

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

To: 402335 Alberta Ltd
89 Bowridge Dr NW
Calgary, Alberta T3B 3R6
(the “Owner”)

Richter, Brian & Jason
89 Bowridge Dr NW
Calgary, Alberta T3B 3R6
(the “Owner”)

Re: The Food Establishment located in Calgary, Alberta and municipally described as:

Bona Roma Delivery Kitchen 2
89 Bowridge Dr NW, Alberta

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. The generator for the equipment was not working.
- b. The white cooler was not working.
- c. The insert cooler was not working.
- d. There was no water at the sinks.
- e. There was no sanitizer available.
- f. The last water sample submitted to the Provincial Lab was on November 20, 2009.

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. The generator for the equipment was not working. This is in contravention of Section 28(3)(a)(b) of the Food Regulation.
- b. The white cooler was not working. This is in contravention of Section 28(3) of the Food Regulation.
- c. The insert cooler was not working. This is in contravention of Section 28(3) of the Food Regulation.
- d. There was no water at the sinks. This is in contravention of Section 17(1)(f)(i) of the Food Regulation.

- e. There was no sanitizer available. This is in contravention of Section 28(2) of the Food Regulation.
- f. The last water sample submitted to the Provincial Lab was on November 20, 2009. This is in contravention of Section 2.10 (c) of the Alberta Food Retail and Foodservices Code.

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

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. Ensure the generator has power to run all equipment.
 - b. Ensure all coolers are working and maintain a temperature of 4 degrees Celsius or less.
 - c. Ensure there is an adequate supply of hot and cold running water at all times during operation.
 - d. Identify and correct any issues that caused the loss of water supply and power.
 - e. Ensure sanitizer is available at all times. Utensils and counter must be sanitized regularly
 - f. Submit a water sample from the delivery kitchen tank to the Provincial Laboratory of Public Health for bacteriological testing. At least every 30 days thereafter, a water sample must be submitted while the delivery kitchen is in operation
3. That, 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 Calgary, Alberta, this 15th day of January, 2010 in confirmation of a verbal order issued on the 14th day of January, 2010.

Joan Eng Fung
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 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.

ORDER OF AN EXECUTIVE OFFICER

Re: The Food Establishment located in Calgary, Alberta and municipally described as 89 Bowridge Dr NW Calgary, Alberta

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.

Airdrie

Airdrie Public Health Centre
604 Main Street South
Airdrie, AB T4B 3K7
Phone: 403-912-8400
Fax: 403-912-8432

Banff

Banff Health Centre
303 Lynx Street
PO Box 1266
Banff, AB T1L 1B3
Phone: 403-762-2990
Fax: 403-762-5570

Calgary/Mountain View/Rocky View

Alberta Health Services, *Southport*
10101 Southport Rd SW
Calgary, AB T2W 3N2
Phone: 403-943-2288
Fax: 403-943-8056

Canmore

Canmore Public Health
#104, 800 Railway Avenue
Canmore, AB T1W 1P1
Phone: 403-678-5656
Fax: 403-678-5068

Claresholm

Claresholm Public Health
5221 2nd Street W
PO Box 1391
Claresholm, AB T0L 0T0
Phone: 403-625-4061
Fax: 403-625-4062

Didsbury

Didsbury Health Unit
PO Box 130
1210 -20th Avenue
Didsbury, AB T0M 0W0
Phone: 403-335-7292
Fax: 403-335-7610

Okotoks

Okotoks Public Health Centre
11 Cimarron Commons
Okotoks, AB T1S 2E9
Phone: 403-995-2600
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Strathmore

Public Health Building
650 Westchester Road
Strathmore, AB T1P 1H8
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