

RANDOLPH COUNTY HEALTH CODE  
LODGING ESTABLISHMENT ORDINANCE

This ordinance shall be liberally construed and applied to promote its underlying purpose of protecting the public's health.

An ordinance adopting regulations regarding the administration of lodging establishment standards by the Randolph County Health Department Board of Trustees.

Be it ordained as follows:

- (1) The County Commission hereby promulgates and adopts regulations regarding the administration of lodging establishment standards as recommended and requested by the Randolph County Health Department Board of Trustees. A copy of said regulations are attached hereto and made a part hereof by reference.
- (2) The County Clerk shall have the attached regulations printed and available in their office for distribution to the public.
- (3) A copy of this order shall be published in a newspaper in this county on three successive weeks, with the first publication occurring not later than thirty (30) days after the passage of this order.

SECTION 6.10 EFFECTIVE DATE

By order of the Randolph County Commission and the Randolph County Health Department Board of Trustees Passed and approved this \_\_\_\_\_ Day of \_\_\_\_\_.

Linda Cupp \_\_\_\_\_ Date 3-25-13  
Linda Cupp, Chair, Board of Trustees

Susan Carter \_\_\_\_\_ Date March 19, 2013  
Susan Carter, Presiding Commissioner

Wayne Wijcox \_\_\_\_\_ Date 19 March, 2013  
Wayne Wijcox, Eastern District Commissioner

Jerry Crutchfield \_\_\_\_\_ Date 3-19-2013  
Jerry Crutchfield, Western District Commissioner

Attest: Will [Signature]



# RANDOLPH COUNTY LODGING ORDINANCE

## AN ORDINANCE ESTABLISHING AN ANNUAL LODGING ESTABLISHMENT PERMIT

### I. AUTHORITY

This ordinance is enacted pursuant to Section 192.300, RSMo, which provides, in part as follows: The county commission and the county health boards of the several counties may make and promulgate orders and ordinances or rules and regulation, respectively, as well tend to enhance the public health and prevent the entrance of infectious, contagious, communicable or dangerous diseases into such county, but orders or ordinances and rules and regulations shall not be in conflict with any rules or regulations authorized and made by the Department of Health in accordance with this chapter or by the Department of Social Services under Chapter 198 RSMo.

### II. SCOPE OF COVERAGE

The Moberly City Council and/or the Randolph County Commission hereby adopts the Missouri Revised Statutes Sections 315.005 to 315.065. establishing minimum construction standards and procedures for all Lodging Establishments with the following revisions:

#### **DEFINITIONS**

“Administrative authority” shall mean the Administrator of the Randolph County Health Department or his/her designee or local codes administrator/fire marshall, state fire marshall or his/her representative.

“Imminent health hazard” means a significant threat or danger to health that may exist because of an emergency such as a fire, flood, extended interruption of electrical or water service, sewage backup, misuse of poisonous or toxic materials, onset of an apparent foodborne or environmental illness outbreak, gross insanitary occurrence or condition, or other circumstance that may endanger public health or safety.

“Randolph County Advisory Review Board” or Advisory Review Board shall mean a group of 5 persons, currently serving as the RCHD On-site Wastewater Review Board.

#### **PERMIT AND LICENSE REQUIRED**

No person shall establish, maintain or operate a lodging establishment within Randolph County or the City of Moberly without having first obtained a permit from the Regulatory Authority, a City of Moberly or Randolph County Business License, and a license from the Missouri Department of Health and Senior Services.

Any person who desires to establish, maintain or operate a lodging establishment shall file a written permit application with the Regulatory Authority. Said application must contain such information as the Regulatory Authority may, by rule, prescribe. A valid permit shall be posted in every lodging establishment in a conspicuous location.

- a. A permit is valid from May 1<sup>st</sup> through April 30<sup>th</sup> unless suspended or revoked.
- b. Pursuant to the authority of Section 192.300, the permit fee shall be based on the number of rooms leased by lodging establishments, and as determined by the Randolph County Board of Trustees.

### **OPERATIONS**

All lodging establishments shall be in accordance with 19 CSR 20-3.050 Sanitation and Safety Standards for Lodging Establishments.

