

**SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**



ITEM
19.2
(ID # 9774)

MEETING DATE:

Tuesday, May 7, 2019

FROM : ENVIRONMENTAL HEALTH:

SUBJECT: ENVIRONMENTAL HEALTH: Public Hearing and Adoption of Ordinance 949, Regulating Home Kitchen Operations; All Districts. [\$0] [Continued from 4/16/19, MT# 9143/Item 19.1 and Continued from 4/30/19, MT#9695/Item 19.2]

RECOMMENDED MOTION: That the Board of Supervisors:

1. Open the public hearing regarding the adoption of Riverside County Ordinance No. 949, an Ordinance Regulating Home Kitchen Operations and the related finding of exemption from CEQA;
2. Upon the close of the public hearing, find that the introduction and adoption of County of Riverside Ordinance No. 949 is exempt from CEQA pursuant to CEQA Guidelines 15061 (b)(3) based on the findings set forth below;
3. Upon the close of the public hearing, adopt County of Riverside Ordinance No. 949 an Ordinance Regulating Home Kitchen Operations; and
4. Direct the Clerk of the Board to file the Notice of Exemption with the County Clerk for posting within five days of approval of this matter.

ACTION: 4/5 Vote Required, Policy


Keith Jones, Director Environmental Health 4/30/2019

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Perez, seconded by Supervisor Hewitt and duly carried, IT WAS ORDERED that the above matter is approved as recommended and that Ordinance 949 is adopted with waiver of the reading.

Ayes: Jeffries, Spiegel, Perez and Hewitt
Nays: None
Absent: None
Abstain: Washington
Date: May 7, 2019
xc: Environmental Health, MC, COB, Recorder

Kecia Harper
Clerk of the Board

By: 
Deputy

**SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE,
STATE OF CALIFORNIA**

FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost
COST	\$ 0	\$ 0	\$ 0	\$ 0
NET COUNTY COST	\$ 0	\$ 0	\$ 0	\$ 0
SOURCE OF FUNDS: Permit Fees and Services.			Budget Adjustment:	No
			For Fiscal Year:	18/19

C.E.O. RECOMMENDATION: Approve

BACKGROUND:

Summary

On December 4, 2018, the Board of Supervisors directed Environmental Health to prepare and process a new ordinance for issuing permits and regulating Microenterprise Home Kitchen Operations, consistent with AB 626. This new ordinance (Ordinance 949) will allow small-scale, food preparation and direct food sales from home based food facilities to consumers. Permits issued by the Department of Environmental Health would be valid in every city within the County. Ordinance 949 will provide an entry into the food service industry while providing access to guidelines, training and safety resources. On March 26, 2019, the Board of Supervisors approved the introduction of Ordinance 949 and directed the Clerk of the Board to set a public hearing for April 16, 2019 and to file the Notice of Exemption with the County Clerk for posting.

The proposed Ordinance 949 is exempt from CEQA pursuant to CEQA Guidelines Section 15601 (b)(3) because it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment. Approval of Riverside County Ordinance 949 allows for food preparation and direct sales from existing private home kitchens but does not approve any project development. The proposed Ordinance 949 would not individually or cumulatively result in the possibility of creating significant effects on the environment.

Previous Agenda Reference:

- Item 3.1 10/2/18 (MT#8132)
- Item 3.30 12/4/18 (MT#8193)
- Item 3.10 3/26/19 (MT#8960)
- Item 19.1 4/16/19 (MT#9143)
- Item 19.2 4/30/19 (MT#9695)

Impact on Residents and Businesses

While AB 626 will increase legal business opportunities for home kitchen operations, and will increase local dining options for consumers, it is uncertain if the limited health and safety provisions will prevent foodborne illness or the potential for public nuisance within neighborhoods.

**SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE,
STATE OF CALIFORNIA**

Attachments

- Ordinance 949
- Ordinance 949 Summary
- Ordinance 949 Notice of Exemption

1 **A. "Department"** Riverside County Department of Environmental Health.

2 **B. "Enforcement Officer"** The Director of Environmental Health and his or her
3 duly authorized designees.

4 **C. "Microenterprise Home Kitchen Operation Operator"** The resident of the
5 private home who holds the permit for the MHKO and is responsible for the operation.

6 **D. "Microenterprise Home Kitchen Operation"** (MHKO) As defined by section 113825
7 of the California Health and Safety Code, is a food facility with gross annual sales
8 limits set forth in subdivision (a) subsection (7) of section 113825 operated by a
9 MKHO Operator and having not more than one full-time equivalent food employee,
10 not including a family member or household member of the MHKO Operator, and
11 conducted within the Permitted Area of a private home where the MHKO Operator
12 resides and where Microenterprise Home Kitchen foods are prepared or packaged for
13 direct sales or delivery to consumers pursuant to section 113825 subdivision (a)
14 subsection (3) of the Health and Safety Code.

15 **E. "Permitted Area"** A private home kitchen described and authorized in the
16 permit for the MHKO, on-site consumer eating area, toilet room, janitorial or cleaning
17 facilities, refuse storage area, and attached rooms within the home that are used
18 exclusively for food, utensil and equipment storage. Detached accessory buildings,
19 including garages and sleeping quarters, enclosed patios or second units are not
20 included as a Permitted Area.

21 **F. "Resident of a Private Home"** An individual who resides in the private home
22 when not elsewhere for labor or other special or temporary purposes.

23
24 **SECTION 4. INSPECTIONS**

25 The Department shall inspect MHKO upon the initial application, as well as on an annual

1 basis, or due to a consumer complaint, if there is reason to suspect that unsafe food has been
2 produced, or there is another violation of this Ordinance. An inspection form provided by the
3 Department shall be used for all inspections. An inspection will be conducted after advanced
4 notice is given to the Resident of a Private Home and will include Permitted Areas and
5 vehicles used for transporting food to or from a MHKO. The Department may seek cost
6 recovery, based on the hourly rate established in the current version of Ordinance 640 if
7 additional inspections or complaint investigations are required to ensure compliance with this
8 Ordinance.

9
10 **SECTION 5. OPERATING REQUIREMENTS**

11 Consistent with the operational requirements set forth in California Health and Safety Code
12 Section 114367, et seq., a MHKO shall comply with the following:

- 13 **A.** No MHKO food preparation, packaging, or handling may occur concurrent with any
14 other domestic activities, including, but not limited to, family meal preparation, guest
15 entertaining, or dishwashing.
- 16 **B.** Other than service animals, as defined in section 35.104 of Title 28 of the Code of
17 Federal Regulation, all animals shall be excluded from the kitchen and dining areas
18 during food service and preparation.
- 19 **C.** Equipment and utensils used to produce MHKO food shall be smooth, easily
20 cleanable, and maintained in a good state of repair.
- 21 **D.** All food contact surfaces, equipment, and utensils used for the preparation, packaging,
22 or handling of any MHKO food shall be washed, rinsed, and sanitized before each use.
- 23 **E.** All MHKO food must be stored, prepared, packaged, transported and kept for sale,
24 and served to be pure and free from adulteration and spoilage and shall be maintained
25 protected from contamination.

