

CRANBURY TOWNSHIP ORDINANCE 03-23-08

**AN ORDINANCE AMENDING THE CODE OF THE TOWNSHIP OF CRANBURY,
MIDDLESEX COUNTY, NJ, CHAPTER 163 ENTITLED "FOOD-HANDLING
ESTABLISHMENTS"**

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Cranbury, Middlesex County, New Jersey, as follows:

SECTION 1. The recitals contained in the foregoing preamble are incorporated herein as if fully restated.

Chapter 163, Sections 163-1 through 163-3 and adding Section 163-5 of the Code of the Township of Cranbury ("Code"), shall be amended as follows (additions are underlined; deletions are in [brackets]):

§ 163-1. Compliance with State and County Standards.

All retail food establishments shall comply with [Chapter 12 of the New Jersey State Sanitary Code relating to the construction, operation, and maintenance of retail food establishments] Chapter 24 (N.J.A.C. 8:24) entitled "Sanitation in Retail Food Establishments, Food and Beverage Vending Machines and Cottage Food Operations"; and all violations are hereby declared to be nuisances hazardous to health.

§ 163-2. License Required; Fee; Expiration.

- A. It shall be unlawful for any person(s) or any body corporate to conduct a retail food establishment, as defined in and governed by [Chapter 12 of the New Jersey State Sanitary Code relating to the construction, operation, and maintenance of retail food establishments] Chapter 24 (N.J.A.C. 8:24) entitled "Sanitation in Retail Food Establishments, Food and Beverage Vending Machines and Cottage Food Operations"; without first having procured a license from the Board of Health, or to conduct said activities without complying with any or all of the provisions concerning [the construction, operation, and maintenance of the same as contained in the aforementioned Chapter 12 of the New Jersey State Sanitary Code] Chapter 24.
- B. The annual license fee to be paid for conducting a retail food establishment and mobile food vendor license shall be the sum of \$50. If said annual license fee is not paid within 30 days of its due date, the fee shall be increased to the sum of \$100. The fee for a temporary food license or cottage operator license shall be the sum of \$25.
- E. Pursuant to N.J.A.C. 5:70-2.7(a); No mobile food vendor shall operate within the borders of the Township of Cranbury without having applied for a permit then inspected and found to be in compliance by the Fire Safety Bureau. The required fee shall be paid for at the time of application. No fee payment will be accepted at the time of the inspection. No permit shall be issued without an in-person inspection taking place. Pursuant to N.J.A.C. 5:70-2.7(f): The Fire Official may deny or revoke a permit at any time. A new Fire Safety Application, permit and related fees are required for every individual event.

§ 163-3. Retail Food Handler's Certification.

- A. Definitions. As used in this chapter, the following terms shall have the meanings indicated:

MOBILE FOOD VENDOR

Any automobile, truck, or other motor-powered vehicle, owned and operated, or contracted with an approved, licensed retail food establishment that is in good standing with the health authority in which the establishment is located, that offers or provides cooked or prepared food to individuals from a temporary, but stationary, location.

MOBILE FOOD VENDOR LICENSE

Any license issued under this chapter to a mobile food vendor.

COTTAGE FOOD OPERATOR

A person or entity who holds a New Jersey cottage food operator permit authorized to produce cottage food products in the private kitchen of the operator's residence and at no other locations and to distribute cottage food products to consumers thereof without being subject to initial or periodic inspection by a health authority and other requirements applicable to retail food establishments pursuant to Chapter 24 (N.J.A.C. 8:24).

TEMPORARY FOOD LICENSE

Any outside mobile food vendor not having an annual mobile food vendor license with the Township of Cranbury may apply for a temporary food license for a day. The application and specifications in obtaining a temporary food license can be found in the Township Clerk's Office.

Section 2. Severability. If any section or subsection of this ordinance is adjudged invalid by a court of competent jurisdiction, such adjudication shall apply only to the specific section(s) or subsection(s) so adjudged, and the remainder of the ordinance shall be deemed valid.

Section 3. Repealer. All ordinances or resolutions or parts thereof inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

Section 4. Effective date. This ordinance shall take effect upon its passage and publication, as required by law.

The ordinance published herewith was introduced and passed upon first reading at a meeting of the governing body of the Township of Cranbury, in the County of Middlesex, State of New Jersey held on March 27, 2023. It will be further considered for final passage, after a public hearing thereon, at a meeting of the governing body to be held in the meeting room of Town Hall, 23-A North Main Street, in the Township of Cranbury on April 10, 2023 at 7:00 P.M. and during the week prior to and up to and including the date of such meeting, copies of said ordinance will be made available at the Clerk's Office to the members of the general public who shall request the same.

Debra A Rubin

Debra A Rubin, RMC
Municipal Clerk