### **COMPLIANCE PROCEDURES**

- A. Prior to approval of lodging establishment permit, the Regulatory Authority shall inspect the proposed lodging establishment to determine compliance with the requirements of this Ordinance.
- B. An inspection of a lodging establishment shall be performed at least once every year.
- C. The Regulatory Authority, after proper identification, shall be permitted to enter any lodging establishment at any reasonable time for the purpose of making inspections to determine compliance with this Ordinance or for the purposes of investigating a complaint.

### **REMEDIES**

The Regulatory Authority may enforce these regulations by any remedies provided by state statute, or the Regulatory Authority may institute lawsuits for injunction, mandamus, abatement, or any other appropriate actions or proceedings to remedy, prevent, enjoin, abate, or remove such violations.

### **SEVERABILITY**

If any article, chapter, section, clause or phrase of this regulation is, for any reason, held to be invalid by any court of competent jurisdiction, such decision shall not affect the remaining portions of this regulation. No statement contained in this article shall be constructed to interfere with any additional requirements that may be imposed by the regulatory authority.

**AFFIDAVIT OF PUBLICATION** Date:

(Space above for recording information)

STATE OF MISSOURI )  
COUNTY OF RANDOLPH ) ss.

I Rod Dixon, being duly sworn according to law, state that I am one of the publishers of **THE MOBERLY MONITOR-INDEX AND DEMOCRAT**, a daily except Saturday newspaper of general circulation in the county of Randolph, State of Missouri where located; which has been admitted to the Post Office as periodical class matter in the City of Moberly, Missouri, the city of publication; which newspaper has been published regularly and consecutively for a period of more than three years and has a list of bonafide subscribers, voluntarily engaged as such who have paid or agreed to pay a stated price for a subscription for a definite period of time and that such newspaper has complied with the provisions of Section 493.050, Revised Statutes of Missouri 2000, and Section 59.310, Revised Statutes of Missouri 2000. The affixed notice appeared in said newspaper on the following consecutive issues.

- 1st Insertion: Vol. \_\_\_ No. 1 10 day of April 2013
- 2nd Insertion: Vol. \_\_\_ No. 2 17 day of April 2013
- 3rd Insertion: Vol. \_\_\_ No. 3 24 day of April 2013
- 4th Insertion: Vol. \_\_\_ No. \_\_\_ day of \_\_\_ 20\_\_
- 5th Insertion: Vol. \_\_\_ No. \_\_\_ day of \_\_\_ 20\_\_

Rod Dixon  
Rod Dixon, Publisher

Subscribed and sworn to before me on the 10 day  
of April, 2013

Mardella C Moore  
Notary Public

My commission expires September 29, 2013

Received  
AUG 22 2013

Publisher's Fee \$ 314 40

Randolph County Clerk

**HEALTH CODE ORDINANCE**

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...the passage of this order.

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...trustees Passed and approved

© 2013 J. (2013)

MARDILLA C. MOORE  
Notary Public-Notary Seal  
STATE OF MISSOURI  
Livingston County  
My Commission Expires: 9/29/2013  
Commission# 09527511

**AFFIDAVIT OF PUBLICATION** Date:

(Space above for recording information)

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COUNTY OF RANDOLPH ) ss.

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- 1st Insertion: Vol. \_\_\_ No. 1 10 day of April 2013
- 2nd Insertion: Vol. \_\_\_ No. 2 17 day of April 2013
- 3rd Insertion: Vol. \_\_\_ No. 3 25 day of April 2013
- 4th Insertion: Vol. \_\_\_ No. \_\_\_ day of \_\_\_ 20\_\_
- 5th Insertion: Vol. \_\_\_ No. \_\_\_ day of \_\_\_ 20\_\_

Rod Dixon  
Rod Dixon, Publisher

Subscribed and sworn to before me on the 29 day

of April, 2013

Mardilla C Moore  
Notary Public

My commission expires September 29, 2013

Publisher's Fee \$ 314.40

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(April 10, 17, 25, 2013)

MARDILLA C. MOORE  
 Notary Public-Notary Seal  
 STATE OF MISSOURI  
 Livingston County  
 My Commission Expires: 9/29/2013  
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(April 10, 17, 24, 2013)

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Fax 660-277-3246