- 1 F. All MHKO potentially hazardous food must be stored and transported with proper
2 internal food temperatures.
- 3 G. All Permitted Areas and vehicles used to transport shall be maintained clean, sanitary,
4 in a good state of repair, and free of rodents and insects.
- 5 H. No preparation, packaging, storage, or handling of MHKO food and related ingredients
6 and/or equipment shall occur outside of the Permitted Area.
- 7 I. A person with a contagious illness shall not work in the MHKO.
- 8 J. A person involved in the preparation or packaging of MHKO food shall keep his or her
9 hands and exposed portions of his or her arms clean and shall properly wash his or
10 her hands before any food preparation or packaging activity.
- 11 K. Water used during the preparation of MHKO food products shall meet potable drinking
12 water standards.
- 13 L. The private sewage disposal system must be adequate for the additional liquid waste.
- 14 M. The MHKO Operator shall successfully pass an approved and accredited food
15 safety manager certification examination.
- 16 N. Any person(s) involved with the MHKO shall obtain a Riverside County Food Handler
17 Certification within one (1) week as per Riverside County Ordinance 567.
- 18 O. The MHKO Operator shall submit and maintain standard operating procedures with a
19 complete menu, and operational days/hours.
- 20 P. Only one (1) MHKO may operate per site.
- 21 Q. No signage or other outdoor displays advertising the MHKO are allowed.
- 22 R. All MHKO food shall be prepared, cooked, and served on the same day.
- 23 S. MHKO food shall be consumed onsite at the MHKO, offsite if the food is picked up by
24 the consumer or delivered to the consumer. The sale of MHKO food through an
25

1 internet food service intermediary is a direct sale. The MHKO cannot provide food to
2 any wholesaler or retailer for resale and is not a Cottage Food Operation as defined in
3 section 113758 of the California Health and Safety Code nor a catering operation as
4 defined in section 113739.1 subdivision (a) of the California Health and Safety Code.

5 **T.** A person who delivers food on behalf of a MHKO shall be an employee, or family
6 member or household member of the MHKO Operator.

7 **U.** Only California Department of Public Health approved internet food service
8 intermediaries may be used.

9 **V.** MHKO may not engage in food processes that would require a HACCP plan as
10 specified in section 114419 of the California Health and Safety Code, or produce,
11 serve, or sell raw milk or raw milk products as defined in section 11380 of Title 17 of
12 the California Code of Regulations, or serve raw oysters.

13 **W.** Food preparation is limited to no more than 30 individual meals per day, or the
14 approximate equivalent of meal components when sold separately, and no more than
15 60 individual meals per week, or the approximate equivalent of meal components
16 when sold separately. The Department may decrease the number of individual meals
17 prepared based on the food preparation capacity of the MHKO, but shall not, in any
18 case, increase the limit of the number of individual meals prepared.

19 **X.** The MHKO has no more than fifty thousand dollars (\$50,000) in verifiable gross
20 annual sales, as adjusted annually for inflation based on the California Consumer
21 Price Index.

22 **Y.** For MHKO with cooking equipment, a properly charged and maintained minimum 10
23 BC-rated fire extinguisher to combat grease fires shall be readily accessible and a first
24 aid kit shall be provided and located in a convenient, accessible area.

25

1 **SECTION 6. PERMIT**

2 No person shall conduct a MHKO without holding a valid permit issued by the Department.
3 Application for a permit shall be made upon a form issued by the Department and shall be
4 accompanied by a fee as listed below:

5 Permit for MHKO \$651.00

6

7 The fee listed in this section shall be valid until such time as Ordinance 640 is revised to
8 incorporate this new fee therein. Prior to incorporating this new fee into Ordinance 640, a
9 time/cost accounting study will be completed to ensure that the proposed fee is adequate and
10 fair or adjusted accordingly. Once Ordinance 640 has been updated, the fee listed in this
11 Section shall be void and the fee in Ordinance 640 shall be the valid fee. Any annual permit
12 shall be valid for no more than one year from the month of issue. The application shall not be
13 deemed as completed unless accompanied with documentation indicating that all applicable
14 planning requirements have been met. A permit is not transferrable. The owner of the
15 property, if different from the MHKO Operator, must provide written consent for the MHKO,
16 prior to the issuance of a permit from this Department.

17

18 **SECTION 7. ENFORCEMENT**

19 Notwithstanding the remedies set forth in California Health and Safety Code Sections 114390,
20 114405, and 114409, the Department reserves the right to issue administrative citations in
21 accordance with Government Code section 53069.4. An administrative citation may be issued
22 for any violation of this Ordinance. The following procedures shall govern the imposition,
23 enforcement, collection and administrative review of administrative citations and penalties.

24 **A. Notice of Violation**

25 If the violation is not corrected within the period stated in the notice of violation, or if

1 the violation creates an immediate danger to health or safety, an administrative citation
2 may be issued by the Enforcement Officer. The notice of violation shall specify the
3 manner in which the conditions of the MHKO violate the provisions of this Ordinance
4 and the corrective actions required to correct the condition or conduct. The notice shall
5 also state that failure to come into compliance with this Ordinance could subject the
6 registrant or permittee of the MHKO to administrative and criminal penalties. The
7 failure of the notice to set forth all required contents shall not affect the validity of the
8 proceedings.

9 **B. Content of Citation**

10 The administrative citation shall be issued on a form approved by County Counsel and
11 shall contain the information listed below. The failure of the citation to set forth all
12 required contents shall not affect the validity of the proceedings.

- 13 1. Date, location and approximate time the violation was observed.
- 14 2. The Ordinance section violated and a brief description of the violation.
- 15 3. The amount of the administrative penalty imposed for the violation.
- 16 4. Instructions for the payment of the penalty, the time period by which it
17 shall be paid, and the consequences of failure to pay the penalty within
18 this time period.
- 19 5. Instructions on how to appeal the citation.
- 20 6. The signature of the Enforcement Officer.

21 **C. Service of Citation**

- 22 1. If the registrant, permittee or other person who has violated the
23 Ordinance is present at the scene of the violation, the Enforcement
24 Officer shall attempt to obtain their signature on the administrative
25 citation and shall deliver a copy of the administrative citation to them.

- 1 2. If the registrant, permittee or other person who has violated the
2 Ordinance cannot be located at the property, then the administrative
3 citation shall be posted in a conspicuous place on or near the property
4 and a copy mailed by certified mail, return receipt requested to the
5 registrant or permittee who has violated the Ordinance. The citation
6 shall be mailed to the property address and/or the address listed for
7 the owner on the last County Equalized Assessment Roll.
- 8 3. The failure of any interested person to receive the citation shall not
9 affect the validity of the proceedings.

10 **D. Administrative Penalties**

- 11 1. The penalties assessed for each violation shall not exceed the following
12 amounts:
- 13 a. \$100.00 for a first violation;
- 14 b. \$200.00 for a second violation of the same Ordinance within one
15 year; and
- 16 c. \$500.00 for each additional violation of the same Ordinance
17 within one year.
- 18 2. If the violation is not corrected, additional administrative citations may
19 be issued for the same violation. The amount of the penalty shall
20 increase at the rate specified above.
- 21 3. Payment of the penalty shall not excuse the failure to correct the
22 violation nor shall it bar further enforcement action.
- 23 4. The penalties assessed shall be payable to the County of Riverside.

24 **E. Administrative Appeal**

25

1 **1. Notice of Appeal**

2 The recipient of an administrative citation may appeal the citation by
3 filing a written notice of appeal with the Department. The written notice
4 of appeal must be filed within twenty (20) days of the service of the
5 administrative citation. Failure to file a written notice of appeal within
6 this time period shall constitute a waiver of the right to appeal the
7 administrative citation. The notice of appeal shall contain the following
8 information:

- 9 a. A brief statement setting forth the appellant's interest in the
10 proceedings;
- 11 b. A brief statement of the material facts which the appellant claims
12 supports his/her contention that no administrative penalty
13 should be imposed or that an administrative penalty of a
14 different amount is warranted;
- 15 c. An address at which the appellant agrees notice of any
16 additional proceeding or an order relating to the imposition of
17 the administrative penalty may be received by mail.
- 18 d. The notice of appeal must be signed by the appellant.

19 **2. Administrative Hearing**

20 Upon a timely written request by the recipient of the administrative
21 citation, an administrative hearing shall be held as follows:

- 22 a. Notice of Hearing. Notice of the administrative hearing shall be
23 given at least ten (10) days before the hearing to the person
24 requesting the hearing. The notice may be delivered to the
25 person or may be mailed to the address listed in the notice of

1 appeal.

