken and, if deemed necessary, order immediate correction. If correction is not made in the stated time, the license shall be suspended.
 2. If a license has been suspended, one copy of the notice of violation shall be posted upon the front entrance door of the establishment in such a manner to be clearly visible to the general public from the exterior of such establishment. Said notice of violation shall not be defaced or removed by any person except the Director of Health.
 3. Any person whose license has been suspended must immediately discontinue all food-service operations and may, at any time, make application for a reinspection for the purpose of reinstatement of the license.
 4. Once the Director of Health is informed in writing stating the condition(s) responsible for the suspension have been corrected, the Director of Health shall conduct a reinspection along with any additional reinspections deemed necessary, and if findings indicate satisfactory correction, the license shall be reinstated by the Director of Health.
 5. A license may be permanently revoked by the Director of Health if three suspensions of such license are ordered within any thirty-six month period. The permanent revocation of a license shall preclude any renewal of said license or the granting of a new license to the former holder or another person for the food service establishment formerly licensed so long as the former holder maintains an interest therein.

(f) *Hearings and appeals.*

1. The owner or operator of an establishment aggrieved by a suspended license, within 48 hours after such order, may appeal to the Director of Health, who shall thereupon immediately examine the merits of such case and may vacate, modify or affirm such order.
2. The owner or operator of a food service establishment who is aggrieved by such action of the Director of Health may, within 3 business days after receipt of the order, appeal to the Commissioner of Health, who shall thereupon immediately notify the authority from whose order the appeal was taken and examine the merits of such case and may vacate, modify or affirm such action.

(g) *Public Health Code adopted.* All relevant sections of the Public Health Code of the State of Connecticut in their entirety, and as may be amended from time to time, are hereby made a part of the Redding Food Establishment Ordinance and shall apply and govern all cases except where the provisions of the Redding Food Establishment Ordinance shall prescribe more stringent requirements.

(h) *Submission of plans.* Whenever a restaurant is to be constructed or remodeled, or whenever an existing structure is to be altered for use as a restaurant, properly prepared plans and specifications for such construction, remodeling, or alteration shall be submitted to the Director of Health for review and approval before such construction, remodeling or alteration is begun. No restaurant shall be constructed, remodeled or altered except in accordance with plans and specifications approved by the Director of Health; and no license shall be issued without said approval. Approval by the Director of Health shall be separate from and independent of any other review, permit, inspection or approval which may be required by the Town of Redding or the State of Connecticut. The Redding Health Department is hereby authorized to waive the fee for nonprofit organizations. The fee schedule for plan review is subject to review and revision periodically with final approval from the Redding Board of Selectmen.

(i) *Violations and penalties.* If any person who shall violate any provision of this ordinance shall, in addition to any other penalties provided herein, be subject to a fine of up to \$100 for each offense, and each day an offense continues shall be considered a separate offense.

2. Redding Water Supply Ordinance.

- (a) The location of all drinking water supply wells proposed on new building lots approved after the adoption of the Town of Redding Sanitary Code shall be indicated on the plot plan for individual residential or commercial buildings. The well radius for wells with a withdraw rate of under ten gallons per minute is seventy-five feet and one hundred fifty feet for wells with a withdraw rate from ten to fifty gallons per minute. No portion of the well radius shall infringe on adjacent properties unless approved by the Director of Health.
- (b) All new drinking water wells must be analyzed for chemical, physical and bacteriological characteristics, and uranium and arsenic. The analysis must be performed by a laboratory approved by the State of Connecticut and results submitted to the Redding Health Department.
- (c) A yield of at least the following will be considered a satisfactory water supply:

Depth of Well (ft.)	Yield in Gallons per Minute
100	5
101 to 150	3.5
151 to 200	2
201 to 300	1
Over 300	0.5

3. Redding Sewage Disposal Ordinance.

- (a) All new lot subsurface sewage disposal system plans must be prepared by a professional engineer registered in the State of Connecticut.
- (b) The septic permit and review fee schedule is subject to revision periodically with final approval from the Redding Board of Selectmen
- (c) All permits to construct a septic system shall be valid for a period of one year from the date of issue. The permit shall expire upon failure to start construction within that period. Permits may be renewed for an additional one-year period by the Director of Health if a reason for failure to start construction within a one-year period is demonstrated. Accounting for State Health Code revisions all septic permit renewals must comply with the current Code in effect at the time of permit issuance.
- (d) Before a permit to discharge is issued the Redding Health Department shall be provided with an as-built diagram drawn and submitted by the engineer of record and an as-built drawing from the septic installer of record.

4. Severability.

- (a)** It is hereby declared to be the intent that, if a court of competent jurisdiction finds any provisions of this article to be invalid or ineffective in whole or in part, the effect of such decision shall be limited to those provisions which are expressly stated in the decision to be invalid or ineffective, all other provisions of this article to be separately and fully effective.