

ORDINANCE NO. 27, 1958

Amendment to an Ordinance to Regulate the Production Transportation, Processing, Handling, Sampling, Examination, Grading, Labeling, Re-grading, and Sale of Milk and Milk Products; the Inspection of Dairy Herds, Dairies, and Milk Plants; the Issuing and Revocation of Permits to Milk Producers and Distributors; Permit Fees Appointment of Inspectors and Sanitary Police; the Placarding of Restaurants and Other Establishments Serving Milk and Milk Products, and Repealing all Ordinances or Parts of Ordinances in Conflict therewith and Fixing Penalties.

WHEREAS, by Ordinance No. 8, 1950, as amended, by act of the Common Council of the City of Bloomington, certain regulations and fees were established in connection with the above ordinance, and

WHEREAS, It is deemed beneficial to the public health that milk pasteurizing plants, milk containers, utensils, and equipment used for the processing of Grade A. Milk and Grade A milk products be used for no other purpose than the processing of such Grade A. milk products,

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF BLOOMINGTON:

Section 1. That Section 2 of Ordinance No. 8 for the year 1950, passed and adopted by the Common Council of the City of Bloomington on the 1st day of August, 1950, as amended, be, and the same is hereby repealed; and that said ordinance be amended by inserting therein the following as Section 2 thereof:

"Section 2. Grade A Milk Ordinance

a. "The health officer having jurisdiction within the territorial limits of the City of Bloomington, Indiana in the performance of his duties under Section 1 of this ordinance, shall adopt as standards to be followed, the provision in paragraph HDP4H entitled 'Grade A Milk and Milk Products' of regulations of the Indiana State Board of Health duly passed on September 13, 1945, and filed with the Secretary of State on October 18, 1945, as amended by the State Board of Health on February 19, 1954 and filed with the Secretary of State on March 17, 1954, of the regulations of the State Board of Health entitled 'Regulations Relating to Dairy Products including Definitions and Standards of Identity.'

b. "Grade A. Milk and Milk products, as referred to in the aforesaid regulation shall in the ordinance be taken to mean and include: Raw and Pasteurized Milk, extra rich milk, Jersey Milk, Guernsey milk, homogenized milk, flavored milk, skimmed milk, flavored skim milk, buttermilk, creamed buttermilk, cultured buttermilk, creamed cultured buttermilk, goat's milk, milk fat, light cream, whipping cream, a mixture of milk and cream, concentrated milk and any other product made by the addition of any substance to milk or to any of these products and used for similar purposes and designated as a milk product by the health officer.

c. "For the purpose of interpreting the aforesaid requirements the Unabridged form of the Public Health Service publication #229 entitled 'The 1953 Milk Ordinance and Code Recommended by the Public Health Service' shall be used. Two copies of said regulations of the Indiana State Board of Health and said publication in effect shall be on file in the office of the Health Officer for public inspection."

d. "As used in this ordinance and notwithstanding the definition thereof elsewhere contained in the regulations, except as may be approved by the Health Officer, as set out in the three paragraphs above of this Section 2, the Pasteurization Plant, Milk Containers, Utensils, and Equipment shall be used for no other purpose than the processing of Grade A. Milk and Grade A Milk Products and the operations incident thereto.

e. In the event the Health Officer shall determine that a plant, having been issued a Grade A Permit and receiving Grade B milk, shall no longer be permitted to continue to receive Grade B milk and retain its Grade A permit, he shall give notice in writing to such plant, of such determination, and such notice shall contain a date, not less than 90 days thereafter, within which to conform to said order or have its Grade A permit from the City of Bloomington, revoked.

Section 3. This amendment shall be in full force and effect from and after its passage and the approval by the Mayor of the City of Bloomington.

Passed and adopted by the Common Council of the City of Bloomington, Indiana, on the 2nd day of December, 1958.

S/ Thos. L. Lemon
Thos. L. Lemon, Presiding Officer

Attest:

S/ Mary Alice Dunlap
Mary Alice Dunlap, Clerk-Treasurer

Presented by me to the Mayor of the City of Bloomington, on the 2nd day of December, 1958, at the hour of 7:35 o'clock P.M.

S/ Mary Alice Dunlap
Mary Alice Dunlap, Clerk-Treasurer

This Ordinance approved and signed by me on the 2nd day of December, 1958, at the hour of 7:35 o'clock P.M.

S/ Thos. L. Lemon
Thos. L. Lemon, Mayor