2 b. Hearing Officer. The administrative hearing shall be held before
3 the Board of Supervisors, the County Hearing Officer or the
4 County Hearing Board. The hearing officer shall not be the
5 Enforcement Officer who issued the administrative citation or
6 their immediate supervisor or subordinate. The Board of
7 Supervisors, the County Hearing Officer or the County Hearing
8 Board may contract with a qualified provider to conduct
9 administrative hearings or to process administrative citations.

10 c. Conduct of the Hearing. Except as may be required by the
11 hearing officer, the Enforcement Officer who issued the
12 administrative citation is not required to participate in the
13 administrative hearing. The contents of the Enforcement
14 Officer's file in the case shall be admitted as prima facie
15 evidence of the facts stated therein. The hearing officer shall
16 not be limited by the technical rules of evidence. If the person
17 requesting the appeal fails to appear at the administrative
18 hearing, the hearing officer shall make his or her determination
19 based on the information contained in the notice of appeal.

20 d. Hearing Officer's Decision. The hearing officer's decision
21 following the administrative hearing shall be delivered to the
22 person requesting the hearing personally or sent by mail. The
23 hearing officer may allow payment of the administrative penalty
24 in installments, if the person provides evidence satisfactory to
25 the hearing officer of an inability to pay the penalty in full. The

1 hearing officer's decision shall contain instructions for obtaining
2 review of the decision by the superior court.

3 **F. Review of Administrative Hearing Officer's Decision**

4 **1. Notice of Appeal**

5 Within twenty (20) days of the date of the delivery or mailing of the
6 hearing officer's decision, a person may contest that decision by filing
7 an appeal to be heard by the superior court. The fee for filing the notice
8 of appeal is twenty-five dollars (\$25.00). The failure to file the written
9 appeal and to pay the filing fee within this period shall constitute a
10 waiver of the right to an appeal and the decision shall be deemed
11 confirmed. A copy of the notice of appeal shall be served in person or
12 by first class mail upon the issuing agency by the contestant.

13 **2. Conduct of Hearing**

14 The conduct of the appeal is a subordinate judicial duty and may be
15 performed by traffic trial commissioners and other subordinate judicial
16 officials at the direction of the presiding judge of the court. The appeal
17 shall be heard de novo, except that the contents of the issuing agency's
18 file in the case shall be received in evidence. A copy of the document or
19 Instrument of the issuing agency providing notice of the violation and
20 imposition of the administrative penalty shall be admitted into evidence
21 as prima facie evidence of the facts stated therein. The court shall
22 request that the issuing agency's file on the case be forwarded to the
23 court, to be received within fifteen (15) days of the request.

24 **3. Judgment**

25 The court shall retain the twenty-five dollar (\$25.00) fee regardless of

1 the outcome of the appeal. If the court finds in favor of the contestant,
2 the amount of the fee shall be reimbursed to the contestant by the
3 Department. Any deposit of the fine or penalty shall be refunded by the
4 issuing agency in accordance with the judgment of the court. If the fine
5 or penalty has not been deposited and the decision of the court is
6 against the contestant, the issuing agency may proceed to collect the
7 penalty pursuant to any manner provided by law.
8

9 **SECTION 8. CRIMINAL PENALTIES**

10 A. Any person violating any provision of this ordinance shall be guilty of an infraction or
11 misdemeanor as hereinafter specified. Such individual shall be deemed guilty of a
12 separate offense for each day during which any violation of this ordinance is
13 committed or allowed to exist.

14 B. Any individual convicted of a violation of this ordinance shall be:

- 15 1. Guilty of an infraction and punished by a fine of not less than fifty dollars
16 (\$50.00), but not exceeding one hundred dollars (\$100.00) for the first
17 offense.
- 18 2. Guilty of an infraction and punished by a fine of not less than one hundred
19 dollars (\$100.00), but not exceeding two hundred dollars (\$200.00) for the
20 second offense.
- 21 3. The third and subsequent offenses shall constitute misdemeanor and shall
22 be punishable by a fine of not less than five hundred dollars (\$500.00) but
23 not to exceed one thousand dollars (\$1,000.00), imprisonment of up to six
24 months in the county jail, or both.
- 25 4. Notwithstanding subsections A. and B. above, the first or second offense

1 may be charged and prosecuted as misdemeanor.

2 **C.** Payment of any penalty herein shall not relieve any individual from the responsibility of
3 correcting the violations as found by the enforcement officer.

4 **D.** Any person found not in compliance with state law and/or this ordinance is subject to
5 citation, permit suspension/revocation, lien, or other legal action as deemed
6 necessary by the Department.

7
8 **SECTION 9. NUISANCE DEFINED**

9 Any MHKO, whether permitted or not pursuant to the procedures of this Ordinance, found in
10 violation of this Ordinance is hereby declared to be a public nuisance and dangerous to the
11 health and safety of Riverside County.

12
13 **SECTION 10. CIVIL ACTIONS**

14 **A.** Injunctive Relief and Abatement. Whenever, in the judgment of the Enforcement
15 Officer, any person is engaged in or about to engage in any act or practice which
16 constitutes or will constitute a violation of any provision of this Ordinance, or any rule,
17 regulation, order, permit or conditions of approval issued thereunder, upon the request
18 of the Enforcement Officer, the County Counsel or District Attorney may commence
19 proceedings for the abatement, removal, correction and enjoinder thereof, and
20 require the violator to pay civil penalties and/or abatement costs.

21 **B.** Civil Remedies and Penalties. Any person, whether acting as principal, agent,
22 employee, Owner, lessor, lessee, tenant, occupant, operator, contractor or otherwise,
23 who willfully violates the provisions of this Ordinance or any rule, regulation, order or
24 conditions of approval issued thereunder, shall be liable for a civil penalty not to
25 exceed \$1,000.00 for each day or portion thereof, that the violation continues to exist.

1 In determining the amount of the civil penalty to impose, the court shall consider all
2 relevant circumstances, including, but not limited to, the extent of the harm caused by the
3 conduct constituting a violation, the nature and persistence of such conduct, the length of
4 time over which the conduct occurred, the assets, liabilities, and net worth of the violator,
5 whether corporate or individual, and any corrective action taken by the violator.

6
7 **SECTION 11. COSTS AND DAMAGES**

8 Any person, whether acting as a principal, agent, employee, Owner, lessor, lessee, tenant,
9 occupant, operator or contractor, or otherwise, violating any provisions of this Ordinance or
10 the rules, regulations, orders, permits or conditions of approval issued thereunder, shall be
11 liable to the County of Riverside for costs of abatement and any damages suffered by the
12 County, its agents and agencies, as a result of such violations.

13
14 **SECTION 12. RECOVERY OF ATTORNEYS' FEES IN NUISANCE ABATEMENT CASES**

15 In any action, administrative proceeding, or special proceeding to abate a nuisance, attorneys'
16 fees may be recovered by the prevailing party. In no action, administrative proceeding, or
17 special proceeding shall an award of attorneys' fees to a prevailing party exceed the amount
18 of reasonable attorneys' fees incurred by the County in the action or proceeding.

19
20 **SECTION 13. REMEDIES AND PENALTIES**

21 All remedies and penalties provided for herein shall be cumulative and not exclusive. The
22 conviction and punishment of any person hereunder shall not relieve such person from the
23 responsibility of correcting, removing or abating the violation, nor prevent the enforced
24 correction, removal or abatement thereof. Each and every day during any portion of which any
25 violation of this Ordinance or the rules, regulations, orders, Permits or conditions of approval

1 issued thereunder is committed, continued, or permitted by such person, shall be deemed a
2 separate and distinct offense.

