

AN ORDINANCE **86606**

INCREASING THE SERVICE FEES FOR THE FOLLOWING: BOARDING OF IMPOUNDED ANIMALS FROM \$5.00 TO \$6.00, RABIES VACCINATIONS FROM \$7.00 TO \$8.00, ACCEPTANCE AND DISPOSITION OF NON-RESIDENT ANIMALS FROM \$15.00 TO \$18.00, RESAMPLING OF FROZEN DESSERTS FROM \$30.00 TO \$50.00, DENTAL APPOINTMENTS FROM \$4.00 TO \$5.00, AND ADMINISTRATION OF VACCINES FOR FOREIGN TRAVEL FROM \$5.00 TO \$10.00 WITH A \$10.00 CONSULTATION FEE; AND INCREASING THE PERMIT FEES FOR THE FOLLOWING: SALE OR DISPOSAL OF FROZEN DESSERTS FROM \$150.00 TO \$200.00, MOBILE FOOD VENDING-AFOOT FROM \$25.00 TO \$35.00, MOBILE FOOD VENDING-PREPACKAGE, NON-PERISHABLE FROM \$40.00 TO \$50.00, MOBILE FOOD VENDING-POTENTIALLY HAZARDOUS FROM \$65.00 TO \$75.00, MOBILE FOOD VENDING-PREPARED ON UNIT FROM \$175.00 TO \$200.00, MOBILE FOOD VENDING-PUSHCART FROM \$40.00 TO \$50.00, RENDERING MATERIALS COLLECTION VEHICLES FROM \$20.00 TO \$30.00, RENDERING MATERIALS STORAGE FACILITIES FROM \$50.00 TO \$75.00, RENDERING ESTABLISHMENTS FROM \$200.00 TO \$300.00, CHILD CARE FACILITY-NO ON-SITE FOOD PREPARATION FROM \$30.00 TO \$40.00, CHILD CARE FACILITY-PRIMARY FOOD PRODUCTION FROM \$120.00 TO \$150.00, CHILD CARE FACILITY-SATELLITE FROM \$60.00 TO \$75.00, CHILD CARE FACILITY-GROUP DAY HOME FROM \$60.00 TO \$75.00, CHILD CARE FACILITY AGENCY WITH 10 OR MORE WITHOUT ON-SITE FOOD PREPARATION FROM \$300.00 TO \$400.00 AND PUBLIC OR SEMIPUBLIC SWIMMING POOLS.

(AMENDS CHAPTERS 5, 13, AND 15 OF THE CITY CODE)

WHEREAS, the San Antonio Metropolitan Health District (SAMHD) boards impounded animals, vaccinates dogs and cats against rabies, accepts and disposes of animals brought in from non-residential areas, resamples frozen desserts from businesses that have failed routine testing, provides dental appointments for qualified patients, and administers immunizations for travelers to foreign countries; and

WHEREAS, the SAMHD regulates and routinely inspects: businesses selling or disposing of frozen desserts, mobile food vendors, rendering materials collection vehicles, rendering materials storage facilities, rendering establishments, public or semipublic swimming pools and child care facilities; and

WHEREAS, the personnel and other related costs to provide said services and inspections have increased and it is necessary to revise the fees for these activities; **NOW THEREFORE:**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. The fee charged by the San Antonio Metropolitan Health District (SAMHD) for boarding impounded animals is hereby increased to six dollars (\$6.00) dollars per day.

SECTION 2. Section 5-209 (a) (2) of the City Code of the City of San Antonio is hereby amended to read as follows:

“(2) *Board fee:* Six dollars (\$6.00) per day for each day impounded.”

SECTION 3. The fee charged by the SAMHD for a rabies vaccination of a dog or cat is hereby increased to eight dollars (\$8.00) per vaccination.

SECTION 4. Section 5-209 (b) of the City Code of the City of San Antonio is hereby amended to read as follows:

“(b) No dog or cat shall be released from the animal control facility without the owner presenting proof that the dog or cat has had a rabies vaccination within the past twelve (12) months. An owner of any dog or cat who cannot provide proof of said rabies vaccination shall be subject to a fee of eight dollars (\$8.00) for rabies vaccination of each dog or cat. In addition, if a dog or cat is unlicensed the owner shall pay the license fee as outlined in section 5-160 above and no dog or cat shall be released without obtaining said license.”

SECTION 5. The fee charged by the SAMHD to non-residents of San Antonio or unincorporated areas of Bexar County (as long as the city and county maintain a joint animal control program by contractual agreement) for the acceptance and humane disposition of animals is hereby increased to eighteen dollars (\$18.00) per animal.

