

**Miami County  
Health Department**  
25 Court Street, Room 211  
Peru, Indiana 46970  
765-473-0283 - Fax 765-473-0285

January 3, 2005

RE: Miami County Food Ordinance #7-18-05

The Miami County Board of Health and the Miami County Commissioners passed Ordinance #7-18-05 which became effective January 1, 2006. The ordinance states it shall be unlawful for any person to operate a retail food establishment in Miami County, who does not possess a valid permit from the Miami County Health Department. Such permit shall be posted in a conspicuous place in plain view of the public.

The permit for a temporary retail food establishment shall be for the term of one continuous operation with duration of fourteen days or less. Any permit issued by the Health Department shall contain the name, address of the person to whom the permit is issued, and such other pertinent data as may be required by the Health Department. A permit may be issued to any person upon completion of an application.

A separate permit shall be required for each retail food establishment operated by any person. A permit issued under this ordinance is not transferable from one owner to another or from one location to another.

This ordinance requires the use of backflow devices, a handwash sink and a three compartment sink. Grey water is considered sewage and must be removed from a temporary retail food establishment in an approved method. The dumping of sewage on the ground or run into the city storm sewer is not permitted. Violators of this code may be fined in accordance with Miami County Ordinance #7-18-05 and Civil Penalties Title 410 IAC 7-23.

All codes contained in the Indiana State Department of Health Title 410 IAC 7-24 apply.

Permit fee for a temporary retail food establishment is \$10.00 per day not to exceed \$30.00 per event. **The permit needs to be applied and paid for seven days prior to the event.** Application may be made through the mail, if accompanied with a business check or money order. **Personal checks will not be accepted.** Checks should be made out to the Miami County Health Department.

No permit fee shall be paid by an organization that is exempt from the Indiana gross income tax under IC 16-42-5-4 if: Members of the organization prepare the food that will be sold; events conducted by the organization under this section take place no more than thirty days in any calendar year; the name of each member who has prepared a food item is attached to the container in which the food item has been placed. This section does not prohibit an exempted organization from waiving the exemption and applying for a license under this chapter. A copy of Indiana Sales Tax Exemption required.

If you have any questions about the requirements for operating a temporary retail food establishment, please call or fax our office.

Kenneth Scott  
Environmental Health Specialist