3
4 **SECTION 14. RIGHT OF INSPECTION**

5 Pursuant to the Health and Safety Code, the Department shall have the right to enter, inspect,
6 issue citations to, and secure any sample, photographs, or other evidence from any MHKO, or
7 any facility suspected of being a MHKO, or a vehicle transporting food to or from a MHKO, at
8 any reasonable time. Unless the Department fails to provide proper identification, refusing an
9 inspection may result in the permit being suspended or revoked, and/or the owner or operator
10 shall be guilty of an infraction or misdemeanor offense.

11
12 **SECTION 15. SEVERABILITY**

13 If any provision, clause, sentence or paragraph of this Ordinance or the application thereof to
14 any person or circumstances shall be held invalid, such invalidity shall not affect the other
15 provisions or applications of the provisions of this Ordinance which can be given effect without
16 the invalid provision or application, and to this end, the provisions of this Ordinance are
17 hereby declared to be severable.

18
19 **SECTION 16. EFFECTIVE DATE**

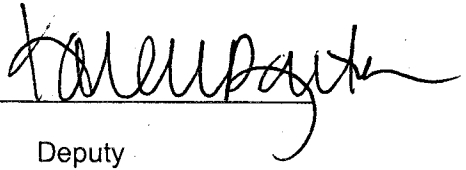
20 This ordinance shall take effect thirty (30) days after its adoption.
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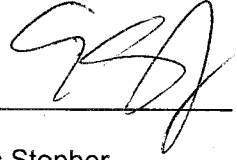
BOARD OF SUPERVISORS OF THE COUNTY
OF RIVERSIDE, STATE OF CALIFORNIA

By: 
KEVIN JEFFRIES, Chairman

ATTEST:
KECIA HARPER
CLERK OF THE BOARD

By: 
Deputy
(SEAL)

APPROVED AS TO FORM:

By: 
Eric Stopher
Deputy County Counsel

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STATE OF CALIFORNIA)
)
COUNTY OF RIVERSIDE) ss

I HEREBY CERTIFY that at a regular meeting of the Board of Supervisors of said county held on May 7, 2019, the foregoing ordinance consisting of 16 Sections was adopted by the following vote:

AYES: Jeffries, Spiegel, Perez and Hewitt
NAYS: None
ABSENT: None
ABSTAIN: Washington

DATE: May 7, 2019

KECIA R. HARPER
Clerk of the Board
BY *[Signature]*
Deputy

SEAL



OFFICE OF THE
CLERK OF THE BOARD OF SUPERVISORS
1st FLOOR, COUNTY ADMINISTRATIVE CENTER
P.O. BOX 1147, 4080 LEMON STREET
RIVERSIDE, CA 92502-1147
PHONE: (951) 955-1060 FAX: (951) 955-1071

KECIA R. HARPER
Clerk of the Board of Supervisors

KIMBERLY A. RECTOR
Assistant Clerk of the Board

May 9, 2019

THE PRESS ENTERPRISE
ATTN: LEGALS
P.O. BOX 792
RIVERSIDE, CA 92501

E-MAIL: legals@pe.com
TEL: (951) 368-9268

RE: SUMMARY OF ADOPTION OF ORDINANCE NO. 949

To Whom It May Concern:

Attached is a copy for publication in your newspaper for **One (1) Time on Tuesday, May 14, 2019.**

We require your affidavit of publication immediately upon completion of the last publication.

Your invoice must be submitted to this office, **WITH TWO CLIPPINGS OF THE PUBLICATION.**

NOTE: PLEASE COMPOSE THIS PUBLICATION INTO A SINGLE COLUMN FORMAT.

Thank you in advance for your assistance and expertise.

Sincerely,

Karen Barton

Board Assistant to:
KECIA R. HARPER, CLERK OF THE BOARD

RIVERSIDE COUNTY BOARD OF SUPERVISORS

**SUMMARY OF ORDINANCE NO. 949
AN ORDINANCE OF THE COUNTY OF RIVERSIDE
REGULATING MICROENTERPRISE HOME KITCHEN OPERATIONS
AND INCORPORATING BY REFERENCE HEALTH AND SAFETY CODE SECTIONS 113789,
113825, 114367, 114367.1 – 114367.6 AND 114390**

This summary is presented pursuant to California Government Code Section 25124(b); a certified copy of the full text of Ordinance No. 949 may be examined at the Office of the Clerk of the Board of Supervisors of the County of Riverside located at 4080 Lemon Street, 1st Floor, Riverside, California.

Ordinance No. 949 implements newly added sections in California Health and Safety Code and allows for small-scale, direct food sales from home based food facilities. It establishes a system for permitting home-based food businesses while providing access to guidelines, training and safety resources. The Department of Environmental Health will administer and implement the Ordinance, inspecting Microenterprise Home Kitchen Operations (MHKO) upon initial application and annually thereafter, to ensure consistency with state law.

Ordinance No. 949 requires operators to follow safe and healthy food preparation and service practices as detailed in California Health and Safety Code; including proper food handling, dishwashing, food service, hand washing and food transportation. All food must be prepared and served on the same day, and is limited to 30 individual meals per day and no more than 60 individual meals per week. The MHKO must have verifiable gross sales of \$50,000 annually (adjusted for inflation based on CPI). Standard operating procedures and a menu of offered foods must be evaluated. The operator must pass an accredited food safety managers certification exam. Additionally, this ordinance sets forth the associated fees for permits, and contains the penalties for violations of the ordinance requirements, which include criminal infractions, misdemeanors, administrative penalties, abatement, and other civil remedies and defines a violation as a nuisance.

I HEREBY CERTIFY that at a regular meeting of the Board of Supervisors of said County, held on **May 7, 2019**, the foregoing Ordinance was adopted by said Board by the following vote:

AYES:	Jeffries, Spiegel, Perez and Hewitt
NAYS:	None
ABSENT:	None
ABSTAIN:	Washington

Dated: May 9, 2019

Kecia R. Harper, Clerk of the Board
By: Karen Barton, Board Assistant

MINUTES OF THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA



19.2
(MT 9695)

On motion of Supervisor Jeffries, seconded by Supervisor Perez and duly carried, IT WAS ORDERED that the recommendation from 9695 Environmental Health regarding the Public Hearing and Adoption of Ordinance 949, Regulating Home Kitchen Operations, All Districts, is continued to Tuesday, May 7, 2019 at 9:00 a.m. or as soon as possible thereafter.

Roll Call:

Ayes: Jeffries, Spiegel, Washington and Perez
Nays: None
Absent: Hewitt

I hereby certify that the foregoing is a full true, and correct copy of an order made and entered on April 30, 2019 of Supervisors Minutes.

WITNESS my hand and the seal of the Board of Supervisors
Dated: April 30, 2019
Kecia Harper, Clerk of the Board of Supervisors, in
and for the County of Riverside, State of California.

(seal)

By:  Deputy

AGENDA NO.
19.2

xc: Environmental Health, COB

SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA



ITEM
19.2
(ID # 9695)

MEETING DATE:

Tuesday, April 30, 2019

FROM : ENVIRONMENTAL HEALTH:

SUBJECT: ENVIRONMENTAL HEALTH: Public Hearing and Adoption of Ordinance 949, Regulating Home Kitchen Operations; All Districts. [\$0] [Continued from 4/16/19, MT# 9143/Item 19.1] (Continue to May 7, 2019)

RECOMMENDED MOTION: That the Board of Supervisors:

1. Open the public hearing regarding the adoption of Riverside County Ordinance No. 949, an Ordinance Regulating Home Kitchen Operations and the related finding of exemption from CEQA;
2. Upon the close of the public hearing, find that the introduction and adoption of County of Riverside Ordinance No. 949 is exempt from CEQA pursuant to CEQA Guidelines 15061 (b)(3) based on the findings set forth below;
3. Upon the close of the public hearing, adopt County of Riverside Ordinance No. 949 an Ordinance Regulating Home Kitchen Operations; and
4. Direct the Clerk of the Board to file the Notice of Exemption with the County Clerk for posting within five days of approval of this matter.