SECTION 6. Section 5-209 (e) (1) of the City Code of the City of San Antonio is hereby amended to read as follows:

“(1) A non-resident animal service fee of eighteen dollars (\$18.00) shall be charged per animal;”

SECTION 7. The permit fee charged by the SAMHD for the sale or disposal of ice cream, ice cream mix, frozen dessert and frozen dessert mix in the city shall be increased to two hundred dollars (\$200.00) per annum.

SECTION 8. Section 13-176 (a) (1) and (2) of the City Code of the City of San Antonio are hereby amended to read as follows:

“(1) *Fountain and/or counter freezers.* Every operator of a fountain and/or counter freezer engaged in the processing or manufacturing of ice cream, ice cream mix, frozen desserts, or frozen desserts mix shall pay a fee of two hundred dollars (\$200.00) per annum. Such fee shall be due and payable to the city health department on June first (1st) of each year, and upon payment therefor, such ice cream, ice cream mix, frozen dessert or frozen dessert mix manufacturer shall receive a permit in writing to do business in the city, under the terms of this article.

(2) *Continuous and batch freezers.* Every operator of a continuous and batch freezer engaged in the processing or manufacture of ice cream, ice cream mix, frozen dessert, or frozen dessert mix shall pay a fee of two hundred dollars (\$200.00) per annum. Such fee shall be due and payable to the city health department on June first (1st) of

each year, and upon payment therefor, such ice cream, ice cream mix, frozen dessert or frozen dessert mix manufacturer shall receive a permit in writing to do business in the city, under the terms of this article.”

SECTION 9. The fee charged by the SAMHD to an operator engaged in the processing or manufacturing of ice cream, ice cream mix, frozen dessert, or frozen dessert mix for obtaining an additional sample of a product pursuant to Sec. 13-182 of the City Code of the City of San Antonio shall be increased to fifty dollars (\$50.00) per resampling.

SECTION 10. Section 13-176 (b) of the City Code of the City of San Antonio is hereby amended to read as follows:

“(b) A resampling under this section shall be fifty dollars (\$50.00) per resampling.”

SECTION 11. The permit fees charged by the SAMHD for mobile food vending units shall be increased to: thirty-five dollars (\$35.00) per year for an afoot vendor selling food which is prepackaged, nonperishable, and not potentially hazardous and/or fruit and vegetables in a farm fresh state; fifty dollars (\$50.00) per year for a unit carrying food which is described as snow cones (raspas), fresh fruit and vegetables in a farm fresh state as well as food which is prepackaged, nonperishable and not potentially hazardous; seventy-five dollars (\$75.00) per year for a mobile food vending unit selling prepackaged perishable and potentially hazardous foods or a combination of the above with prepackaged nonperishable and not potentially hazardous foods; two hundred dollars (\$200.00) per year for a unit vending perishable and potentially hazardous foods or nonperishable and not potentially hazardous food that are prepared on or in the mobile unit or a combination of the above with prepackaged foods; and fifty dollars (\$50.00) per year for a pushcart mobile vending unit.

SECTION 12. Section 13-233 (d) of the City Code of the City of San Antonio is hereby amended to read as follows:

“(d) *Fees.*

- (1) The permit for an afoot vendor vending food which is prepackaged, nonperishable, and not potentially hazardous, and fruit and vegetables in a farm fresh state shall be thirty-five dollars (\$35.00) per year. A person vending afoot must have a permit for vending afoot even though he or she also may have a permit for vending from a vehicle.
- (2) The permit fee for a mobile food vending unit carrying food which is described as snow cones (raspas), fresh fruit and vegetables in a farm fresh state as well as food which is prepackaged, nonperishable and not potentially hazardous shall be fifty dollars (\$50.00) per year.
- (3) The permit fee for a mobile food vending unit vending prepackaged perishable and potentially hazardous foods or a combination of the above with prepackaged nonperishable and not potentially hazardous foods shall be seventy-five dollars (\$75.00) per year.
- (4) The permit fee for a mobile food vending unit vending perishable and potentially hazardous foods or nonperishable and not potentially hazardous food that are prepared on or in the mobile unit or a combination of the above with prepackaged foods shall be two hundred dollars (\$200.00) per year.

(5) The permit fee for a pushcart mobile vending unit shall be fifty dollars (\$50.00) per year.”

SECTION 13. The fee charged by the SAMHD for the collection of rendering materials is hereby increased to thirty dollars (\$30.00) per vehicle per fiscal year.

