

RESOLUTION NO.: 2011-__
SUBJECT: 2012 Fee Schedule
EFFECTIVE DATE: November 14, 2011

RESOLUTION OF THE EL PASO COUNTY
BOARD OF HEALTH

WHEREAS, pursuant to Section 25-1-506(3)(b)(XI), C.R.S., the El Paso County Board of Health (“Board of Health”) has the power and duty to initiate and carry out health programs consistent with State law that are necessary or desirable to protect public health and the environment; and,

WHEREAS, pursuant to Section 25-1-508(5)(g), C.R.S., the Board of Health has the power and duty to adopt rules not inconsistent with the public health laws of this State; and,

WHEREAS, pursuant to Section 25-1-508(5)(j), the Board of Health has the power and duty to provide environmental health services, and to adopt fees to offset the cost of environmental health services, and other public health fees in El Paso County to carry out its powers and duties; and,

WHEREAS, El Paso County Public Health (“Public Health”) recommended that the Board of Health amend El Paso County Board of Health Regulations Chapter 3 Fee Schedule and Civil Penalties, Section 3.1: Fees, by adoption of certain environmental health service fees, and child care health and sanitation inspection fees, for 2012, all as indicated in Attachment “A” hereto, and incorporated herein by reference; and,

WHEREAS, the Board of Health conducted a public hearing on November 14, 2011, to consider revisions indicated in Attachment “A” and, has received and considered public comments relating thereto.

NOW, THEREFORE, BE IT RESOLVED BY THE EL PASO COUNTY BOARD OF HEALTH:

1. That fees previously adopted by the Board of Health for fiscal year 2011 currently provided in El Paso County Board of Health Regulations, Chapter 3 Fee Schedule and Civil Penalties, Section 3.1: Fees, shall remain in effect through December 31, 2011.

2. That, thereafter, effective January 1, 2012, El Paso County Board of Health Regulations, Chapter 3 Fee Schedule and Civil Penalties, Section 3.1: Fees, is hereby amended as provided in Attachment "A" hereto, and incorporated herein by reference.; except that fees relating to recreational water shall be effective April 1, 2012.

MOVED, SECONDED AND ADOPTED BY THE EL PASO COUNTY BOARD OF HEALTH AT ITS REGULAR MEETING HELD ON NOVEMBER 14, 2011.

EL PASO COUNTY BOARD OF HEALTH

BY: _____
President

ATTEST: _____
Secretary

ATTACHMENT “A”

Words and numbers in red are proposed for deletion.

Words and numbers in blue are proposed for addition.

Words and numbers in black are in the current regulation for which no changes are proposed.

REGULATIONS OF THE EL PASO COUNTY BOARD OF HEALTH

EL PASO COUNTY, COLORADO

Chapter 3

Fee Schedule and Civil Penalties

El Paso County Public Health

CHAPTER 3

FEE SCHEDULE AND CIVIL PENALTIES

SECTION 3.1: FEES

A. Effective January 1, 2011 2012, the following fees are adopted by the Board of Health pursuant to Subpart 3 of Part 5 of Title 25, C.R.S., and shall be charged by the Public Health Department for services indicated:

2011 2012 FEE SCHEDULE	
SERVICE	FEE
Body Art	
Body Art Infection Control Training	\$20.00 per attendee
Body Art Plan Review (including pre-operational inspections)	\$254.00 \$302.00
Body Art Establishment License	\$277.00 \$285.00
Temporary Event Fee	\$63.00 \$87.00 per vendor
Body Art Change in Ownership	\$176.00
Food Safety	
Food Handler Training	\$13.00 per attendee
Review of Potential Retail Food Establishment Site (1)	\$75.00 \$100.00 (non-refundable)
Preoperational/Change in Ownership Inspection (2)	\$100.00 \$125.00 (non-refundable)
RFE Plan Review Application	\$100.00 (non-refundable)
RFE Plan Review and Pre-opening Inspection	\$43.00 \$49.00 per hour not to exceed \$580.00
RFE Equipment/Product Review Application	\$100.00 (non-refundable)
RFE Equipment/Product Review	\$43.00 \$49.00 per hour not to exceed \$280.00
RFE HACCP Plan Review (Written) (3)	\$43.00 \$49.00 per hour not to exceed \$80.00
RFE HACCP Plan Review (Operational) (4)	\$43.00 \$49.00 per hour not to exceed \$200.00
RFE Other Services Requested	\$43.00 \$49.00 per hour