ACTION:4/5 Vote Required, Policy


Keith Jones, Director Environmental Health 4/17/2019

MINUTES OF THE BOARD OF SUPERVISORS

**SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE,
STATE OF CALIFORNIA**

FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost
COST	\$ 0	\$ 0	\$ 0	\$ 0
NET COUNTY COST	\$ 0	\$ 0	\$ 0	\$ 0
SOURCE OF FUNDS: Permit Fees and Services.			Budget Adjustment:	No
			For Fiscal Year:	18/19

C.E.O. RECOMMENDATION: Approve

BACKGROUND:

Summary

On December 4, 2018, the Board of Supervisors directed Environmental Health to prepare and process a new ordinance for issuing permits and regulating Microenterprise Home Kitchen Operations, consistent with AB 626. This new ordinance (Ordinance 949) will allow small-scale, food preparation and direct food sales from home based food facilities to consumers. Permits issued by the Department of Environmental Health would be valid in every city within the County. Ordinance 949 will provide an entry into the food service industry while providing access to guidelines, training and safety resources. On March 26, 2019, the Board of Supervisors approved the introduction of Ordinance 949 and directed the Clerk of the Board to set a public hearing for April 16, 2019 and to file the Notice of Exemption with the County Clerk for posting.

The proposed Ordinance 949 is exempt from CEQA pursuant to CEQA Guidelines Section 15601 (b)(3) because it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment. Approval of Riverside County Ordinance 949 allows for food preparation and direct sales from existing private home kitchens but does not approve any project development. The proposed Ordinance 949 would not individually or cumulatively result in the possibility of creating significant effects on the environment.

Previous Agenda Reference:

- Item 3.1 10/2/18 (MT#8132)
- Item 3.30 12/4/18 (MT#8193)
- Item 3.10 3/26/19 (MT#8960)
- Item 19.1 4/16/19 (MT#9143)

Impact on Residents and Businesses

While AB 626 will increase legal business opportunities for home kitchen operations, and will increase local dining options for consumers, it is uncertain if the limited health and safety provisions will prevent foodborne illness or the potential for public nuisance within neighborhoods.

**SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE,
STATE OF CALIFORNIA**

Attachments

- Ordinance 949
- Ordinance 949 Summary
- Ordinance 949 Notice of Exemption

MINUTES OF THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA



19.1
(MT 9143)

On motion of Supervisor Perez, seconded by Supervisor Jeffries and duly carried, IT WAS ORDERED that the recommendation from Environmental Health regarding Public Hearing and Adoption of Ordinance 949, Regulating Home Kitchen Operations, All Districts, is continued to Tuesday, April 30, 2019 at 9:00 a.m. or as soon as possible thereafter.

Roll Call:

Ayes: Jeffries, Washington, Perez and Hewitt
Nays: None
Absent: Spiegel

I hereby certify that the foregoing is a full true, and correct copy of an order made and entered on April 16, 2019 of Supervisors Minutes.

WITNESS my hand and the seal of the Board of Supervisors
Dated: April 16, 2019
Kecia Harper, Clerk of the Board of Supervisors, in
and for the County of Riverside, State of California.

(seal)

By:  Deputy

AGENDA NO.
19.1

xc: Environmental Health, COB

SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA



ITEM
19.1
(ID # 9143)

MEETING DATE:

Tuesday, April 16, 2019

FROM : ENVIRONMENTAL HEALTH:

SUBJECT: ENVIRONMENTAL HEALTH: Public Hearing and Adoption of Ordinance 949,
Regulating Home Kitchen Operations; All Districts. [\$0]

RECOMMENDED MOTION: That the Board of Supervisors:

1. Open the public hearing regarding the adoption of Riverside County Ordinance No. 949, an Ordinance Regulating Home Kitchen Operations and the related finding of exemption from CEQA;
2. Upon the close of the public hearing, find that the introduction and adoption of County of Riverside Ordinance No. 949 is exempt from CEQA pursuant to CEQA Guidelines 15061 (b)(3) based on the findings set forth below;
3. Upon the close of the public hearing, adopt County of Riverside Ordinance No. 949 an Ordinance Regulating Home Kitchen Operations; and
4. Direct the Clerk of the Board to file the Notice of Exemption with the County Clerk for posting within five days of approval of this matter.

ACTION:4/5 Vote Required, Policy


Keith Jones, Director Environmental Health 2/20/2019

MINUTES OF THE BOARD OF SUPERVISORS

**SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE,
STATE OF CALIFORNIA**

FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost
COST	\$ 0	\$ 0	\$ 0	\$ 0
NET COUNTY COST	\$ 0	\$ 0	\$ 0	\$ 0
SOURCE OF FUNDS: Permit fees and service fees.			Budget Adjustment: No	
			For Fiscal Year: 18/19	

C.E.O. RECOMMENDATION: Approve

BACKGROUND:

Summary

On December 4, 2018, the Board of Supervisors directed Environmental Health to prepare and process a new ordinance for issuing permits and regulating Microenterprise Home Kitchen Operations, consistent with AB 626. This new ordinance (Ordinance 949) will allow small-scale, food preparation and direct food sales from home based food facilities to consumers. Permits issued by the Department of Environmental Health would be valid in every city within the County. Ordinance 949 will provide an entry into the food service industry while providing access to guidelines, training and safety resources. On March 26, 2019, the Board of Supervisors approved the introduction of Ordinance 949 and directed the Clerk of the Board to set a public hearing for April 16, 2019 and to file the Notice of Exemption with the County Clerk for posting.

The proposed Ordinance 949 is exempt from CEQA pursuant to CEQA Guidelines Section 15601 (b)(3) because it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment. Approval of Riverside County Ordinance 949 allows for food preparation and direct sales from existing private home kitchens but does not approve any project development. The proposed Ordinance 949 would not individually or cumulatively result in the possibility of creating significant effects on the environment.

Previous Agenda Reference:

- Item 3.1 10/2/18 (MT#8132)
- Item 3.30 12/4/18 (MT#8193)
- Item 3.10 3/26/19 (MT#8960)

Impact on Residents and Businesses

While AB 626 will increase legal business opportunities for home kitchen operations, and will increase local dining options for consumers, it is uncertain if the limited health and safety provisions will prevent foodborne illness or the potential for public nuisance within neighborhoods.

Attachments

**SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE,
STATE OF CALIFORNIA**

- Ordinance 949
- Ordinance 949 Summary
- Ordinance 949 Notice of Exemption



CALL (951) 368-9222
EMAIL legals@pe.com

THE PRESS-ENTERPRISE

DATE	ORDER NUMBER	PONumber	PRODUCT	SIZE	Amount
4/1/19	0011252769		PE Riverside	4 x 66 Li	343.20

Invoice text: SUMMARY OF ORDINANCE NO. 949

*Environmental Health
4/16/19 19.1*

Placed by: Stephanie Cribbs

Legal Advertising Memo Invoice

BALANCE DUE
343.20

SALES/CONTACT INFORMATION	ADVERTISER INFORMATION			
	BILLING DATE	BILLED ACCOUNT NUMBER	ADVERTISER/CLIENT NUMBER	ADVERTISER/CLIENT NAME
Nick Eller 951-368-9229	04/01/2019	5209148	5209148	BOARD OF SUPERVISORS



THE PRESS-ENTERPRISE

Legal Advertising Memo Invoice

PLEASE DETACH AND RETURN THIS PORTION WITH YOUR REMITTANCE

ADVERTISER/CLIENT NAME		
BOARD OF SUPERVISORS		
BILLING DATE	BILLED ACCOUNT NUMBER	ADVERTISER/CLIENT NUMBER
04/01/2019	5209148	5209148
BALANCE DUE	ORDER NUMBER	TERMS OF PAYMENT
343.20	0011252769	DUE UPON RECEIPT

BILLING ACCOUNT NAME AND ADDRESS

REMITTANCE ADDRESS

BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE
'PO BOX 1147'
RIVERSIDE, CA 92502

