

ADOPTED

MAY 8 1978

BOARD OF SUPERVISORS
JAMES CITY COUNTY
VIRGINIA

ORDINANCE NO. 117

AN ORDINANCE TO AMEND AND REORDAIN THE CODE OF THE COUNTY OF JAMES CITY BY ADDING A NEW CHAPTER, CHAPTER 8, HEALTH AND SANITATION.

BE IT ORDAINED by the Board of Supervisors of James City County that it hereby amends and reordains the Code of the County of James City by adding a new chapter, Chapter 8, Health and Sanitation, to read as follows:

CHAPTER 8

HEALTH AND SANITATION

Article I. Health Certificate for Food Handlers.

Section 8-1. Definitions.

The following definitions shall apply in the interpretation and enforcement of this ordinance:

(a) Food shall mean and include all articles used for food, drink, confectionary or condiment, whether simple, mixed or compound, and all substances or ingredients used in the preparation thereof.

(b) Food handler shall mean any person who handles food or drink during preparation or serving, or who comes in contact with any eating or cooking utensils, or who is employed in a room in which food or drink is prepared or served.

(c) Health officer shall mean the director of the Department of Public Health for James City-Williamsburg Health Department or his authorized representative.

(d) Restaurant shall mean and include any restaurant, coffee shop, cafeteria, short order cafe, luncheonette, tavern sandwich stand, drug store and soda fountain serving food, and all other eating or drinking establishments, as well as kitchens or other places in which food or drink is prepared for sale elsewhere.

Section 8-2. Food handler's certificates.

Any person employed or working in any restaurant in the County must procure and hold a valid certificate bearing the holder's photograph

from the health officer certifying that such person has complied with all requirements to obtain said permit and has received proper instruction in proper handling of food, personal hygiene and sanitation.

Section 8-3. Issuance of food handler's certificates after tests and examinations. Terms. Temporary certificates.

It shall be unlawful for any person who does not possess an unexpired, unrevoked food handler's certificate as hereinafter provided to work in any restaurant in the County. Such certificate shall, in proper cases, be issued by the health officer to the applicant, who shall furnish such information and laboratory specimens and submit to such physical examination and tests as the health officer may require and shall receive such instructions on proper food handling procedures, on personal hygiene and sanitation as may be offered by the health officer. Prior to employment by a restaurant in the County, a food handler shall register at the James City-Williamsburg Health Department and obtain a temporary food handler's certificate, which temporary certificate shall expire in not more than thirty (30) days from date of issue. It is expressly provided, however, that the health officer may refuse to issue a temporary food handler's certificate to any applicant if, in his opinion, the applicant may be infected with any disease which would disqualify him from receiving a regular food handler's certificate hereunder. Prior to commencing employment as a food handler or if the food handler holds a temporary food handler's certificate issued by the health officer, then prior to the expiration of the temporary certificate, the food handler shall secure a regular food handler's certificate from the health officer. Each such certificate shall remain in force for twelve months unless revoked by the health officer for cause and shall be kept properly filed in the place of employment of the holder.

Section 8-4. Restaurant prohibited from hiring food handler without certificate. Prohibition against allowing diseased food handlers to work.

(a) No restaurant shall employ any person unless said person possesses a valid temporary or regular food handler's permit issued by the health officer in accordance with the provisions of this article.

(b) No person who is infected with any disease in a communicable form, or is a carrier of any disease, shall work in any restaurant, and no restaurant shall employ any such person or any person suspected of being infected with any disease in a communicable form or being a carrier of such disease.

(c) If the restaurant manager suspects that any employee has contracted any disease in a communicable form or has become a carrier of such disease, he shall notify the health officer immediately.

(d) Hand washing signs shall be posted in each toilet room used by employees.

Section 8-5. Procedure when infection suspected.

If suspicion arises as to the possibility of transmission of infection from any restaurant employee, the health officer is authorized to require any or all of the following measures:

- (a) Immediate exclusion of the employee from all restaurants;
- (b) Immediate closing of the restaurant concerned until no further danger of disease outbreak exists in the opinion of the health officer;
- (3) Adequate medical examination of the employee and of his associates, with such laboratory examinations as may be indicated.

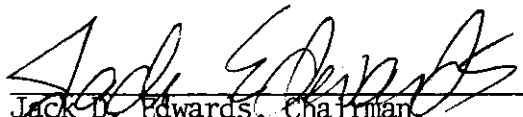
Section 8-6. Waiver of requirements.

The Health Officer shall have authority to waive the requirements hereof for special events of a temporary nature which waiver shall be in writing.

Section 8-7. Penalty for violation.

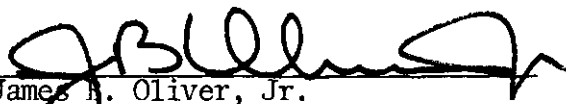
Any person, firm or corporation who shall violate any provision of this article shall, upon conviction, be fined not more than One Thousand Dollars or be confined in jail for a period not exceeding six months, either or both.

This ordinance shall be in full force and effect from the date of its adoption.



Jack D. Edwards, Chairman
Board of Supervisors
James City County, Virginia

ATTEST:



James H. Oliver, Jr.
Clerk of the Board

Adopted by the Board of Supervisors of James City County, Virginia,
on the 8th day of May, 1978.