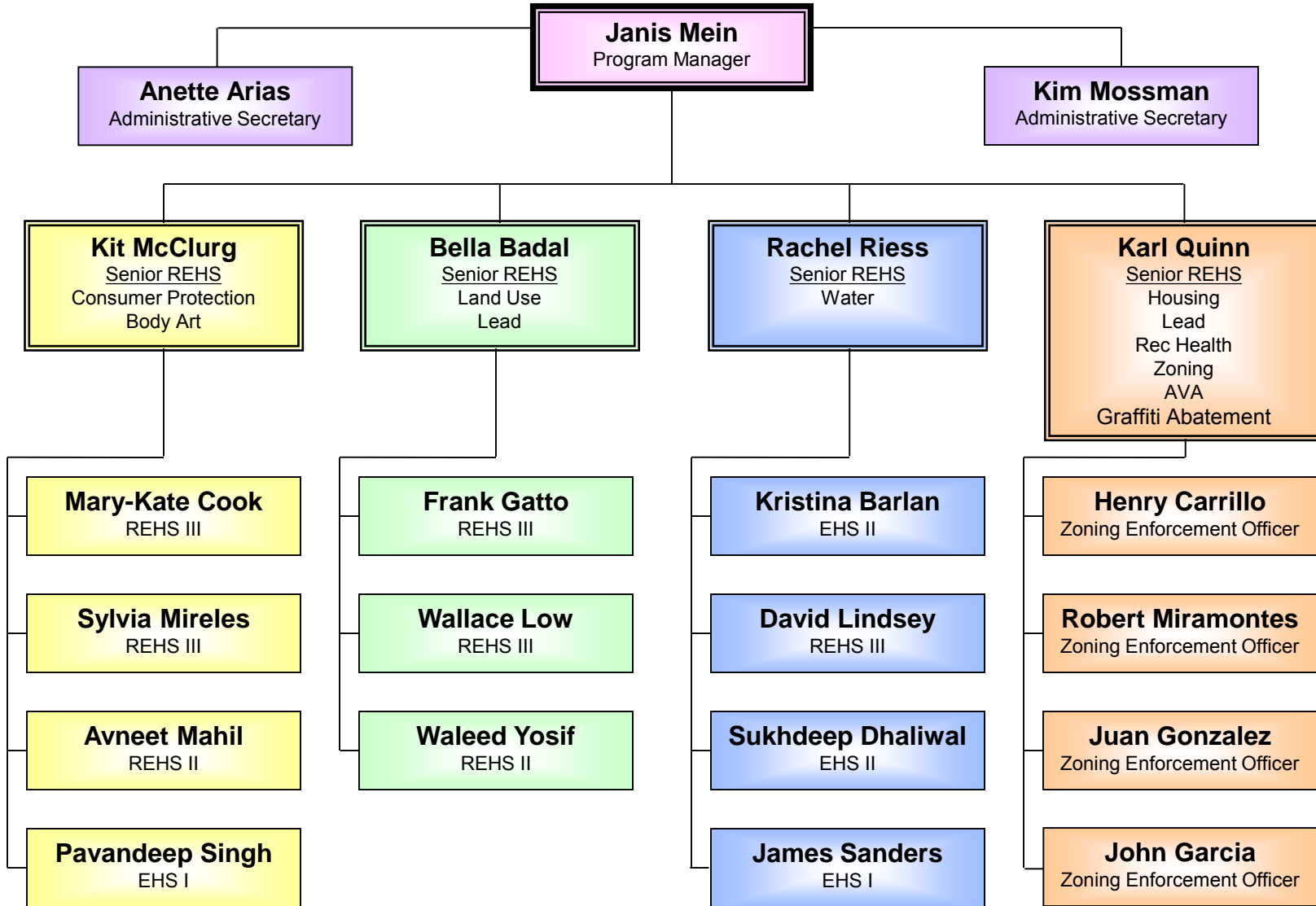


**Stanislaus County**  
**Department of Environmental Resources**

A Partnership in Agritourism and  
