

**BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY
ORDINANCE NO. 2019:05**

**AN ORDINANCE TO AMEND CHAPTER BH:II OF THE REVISED GENERAL
ORDINANCES OF THE BOARD OF HEALTH OF THE BOROUGH OF NEW
MILFORD ENTITLED "RETAIL FOOD ESTABLISHMENTS", THEREBY
AMENDING SUBSECTION BH:2-2 ENTITLED "LICENSING"**

WHEREAS, the Mayor and Council of the Borough of New Milford have been advised by the Board of Health that the present ordinance does not adequately protect the residents of New Milford; and

WHEREAS, the Mayor and Council of the Borough of New Milford wish to amend Chapter BH:II, Section BH:2-2, entitled "Licensing" to address the concerns that affect the needs of residents.

NOW THEREFORE BE IT ORDAINED by the Mayor and Council of the Borough of New Milford, County of Bergen, State of New Jersey, that Chapter BH:II, Section BH:2-2, entitled "Licensing", of the Revised General Ordinances of the Board of Health of the Borough of New Milford is hereby amended as follows:

Section BH:2-2.1 is repealed and replaced in its entirety as follows:

BH:2-1.1 License Required. It shall be unlawful for any person or any body corporate to conduct a retail food establishment as defined in and governed by the Retail Food Establishment Code of New Jersey (1965), established by ordinance of the Borough Board of Health, without first having procured a license from the Borough Board of Health to do so or without complying with any or all of the provisions concerning operation and maintenance of the same as contained in the aforementioned Retail Food Establishment Code of New Jersey(1965). The inspecting official shall post the evaluation placard for New Jersey State Chapter 24 food inspections immediately in the entry window of the establishment. In the event there is no front window, the evaluation placard shall be posted immediately in a conspicuous place near the public entrance of the establishment in such a manner that the public may view the placard.

And the following is to be added to BH:2-2.2 Fees

- n. Reinspection for a Conditionally Satisfactory Inspection
 - 1. \$100 for 1st reinspection.
 - 2. \$250 for 2nd reinspection with mandatory appearance before the Board of Health
 - 3. \$400 for 3rd reinspection

BE IT FURTHER ORDAINED that the remainder of this ordinance remains unchanged and that this amendment shall become effective upon passage and publication in accordance with law.