

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

To: Russ Prefontaine
4021 9th Street SE
Calgary, Alberta T2G 3C7

Jason Prefontaine
4021 9th Street SE
Calgary, Alberta T2G 3C7

Chris Prefontaine
4021 9th Street SE
Calgary, Alberta T2G 3C7

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

Fratello- Coffee Bar
4021 9th Street 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 was no supply of hot water to the restaurant at the time of inspection
- b. No appropriate sanitizing chemicals found on-site
- c. Soap and paper towels could not be found at staff hand washing sink
- d. Dishwasher only reached a temperature of 47 degrees celsius

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 was no supply of hot water to the restaurant at the time of inspection, contravening the Food Regulation AR 31/2006 section 17(1)(f)(i).
- b. No appropriate sanitizing chemicals were found on site. This is in contravention to the Food Regulation AR 31/2006 section 28 (2).

ORDER OF AN EXECUTIVE OFFICER

Re: The Food Establishment located in Calgary, Alberta and municipally described as 4021 9th Street SE, Calgary, Alberta

- c. Soap and paper towels could not be found at staff hand-washing sink. This is in contravention to the Food Regulation AR 31/2006 Section 30 (4).
- d. Dishwasher only reached a temperature of 47 degrees celsius. This is in contravention to the Food Regulation AR 31/2006 section 28 (2).

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 coffee bar in 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 coffee bar has an adequate supply of hot and cold potable water.
 - b. Obtain an approved sanitizing chemical and keep sufficient amount and concentration of such chemical for the safe operation of the facility on site in the food preparation area.
 - c. Ensure hand washing sinks are stocked with soap and paper towel
 - d. Repair dishwasher to ensure a temperature of 71 degrees Celsius at dish level is reached to effectively sanitize or another approved method to sanitize approved by an executive officer of Alberta Health Services.
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 coffee bar in the above noted premises shall remain closed.

Dated at Calgary, Alberta, this 21 day of December, 2010.

Kristin McIntyre
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

ORDER OF AN EXECUTIVE OFFICER

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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
Fax: 403-995-2639

Strathmore

Public Health Building
650 Westchester Road
Strathmore, AB T1P 1H8
Phone: 403-361-7200
Fax: 403-361-7244

www.calgaryhealthregion.ca/envhealth

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