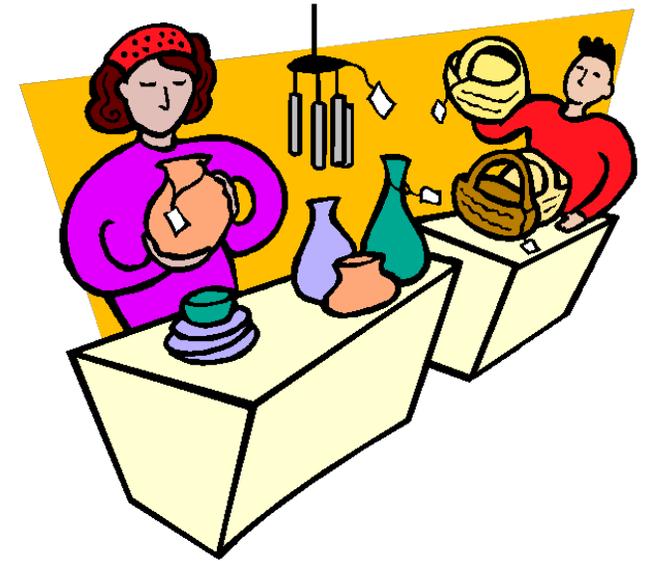


## 624.106 Temporary benevolent restaurant license; limit:

Multnomah County Health Department shall issue a license to a benevolent organization to operate a temporary restaurant pursuant to this section if the benevolent organization has notified the department 14 days prior to the event.

- (b) Not more than 13 temporary restaurant licenses per year may be issued pursuant to this section to each benevolent organization.
- (c) A onetime annual fee of \$50.00 goes towards administrative costs.
- (2) The department shall issue a temporary benevolent restaurant license to each provider of restaurant service at a special event arranged by a benevolent organization. The restaurant service provider who files with the benevolent organization a signed statement that the service provider receives no profit from restaurant services performed at the special event. The statement shall be subject to inspection by the department at the time inspections are made pursuant to ORS 624.111; And is subject to administrative fee. For the purpose of licenses issued pursuant to this subsection, a particular benevolent organization may arrange only one special event per calendar year.
- (3) All licenses issued pursuant to this section shall terminate three days after issuance unless within the three days the

# Benevolent Organization



## Do I qualify as a benevolent organization?

847 NE 19th Ave Suite 350  
Portland, OR 97232

Phone: 503.988.3400  
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[mchealthinspect.org](http://mchealthinspect.org)



temporary restaurant is discontinued or is moved from the specific location for which the license was issued. If within three days after issuance the temporary restaurant is discontinued or moved from the specific location for which the license was issued, the license shall terminate upon the discontinuance or the removal.

### **624.111 Inspection of benevolent organization restaurant facilities and operation:**

- (1) At any time during the operation of a temporary restaurant licensed pursuant to ORS 624.106, Multnomah County Health Department may inspect the facilities and operation.
- (2) The benevolent organization operating the temporary restaurant shall, upon request of the inspector, permit access to all parts of the establishment.

### **624.101 “Benevolent organization” defined:**

As used in ORS 624.106, and 624.111, “benevolent organization” means any person organized and existing for charitable, benevolent, eleemosynary, humane, patriotic, religious, philanthropic, recreational, social, educational, civic, fraternal or other nonprofit purposes. **In order to qualify you must provide a non-profit tax I.D. number and a photocopy of your 501C3 certification.**

### **What is an event and do I need a temporary restaurant license?**

A temporary restaurant is any establishment operating temporarily in connection with any special event where food is prepared or served for consumption to the public. Examples of events are:

Fairs      Carnivals      Circuses  
Festivals      Concerts      Similar Public Gatherings

Individuals or groups planning to provide food to the public must first obtain a temporary restaurant license (ORS 624.086).

### **“Temporary restaurant” does not include:**

- (a) An establishment where food is prepared and served by a fraternal, social or religious organization only to its own members and guests.
- (b) An approved school lunchroom where food is prepared and served for school and community activities, where the preparation and service are under the direction of the school lunchroom supervisor.
- (c) A food product promotion where only samples of a food or foods are offered to demonstrate the characteristics of the food product. For the purposes of this paragraph, a sample shall not include a meal, an individual hot dish or a whole sandwich.
- (d) A private residence, or part thereof, including the grounds, areas and facilities

held out for the use of the occupants generally, for which a temporary sales license is issued under ORS 471.190 for a period not exceeding one day.

### **Foods Exempt from Licensure:**

Multnomah County Health Department does not require a license when serving the following foods or beverages (ORS 624.010 to 624.120, and 624.310 to 440):

- (a) Non-potentially hazardous confections such as, cotton candy, cookies, popcorn or candied apples;
- (b) Commercially pre-packaged ice cream and frozen desserts; Commercially pickled products, jerky, nuts, nutmeats, popcorn, and pre-packaged foods such as potato chips, pretzels and crackers;
- (c) Coffee and tea canned or bottle pop, unopened alcoholic beverages and other non-perishable beverages (without ice);
- (d) HOME CANNED OR HOME PROCESSED FOODS ARE NOT PERMITTED, All food must either be prepared on-site or purchased from an approved source. Home prepared foods may not be served to the public, except privately donated bread, rolls, pies, cakes, doughnuts or other pastries not having perishable fillings, icing, toppings or glazes may be used in temporary restaurants operated by benevolent organizations. A notice shall be posted in public view stating that such baked goods were prepared in an unlicensed kitchen.