

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

**To:** Wei Zhong  
4408 17 Avenue SE  
Calgary, Alberta T2A 0T6

**Re:** The Food Establishment located in Calgary, Alberta and municipally described as:  
East Gate Restaurant  
4408 17 Avenue SE  
Calgary, 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. A severe cockroach infestation is present in this facility. Numerous live and dead cockroaches were noted in several areas of the facility including under the grill, under the buffet tables and around the bulk ingredient bins.
- b. Accumulated food debris, grease and dirt are present throughout the kitchen, including but not limited to the dishwashing area, the dry storage room, underneath the grill area and prep tables.
- c. Plumbing leaks are present in the furnace room and the grill/steamer area. Accumulated dirty water from the plumbing leak under the grill has pooled around the food preparation area. Water has also pooled in the furnace room.
- d. The vent hood is overdue for cleaning and grease accumulated on it is dripping down the walls and onto the floor.
- e. Food preparation surfaces were not being sanitized properly. No sanitizing solution was prepared at the time of the inspection, and several very dirty cleaning cloths were noted on countertops and food preparation surfaces.
- f. Cooked noodles were sitting out at room temperature and their temperature was 15 degrees Celsius.
- g. An open tray of cooked noodles was being stored on top of the open aquarium containing live crabs.
- h. Bulk ingredient bins were uncovered and very dirty. Scoops were dirty and were stored in the food with their handles touching the food. Bowls were also being used as scoops and stored directly in the food.
- i. Badly chipped dishes were being used for food service.
- j. There is no written cleaning schedule.

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. A severe cockroach infestation is present in this facility. Numerous live and dead cockroaches were noted in several areas of the facility including under the grill, under the buffet tables and around the bulk ingredient bins. This is in contravention to section 21(1) of the Regulation.
- b. Accumulated food debris, grease and dirt are present throughout the kitchen, including but not limited to the dishwashing area, the dry storage room, underneath the grill area and prep tables. This is in contravention to section 28(2) of the Regulation.
- c. Plumbing leaks are present in the furnace room and the grill/steamer area. Accumulated dirty water from the plumbing leak under the grill has pooled around the food preparation area. Water has also pooled in the furnace room. This is in contravention to section 17(1)(f)(ii) of the Regulation.
- d. The vent hood is overdue for cleaning and grease accumulated on it is dripping down the walls and onto the floor. This is in contravention to section 17(1)(f)(iv) of the Regulation.
- e. Food preparation surfaces were not being sanitized properly. No sanitizing solution was prepared at the time of the inspection, and several very dirty cleaning cloths were noted on countertops and food preparation surfaces. This is in contravention to section 28(2) of the Regulation.
- f. Cooked noodles were sitting out at room temperature and their temperature was 15 degrees Celsius. This is in contravention to section 25(1) of the Regulation.
- g. An open tray of cooked noodles was being stored on top of the open aquarium containing live crabs. This is in contravention to section 23(1) of the Regulation.
- h. Bulk ingredient bins were uncovered and very dirty. Scoops were dirty and were stored in the food with their handles touching the food. Bowls were also used being used as scoops and stored directly in the food. This is in contravention to section 23(1) of the Regulation.
- i. Badly chipped dishes were being used for food service. This is in contravention to section 28(3) of the Regulation.
- j. There is no written cleaning schedule. This is in contravention to section 29 of the Regulation.

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. Clean and sanitize all areas where live or dead cockroaches have been noted.
  - b. Have a pest control professional treat the entire building for cockroaches. Provide

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- an Executive Officer with a copy of the invoice indicating treatment has occurred.
- c. Repair plumbing leaks, clean up pooled water and clean and sanitize all affected areas.
  - d. Clean all food debris, grease and dirt in the kitchen, including the dishwashing area, the dry storage room, underneath the grill area and prep tables and behind and under all equipment. Clean and sanitize inside and outside of all food storage bins.
  - e. Have the ventilation hood professionally serviced.
  - f. Sanitize all food preparation surfaces. Keep all cleaning cloths in sanitizing solution between uses.
  - g. Keep all perishable foods either above 60 degrees Celsius or below 4 degrees Celsius.
  - h. Keep all foods protected from contamination. Do not store foods on top of the aquarium or in any other area subject to contamination. Keep lids on all bulk ingredient bins and do not store scoops in food. Do not use bowls as scoops.
  - i. Discard all broken, cracked and chipped dishes.
  - j. Create a written cleaning schedule.
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 3<sup>rd</sup> day of September, 2010 following a verbal order issued on the 2<sup>nd</sup> day of September, 2010.

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Sharon Mayhew  
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, 24<sup>th</sup> 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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**Airdrie**  
Airdrie Public Health Centre  
604 Main Street South  
Airdrie, AB T4B 3K7  
Phone: 403-912-8400  
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**Banff**  
Banff Health Centre  
303 Lynx Street  
PO Box 1266  
Banff, AB T1L 1B3  
Phone: 403-762-2990  
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**Calgary/Mountain View/Rocky View**  
Alberta Health Services, *Southport*  
10101 Southport Rd SW  
Calgary, AB T2W 3N2  
Phone: 403-943-2288  
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**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 2<sup>nd</sup> Street W

**Didsbury**  
Didsbury Health Unit  
PO Box 130

**Okotoks**  
Okotoks Public Health Centre  
11 Cimarron Commons

**Strathmore**  
Public Health Building  
650 Westchester Road

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PO Box 1391  
Claresholm, AB T0L 0T0  
Phone: 403-625-4061  
Fax: 403-625-4062

1210 -20th Avenue  
Didsbury, AB T0M 0W0  
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