Environmental Health

# EH/CE Organizational Chart



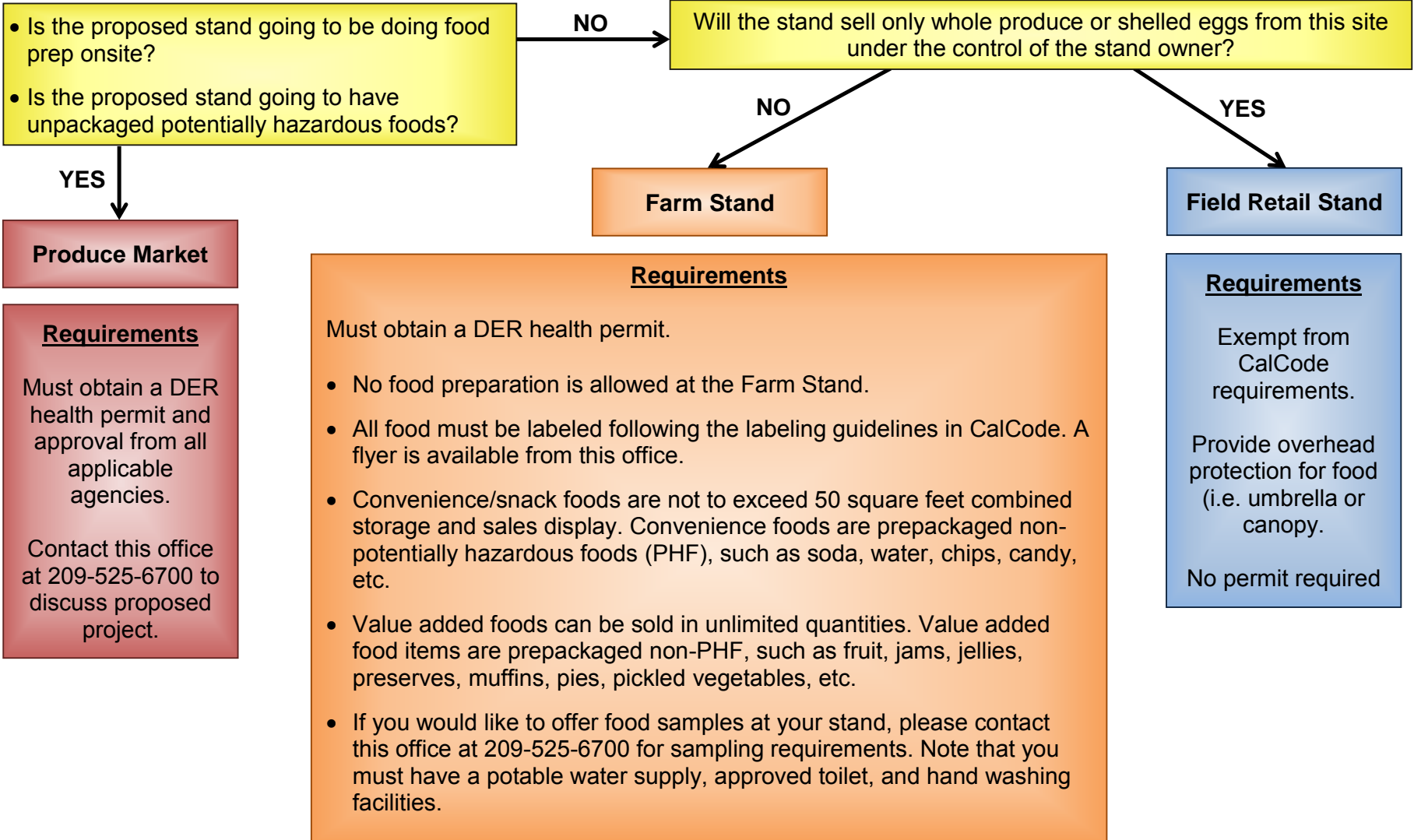
# The Food Program

- California Retail Food Code (CRFC)