SECTION 14. Section 13-300 (b) (1) of the City Code of the City of San Antonio is hereby amended to read as follows:

“(1) Collector’s license: Amount based upon the number of transport vehicles to be inspected, at thirty dollars (\$30.00) per vehicle per fiscal year.”

SECTION 15. The fee charged by the SAMHD for the operation of a rendering materials storage facility, which is not an integral part of a rendering establishment, is hereby increased to seventy-five dollars (\$75.00) per year per fiscal year.

SECTION 16. Section 13-300 (b) (2) of the City Code of the City of San Antonio is hereby amended to read as follows:

“(2) Rendering materials storage facility license: Seventy-five dollars (\$75.00) per fiscal year when such facility is not an integral part of a rendering establishment.”

SECTION 17. The fee charged by the SAMHD for the operation of a rendering establishment is hereby increased to three hundred dollars (\$300.00) per fiscal year.

SECTION 18. Section 13-300 (b) (3) of the City Code of the City of San Antonio is hereby amended to read as follows:

“(3) Rendering establishment license: Three hundred dollars (\$300.00) per fiscal year.”

SECTION 19. The fee charged by the SAMHD for a dental appointment is hereby increased to five dollars (\$5.00) per appointment.

SECTION 20. Section 15-2 (a) of the City Code of the City of San Antonio is hereby amended to read as follows:

“(a) In cases of appropriate covered Medicaid Dental Services the city dental clinic fees will equal the community’s prevailing Medicaid reimbursement rate. Fees will be assessed on a sliding scale based on the patient’s family income. In addition to the sliding scale fee all patients will be required to pay a five dollar (\$5.00) appointment fee. No patient otherwise qualified to receive dental health clinic services will be denied said services based on an ability to pay the established fee.”

SECTION 21. The vaccine administration fee charged by the SAMHD to individuals receiving a foreign travel vaccination is hereby increased to ten dollars (\$10.00) per vaccination plus a consultation fee of ten dollars (\$10.00).

SECTION 22. Section 15-2 (b) of the City Code of the City of San Antonio is hereby amended to read as follows:

“(b) A fee in the amount of twenty-five dollars (\$25.00) per Foreign Travel Vaccination Certificate is hereby established for all persons requesting such vaccination certificates from the health department. Individuals who receive foreign travel vaccinations from the health department will reimburse the health department for the actual cost of the vaccine

used, plus ten dollars (\$10.00) for the consultation, plus ten dollars (\$10.00) per vaccination.”

SECTION 23. The fee charged by the SAMHD for the operation of a public or semipublic pool is hereby increased to one hundred thirty dollars (\$130.00) for one (1) or two (2) pools at a location plus fifty dollars (\$50.00) for each additional pool at the same location.

SECTION 24. Section 15-199 of the City Code of the City of San Antonio is hereby amended to read as follows:

“Sec. 15-199. Issuance, fees for license. Upon proper application, as provided in section 15-198, and upon payment of one hundred thirty dollars (\$130.00) for one (1) or two (2) pools at a location plus fifty dollars (\$50.00) for each additional pool at the same location, the director shall issue or cause to be issued, a license in accordance with such application. This fee shall cover all swimming pools at the same location or on the same premises.”

SECTION 25. The annual permit fee charged by the SAMHD for the operation of a child care facility is hereby increased to: forty dollars (\$40.00) for a child care facility not involved in on-site preparation of food; one hundred fifty dollars (\$150.00) for a child care facility with primary food production; seventy-five dollars (\$75.00) for a satellite facility or facility without food production; seventy-five dollars (\$75.00) for a group day home facility; four hundred dollars (\$400.00) per agency for agencies providing after school care of school age children at ten or more sites not involved in on-site preparation of food.

SECTION 26. Section 15-222 (g) of the City Code of the City of San Antonio is hereby amended to read as follows:

“(g) *Permit fee.*

(1) The permit fee for child care facilities not involved in on-site preparation of food service shall be forty dollars (\$40.00) (prorated at three dollars and thirty-four cents (\$3.34) per month) upon issuance and annually thereafter.

(2) The permit fee for child care facilities involved in on-site preparation of food service shall be:

- a. Primary food production.....\$150.00
(Prorated \$12.50 per month)
- b. Satellite of non-meal production.....\$75.00
Food production for learning experience upon issuance and
annually thereafter.....\$30.00

(3) The permit fee for group day home facilities shall be seventy-five dollars (\$75.00) (pro-rated six dollars and twenty-five cent (\$6.25) per month) upon issuance and annually thereafter.

