

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

To: Dana Ferguson
200 – 1 Ave
Deadman's Flats, Alberta
T1W 2W4

Husky Oil Operations Ltd
PO Box 6525
Postal Station D
Calgary, Alberta
T2P 3G7

Re: The Food Establishment located in Deadman's Flats, Alberta and municipally described as:

Deadman's Flats Husky House Restaurant
200 – 1 Ave
Deadman's Flats, Alberta
T1W 2W4

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. Sewage was observed backing up through a floor drain in the dishwashing area.
- b. The dishwasher and two compartment sink could not be used without causing a backflow of sewage in the dishwashing area.
- c. The preparation cooler in the grill area was not capable of maintaining food at temperatures of 4 degrees Celsius or less. Foods in this cooler measured 10 degrees Celsius during inspection.
- d. Food debris was observed on the meat slicer.
- e. Food debris was observed on dry storage shelves.
- f. Grease and dirt accumulation was observed on the wall and ceiling beside the grill and toaster oven.

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. Sewage was observed backing up through a floor drain in the dishwashing area. This contravenes Section 17(1)(f)(ii) of the Food Regulation.
- b. The dishwasher and two compartment sink could not be used without causing a

- backflow of sewage in the dishwashing area. This contravenes Section 17(1)(b) of the Food Regulation.
- c. The preparation cooler in the grill area was not capable of maintaining food at temperatures of 4 degrees Celsius or less. Foods in this cooler measured 10 degrees Celsius during inspection. This contravenes Section 18(b)(ii) of the Food Regulation and Section 25(1)(a) of the Food Regulation.
 - d. Food debris was observed on the meat slicer. This contravenes Section 28(3)(b) of the Food Regulation.
 - e. Food debris was observed on dry storage shelves. This contravenes Section 28(2) of the Food Regulation.
 - f. Grease and dirt accumulation was observed on the wall and ceiling beside the grill and toaster oven. This contravenes Section 28(2) 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 the sewage system and ensure it is operating properly.
 - b. Thoroughly clean and sanitize the kitchen floors and the two compartment sink.
 - c. Repair the preparation cooler and ensure it is able to maintain high-risk foods at a temperature of 4 degrees Celsius or less.
 - d. Thoroughly clean and sanitize all components of the meat slicer. Thereafter, all food contact surfaces on the meat slicer must be washed, rinsed, and sanitized a minimum of once every four hours while in operation.
 - e. Thoroughly clean the dry storage shelves.
 - f. Thoroughly clean the walls and ceiling next to the toaster oven.
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 Canmore, Alberta, this 3rd day of February, 2011 confirming a verbal order issued on the 2nd day of February, 2011.

Lindsay Sullivan
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
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
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Claresholm

Claresholm Public Health
5221 2nd Street W
PO Box 1391
Claresholm, AB T0L 0T0
Phone: 403-625-4061
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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
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Strathmore

Public Health Building
650 Westchester Road
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www.calgaryhealthregion.ca/envhealth