<http://www.stancounty.com/er/environmentalhealth/pdf/california-retail-food-code.pdf>

# Produce Market, Farm Stand, or Field Retail Stand?

## Begin Here:



# Definitions

- **113789. Food Facility**
- (a) "Food facility" means an operation that stores, prepares, packages, serves, vends, or otherwise provides food for human consumption at the retail level, including, but not limited to, the following:
  - (1) An operation where food is consumed on or off the premises, regardless of whether there is a charge for the food.
  - (2) Any place used in conjunction with the operations described in this subdivision, including, but not limited to, storage facilities for food-related utensils, equipment, and materials.
- (b) "Food facility" includes permanent and nonpermanent food facilities, including, but not limited to, the following:
  - (1) Public and private school cafeterias.
  - (2) Restricted food service facilities.
  - (3) Licensed health care facilities, except as provided in paragraph (13) of subdivision (c).
  - (4) Commissaries.
  - (5) Mobile food facilities.
  - (6) Mobile support units.
  - (7) Temporary food facilities.
  - (8) Vending machines.
  - (9) Certified farmers' markets, for purposes of permitting and enforcement pursuant to Section 114370.
  - (10) Farm stands, for purposes of permitting and enforcement pursuant to Section 114375.

# Definitions (Cont.)

- (c) "Food facility" does not include any of the following:
- (1) A cooperative arrangement wherein no permanent facilities are used for storing or handling food.
- (2) A private home, including a cottage food operation that is registered or has a permit pursuant to Section 114365.
- (3) A church, private club, or other nonprofit association that gives or sells food to its members and guests, and not to the general public, at an event that occurs not more than three days in any 90-day period.
- (4) A for-profit entity that gives or sells food at an event that occurs not more than three days in a 90-day period for the benefit of a nonprofit association, if the for-profit entity receives no monetary benefit, other than that resulting from recognition from participating in an event.
- (5) Premises set aside for wine tasting, as that term is used in Section 23356.1 of the Business and Professions Code and in the regulations adopted pursuant to that section, that comply with Section 118375, regardless of whether there is a charge for the wine tasting, if no other beverage, except for bottles of wine and prepackaged nonpotentially hazardous beverages, is offered for sale for onsite consumption and no food, except for crackers, is served.
- (6) Premises operated by a producer, selling or offering for sale only whole produce grown by the producer, or shell eggs, or both, provided the sales are conducted on premises controlled by the producer.
- (7) A commercial food processing establishment as defined in Section 111955.
- (8) A child day care facility, as defined in Section 1596.750.
- (9) A community care facility, as defined in Section 1502.
- (10) A residential care facility for the elderly, as defined in Section 1569.2.
- (11) A residential care facility for the chronically ill, which has the same meaning as a residential care facility, as defined in Section 1568.01.
- (12) Premises set aside by a beer manufacturer, as defined in Section 25000.2 of the Business and Professions Code, that comply with Section 118375, for the purposes of beer tasting, regardless of whether there is a charge for the beer tasting, if no other beverage, except for beer and prepackaged nonpotentially hazardous beverages, is offered for sale for onsite consumption, and no food, except for crackers, pretzels, or prepackaged food that is not potentially hazardous food is offered for onsite consumption.
- (13) (A) An intermediate care facility for the developmentally disabled as defined in subdivisions (e), (h), and (m) of Section 1250, with the capacity of six beds or fewer.
- (B) A facility described in subparagraph (A) shall report any foodborne illness or outbreak to the local health department and to the State Department of Public Health within 24 hours of the illness or outbreak.
- (14) A community food producer, as defined in Section 113752.

