

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

To: Kenzie Drolet
K.D.'s Grill
K.D. Marketing and Consulting
9200 Blackfoot TR SE
Calgary, AB T2J 0T2

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

K.D.'s Grill
9200 Blackfoot TR 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 sample of water used for food preparation or hand washing has not been collected from the mobile unit's taps and submitted to the provincial laboratory before initial operation.
- b. The water line which connects the potable water supply to the plumbing fixture is not food grade material.
- c. The water supply is not available. The water holding tank is empty.
- d. The lights above the food preparation area do not have protective covers.
- e. The flooring in the food preparation area is not constructed of a cleanable material.

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 sample of water used for food preparation or hand washing has not been collected from the mobile unit's taps and submitted to the provincial laboratory before initial operation. This is in contravention of Sec. 9, 17 (1) (f) (i) of the Regulation.
- b. The water line which connects the potable water supply to the plumbing fixture is not food grade material. This is in contravention of Sec. 23 (1) of the Regulation.
- c. The water supply is not available. The water holding tank is empty. This is in contravention of Sec. 17 (1) (f) (i) of the Regulation.
- d. The lights above the food preparation area do not have protective covers. This is in

- contravention of Sec. 17 (1) (f) (iii) of the Regulation.
- e. The flooring in the food preparation area is not constructed of a cleanable material. This is in contravention of Sec. 17 (1), 19 (b) 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. Collect a sample of water used for food preparation or hand washing from the mobile unit's taps and submit to the provincial laboratory before initial operation, before operating at a special event or once each month that the mobile unit is in operation.
 - b. Connect the potable water supply to the plumbing fixture with a water line which is constructed of food grade material.
 - c. Ensure that hot and cold running water is available at all taps.
 - d. Place a protective cover over the light bulbs above the food preparation area.
 - e. Remove carpeting from the floor and ensure flooring is constructed of a smooth, easily cleanable and impervious material.
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, and the water sample analysis result is satisfactory, the above noted premises shall remain closed.

Dated at Calgary, Alberta, this 3rd day of June, 2010, confirming the verbal order issued on June 2, 2010.

Melissa Chandler, B.Sc, BEH, CPHI (C)
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

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Re: The Food Establishment located in Calgary, Alberta and municipally described as 9200 Blackfoot TR SE, Calgary, Alberta

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
Fax: 403-995-2639

Strathmore

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