

IN THE MATTER OF THE PUBLIC HEALTH ACT – ALBERTA
ORDER OF AN EXECUTIVE OFFICER

To: Avaline Adshead
65 Caroline Drive
Cochrane, Alberta T4C 1C4

864432 Alberta Ltd

Re: Avaline Adshead New Truck, a 1999 Ford F450 vending vehicle with licence plate # VXY 571 and VIN #1FDXF46F9XEE15519.

WHEREAS I, an **Executive Officer** of **Alberta Health Services**, have inspected the above noted Food Establishment pursuant to the provisions of the **Public Health Act**, RSA 2000, c. P-37, as amended;

AND WHEREAS such inspection disclosed that the following conditions exist in and about the above noted food establishment which are or may become injurious or dangerous to the public health or which might hinder the prevention or suppression of disease, namely:

- a. No water samples have been submitted to the Provincial Laboratory of Public Health (Microbiology) for bacteriological analysis since January 7, 2002.
- b. An approved sanitizer was not available for sanitizing dishes, utensils and counter tops.
- c. Dishes and utensils are not being washed and sanitized properly.
- d. Hot running water was not available at the hand sink and two compartment sink.
- e. The food handler was not washing her hands properly, as there was no hot running water available at the hand sink.
- f. A copy of the current food permit was not available onsite.
- g. Test strips were not available for testing sanitizer concentrations.
- h. Sanitizer concentrations are not being tested.
- i. A probe thermometer was not available for testing the internal temperatures of foods.
- j. The onsite food handler did not have not sufficient food safety knowledge and was unable to provide a copy of her Food Safe Certificate.
- k. Ventilation hood filters above the stove had a build up of grease and grime.
- l. Written pest control procedures were not available.
- m. A written sanitation plan was not available.

AND WHEREAS such inspection disclosed that the following breaches of the Public Health Act Food Regulation, Alberta Regulation 31/2006 and the Food Retail and Foodservices Code exist in and about the above noted food establishment, namely:

- a. No water samples have been submitted to the Provincial Laboratory of Public Health (Microbiology) for bacteriological analysis since January 7, 2002, which is in contravention of section 9 and 17 (1)(i) of the Food Regulation.
- b. An approved sanitizer was not available for sanitizing dishes, utensils and counter tops, which is in contravention of section 28(2) of the Food Regulation and section 4.2.6 of the Food Retail and Foodservices Code.
- c. Dishes and utensils are not being washed and sanitized properly, which is in contravention of section 28(2) of the Food Regulation and section 4.2.8 of the Food Retail and Foodservices Code.
- d. Hot running water was not available at the hand sink and two compartment sink, which is in contravention of section 2.10(b) of the Food Retail and Foodservices Code.
- e. The food handler was not washing her hands properly, as there was no hot running water available at the hand sink which is in contravention of section 5.6 of the Food Retail and Foodservices Code.
- f. A copy of the current food permit was not available onsite, which is in contravention of section 14(1) of the Food Regulation.
- g. Test strips were not available for testing sanitizer concentrations, which is in contravention of section 4.2.8(a)(iv) of the Food Retail and Foodservices Code.
- h. Sanitizer concentrations are not being tested, which is in contravention of section 29 of the Food Regulation.
- i. A probe thermometer was not available for testing the internal temperatures of foods, which is in contravention of section 4.1.11(c)&(d) of the Food Retail and Foodservices Code.
- j. The onsite food handler did not have not sufficient food safety knowledge and was unable to provide a copy of her Food Safe Certificate, which is in contravention of section 31(1) of the Food Regulation and section 5.1 of the Food Retail and Foodservices Code.
- k. Ventilation hood filters above the stove had a build up of grease and grime, which is in contravention of section 28(2) of the Food Regulation.
- l. Written pest control procedures were not available, which is in contravention of section 21(2) of the Food Regulation.
- m. Written sanitation procedures were unavailable, which is in contravention of section 29 of the Food Regulation and section 4.2.1 of the Food Retail and Foodservices Code.

AND WHEREAS by virtue of the foregoing, the above noted premises are hereby declared to be **closed immediately**;

NOW THEREFORE, I hereby **ORDER** and **DIRECT**:

1. That the Owner immediately close the above noted food establishment

2. That the Owner undertake and diligently pursue the completion of the following work in and about the above noted food establishment, namely:
 - a. Submit water samples for bacteriological analysis prior to operating each season and once a month during operation thereafter to the Provincial Laboratory of Public Health (Microbiology) for bacteriological analysis.
 - b. Ensure an approved sanitizer is available in the vending vehicle during operation for sanitizing dishes, utensils and counter tops.
 - c. Thoroughly clean and sanitize all the food contact surfaces in the vending vehicle. Thereafter, all food contact surfaces must be washed, rinsed, and sanitized a minimum of every four hours while the vehicle is in operation.
 - d. Wash and sanitize dishes using the Alberta Health Services Two Compartment Sink dishwashing method.
 - e. Ensure hot running water is available at the hand sink and two compartment sinks at all times during operation of the vending vehicle.
 - f. Ensure staff follow proper hand washing procedures.
 - g. Ensure a copy of the current food permit is posted in a conspicuous place where it may be easily seen by persons served.
 - h. Ensure there is an adequate supply of sanitizer test strips appropriate for the sanitizer that will be used.
 - i. Ensure sanitizer concentrations are tested and recorded frequently.
 - j. Ensure a functional, calibrated probe thermometer is available onsite for testing the internal temperatures of foods.
 - k. Ensure that at least one person operating this vending vehicle holds a certificate issued by the Minister confirming that individual's successful completion of a food sanitation and hygiene training program or a document that the Minister considers equivalent to such a certificate.
 - l. Thoroughly clean the ventilation hood filters above the stove.
 - m. Provide a written record of all pest control measures used in the vending vehicle.
 - n. Provide written sanitation procedures for the operation of this vending vehicle.

3. That, until such time as a water sample from paragraph 2a is confirmed to be satisfactory, *and* until such time as the work referred to in paragraph 2 is completed to the satisfaction of the undersigned, or an executive officer of Alberta Health Services, the above noted premises shall remain closed.

Dated at Canmore, Alberta, this 14th day of September, 2009

Lindsay Sullivan
Executive Officer
Alberta Health Services

Section 5(2) of the Public Health Act provides that a person who is directly affected by this Order and considers himself or herself aggrieved hereby may appeal the same to the Public Health Appeal

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Board, 24th Floor, Telus Plaza North Tower, 10025 Jasper Avenue, Edmonton AB T5J 2N3, within ten (10) days. The terms of this Order remain in effect notwithstanding the filing or proposed filing of any such appeal.

The Owner is advised that the Public Health Act empowers Alberta Health Services to carry out the terms of this Order on the Owner's behalf and at the Owner's expense should the Owner fail to comply with the terms hereof.

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Fax: 403-912-8410

Banff

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Calgary/Mountain View/Rocky View

Alberta Health Services, *Southport*
10101 Southport Rd SW
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Canmore

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www.calgaryhealthregion.ca/envhealth