# Definitions (Cont.)

- **113778.2. Farm Stand**
- "Farm stands" are premises, established in accordance with local ordinances and land use codes, defined under and operated pursuant to Chapter 10.5 (commencing with Section 47000) of Division 17 of the Food and Agricultural Code and regulations adopted and enforced pursuant to that chapter, operating within the requirements set forth in Sections 113789 and 114375.
- **CHAPTER 12.5. Farm Stands and Community Food Production**
- **114375.** Farm stands shall be in conformity with the definition and provisions of Section 113778.2 and meet all of the following requirements:
  - (a) Food preparation is prohibited at farm stands with the exception of food samples which may only occur if conducted in accordance with paragraphs (1) to (8), inclusive, of subdivision (b) of Section 114371.
  - (b) Approved toilet and handwashing facilities consistent with Article 4 (commencing with Section 113310) of Chapter 11 of Part 6 shall be available for use by farm stand operators or their employees when food sampling is conducted pursuant to subdivision (a).
  - (c) Food sales from farm stands shall be limited to the following:
    - (1) Whole produce and shell eggs as described in paragraph (6) of subdivision (c) of Section 113789.
    - (2) Nonpotentially hazardous prepackaged food products from an approved source that were grown or produced in close proximity to the farm stand and in a manner consistent with the intent of Chapter 10.5 (commencing with Section 47000) of Division 17 of the Food and Agricultural Code.
    - (3) Any nonpotentially hazardous prepackaged food products, including bottled water and soft drinks, from an approved source that has not been grown or produced in close proximity to the farm stand shall be limited to a 50-square-foot storage and sales area.
    - (d) No live animals, birds, or fowl shall be kept or allowed within 20 feet of any area where food is stored or held for sale. This subdivision does not apply to guide dogs, signal dogs, or service dogs when used in the manner specified in Section 54.1 of the Civil Code.
    - (e) All garbage and refuse shall be stored and disposed of in an appropriate manner.
    - (f) All prepackaged processed food products shall meet the applicable requirements provided in Section 113980 and be stored in an approved vermin proof area or container when the farm stand facility is closed.

# Definitions (Cont.)

- **113879. Produce Stand**

"Produce stand" means a permanent food facility that sells, offers for sale, or gives away only produce or shell eggs, or both, except that "produce stand" does not include premises operated by a producer selling or offering for sale only whole produce grown by the producer, or shell eggs, or both, provided that the sales are conducted on premises controlled by the producer.



# Definitions (Cont.)

- **113893. Restricted Food Service Facility**
- (a) "Restricted food service facility" means either of the following:
- (1) A food facility of 20 guestrooms or less that provides overnight transient occupancy accommodations, that serves food only to its registered guests, that serves only a breakfast or similar early morning meal and no other meals, and that includes the price of food in the price of the overnight transient occupancy accommodation.
- (2) An agricultural homestay facility that meets all of the following requirements:
- (A) Has not more than six guest rooms or accommodates not more than 15 guests.
- (B) Provides overnight transient accommodations.
- (C) Serves food only to its registered guests and serves meals at any time, and includes the price of food in the price of the overnight transient occupancy accommodation.
- (D) Lodging and meals are incidental and not the primary function of the agricultural homestay facility.
- (E) The agricultural homestay facility is located on, and is a part of, a farm, as defined in Section 52262 of the Food and Agricultural Code, that produces agricultural products as its primary source of income.
- (b) Notwithstanding subdivision (a), a restricted food service facility may serve light foods or snacks presented to the guest for self-service.
- (c) The predominant relationship between the occupants of a restricted food service facility and the permitholder of the facility is that of innkeeper and guest. For purposes of this section, the existence of some other legal relationships as between some occupants and the permitholder shall be immaterial.

# Definitions (Cont.)

- **113930. Temporary Food Facility**

"Temporary food facility" means a food facility approved by the enforcement officer that operates at a fixed location for the duration of an approved community event or at a swap meet and only as a part of the community event or swap meet.

