

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

To: Wei Peng
East Gate Restaurant
4408 17 Ave SE
Calgary, Alberta T2A 0T6

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

East Gate Restaurant
4408 17 Ave 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. There are mouse droppings and fruit flies noted in several areas of the kitchen.
- b. The equipment used in the preparation of food is not cleaned as required. The electric slicer is grossly contaminated with raw meat debris which appears to have been dried on for a considerable time and there is a heavy build-up of grease and grime on other food preparation utensils. Bulk ingredient containers are dirty, some are badly crusted with filth. Weigh scale is visibly crusted with dried blood. Knives are put away dirty for re-use and stored on a dirty holder or in a dirty space between large equipment items.
- c. Perishable foods are stored at improper temperatures for extended periods of time.
- d. There is an accumulation of garbage and food debris under equipment, on and under storage shelves and in hard-to-reach areas throughout the kitchen and food storage areas.
- e. Cleaning cloths for food preparation surfaces are visibly filthy and left out on food preparation surfaces instead of being kept in sanitizing solution.
- f. Opened tins are being used to store foods and sauces, including some high acid foods.
- g. Many walls and ceiling areas are very dirty.
- h. Numerous frequently touched areas are very dirty, especially cooler door handles.
- i. Hand washing basins were being used for food prep, equipment storage or ice and were unavailable for their intended use.

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. There are mouse droppings and fruit flies noted in several areas of the kitchen. This is in contravention to Sec.21(1) of the Regulation.
- b. The equipment used in the preparation of food is not cleaned as required. The electric slicer is grossly contaminated with raw meat debris which appears to have been dried on for a considerable time and there is a heavy build-up of grease and grime on other food preparation utensils. Bulk ingredient containers are dirty, some are badly crusted with filth. Weigh scale is visibly crusted with dried blood. Knives are put away dirty for re-use and stored on a dirty holder or in a dirty space between large equipment items. This is in contravention to Sec.28(2) of the Regulation.
- c. Perishable foods are stored at improper temperatures for extended periods of time. This is in contravention to Section 25(1) of the Regulation.
- d. There is an accumulation of garbage and food debris under equipment, on and under storage shelves and in hard-to-reach areas throughout the kitchen and food storage areas. This is in contravention to Sec.28(2) of the Regulation.
- e. Cleaning cloths for food preparation surfaces are visibly filthy and left out on food preparation surfaces instead of being kept in sanitizing solution. This is in contravention to Section 28(2) of the Regulation.
- f. Opened tins are being used to store foods and sauces, including some high acid foods. This is in contravention to Section 23(1)(a)(b) of the Regulation.
- g. Many walls and ceiling areas are very dirty. Numerous frequently touched areas are very dirty, especially cooler door handles. This is in contravention to Section 28(2) of the Regulation.
- h. Hand washing basins were being used for food prep, equipment storage or ice and were unavailable for their intended use. This is in contravention of Section 2.14(b)(ii) of the 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. Safely and thoroughly clean and sanitize all areas contaminated with mouse droppings.
 - b. Thoroughly clean and sanitize all contaminated equipment and food utensils. Cleaning must be conducted as frequently as required and all items must be in a

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- sanitary condition prior to each night's closure. Cleaned and sanitized utensils must be stored in a clean and sanitary manner.
- c. Ensure all high risk foods are stored below 4°C or above 60°C.
 - d. Thoroughly clean the entire facility including kitchen ceilings, walls and floors, including hard-to-reach and frequently touched areas.
 - e. Remove all items from the facility that do not aid in the operation of the business.
 - f. Store foods only in clean, sanitized, food grade containers.
 - g. Hand washing sinks must be kept clear and accessible for hand washing at all times.
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 22nd day of January 2010, confirming the verbal order issued on January 21st, 2010.

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, 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.

Airdrie

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604 Main Street South
Airdrie, AB T4B 3K7
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Fax: 403-912-8432

Banff

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Calgary/Mountain View/Rocky View

Alberta Health Services, *Southport*
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Canmore

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Didsbury

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Okotoks

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