

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

To: Shen Lo
197 1 Street SW
Calgary, Alberta T2P 4M4

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

Tang Dynasty
197 1 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. Mouse infestation at facility.
- b. Counters and shelves contaminated by mouse droppings.
- c. Food items contaminated by mouse droppings.
- d. Dishes and utensils contaminated by mouse droppings.
- e. Linen for table lining contaminated by mouse droppings.
- f. Holes in walls and gaps under delivery door allowing the entry of mice.
- g. Grease, dirt and old food debris present on floors, walls, shelves, doors and ceilings.
- h. Many uncovered floor drains.
- i. Floor tiles are missing from walk in cooler and damaged in dish-pit area.
- j. Foods in walk in cooler and freezer stored unprotected and on the floor.
- k. Many food items stored in garbage bags.
- l. Lighting in walk in cooler and freezer is too dim.
- m. Carpet on some walls in kitchen.
- n. Shelves are rusty in walk in cooler and in kitchen.
- o. Many fruit flies throughout facility.
- p. Dirty dishes being stored on the floor over night.
- q. Wiping cloths being cleaned through the dishwasher.
- r. No one on site is certified in food safety training.
- s. Food preparation is occurring in mop sink.
- t. No cleaning schedule has been written.
- u. Kitchen is unorganized and cluttered.
- v. Some utensils and shelving in disrepair.

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. Mouse infestation at facility contravening Section 21(1) of the Food Regulation.
- b. Counters and shelves contaminated by mice droppings contravening Section 28 (2) of the Food Regulation.
- c. Linen for lining tables contaminated by mice droppings also contravening Section 28 (2) of the Food Regulation.
- d. Food items contaminated by mice droppings contravening Section 23 of the Food Regulation.
- e. Dishes and utensils contaminated by mice droppings also contravening Section 23 of the Food Regulation.
- f. Holes in walls and gap under delivery door allowing mice to enter facility contravening Section 17(2) of the Food Regulation.
- g. Grease, dirt and old food debris present on floors, walls, shelves, doors and ceilings contravening Section 28 (2) of the Food Regulation.
- h. Many holes in floors for draining of water contravening Section 17 of the Food Regulation.
- i. Floor tiles are missing from walk in cooler and damaged in dish-pit area also contravening Section 17 of the Food Regulation.
- j. Foods in walk in cooler and freezer stored unprotected and on the floor contravening Section 23 (1) of the Food Regulation.
- k. Many food items stored in garbage bags contravening Section 23 (1) and Section 28 (2) of the Food Regulation.
- l. Lighting in walk in cooler and freezer is too dim contravening Section 17 (1) (f) (iii) of the Food Regulation.
- m. Carpet on some walls in kitchen also contravening Section 17 (1) & 19.
- n. Shelves are rusty in walk in cooler and in kitchen. This also contravenes Section 28 (3).
- o. Many fruit flies throughout facility contravening Section 21 (1) of the Food Regulation.
- p. Dirty dishes being stored on the floor over night contravening Section 28 (3) of the Food Regulation.
- q. Wiping cloths being cleaned through the dishwasher contravening Section 28 (2) of the Food Regulation.
- r. No one on site is certified in food safety training contravening Section 31 of the Food Regulation.
- s. Food preparation is occurring in mop sink contravening Section 24 of the Food Regulation.
- t. No cleaning schedule has been written contravening Section 29 of the Food Regulation.
- u. Kitchen is unorganized and cluttered contravening Section 28 (3) of the Food Regulation.
- v. Some utensils and shelving in disrepair. This contravenes Section 28 (3) 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. Discard all foods that have or may have been contaminated by mice droppings.
 - b. Discard all take-out containers & bags that have or may have been contaminated by mice droppings.
 - c. Clean up all mice droppings.
 - d. Clean and sanitize all areas where mice droppings were present.
 - e. Clean and sanitize all dishes used in facility.
 - f. Repair and seal off all holes, gaps and cracks that may be used by mice to gain entry.
 - g. Ensure all foods are stored in proper pest proof containers with tight fitting lids and in a manner that will protect food from contamination.
 - h. Clean and sanitize all equipment and thoroughly clean in hard to reach areas and behind equipment.
 - i. Install appropriate covers on all floor drains.
 - j. Repair all kitchen floor tiles and replace floor in walk in cooler.
 - k. Install a second light in both walk in cooler and freezer.
 - l. Remove all carpet from walls in kitchen.
 - m. Replace or clean and refinish shelves in walk in cooler and kitchen.
 - n. Dishes are to be cleaned throughout the day and stored off the floor.
 - o. Wiping cloths are to be laundered daily.
 - p. Management and additional staff are required to be registered in a Food Safety training course.
 - q. Food preparation is to occur only in designated food preparation areas.
 - r. Implement a detailed written cleaning schedule with daily, weekly and monthly tasks.
 - s. Consult with Pest Control Professional and follow all recommendations/suggestions given. Increase efforts to eliminate mice problem.
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 Tang Dynasty located in Calgary, Alberta and municipally described as 197 1 Street SW Calgary, Alberta

Dated at Calgary, Alberta, this 29th day of July, 2010 confirmation of verbal order issued on July 29, 2010.

Jodie Dicks
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.

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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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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

Claresholm Public Health
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Didsbury

Didsbury Health Unit
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Okotoks

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www.calgaryhealthregion.ca/envhealth