Individual Sewage Disposal System/Onsite Wastewater System (OWS)	
OWS Installer Exam/3-year License	\$75.00 \$125.00 per 3-year license
New Onsite Wastewater (OWS) Permit	\$306.00 \$440.00 /permit + \$23.00 CDPHE Charge PLUS applicable fee for EPC Development Services Department Surcharge/ Review Charge
OWS Return Trip Fee (5)	\$37.00 \$54.00 per hour
Major Repair OWS Permit (6)	\$344.00 \$494.00 /permit
Minor Repair OWS Permit (7)	\$141.00 \$188.00 /permit
OWS Variances	\$59.00 per hour (non-refundable)
Altered / Renewed OWS Permit	\$21.00 \$62.00 per permit
Pumper Truck Inspection (Systems Cleaner)	\$61.00 \$90.00 per truck
Recreational Water (Commercial Pools/Spas) (Effective April 1, 2012)	
Plan Review (including pre-operational inspections)	\$241.00
Year Around Pool/Spa Facilities	\$181.00
Inspections – Seasonal Pool/Spa	\$106.00
Follow-Up Inspections	\$43.00 per hour
Additional Services Pool/Spa Program	\$43.00 per hour
Compliance and Enforcement	
Certificate of Non-Compliance Release	\$100.00
Administration	
Copy of State/Local Regulations	\$5.00 per copy
File Search	\$50.00 per search
Non-Sufficient Funds	\$30.00
Other Administrative Requested Services	\$30.00 per hour

(1) An onsite evaluation of a potential retail food establishment location.

(2) An onsite inspection of an approved retail food establishment that has undergone a change in ownership or an establishment that otherwise needs an onsite inspection prior to opening and for which changes to the facility do not meet the requirements of a plan review.

- (3) A written document, based on HACCP (Hazard Analysis Critical Control Point) principles developed by the National Advisory Committee on Microbiological Criteria for Food, which formally identifies specific hazards that can adversely affect the safety of a food product and proposes control measures to maintain food safety.
- (4) An observed process, based on HACCP principles developed by the National Advisory Committee on Microbiological Criteria for Food, that is conducted at an establishment and which formally identifies specific hazards that can adversely affect the safety of a food product and provides control measures to maintain food safety.
- (5) "Return Trip" is defined as a revisit to a property by a member of the EHS staff to complete an inspection of an OWS that was **installed improperly** or not ready for the inspection on the day and time of the request. The fee is based on an hourly rate including travel and inspection time by the EHS staff member.
- (6) Repair, alteration or addition to the absorption area.
- (7) Repair or replacement of any portion of the system from the structure to the absorption area with the exception of repair or replacement of tank baffles and collapsed lines as depicted in the as-built drawings on file at **the Public Health Department**.

B. Failure to pay any fee required by subpart A. of this Section is an unlawful act and, except as otherwise provided by Section 2, is subject to the assessment of a civil penalty of not more than \$100 per day, until the fee is paid in full.

C. Effective January 1, 2011 2012, the following Child Care Health and Sanitation Inspection fees are adopted by the Board of Health and shall be charged by the Public Health Department for the services indicated:

2011 2012 CHILD CARE HEALTH AND SANITATION INSPECTION FEES				
TYPE OF FACILITY	ROUTINE	PRE-OPERATIONAL (1)	FOLLOW-UP	ROOM CHANGE (2)
Child Care	\$143	\$143	\$82	\$64 plus pro-rated hourly rate
School Age (Before and After)	\$117	\$117	\$76	\$64 plus prorated hourly rate
Preschool	\$119	\$119	\$83	\$64 plus prorated hourly rate
Group Homes	\$124	\$124	\$93	\$64 plus prorated hourly rate
Residential Summer Camps	\$261	\$261	\$167	\$64 plus prorated hourly rate
Large Summer Camps	\$175	\$175	\$112	\$64 plus prorated hourly rate
Residential/Day Treatment Center	\$182	\$182	\$117	\$64 plus prorated hourly rate
Child Care Plan Review	\$86			

Definitions:

Routine inspections are conducted every two years per licensing guidelines for an existing facility.

Pre-operational inspections are required per licensing guidelines and are conducted upon request of the owner/operator prior to opening a new facility.

Follow-up inspections are conducted at the discretion of Public Health Department as a follow-up to a routine or pre-operational inspection to assure follow-up and compliance with critical violations and other health hazards identified during a prior routine or pre-operational inspection. **Room change inspections** are required per licensing guidelines and are conducted at the request of the facility when room changes are being made.

(1) Pre-operational inspection fees shall be collected in advance of the scheduled visit.

(2) Costs associated with room changes - Inspection costs for room changes are directly related to the time needed to inspect all new rooms in an existing facility as required by licensing regulations. A base fee of \$64 applies to a 30 minute site inspection which includes additional associated costs such as mileage and travel time to the site, supplies and administrative time. Additional time required beyond a 30 minute site inspection will be charged at an hourly rate of \$46 per hour, accrued in 15 minute increments.

Other Notes:

1. All fees are on a per visit fee basis.
2. No fees will be assessed for complaint investigations or communicable disease investigation visits.
3. **The Public Health Department** may require payment at time of service and may send outstanding account balances to collections.