

ORDINANCE 06-___

AN ORDINANCE AMENDING CITY OF HARLINGEN CODE OF ORDINANCES, TITLE XI, CHAPTER 111: FOOD AND FOOD ESTABLISHMENTS, SECTION 111.01 (A) AND ORDINANCE #04-85, TO PROVIDE FOR THE AUTOMATIC AMENDING OF THE CITY'S GOVERNING TEXAS FOOD ESTABLISHMENT RULES AS AMENDED FROM TIME TO TIME BY THE TEXAS DEPARTMENT OF STATE HEALTH SERVICES, PROVIDING FOR PUBLICATION AND ORDAINING OTHER MATTERS.

WHEREAS, The Elected City Commission of the City of Harlingen, Texas finds it is in the interest of the public to amend Title XI, Chapter 111, Food and Food Establishments of the Code of Ordinances, Section 111.01 (A) and Ordinance #04-85 to provide for the automatic amending of the governing Texas Food Establishment Rules as amended from time to time by the Texas Department of State Health, now therefore:

BE IT ORDAINED BY THE CITY OF HARLINGEN:

SECTION I: Chapter 111: Food and Food Establishments of the City of Harlingen Code Of Ordinances and Ordinance #04-85 are hereby amended by repealing in their entirety Section 111.01 (A) and replacing it with the following language:

111.01 ADOPTION OF STATE RULES

(A) *Rules on food service sanitation.* The inspection, grading, regarding, and placarding of eating and drinking establishments within the city, the issuing, suspension, and revocation of permits for the operation of such establishments, sale of adulterated, misbranded, or wholesome food and drink, and the enforcement of this subchapter shall be regulated in accordance with the terms of the current *Texas Food Establishment Rules* as amended from time to time by the Texas Department of State Health Services three copies of which shall be on file in the office of the City Secretary and the office of the *Environmental Health Director*.

SECTION II: That the City Secretary of the City of Harlingen, Texas is hereby authorized and directed to cause a true and correct copy of the caption of this Ordinance to be published in a newspaper having general circulation in the City of Harlingen, Cameron County, Texas.

FINALLY ENACTED THIS _____ day of _____, 2006 at a regular meeting of the Elective Commission of the City of Harlingen, Texas at which a quorum was present and which was held in accordance with TEXAS GOVERNMENT CODE. CHAPTER 551.

City of Harlingen

Rick Rodriguez, MAYOR

ATTEST:

Sylvia R. Trevino, CITY SECRETARY