

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

To: Gus Polychronis & Plato Restaurant Ltd.
#4 & 6, 2835 37 Street SW
Calgary, Alberta T3E 3B3
(the “**Owner**”)

Re: The Food Establishment located in Calgary, Alberta and municipally described as:
Plato Family Restaurant
#4 & 6, 2835 37 Street SW
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. Chlorine sanitizer in dishwasher measured 0 PPM,
- b. No prepared sanitizing solution on site,
- c. No chlorine test strips on site,
- d. Mouse droppings noted on shelves and on floor,
- e. Weather stripping missing and gap present at bottom of kitchen door,
- f. Cracks present in wooden food prep counter,
- g. Tinfoil used to line bread baskets not discarded after each customer,
- h. “Aquafina” cooler measured 12 degrees Celsius,
- i. Garbage bags used to cover/wrap pizza dough,
- j. Containers of uncovered foods stored directly on top of each other,
- k. Some foods stored in open cans instead of food grade containers,
- l. Mould present on tomato sauce in walk-in cooler,
- m. Open food products labelled “refrigerate after opening” stored at room temperature on kitchen shelf,
- n. Plastic, paper, cardboard and tinfoil used to line shelves and equipment throughout kitchen,
- o. Exhaust canopy covered in grease and dirt,
- p. Microwave extremely dirty inside,
- q. Accumulation of hard, dried dough present on dough mixer,
- r. Large puddle of liquid on floor in walk-in beer cooler,
- s. Numerous beer caps and much dirt present below bar,
- t. No written cleaning procedures or schedule in place,
- u. Kitchen is unorganized and cluttered with items and equipment unnecessary for daily operation

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. Chlorine sanitizer in dishwasher measured 0 PPM contravening Section 28 (1) and (2) of the Food Regulation and Sections 4.2.6 and 4.2.7 of the Food Retail and Food Services Code.
- b. No prepared sanitizing solution on site, contravening Section 28 (2) of the Food Regulation.
- c. No chlorine test strips on site contravening Section 28 (1) and (2) of the Food Regulation.
- d. Mouse droppings noted on shelves and on floor contravening Section 21 (1) of the Food Regulation.
- e. Weather stripping missing and gap present at bottom of kitchen door contravening Section 17 (2) of the Food Regulation.
- f. Cracks present in wooden food prep counter contravening Section 28 (3) of the Food Regulation.
- g. Tinfoil used to line bread baskets not discarded after each customer. This contravenes Section 28 (4) of the Food Regulation.
- h. "Aquafina" cooler measured 12 degrees Celsius contravening Section 25 (1) of the Food Regulation.
- i. Garbage bags used to cover/wrap pizza dough contravening Section 23 (1) of the Food Regulation.
- j. Containers of uncovered foods stored directly on top of each other, also contravening Section 23 (1) of the Food Regulation.
- k. Some foods stored in open cans instead of food grade containers contravening Section 24 of the Food Regulation.
- l. Mould present on tomato sauce in walk-in cooler contravening Section 23 (2) of the Food Regulation.
- m. Open food products labelled "refrigerate after opening" stored at room temperature on kitchen shelf contravening Section 24 of the Food Regulation.
- n. Plastic, paper, cardboard and tinfoil used to line shelves and equipment throughout kitchen contravening Section 28 (3) of the Food Regulation.
- o. Exhaust canopy covered in grease and dirt contravening Section 17 (1) (f) (iv) of the Food Regulation.
- p. Microwave extremely dirty inside contravening Section 28 (2) of the Food Regulation.
- q. Accumulation of hard, dried dough present on dough mixer, also contravening Section 28 (2).
- r. Large puddle of liquid on floor in walk-in beer cooler contravening Section 28 (2).
- s. Numerous beer caps and much dirt present below bar contravening Section 28 (2).
- t. No written cleaning procedures or schedule in place contravening Section 29 of the Food Regulation.
- u. Kitchen is unorganized and cluttered with items and equipment unnecessary for daily operation contravening Section (20) 1 of the Food 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. Repair dishwasher to ensure 100 PPM chlorine sanitizer is available in rinse cycle.
 - b. Clean up mouse droppings and sanitize all areas where mouse droppings were present.
 - c. Install weather stripping or some form of barrier at the bottom of the kitchen door to completely seal all gaps.
 - d. Properly seal cracks in wooden food prep counter.
 - e. Adjust "Aquafina" cooler to ensure 4 degrees Celsius is maintained.
 - f. Store all foods in an acceptable manner. Ensure proper food storage containers and materials are used and follow manufacturer's directions regarding food storage.
 - g. Ensure that all items and materials intended for one time use are discarded after each use.
 - h. Prepare an acceptable concentration of food contact sanitizer and ensure that a sanitizing solution is available at all times during operation. Use appropriate test strips to ensure sanitizing solution is at proper strength.
 - i. Remove all plastic, paper, cardboard and tinfoil from shelves and food equipment. Clean all of these surfaces and ensure they are maintained in a clean and sanitary condition.
 - j. Clean and sanitize all areas of food establishment specifically implicated in Sections "o" to "s" above. In addition, ensure all shelves, counters, storage areas, etc. are cleaned and maintained in a sanitary condition.
 - k. Remove any and all equipment that is unnecessary for the daily operation of the restaurant. Ensure all areas are uncluttered and well organized.
 - l. Develop and implement written cleaning schedule and procedures.
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.

ORDER OF AN EXECUTIVE OFFICER

Re: The Food Establishment located in Calgary, Alberta and municipally described as Plato Family Restaurant, #4 & 6, 2835 37 Street SW, Calgary, Alberta

Dated at Calgary, Alberta, this 27th day of August, 2010, in confirmation of a verbal order issued August 26, 2010.

Kelly Kennedy, 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 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
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Fax: 403-912-8432

Banff

Banff Health Centre
303 Lynx Street
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Calgary/Mountain View/Rocky View

Alberta Health Services, *Southport*
10101 Southport Rd SW
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Phone: 403-943-2288
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Canmore

Canmore Public Health
#104, 800 Railway Avenue
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Claresholm

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Didsbury

Didsbury Health Unit
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Okotoks

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www.calgaryhealthregion.ca/envhealth