(4) All new facilities shall pay permit fees as shown in this section with the following provisions: The amount in each case shall be provided according to the month in which such establishment began operations. Those establishments commencing operation on July 1st shall pay a pro-rated portion of the stated charge.

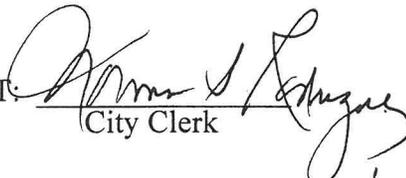
(5) Permit fees charged to agencies providing after school care of school children at multiple sites not involved in on-site preparation of food shall not exceed four hundred dollars (\$400.00) per agency."

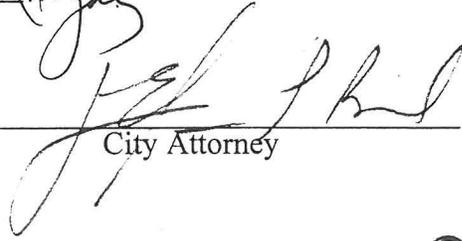
SECTION 27. This ordinance shall be effective on October 1, 1997.

PASSED AND APPROVED this 11th day of September, 1997



M A Y O R
Howard W. Peak

ATTEST: 
City Clerk

APPROVED AS TO FORM 
City Attorney

97-38

**MEETING OF THE CITY COUNCIL
PUBLIC HEARING & ORDINANCE**

* 3:00 PM -

4-6

SEP 11 1997

AGENDA ITEM NUMBER:

DATE:

MOTION: Flores

Buenavista

ORDINANCE NUMBER:

86606

RESOLUTION NUMBER:

ZONING CASE NUMBER:

TRAVEL AUTHORIZATION:

ALAMODOME
ARTS & CULTURAL AFFAIRS
ASSET MANAGEMENT
AVIATION
BUDGET & MANAGEMENT ANALYSIS
BUILDING INSPECTIONS
HOUSE NUMBERING
CITY ATTORNEY
MUNICIPAL COURT
REAL ESTATE (FASSNIDGE)
REAL ESTATE (WOOD)
RISK MANAGEMENT
CITY MANAGER
SPECIAL PROJECTS - FRANCES GONZALES
CITY PUBLIC SERVICE - GENERAL MANAGER
CITY PUBLIC SERVICE - MAPS AND RECORDS
CODE COMPLIANCE
COMMERCIAL RECORDER
COMMUNITY INITIATIVES
COMMUNITY RELATIONS
PUBLIC INFORMATION
CONVENTION AND VISITORS BUREAU
CONVENTION CENTER EXPANSION OFFICE
CONVENTION FACILITIES
ECONOMIC DEVELOPMENT
FINANCE - DIRECTOR
FINANCE - ASSESSOR
FINANCE - CONTROLLER
FINANCE - GRANTS
FINANCE - TREASURY
FIRE DEPARTMENT
HOUSING AND COMMUNITY DEVELOPMENT
HUMAN RESOURCES (PERSONNEL)
INFORMATION SERVICES
INTERGOVERNMENTAL RELATIONS
INTERNAL REVIEW
INTERNATIONAL AFFAIRS
LIBRARY
METROPOLITAN HEALTH DISTRICT
MUNICIPAL CODE CORPORATION
MUNICIPAL COURT
PARKS AND RECREATION
MARKET SQUARE
PLANNING DEPARTMENT
DISABILITY ACCESS OFFICE
LAND DEVELOPMENT SERVICES
POLICE DEPARTMENT
GROUND TRANSPORTATION
PUBLIC WORKS DIRECTOR
CAPITAL PROJECTS
CENTRAL MAPPING
ENGINEERING
PARKING DIVISION
REAL ESTATE DIVISION
SOLID WASTE
TRAFFIC ENGINEERING
PURCHASING AND GENERAL SERVICES
SAN ANTONIO WATER SYSTEMS (SAWS)
VIA
YOUTH INITIATIVES

NAME	ROLL	AYE	NAY
ROGER FLORES, II District 1		✓	
MARIO SALAS District 2		<i>[Signature]</i>	
DEBRA GUERRERO District 3		✓	
RAUL PRADO District 4		✓	
RICK VASQUEZ District 5		✓	
JOSE MENENDEZ District 6		<i>[Signature]</i>	
ED GARZA District 7		✓	
ROBERT MARBUT District 8		✓	
TIM HANNWOLF District 9		✓	
JEFF S. WEBSTER District 10		✓	
HOWARD W. PEAK Mayor		✓	

AMENDS *[Signature]* NO. 5, 13, 15 OF *[Signature]*

FILE

97-38

