

## Chapter 221

### FOOD SERVICE PERSONNEL

§ 221-1.	<b>Definitions.</b>	§ 221-5.	<b>Presence of certified supervisors required.</b>
§ 221-2.	<b>Food handler's certificate required.</b>	§ 221-6.	<b>Comparable sanitation courses accepted.</b>
§ 221-3.	<b>Sanitation course required of supervisors.</b>	§ 221-7.	<b>Violations and penalties.</b>
§ 221-4.	<b>Nontransferability of certification.</b>		

**[HISTORY: Adopted by the City Council of the City of Rahway 7-9-1984 by Ord. No. A-12-84 as Ch. 106 of the 1984 Code. Amendments noted where applicable.]**

#### GENERAL REFERENCES

Retail food establishments and vendors — See Ch. 217.

Food and beverage vending machines — See Ch. 407.

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#### § 221-1. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

**FOOD** — Includes any substance used or intended to be used as food or drink for human consumption.

**FOOD HANDLER'S CERTIFICATION** — A certificate issued by the Rahway Department of Health or any other program approved by the Health Officer of the City of Rahway.

**RETAIL FOOD ESTABLISHMENT** — Any fixed or mobile restaurant, permanent or temporary, coffee shop, cafeteria, short order cafe, luncheonette, grill, tearoom, sandwich shop, soda fountain, tavern, bar, cocktail lounge, nightclub, roadside stand, industrial feeding establishment, private, public or nonprofit organization or institution serving food, catering, kitchen, commissary, box lunch establishment, retail bakery, meat market, delicatessen, grocery store, public food market or similar place in which food or drink is prepared for retail sale or for service on the premises or elsewhere; and any other retail eating or drinking establishment or operation where food is served, handled or provided for the public, with or without charge. **[Amended 4-9-2012 by Ord. No. O-13-12 ]**

**SUPERVISOR** — Any person charged with the responsibility of overseeing the operations, including the supervision of employees engaged in the preparing, processing and sale of food or drink intended for human consumption, be it for immediate on- or off-premises consumption.

#### § 221-2. Food handler's certificate required.

No establishment shall operate for more than 90 days without the supervisor(s) employed in that establishment applying for a food handler's certificate.

#### § 221-3. Sanitation course required of supervisors.

No establishment shall operate for more than six months without the supervisors employed in that

establishment completing a course of general instruction in bacteria characteristics and growth, spread of food-borne diseases, methods of preventing food poisoning, proper food-handling techniques, equipment and establishment sanitation, dishwashing and sanitization and insect and rodent control.

**§ 221-4. Nontransferability of certification.**

No person to whom a food handler's certification is issued or granted shall give, loan, transfer or permit the same to be used by any other person, for any purpose whatsoever.

**§ 221-5. Presence of certified supervisors required.**

Within six months of enactment of this chapter, no establishment shall be open for business in the preparing, processing and sale of food or drink intended for human consumption without having a supervisor on the premises who has a food handler's certificate.

**§ 221-6. Comparable sanitation courses accepted.**

A food handler's certificate may be granted to a supervisor taking a comparable course of instruction in another municipality approved by the Health Officer of the City of Rahway.

**§ 221-7. Violations and penalties. [Amended 7-9-1984 by Ord. No. A-12-84 ]**

Any person violating any of the provisions of this chapter shall, upon conviction thereof, be subjected to a penalty of not less than \$5 nor more than \$500 for each offense.