

ORDINANCE # 118

AN ORDINANCE REGULATING THE SALE OF MEAT AND MEAT FOOD PRODUCTS, WITHIN THE CITY OF GOTHENBURG, DAWSON COUNTY, NEBRASKA; PROHIBITING THE SALE OF MEAT WHICH IS UNSOUND, UNHEALTHFUL, UNWHOLE SOME OR OTHERWISE UNFIT FOR HUMAN FOOD, OR TO OFFER THE SAME FOR SALE; PROVIDING FOR THE APPOINTMENT OF INSPECTORS TO CARRY ON INSPECTION OF ANIMALS FOR SLAUGHTER, CARCASSES, AND WHOLE PARTS OF SLAUGHTERED ANIMALS, AND INSPECTION OF SANITARY CONDITIONS UNDER WHICH MEAT PRODUCTS ARE TO BE MANUFACTURED; PROVIDING A FEE FOR SUCH EXAMINATION AND INSPECTION, AND REPEALING OTHER ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT THEREWITH.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF GOTHENBURG, DAWSON COUNTY, NEBRASKA:

Section 1. The sale and offer for sale of meat and meat food products which are unsound, unhealthful, unwholesome and otherwise unfit for human food within the corporate limits of the City of Gothenburg, Nebraska, is hereby prohibited. For the purpose of complying with this ordinance, only meat which has been inspected and passed as hereinafter set forth and conspicuously marked as such shall be sold or offered for sale in such establishment. Only meat food products processed or manufactured on the premises and under conditions complying with proper sanitary standards of inspection shall be sold or offered for sale; that meat food products shall not bear any stamp of the City.

Section 2. For the purpose of complying with this ordinance, it is understood that all meat bearing the approval of the Meat Inspection Bureau of the Department of Agriculture of the United States, or meat food products inspected and passed by the Meat Inspection Bureau of the Department of Agriculture of the United States is acceptable under the terms hereof. All meat or meat food products, other than that last above described, slaughtered in slaughtering establishments which in the opinion of the Mayor and City Council or inspectors, maintain inspection equal to that maintained by the City of Gothenburg as herein set forth, shall be acceptable for sale in the City of Gothenburg. Meat or meat food products in this latter category are subject to re-inspection at any time by a designated inspector for the City of Gothenburg at the expense of the proprietor of that establishment.

Section 3. For the purpose of prohibiting the use of meat or meat food products which are unsound, unhealthful, unwholesome or otherwise unfit for human food, the Mayor and City Council shall cause to be made by inspectors appointed by the Mayor and City Council as hereinafter set out, a careful examination and inspection of all cattle, sheep, swine and goats, the meat of which is to be used for food purposes with the City of Gothenburg, before the same shall be allowed to go into any slaughtering, packing, rendering, retail or similar establishment. Said examination is to be known as the "Ante-Mortem Examination," and shall be conducted on the premises of said establishment. All such cattle, sheep, swine and goats found, upon Ante-Mortem inspection, to be fit for human food shall be slaughtered, adequately identified and eligible for Post-Mortem inspection. Any cattle, sheep, swine or goats found, upon such inspection, to show symptoms of a disease shall be set apart from other animals to be slaughtered and shall, themselves, be slaughtered separately, have placed upon said slaughtered carcasses, in a conspicuous place, the tag "Suspected," and shall be subject to a careful re-examination at a future time set by said inspector. All cattle, swine, sheep or goats found upon Ante-Mortem inspection to be unfit for human food shall not, under any circumstances, be slaughtered and shall, by the proprietor of the slaughtering establishment, be disposed of at the direction of the inspector. All animals passed at the Ante-Mortem inspection which are not suspected or condemned shall be tagged and their identity retained until completion of the Post-

Mortem inspection. In event of disputes on procedure of requirements, the applicable laws of the State of Nebraska and the regulations of the Department of Agriculture and Inspection, Regulations Governing Meat Inspection of the United States Department of Agriculture, Edition of January, 1947, and as may be subsequently amended, shall govern as far as is practicable.

Section 4. The Mayor and City Council shall cause a further examination and inspection after the slaughtering of animals passed at the Ante-Mortem inspection, to be known as the "Post-Mortem Examination." Said examination shall be made by inspectors appointed by the Mayor and City Council of all carcasses and all parts thereof, of all cattle, sheep, swine and goats to be prepared for human consumption at any slaughtering, packing, rendering, retail or similar establishment within the City. All carcasses, and parts thereof, including the head, tongue, tail, thymus and glands of all the viscera and parts and blood used in the preparation of meat or meat food products shall be kept together for Post-Mortem Inspection. If and when said carcasses and their parts are found to be fit for human food, they shall be conspicuously marked or tagged as "Inspected and Passed." All such inspectors shall mark any carcasses or parts thereof found to be unfit for human food, "Inspected and Condemned." All condemned meat in the establishment shall be destroyed or otherwise rendered unfit for human consumption in the presence of the inspector, as soon as practicable. All carcasses, or parts thereof, tagged as "Suspected" at the Ante-Mortem examination shall be re-examined and either passed or condemned, and if condemned, disposed of as set out in this Section. The inspector, after his first inspection, shall, when he deems it necessary, reinspect any carcasses or parts thereof to determine whether or not, since the first inspection, the same has become unsound, unhealthful, unwholesome or in any way unfit for human food. If any carcass, or part thereof, is found unfit for human food, it shall be condemned as set out in this section. If found to be fit for human food, it shall be passed as set out herein. In event of disputes on procedure or requirements the same authorities set out above in Section 3 shall govern so far as is practicable.