- See CRFC Chapter 11 Sections 114335-114363
- <http://www.stancounty.com/er/pdf/tff-guidelines.pdf>
- <http://www.stancounty.com/er/pdf/event-organizer-application.pdf>
- <http://www.stancounty.com/er/pdf/TFF-application-english.pdf>

# The Water Program

- California Drinking Water Statutes

[http://www.waterboards.ca.gov/drinking\\_water/certlic/drinkingwater/Lawbook.shtml](http://www.waterboards.ca.gov/drinking_water/certlic/drinkingwater/Lawbook.shtml)

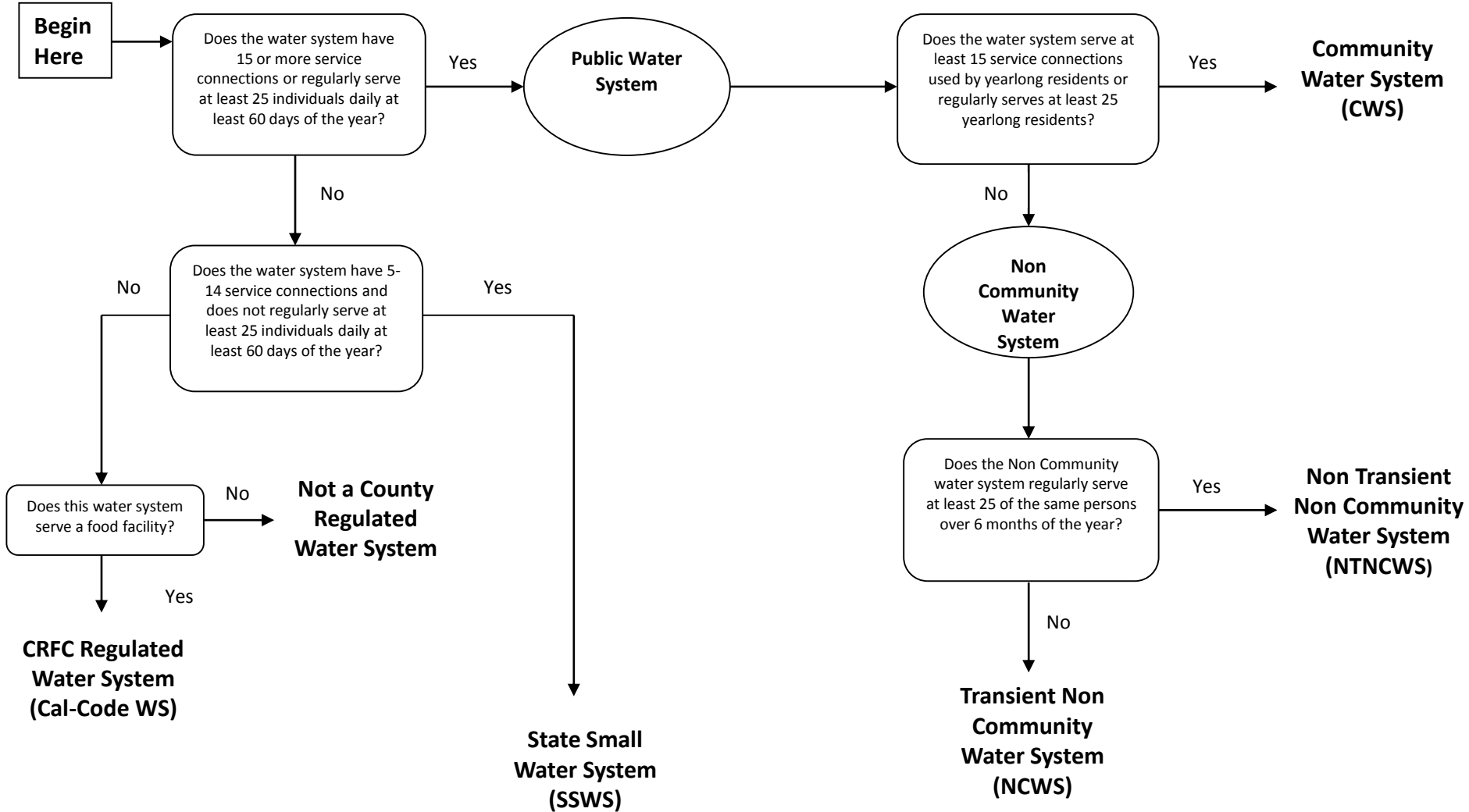
- California Drinking Water Regulations

[http://www.waterboards.ca.gov/drinking\\_water/certlic/drinkingwater/documents/lawbook/dwregulations-2015-07-16.pdf](http://www.waterboards.ca.gov/drinking_water/certlic/drinkingwater/documents/lawbook/dwregulations-2015-07-16.pdf)

- Stanislaus County Ordinance Chapter 9.36 Water Wells

[http://qcode.us/codes/stanislauscounty/view.php?topic=9-9\\_36](http://qcode.us/codes/stanislauscounty/view.php?topic=9-9_36)

# Water System Classifications



# The Onsite Waste Treatment System Program

- <http://www.stancounty.com/er/environmentalhealth/measure-x.shtm>
- **Primary and Secondary Sewage Treatment Initiative Measure X**
- **TO THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS, CALIFORNIA:**
- Under elections code Sections 3702 and the following published Notice of Intent, we the undersigned, more than 10% of the registered qualified voters of the County, hereby present this petition and request that a proposed ordinance be passed without alteration by you, or be submitted to a vote of the people at the next Statewide Election.
- **NOTICE OF INTENT TO CIRCULATE PETITION**
- Notice is hereby given by the person whose name appears hereon of her intention to circulate a petition within the County of Stanislaus, California, for the purpose of proposing an ordinance, the text of which is as follows:
- WHEREAS, the public health, safety, and welfare require the preservation of irreplaceable agricultural land and open space in Stanislaus County; and
- WHEREAS, uncontrolled growth and development in the County threaten to damage our natural resources and to pollute the groundwater sources of our drinking water in the County; and
- WHEREAS, current planning and development policies and practices of Stanislaus County may cause negative economic impacts on the incorporated cities and special districts in the County; and