CALIFORNIA NEWSPAPER PARTNERSHIP
dba The Press-Enterprise
PO Box 65210
Colorado Springs, CO 80962-5210

THE PRESS-ENTERPRISE

1825 Chicago Ave, Suite 100
Riverside, CA 92507
951-684-1200
951-368-9018 FAX

**PROOF OF PUBLICATION
(2010, 2015.5 C.C.P)**

Publication(s): The Press-Enterprise

PROOF OF PUBLICATION OF

Ad Desc.: SUMMARY OF ORDINANCE NO. 949 /

I am a citizen of the United States. I am over the age of eighteen years and not a party to or interested in the above entitled matter. I am an authorized representative of THE PRESS-ENTERPRISE, a newspaper in general circulation, printed and published daily in the County of Riverside, and which newspaper has been adjudicated a newspaper of general circulation by the Superior Court of the County of Riverside, State of California, under date of April 25, 1952, Case Number 54446, under date of March 29, 1957, Case Number 65673, under date of August 25, 1995, Case Number 267864, and under date of September 16, 2013, Case Number RIC 1309013; that the notice, of which the annexed is a printed copy, has been published in said newspaper in accordance with the instructions of the person(s) requesting publication, and not in any supplement thereof on the following dates, to wit:

04/01/2019

I certify (or declare) under penalty of perjury that the foregoing is true and correct.

Date: April 01, 2019
At: Riverside, California



Legal Advertising Representative, The Press-Enterprise

BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE
PO BOX 1147
RIVERSIDE, CA 92502

Ad Number: 0011252769-01

P.O. Number:

Ad Copy:

NOTICE BEFORE THE BOARD OF SUPERVISORS OF RIVERSIDE COUNTY

NOTICE IS HEREBY GIVEN that the following ordinance will be considered for adoption before the Board of Supervisors of Riverside County, California on its regular meeting on **Tuesday, April 16, 2019 at 9:00 am** or as soon as possible thereafter, to be held at the 1st Floor Board Chambers, County Administrative Center, 4080 Lemon Street, Riverside:

SUMMARY OF PROPOSED ORDINANCE NO. 949 AN ORDINANCE OF THE COUNTY OF RIVERSIDE REGULATING MICROENTERPRISE HOME KITCHEN OPERATIONS AND INCORPORATING BY REFERENCE HEALTH AND SAFETY CODE SECTIONS 113789, 113825, 114367, 114367.1 - 114367.6 AND 114390

This summary is presented pursuant to California Government Code Section 25124(b); a certified copy of the full text of Ordinance No. 949 may be examined at the Office of the Clerk of the Board of Supervisors of the County of Riverside located at 4080 Lemon Street, 1st Floor, Riverside, California.

Ordinance No. 949 implements newly added sections in California Health and Safety Code and allows for small-scale, direct food sales from home based food facilities. It establishes a system for permitting home-based food businesses while providing access to guidelines, training and safety resources. The Department of Environmental Health will administer and implement the Ordinance, inspecting Microenterprise Home Kitchen Operations (MHKO) upon initial application and annually thereafter, to ensure consistency with state law.

Ordinance No. 949 requires operators to follow safe and healthy food preparation and service practices as detailed in California Health and Safety Code; including proper food handling, dishwashing, food service, hand washing and food transportation. All food must be prepared and served on the same day, and is limited to 30 individual meals per day and no more than 60 individual meals per week. The MHKO must have verifiable gross sales of \$50,000 annually (adjusted for inflation based on CPI). Standard operating procedures and a menu of offered foods must be evaluated. The operator must pass an accredited food safety managers certification exam. Additionally, this ordinance sets forth the associated fees for permits, and contains the penalties for violations of the ordinance requirements, which include criminal infractions, misdemeanors, administrative penalties, abatement, and other civil remedies and defines a violation as a nuisance.

The Riverside County Board of Supervisors approved a Form 11 initiating a public hearing and adoption of the ordinance on March 26, 2019.

If you challenge the above ordinance in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing. Be advised that as a result of public hearing and the consideration of all public comment, written and oral, the Board of Supervisors may amend, in whole or in part, the proposed ordinance.

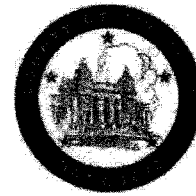
Alternative formats available upon request to individuals with disabilities. If you require reasonable accommodation, please contact Clerk of the Board at (951) 955-1063, at least 72 hours prior to the hearing.

Please send all written correspondence to: Clerk of the Board, 4080 Lemon Street, 1st Floor, Post Office Box 1147, Riverside, CA 92502-1147 or email cob@rivco.org

Dated: March 27, 2019 Kecia Harper, Clerk of the Board
By: Stephanie Cribbs, Board Assistant

4/01

SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA



ITEM
3.10
(ID # 8960)

MEETING DATE:

Tuesday, March 26, 2019

FROM : ENVIRONMENTAL HEALTH:

SUBJECT: ENVIRONMENTAL HEALTH: Introduction of and Set Public Hearing for County of Riverside Ordinance No. 949, an Ordinance Regulating Home Kitchen Operations; CEQA Exempt; All Districts. [\$0] (Clerk to Advertise - Set Public Hearing for 4/16/19)

RECOMMENDED MOTION: That the Board of Supervisors:

1. Introduce, read title and waive further reading of, and set for public hearing on April 16, 2019, County of Riverside Ordinance No. 949, an Ordinance Regulating Home Kitchen Operations; and
2. Find that the introduction and adoption of County of Riverside Ordinance No. 949 is exempt from CEQA pursuant to CEQA Guidelines 15061 (b)(3) based on the findings set forth below; and
3. Direct the Clerk of the Board to file the Notice of Exemption with the County Clerk for posting within five days of approval of this matter.

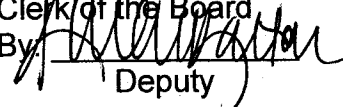
ACTION: Policy


Keith Jones, Director Environmental Health 3/7/2019

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Perez, seconded by Supervisor Hewitt and duly carried, IT WAS ORDERED that the above matter is approved as recommended; the above Ordinance is approved as introduced with a waiver of reading; and is set for public hearing on Tuesday, April 16, 2019 at 9:00 a.m. or as soon as possible thereafter.

Ayes: Jeffries, Spiegel, Perez and Hewitt
Nays: Washington
Absent: None
Date: March 26, 2019
xc: Environmental Health, Recorder, COB

Keqia Harper
Clerk of the Board
By: 
Deputy

**SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE,
STATE OF CALIFORNIA**

FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost
COST	\$ 0	\$ 0	\$ 0	\$ 0
NET COUNTY COST	\$ 0	\$ 0	\$ 0	\$ 0
SOURCE OF FUNDS: Permit fees and service fees.			Budget Adjustment:	No
			For Fiscal Year:	18/19

C.E.O. RECOMMENDATION: Approve

BACKGROUND:

Summary

On December 4, 2018, the Board of Supervisors directed Environmental Health to prepare and process a new Ordinance for issuing permits and regulating Microenterprise Home Kitchen Operations, consistent with AB 626. This Ordinance will allow small-scale, food preparation and direct food sales from home based food facilities to consumers. Permits issued by the Department of Environmental Health would be valid in every city within the County. This Ordinance will provide an entry into the food economy while providing access to guidelines, training and safety resources.

The proposed Ordinance is exempt from CEQA pursuant to CEQA Guidelines Section 15601 (b)(3) because it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment. Approval of Riverside County Ordinance 949 allows for food preparation and direct sales from existing private home kitchens but does not approve any project development. The proposed Ordinance would not individually or cumulatively result in the possibility of creating significant effects on the environment.

