



Legislation Details (With Text)

**File #:** 26157      **Version:** 1      **Name:** Health fees  
**Type:** Ordinance      **Status:** Passed  
**File created:** 4/24/2012      **In control:** BOARD OF ESTIMATES (ended 4/2017)  
**On agenda:**      **Final action:** 6/12/2012  
**Enactment date:** 6/21/2012      **Enactment #:** ORD-12-00075  
**Title:** Amending Sections 7.07(8)(g), 7.08(7)(a), 7.15(6)(d), 7.44(1)(c), 7.50(4), and 7.51(3) of the Madison General Ordinances to increase fees for various health inspection fees, licenses and permits.  
**Sponsors:** Matthew J. Phair  
**Indexes:**  
**Code sections:**  
**Attachments:**

Date	Ver.	Action By	Action	Result
6/12/2012	1	COMMON COUNCIL	Adopt	Pass
5/10/2012	1	BOARD OF HEALTH FOR MADISON AND DANE COUNTY	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER	Pass
5/7/2012	1	BOARD OF ESTIMATES (ended 4/2017)	Return to Lead with the Following Recommendation(s)	Pass
5/2/2012	1	BOARD OF HEALTH FOR MADISON AND DANE COUNTY	Refer	
5/1/2012	1	COMMON COUNCIL	Referred	
4/24/2012	1	Attorney's Office/Approval Group	Referred for Introduction	

**Fiscal Note**

Additional revenues associated with the proposed fee increases have been anticipated in the 2012 Public Health Operating Budget. No additional appropriation is required.

**Title**

Amending Sections 7.07(8)(g), 7.08(7)(a), 7.15(6)(d), 7.44(1)(c), 7.50(4), and 7.51(3) of the Madison General Ordinances to increase fees for various health inspection fees, licenses and permits.

**Body**

DRAFTER'S ANALYSIS: This amendment raises the annual fee for having a food and drink permit. It raises the licensing fee for tattoo, body-piercing and ear piercing establishments. It raises the licensing fee for indoor and outdoor swimming pools. It raises the licensing fee for lodging establishments. It raises pre-inspection fees on all licenses. This amendment also adds a \$25 late fee to the total permit fee for all temporary restaurant permit applications which are filed less seven (7) days prior to the event start date.

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The Common Council of the City of Madison do hereby ordain as follows:

1. Subdivision (g) of Subsection (8) entitled "Food and Drink Permit" of Section 7.07 entitled "Regulations Regarding Foods Handled by Public Places" of the Madison General Ordinances is amended to read as follows:

"(g) The annual fee for the food and drink permit shall be based upon the anticipated gross annual food and drink sales for the licensing year as set forth in the tables below. The licensing year shall be from July 1 through the following June 30. The permit fee herein established shall be for one year or a fractional part thereof. Renewal licenses shall be obtained on or before June 30 of each year or be subject to a late filing fee of fifteen percent (15%) of the license fee. Payment of the late filing fee shall

not relieve any person from any other penalties prescribed in this chapter for failure to possess or obtain a license. For the licensing years commencing July 1, 2012, and subsequent thereto:

<u>Anticipated Gross Annual Food and Drink Sales</u>	<u>Annual Permit Fee</u>
\$0 - \$10,000	\$175 <u>186</u>
\$10,001 - \$100,000	\$390 <u>413</u>
\$100,001 - \$250,000	\$500 <u>530</u>
\$250,001 - \$1,000,000	\$700 <u>742</u>
\$1,000,001 - \$5,000,000	\$865 <u>917</u>
Greater than \$5,000,000	\$960 <u>1,018</u> "

2. Subdivision (a) entitled "Permit" of Subsection (7) entitled "Temporary Restaurant" of Section 7.08 entitled "Regulations Governing Eating and Drinking Establishments" of the Madison General Ordinances is amended to read as follows:

"(a) Permit. No temporary restaurant shall be operated without a permit. Application for said permit must be filed with the office of the City Clerk at least seven (7) days prior to the event. For temporary restaurant permit applications received less than seven (7) days prior to the event, a twenty-five dollar (\$25) late fee per event will be added to the total permit fee."

3. Paragraph 1. of Subdivision (d) entitled "Fees" of Subsection (6) entitled "Licensing and Fees" of Section 7.15 entitled "Regulation of Tattooing and Body-Piercing" of the Madison General Ordinances is amended to read as follows:

- "1. Annual establishment fees shall be:
- a. Tattoo or body-piercing establishments, ~~\$260~~286.
  - b. Ear-piercing establishments, ~~\$170~~187.
  - c. Combined tattoo and body-piercing establishments, ~~\$340~~374.
  - d. Pre-inspection, one-time only, ~~\$200~~225."

4. Subdivision (c) of Subsection (1) entitled "Public Swimming Pool Licenses" of Section 7.44 entitled "Minimum Standards for Public Swimming Pools" of the Madison General Ordinances is amended to read as follows:

"(c) No license shall be issued unless the operator shall have first submitted an application for a license and a license fee. Renewal licenses shall be obtained on or before June 30 of each year or be subject to a late filing fee of fifteen percent (15%) of the license fee. Payment of the late filing fee shall not relieve any person from any other penalties prescribed in this chapter for failure to possess or obtain a license.

<u>Category</u>	<u>License Fee</u>
Indoor Swimming Pool	\$900 <u>954</u>
Outdoor Swimming Pool	\$475 <u>504</u>
Each Additional Indoor Pool	\$450 <u>477</u>
Each Additional Outdoor Pool	\$300 <u>318</u> "

5. Subsection (4) entitled "Inspection Fees" of Section 7.50 entitled "Pre-Inspection Permits and Fees and Changes of Ownership" of the Madison General Ordinances is amended to read as follows:

"(4) Inspection Fees. Pursuant to authority set forth in Sec. 254.69, Wis. Stats., the fee for a pre-inspection shall be three hundred ~~fifty~~seventy-five dollars (~~\$350~~375) for each inspection. A separate pre-inspection fee shall be paid for each category of permit or license."

6. Subsection (3) entitled "Fees" of Section 7.51 entitled "Hotels, Bed and Breakfast Establishments and Tourist Rooming Houses" of the Madison General Ordinances is amended to read as

follows:

“(3) Fees. The annual fee for Hotels and Tourist Rooming Houses shall be based upon the number of rooms held open for the use of the public on the licensed premises. The annual fee for Bed and Breakfast Establishments shall be a flat rate. The licensing year shall be from July 1 through the following June 30. Renewal licenses shall be obtained on or before June 30 of each year or be subject to a late filing fee of fifteen percent (15%) of the license fee or a minimum of three dollars \$3.00), whichever is greater. Payment of the late filing fee shall not relieve any person from any other penalties prescribed in this chapter for failure to possess or obtain a license. The fee herein established shall be for one year or a fractional part thereof.

Hotels and Tourist Rooming Houses:

Number of Rooms	License Fee
1 - 30	\$ <u>190209</u>
31 - 99	\$ <u>270297</u>
100 - 199	\$ <u>390429</u>
200 or more	\$ <u>440484</u>

Bed and Breakfast Establishments: \$95105”