Ordinance No. 2019-14

An Ordinance relating to food establishments; amending Sections 815.005, 815.020, 815.025, 815.035 and 815.045 of the Minnetonka City Code

The City of Minnetonka Ordains:

Section 1. Section 815.005 of the Minnetonka City Code is amended to read as follows:

815.005. Purpose and Objectives.

The purpose of this section is to establish standards protecting the health, safety and general welfare of the public under powers granted by Minn. Stat. §§ 28A.0752, 28A.075, and 145A.03 through 145A.14, as amended.

The general objectives of this section are to, among other things:

1. prevent food-borne illness;

2. correct and prevent conditions that may adversely affect people using food establishments;

3. provide minimum standards for the design, construction, operation and maintenance of food establishments; and

4. meet consumer expectations for the quality and safety of food establishments.

Section 2. Section 815.020, subdivision 4 of the Minnetonka City Code, related to license administration, is amended to read as follows:

4. Transfer and display of license.

   a. Only a person who complies with the requirements of this section is entitled to receive a food establishment license. A license is only valid for the person and place named in the license and is not transferable. A license must be conspicuously displayed to the public on the licensed premises.

   b. A food vehicle must have the name, city, and telephone number of the licensee displayed on both sides of the vehicle in a conspicuous place approved by the health authority.

Section 3. Section 815.025 of the Minnetonka City Code is amended to read as follows:

815.025. Self-Inspection Program.

1. A food establishment licensee that is required to employ a certified food manager.

   The stricken language is deleted; the underlined language is inserted.
must prepare and implement a program of periodic self-inspection to ensure that food safety policies and procedures are followed. Documentation of the self-inspection program must be available for review by the health authority. The health authority may require revisions to the program.

2. Documentation of the self-inspection program must be available for review by the health authority. The health authority may require revisions to the program.

Section 4. Section 815.035 of the Minnetonka City Code, which requires gas cylinders to be secured by chains or other types of restraint, is repealed.

Section 5. Section 815.045 of the Minnetonka City Code is amended to read as follows:

815.045. Standards Adopted.

1. Minnesota food code. The Minnesota food code, Minnesota rules 4626.0010 through 4626.1870 and all future revisions of them, is adopted by reference as part of this ordinance.

2. Food managers. The Minnesota rules governing certification of food managers, Minnesota rules 4626.2000 through 4626.2025 and all future revisions of them, are adopted by reference as part of this ordinance.

The following rules and statutes and subsequent recodifications and/or amendments and other applicable legislation, as may be adopted, are adopted by reference as part of this ordinance:

a. Minnesota Statutes, Chapter 157 (except Section 157.16, Subd. 2(a)); Sections 17.04, 29.21, 29.23, 29.235, 29.236, 29.237, 29.24, 29.25, 29.26, 29.27, and 30.49; and applicable sections of Minnesota Statutes, Chapters 28A, 31, and 34A;

b. Minnesota Rules, Chapter 4626, except 4626.0033 subparts G through O; and

c. Applicable sections of Minnesota Rules parts 1520, 1545, 1550, and 1556.

Section 6. A violation of this ordinance is subject to the penalties and provisions of Chapter XIII of the city code.

Section 7. This ordinance is effective 30 days after publication.
Ordinance No. 2019-14

Adopted by the city council of the City of Minnetonka, Minnesota, on June 3, 2019.

Brad Wiersum, Mayor

Attest:

Becky Koosman, City Clerk

Action on this Ordinance:

Date of introduction: May 20, 2019
Date of adoption: June 3, 2019
Motion for adoption: Ellingson
Seconded by: Calvert
Voted in favor of: Bergstedt-Ellingson-Calvert-Schack-Carter-Wiersum
Voted against: None
Abstained: None
Absent: Happe
Ordinance adopted.

Date of publication:

I certify that the foregoing is a true and correct copy of an ordinance adopted by the city council of the City of Minnetonka, Minnesota, at a meeting held on June 3, 2019.

Becky Koosman, City Clerk

The stricken language is deleted; the underlined language is inserted.
City of Minnetonka
14600 Minnetonka Boulevard
Minnetonka, MN 55345

Notice of Adoption of Ordinance No. 2019-14

To whom it may concern:

Notice is hereby given that on June 3, 2019, the Minnetonka City Council adopted Ordinance No. 2019-14, "An Ordinance relating to food establishments; amending Sections 815.005, 815.020, 815.025, 815.035 and 815.045 of the Minnetonka City Code" ("the Ordinance"). The Ordinance makes technical changes to the food licensing regulations, to conform to state law and remove ordinance provisions that are redundant of state law.

A full copy of the Ordinance is available on the city's website (www.eminnetonka.com) and may be viewed during regular office hours at the city clerk’s office in city hall. A copy may also be obtained by standard or electronic mail.

Becky Koosman, City Clerk