Previous Agenda Reference:

- Item 3.1 10/2/18 (MT#8132)
- Item 3.30 12/4/18 (MT#8193)

Impact on Residents and Businesses

While AB 626 will increase legal business opportunities for home kitchen operations, and will increase local dining options for consumers, it is uncertain if the limited health and safety provisions will prevent foodborne illness or the potential for public nuisance within neighborhoods.

Attachments

- Ordinance No. 949
- Ordinance No. 949 – Summary
- Ordinance No. 949 – Notice of Exemption



CALL (951) 368-9222
EMAIL legal@pe.com

THE PRESS-ENTERPRISE

DATE	ORDER NUMBER	PONumber	PRODUCT	SIZE	Amount
5/14/19	0011269600		PE Riverside	4 x 50 Li	260.00

Invoice text: Ordinance 949

*Env. Health
19.2 5/7/19*

Placed by: Karen Lynn Barton

Legal Advertising Memo Invoice

BALANCE DUE
260.00

SALES/CONTACT INFORMATION	ADVERTISER INFORMATION			
	BILLING DATE	BILLED ACCOUNT NUMBER	ADVERTISER/CLIENT NUMBER	ADVERTISER/CLIENT NAME
Nick Eller 951-368-9229	05/14/2019	5209148	5209148	BOARD OF SUPERVISORS



THE PRESS-ENTERPRISE

Legal Advertising Memo Invoice

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ADVERTISER/CLIENT NAME		
BOARD OF SUPERVISORS		
BILLING DATE	BILLED ACCOUNT NUMBER	ADVERTISER/CLIENT NUMBER
05/14/2019	5209148	5209148
BALANCE DUE	ORDER NUMBER	TERMS OF PAYMENT
260.00	0011269600	DUE UPON RECEIPT

BILLING ACCOUNT NAME AND ADDRESS

REMITTANCE ADDRESS

BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE
'PO BOX 1147'
RIVERSIDE, CA 92502

CALIFORNIA NEWSPAPER PARTNERSHIP
dba The Press-Enterprise
PO Box 65210
Colorado Springs, CO 80962-5210

THE PRESS-ENTERPRISE

1825 Chicago Ave, Suite 100
Riverside, CA 92507
951-684-1200
951-368-9018 FAX

PROOF OF PUBLICATION (2010, 2015.5 C.C.P)

Publication(s): The Press-Enterprise

PROOF OF PUBLICATION OF

Ad Desc.: Ordinance 949 /

I am a citizen of the United States. I am over the age of eighteen years and not a party to or interested in the above entitled matter. I am an authorized representative of THE PRESS-ENTERPRISE, a newspaper in general circulation, printed and published daily in the County of Riverside, and which newspaper has been adjudicated a newspaper of general circulation by the Superior Court of the County of Riverside, State of California, under date of April 25, 1952, Case Number 54446, under date of March 29, 1957, Case Number 65673, under date of August 25, 1995, Case Number 267864, and under date of September 16, 2013, Case Number RIC 1309013; that the notice, of which the annexed is a printed copy, has been published in said newspaper in accordance with the instructions of the person(s) requesting publication, and not in any supplement thereof on the following dates, to wit:

05/14/2019

I certify (or declare) under penalty of perjury that the foregoing is true and correct.

Date: May 14, 2019
At: Riverside, California



Legal Advertising Representative, The Press-Enterprise

BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE
PO BOX 1147
RIVERSIDE, CA 92502

Ad Number: 0011269600-01

P.O. Number:

Ad Copy:

RIVERSIDE COUNTY BOARD OF SUPERVISORS

SUMMARY OF ORDINANCE NO. 949 AN ORDINANCE OF THE COUNTY OF RIVERSIDE REGULATING MICROENTERPRISE HOME KITCHEN OPERATIONS AND INCORPORATING BY REFERENCE HEALTH AND SAFETY CODE SECTIONS 113789, 113825, 114367, 114367.1 - 114367.6 AND 114390

This summary is presented pursuant to California Government Code Section 25124(b); a certified copy of the full text of Ordinance No. 949 may be examined at the Office of the Clerk of the Board of Supervisors of the County of Riverside located at 4080 Lemon Street, 1st Floor, Riverside, California.

Ordinance No. 949 implements newly added sections in California Health and Safety Code and allows for small-scale, direct food sales from home based food facilities. It establishes a system for permitting home-based food businesses while providing access to guidelines, training and safety resources. The Department of Environmental Health will administer and implement the Ordinance, inspecting Microenterprise Home Kitchen Operations (MHKO) upon initial application and annually thereafter, to ensure consistency with state law.

Ordinance No. 949 requires operators to follow safe and healthy food preparation and service practices as detailed in California Health and Safety Code; including proper food handling, dishwashing, food service, hand washing and food transportation. All food must be prepared and served on the same day, and is limited to 30 individual meals per day and no more than 60 individual meals per week. The MHKO must have verifiable gross sales of \$50,000 annually (adjusted for inflation based on CPI). Standard operating procedures and a menu of offered foods must be evaluated. The operator must pass an accredited food safety managers certification exam. Additionally, this ordinance sets forth the associated fees for permits, and contains the penalties for violations of the ordinance requirements, which include criminal infractions, misdemeanors, administrative penalties, abatement, and other civil remedies and defines a violation as a nuisance.

I HEREBY CERTIFY that at a regular meeting of the Board of Supervisors of said County, held on May 7, 2019, the foregoing Ordinance was adopted by said Board by the following vote:

AYES: Jeffries, Spiegel, Perez and Hewitt
NAYS: None
ABSENT: None
ABSTAIN: Washington

Dated: May 9, 2019

Kecia R. Harper, Clerk of the Board
By: Karen Barton, Board Assistant

5/14



Riverside County Board of Supervisors Request to Speak

Submit request to Clerk of Board (right of podium), Speakers are entitled to three (3) minutes, subject to Board Rules listed on the reverse side of this form.

SPEAKER'S NAME: SALA PONNECH

Address: 3878 PINE ST.

City: RIV. Zip: 92501

Phone #: 951-809-4110

Date: 4-16-19 Agenda # 19.1

PLEASE STATE YOUR POSITION BELOW:

Position on "Regular" (non-appealed) Agenda Item:

Support Oppose Neutral

Note: If you are here for an agenda item that is filed for "Appeal", please state separately your position on the appeal below:

Support Oppose Neutral

I give my 3 minutes to: _____

BOARD RULES

Requests to Address Board on "Agenda" Items:

You may request to be heard on a published agenda item. Requests to be heard must be submitted to the Clerk of the Board before the scheduled meeting time.

Requests to Address Board on items that are "NOT" on the Agenda/Public Comment:

Notwithstanding any other provisions of these rules, a member of the public shall have the right to address the Board during the mid-morning "Oral Communications" segment of the published agenda. Said purpose for address must pertain to issues which are under the direct jurisdiction of the Board of Supervisors. YOUR TIME WILL BE LIMITED TO THREE (3) MINUTES. Donated time is not permitted during Public Comment.

Power Point Presentations/Printed Material:

Speakers who intend to conduct a formalized Power Point presentation or provide printed material must notify the Clerk of the Board's Office by 12 noon on the Monday preceding the Tuesday Board meeting, insuring that the Clerk's Office has sufficient copies of all printed materials and at least one (1) copy of the Power Point CD. Copies of printed material given to the Clerk (by Monday noon deadline) will be provided to each Supervisor. If you have the need to use the overhead "Elmo" projector at the Board meeting, please ensure your material is clear and with proper contrast, notifying the Clerk well ahead of the meeting, of your intent to use the Elmo.