Section 5. The inspection herein set forth shall be made by the appointed inspector or inspectors at a time convenient to the slaughters.

Section 6. The provisions of the foregoing Section shall apply to all carcasses or parts of carcasses of cattle, sheep, swine and goats intended for human food, and such examination and inspection shall be had before said carcasses, or parts thereof, shall be allowed to enter into any department wherein the same are to be treated and prepared for meat or meat food products.

Section 7. The Mayor and City Council or inspectors appointed by them, shall have authority to examine any meat offered for sale or stored in retail or other establishments, even though previously marked as passed and approved, and condemn the same if said meat has become spoiled or contaminated since prior inspection.

Section 8. The Mayor and City Council shall cause inspection of all slaughtering, meat canning, salting, packing, rendering or similar establishments in which cattle, sheep, swine or goats are slaughtered and the meat or meat food products thereof are prepared for sale in the City, whenever they may deem it necessary to inform themselves concerning the sanitary conditions of the same; and where the sanitary conditions of such establishments are such that meat or meat products are otherwise unfit for human food, they shall refuse to allow said meat to be approved or meat food products to be offered for sale.

Section 9. For the purpose of preventing the use of meat and meat food products which are unsound, unhealthful, unwholesome and otherwise unfit for human food, the Mayor and City Council shall appoint an inspector or inspectors who are graduate veterinarians and have been approved by the Bureau of Animal Industry of the State of Nebraska to make the inspection hereinbefore set forth of all carcasses and parts thereof, of all cattle, sheep, swine and goats, and the sanitary conditions of all the establishments in which such meat and meat food products are prepared. Said inspectors shall not stamp, mark or tag any carcass or any part thereof, of any meat until the same shall have actually been inspected and found to be sound, healthful, wholesome, and fit for human food, and found to contain no dyes, chemicals, preservatives or ingredients which render such meat unsound, unhealthful, unwholesome or unfit for human food, and to have been prepared under the proper sanitary conditions hereinbefore provided. Said inspector so appointed shall have possession of the stamp or stamps used for marking said meat and the stamp shall at no time be left in the possession of the proprietor of any of the establishments so inspected. Said inspector appointed shall be charged with the duty of complying strictly with the terms of this ordinance, having in mind at all times the health and general welfare of the inhabitants of this City.

Section 10. The inspection provision hereof shall apply to all animals killed for sale in the City of Gothenburg, Nebraska whether killed inside or outside of the limits of the City, except those animals which are killed by persons not actively engaged in slaughtering business, which animals shall be offered for inspection at the place and hour designated by the appointed inspector. Such persons shall notify the inspector that he desires the inspection. In such an event, the entire cost of the inspection shall be borne by the person requesting the inspection, and the schedule of fees set out below shall have no application. Any person selling or offering for sale any meat or meat food products in violation of this Section shall be deemed a violator of this ordinance and subject to the penalty hereinafter provided. "Custom butchering," the act of slaughtering and butchering an animal not owned by the slaughtering establishment, upon the order of the owner, and not for sale within the City of Gothenburg, shall not fall within the provisions of this ordinance.

Section 11. All persons employed where animals are slaughtered and meat food products are prepared, shall be examined by the Mayor and City Council, or their appointed inspector, as often as is deemed necessary. If further examination of employees is necessary, it shall be the duty of the City Physician to make such examination. No person affected with tuberculosis, or any communicable disease, or any skin disease, whether communicable or not, shall be employed in any department of such establishment.

Section 12. The City of Gothenburg shall collect from all persons for whom an inspection or examination of meat is made, the following fees which shall constitute payment for both Ante-Mortem and Post Mortem inspection:

For inspection of beeves, 75 cents each.

For inspection of veal (up to 200 lbs. Dressed weight),  
25 cents each.

For inspection of hogs, 35 cents each.

For inspection of sheep, 35cents each.

Said fee shall be paid in advance to the City Clerk, or in a manner provided by the Mayor and City Council as they may from time to time designate and such fees so collected shall be deposited and by said Clerk placed to the Credit of the General Fund of said

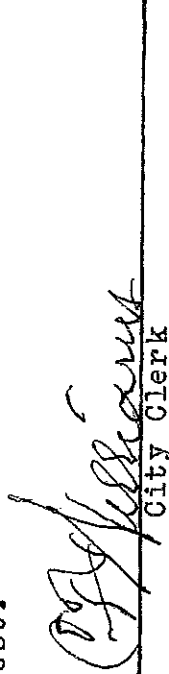
City from which it shall be used only to defray the expenses of the Health Department in making inspections of meat and meat food products as in this ordinance provided. The Mayor and City Council, through the inspector appointed by them, shall keep a record of all inspections made and all proceedings including the name of the party for whom inspection is made, the date, and disposition of the same. Said inspector shall render such report to the Mayor and City Council on a form provided for such purpose.

Section 13. Any person violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be fined in any sum not exceeding One Hundred Dollars and shall stand committed to the City Jail until such fine and costs of prosecution are paid. Each day's violation of any of the provisions hereof shall constitute a separate and distinct offense and shall be punishable as such.

This ordinance shall be in force and take effect from and after its passage, approval and publication, as provided by law.

Passed and approved this 6th day of October, 1953.

Attest:

  
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City Clerk

  
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Mayor