



# STAFF REPORT

**Report To:** Board of Supervisors

**Meeting Date:** April 5, 2018

**Staff Contact:** Dustin Boothe: dboothe@carson.org & Iris Yowell: iyowell@carson.org

**Agenda Title:** For Possible Action: To accept and place a Business Impact Statement on file with the Board of Supervisors finding that the proposed changes to CCMC Title 9, Chapter 9.05 do not impose a direct and significant economic burden on a business or that the proposed changes do not directly restrict the formation, operation, or expansion of a business.

**Staff Summary:** NRS Chapter 237.030 to 237.150, inclusive, requires the City to prepare a Business Impact Statement as a statutory prerequisite to the adoption of any rule as defined in NRS 237.060. This Business Impact Statement has been prepared in accordance with NRS 237.080. The ordinance changes being proposed to Title 9, Chapter 9.05, if adopted, will increase the cost to certain businesses operating food establishments because certain food establishments will need to employ certified food protection managers. Additionally, if food establishments do not receive an A grade, food establishments will need to pay a reinspection fee.

**Agenda Action:** Formal Action/Motion

**Time Requested:** 5 minutes

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## **Proposed Motion**

I move to accept and place a Business Impact Statement on file with the Board of Supervisors finding that the proposed changes to CCMC Title 9, Chapter 9.05 do not impose a direct and significant economic burden on a business or that the proposed changes do not directly restrict the formation, operation, or expansion of a business.

## **Board's Strategic Goal**

Safety

## **Previous Action**

N/A

## **Background/Issues & Analysis**

This business impact statement was prepared and the following notice was provided:

- On November 1, 2017, Carson City Health and Human Services mailed out approximately 300 letters to permit holders to inform them of the proposed changes to the code and inform them of a meeting that would take place on November 6, and elicit comments regarding the same. The document was posted online at: <http://gethealthycarsoncity.org/foodcodeupdate>.
- On November 6, 2017, Carson City Health and Human Services held a public meeting with permit holders and other interested parties to hear feedback on the proposed changes to the code. Comments were

heard at the meeting. Also, due to the short notification window of this meeting, the window for comments by email remained open until November 30, 2017.

- The proposed changes were revised with the comments received in mind. On December 18, 2017 Carson City Health and Human Services mailed out approximately 300 letters to permit holders to inform them of the proposed changes to the code and elicit comments regarding the same. They were also notified of a meeting that would be held on January 3, 2018. The updated document was posted online at: <http://gethealthycarsoncity.org/foodcodeupdate>.
- On January 3, 2018 a public meeting took place where we received feedback on the new draft. The document remained posted online at: <http://gethealthycarsoncity.org/foodcodeupdate>.
- On January 18, regulations were proposed to the Carson City Board of Health. The Board approved of the regulations and recommended they be taken to the Carson City Board of Supervisors and State Board of Health for final approval. The materials for that meeting can be found online at: <http://carson.org/home/showdocument?id=57658m>
- On January 19, direct mailings were sent to the Chamber of Commerce, the approximately 300 permit holders. The mailings consisted of an explanation in regard to the proposed regulations and web links to the materials presented at the Carson City Board of Health. The mailings also included a link to this draft business impact statement, the proposed ordinance, and the updated grading card. <http://gethealthycarsoncity.org/foodcodeupdate>
- Very few comments were received, and the comments were positive and understanding.
- Based on the above, staff is asking the Board of Supervisors to make a finding that the changes to CCMC do not impose a direct or significant economic burden or directly restrict the formation, operation, or expansion of a business.

**Applicable Statute, Code, Policy, Rule or Regulation**

SB 176; NRS 289.830; NRS 244A; NRS 239.080

**Financial Information**

Is there a fiscal impact?  Yes  No

If yes, account name/number: NA

Is it currently budgeted?  Yes  No

Explanation of Fiscal Impact:

**Alternatives**

The board may make the finding that the proposed ordinance does impose a direct and significant economic burden upon a business or directly restricts the formation, operation, or expansion of a business.

**Attachments:**

1) Business Impact Statement

**Board Action Taken:**

Motion: \_\_\_\_\_

1) \_\_\_\_\_ Aye/Nay

2) \_\_\_\_\_

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(Vote Recorded By)