Individual Speaker Limits:

Individual speakers are limited to a maximum of three (3) minutes. Please step up to the podium when the Chairman calls your name and begin speaking immediately. Pull the microphone to your mouth so that the Board, audience, and audio recording system hear you clearly. Once you start speaking, the "green" podium light will light. The "yellow" light will come on when you have one (1) minute remaining. When you have 30 seconds remaining, the "yellow" light will begin to flash, indicating you must quickly wrap up your comments. Your time is up when the "red" light flashes. The Chairman adheres to a strict three (3) minutes per speaker. *Note: If you intend to give your time to a "Group/Organized Presentation", please state so clearly at the very bottom of the reverse side of this form.*

Group/Organized Presentations:

Group/organized presentations with more than one (1) speaker will be limited to nine (9) minutes at the Chairman's discretion. The organizer of the presentation will automatically receive the first three (3) minutes, with the remaining six (6) minutes relinquished by other speakers, as requested by them on a completed "Request to Speak" form, and clearly indicated at the bottom of the form.

Addressing the Board & Acknowledgement by Chairman:

The Chairman will determine what order the speakers will address the Board, and will call on all speakers in pairs. The first speaker should immediately step to the podium and begin addressing the Board. The second speaker should take up a position in one of the chamber aisles in order to quickly step up to the podium after the preceding speaker. This is to afford an efficient and timely Board meeting, giving all attendees the opportunity to make their case. Speakers are prohibited from making personal attacks, and/or using coarse, crude, profane or vulgar language while speaking to the Board members, staff, the general public and/or meeting participants. Such behavior, at the discretion of the Board Chairman, may result in removal from the Board Chambers by Sheriff Deputies.

Riverside County Board of Supervisors ✓
Request to Speak

Submit request to Clerk of Board (right of podium),
Speakers are entitled to three (3) minutes, subject
Board Rules listed on the reverse side of this form.

SPEAKER'S NAME: Susan Fahrney

Address: _____
(only if follow-up mail response requested)

City: Riverside **Zip:** 92506

Phone #: _____

Date: 4/16/19 **Agenda #** AB624 ? 9143

PLEASE STATE YOUR POSITION BELOW:

Position on "Regular" (non-appealed) Agenda Item:

Support **Oppose** **Neutral**

Note: If you are here for an agenda item that is filed
for "Appeal", please state separately your position on
the appeal below:

_____ **Support** _____ **Oppose** _____ **Neutral**

I give my 3 minutes to: _____

BOARD RULES

Requests to Address Board on "Agenda" Items:

You may request to be heard on a published agenda item. Requests to be heard must be submitted to the Clerk of the Board before the scheduled meeting time.

Requests to Address Board on items that are "NOT" on the Agenda:

Notwithstanding any other provisions of these rules, member of the public shall have the right to address the Board during the mid-morning "Oral Communications" segment of the published agenda. Said purpose for address must pertain to issues which are under the direct jurisdiction of the Board of Supervisors. YOUR TIME WILL BE LIMITED TO THREE (3) MINUTES.

Power Point Presentations/Printed Material:

Speakers who intend to conduct a formalized Power Point presentation or provide printed material must notify the Clerk of the Board's Office by 12 noon on the Monday preceding the Tuesday Board meeting, insuring that the Clerk's Office has sufficient copies of all printed materials and at least one (1) copy of the Power Point CD. Copies of printed material given to the Clerk (by Monday noon deadline) will be provided to each Supervisor. If you have the need to use the overhead "Elmo" projector at the Board meeting, please insure your material is clear and with proper contrast, notifying the Clerk well ahead of the meeting, of your intent to use the Elmo.

Individual Speaker Limits:

Individual speakers are limited to a maximum of three (3) minutes. Please step up to the podium when the Chairman calls your name and begin speaking immediately. Pull the microphone to your mouth so that the Board, audience, and audio recording system hear you clearly. Once you start speaking, the "green" podium light will light. The "yellow" light will come on when you have one (1) minute remaining. When you have 30 seconds remaining, the "yellow" light will begin flash, indicating you must quickly wrap up your comments. Your time is up when the "red" light flashes. The Chairman adheres to a strict three (3) minutes per speaker. **Note: If you intend to give your time to a "Group/Organized Presentation", please state so clearly at the very bottom of the reverse side of this form.**

Group/Organized Presentations:

Group/organized presentations with more than one (1) speaker will be limited to nine (9) minutes at the Chairman's discretion. The organizer of the presentation will automatically receive the first three (3) minutes, with the remaining six (6) minutes relinquished by other speakers, as requested by them on a completed "Request to Speak" form, and clearly indicated at the front bottom of the form.

Addressing the Board & Acknowledgement by Chairman:

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**Riverside County Board of Supervisors
Request to Speak**



Submit request to Clerk of Board (right of podium),
Speakers are entitled to three (3) minutes, subject
Board Rules listed on the reverse side of this form.

SPEAKER'S NAME: ANGELA JANUS

Address: _____
(only if follow-up mail response requested)

City: _____ **Zip:** _____

Phone #: _____

Date: 4/16/19 **Agenda #** 9143

PLEASE STATE YOUR POSITION BELOW:

Position on "Regular" (non-appealed) Agenda Item:
 Support **Oppose** **Neutral**

Note: If you are here for an agenda item that is filed
for "Appeal", please state separately your position on
the appeal below:

_____ **Support** _____ **Oppose** _____ **Neutral**

I give my 3 minutes to: _____

BOARD RULES

Requests to Address Board on "Agenda" Items:

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Requests to Address Board on items that are "NOT" on the Agenda:

Notwithstanding any other provisions of these rules, member of the public shall have the right to address the Board during the mid-morning "Oral Communications" segment of the published agenda. Said purpose for address must pertain to issues which are under the direct jurisdiction of the Board of Supervisors. YOUR TIME WILL BE LIMITED TO THREE (3) MINUTES.

Power Point Presentations/Printed Material:

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Group/organized presentations with more than one (1) speaker will be limited to nine (9) minutes at the Chairman's discretion. The organizer of the presentation will automatically receive the first three (3) minutes, with the remaining six (6) minutes relinquished by other speakers, as requested by them on a completed "Request to Speak" form, and clearly indicated at the front bottom of the form.

Addressing the Board & Acknowledgement by Chairman:

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Riverside County Board of Supervisors Request to Speak

Submit request to Clerk of Board (right of podium), Speakers are entitled to three (3) minutes, subject to Board Rules listed on the reverse side of this form.

SPEAKER'S NAME: KIM SCANLAN

Address: 77806 FLORENCE RD GARDEN

City: PALM DESERT CA zip: 92211

Phone #: 760.345.9250

Date: 4/16/19 Agenda # 19.1

PLEASE STATE YOUR POSITION BELOW:

Position on "Regular" (non-appealed) Agenda Item:

Support Oppose Neutral

Note: If you are here for an agenda item that is filed for "Appeal", please state separately your position on the appeal below:

Support Oppose Neutral

I give my 3 minutes to: _____

BOARD RULES

Requests to Address Board on "Agenda" Items:

You may request to be heard on a published agenda item. Requests to be heard must be submitted to the Clerk of the Board before the scheduled meeting time.

Requests to Address Board on items that are "NOT" on the Agenda/Public Comment:

Notwithstanding any other provisions of these rules, a member of the public shall have the right to address the Board during the mid-morning "Oral Communications" segment of the published agenda. Said purpose for address must pertain to issues which are under the direct jurisdiction of the Board of Supervisors. YOUR TIME WILL BE LIMITED TO THREE (3) MINUTES. Donated time is not permitted during Public Comment.

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**Riverside County Board of Supervisors
Request to Speak**



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SPEAKER'S NAME: Meghan McConaghy

Address: _____
(only if follow-up mail response requested)

City: _____ **Zip:** _____

Phone #: _____

Date: 5-7-19 **Agenda #** 19.2

PLEASE STATE YOUR POSITION BELOW:

Position on "Regular" (non-appealed) Agenda Item:

Support **Oppose** **Neutral**

Note: If you are here for an agenda item that is filed
for "Appeal", please state separately your position on
the appeal below:

_____ **Support** _____ **Oppose** _____ **Neutral**

I give my 3 minutes to: _____

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