- WHEREAS, it is in the best interests of all residents and business enterprises located in the County to implement responsible planning and development policies and practices in the County;
- NOW, THEREFORE, we the voters of the County of Stanislaus, State of California do ordain as follows:
- No parcel map, subdivision, rezoning, building permit, or other development entitlement shall be authorized, approved, created, or issued by Stanislaus County for the purpose of urban development unless:
- Primary and secondary sewage treatment capacity exists and is available to serve said development; and
- Connection to said sewage treatment system will occur prior to occupancy; or
- A public emergency exists, based upon findings of fact describing such public emergency. "Urban development," as defined in this ordinance, expressly excludes the following:
  - One single-family dwelling in a residential lot recorded prior to July 13, 1990
  - Agriculturally related uses for which use permits are required
  - Housing to be occupied by agricultural workers or by very low income residents, as defined in Health and Safety Code Section 50105; and
  - Public parks and low-density recreational uses
  - Alteration or expansion of any use, provided that the amount of improved square footage existing as of November 8, 1988 is not increased by more than fifty percent (50%).
- In the event that this measure, or any portion of it, is inconsistent with the County General Plan, or any element thereof, or any other planning or zoning ordinance, the County shall amend the General Plan or such planning or zoning ordinance to be consistent with and conform to this measure within six (6) months of the enactment of this measure of the voters.
- The various provisions of this ordinance are severable; and, if any is found unenforceable by a court of competent jurisdiction, the unenforceable provision may be severed, leaving the others remaining in full force and effect.
- Dated: May 3, 1988  
Name: Peggy Mensinger  
1320 Magnolia Ave., Modesto, CA 95350

# Department of Environmental Resources

- Janis Mein, REHS
- Environmental Health Program Manager
  
- Stanislaus County Department of Environmental Resources

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