

ORDER OF AN EXECUTIVE OFFICER NOTICE OF CLOSURE

To: Jack Choi
Yangjeon Ko
1883656 Alberta Ltd.
“the Owners”

RE: The food establishment located in Wainwright, Alberta and municipally described as:
Springs Motor Inn, 2114 14 Avenue

WHEREAS I, an **Executive Officer** of **Alberta Health Services**, have inspected the above noted premises 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 premises which are or may become injurious or dangerous to the public health or which might hinder in any manner the prevention or suppression of disease, namely:

- a. Operating without a valid food handling permit.
- b. Lack of adequate heat in the lounge and kitchen.
- c. Grossly unsanitary conditions in the kitchen and lounge.
- d. A significant leak in the roof above the receiving door area resulting in mould growth in the ceiling insulation.
- e. Mould is present on the walls of the walk-in cooler.
- f. Damaged floor, wall, and ceiling finishes throughout.

AND WHEREAS such inspection disclosed that the following breaches of the Public Health Act and the Food Regulation, Alberta Regulation 31/2006 and the Food Retail and Foodservices Code exist in and about the above noted premises, namely:

- a. Operating without a valid food handling permit. This condition is contrary to Section 3 of the Food Regulation, Alberta Regulation 31/2006, which states that: “3(1) No person shall operate a food establishment unless (a) the person is an operator who holds a valid and subsisting permit for the operation of the food establishment, and (b) the food establishment is identified on the permit as approved by the regional health authority that issued the permit.”
- b. There is a lack of adequate heat in the lounge and kitchen. This condition is contrary to Section 17(1) of the Food Regulation, Alberta Regulation 31/2006, which states that: “17(1) An operator must ensure that, before operation of the commercial food establishment commences, the commercial food establishment (a) is of sound construction and in a good state of repair.”
- c. The kitchen and bar are grossly unsanitary. This condition is contrary to Section 28(2) of the Food Regulation, Alberta Regulation 31/2006, which states that: “A commercial food

establishment, all equipment and utensils in it and all surfaces in it with which food comes into contact must be maintained in a sanitary condition and, without limiting the foregoing, must be washed and sanitized in a manner that removes contamination.”

- d. There is a significant leak in the roof above the receiving door resulting in mould growth in the ceiling insulation above the receiving door. This condition is contrary to Section 17(1) of the Food Regulation, Alberta Regulation 31/2006, which states that: “17(1) An operator must ensure that, before operation of the commercial food establishment commences, the commercial food establishment (a) is of sound construction and in a good state of repair.”
- e. Mould is present on the walls of the walk-in cooler. This condition is contrary to Section 17(1) of the Food Regulation, Alberta Regulation 31/2006, which states that: “17(1) An operator must ensure that, before operation of the commercial food establishment commences, the commercial food establishment (a) is of sound construction and in a good state of repair.”
- f. There are damaged floor, wall and ceiling surfaces throughout. This condition is contrary to Section 17(1) of the Food Regulation, Alberta Regulation 31/2006, which states that: “17(1) An operator must ensure that, before operation of the commercial food establishment commences, the commercial food establishment (a) is of sound construction and in a good state of repair, (b) is designed so as to facilitate the effective cleaning and sanitizing of it and of all equipment, utensils and surfaces with which food comes into contact in it, (c) is designed so as to ensure the safe and sanitary handling of food in it.”

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 premises.
- 2. That the Owner immediately undertake and diligently pursue the completion of the following work in and about the above noted premises, namely:
 - a. Obtain a valid and subsisting food handling permit from Alberta Health Services.
 - b. Ensure that the premises is supplied with adequate heat.
 - c. Ensure that the kitchen and lounge are thoroughly cleaned and sanitized.
 - d. Repair the roof leak and remediate any mouldy and water damaged materials.
 - e. Clean the walls in the walk-in cooler to remove the surface mould.
 - f. Repair or replace all damaged floor, wall, and ceiling surfaces.
- 3. That until such time as the work referred to above is completed to the satisfaction of an Executive Officer of Alberta Health Services; the above noted premises shall remain closed.

The above conditions were noted at the time of inspection and may not necessarily reflect all deficiencies. You are advised that further work may be required to ensure full compliance with the Public Health Act and regulations, or to prevent a public health nuisance.

DATED at Wainwright, Alberta, January 28, 2025

Confirmation of a verbal order issued to Jack Choi on January 27, 2025.

Executive Officer
Alberta Health Services

You have the right to appeal

A person who a) is directly affected by a decision of a Regional Health Authority, and
 b) feels himself aggrieved by the decision

may appeal the decision by submitting a Notice of Appeal form within ten (10) days after receiving the order to:

Public Health Appeal Board
c/o Central Reception
Main Floor, ATB Place North Tower
10025 Jasper Avenue NW
Edmonton, Alberta, T5J 1S6
Phone: 780-222-5186
Fax: 780-422-0914
Email: HealthAppealBoard@gov.ab.ca
Website: <https://www.alberta.ca/public-health-appeal-board.aspx>

A Notice of Appeal form may be obtained by contacting the Public Health Appeal Board or visiting their website.

Health Legislation, Regulations and Standards

Electronic versions of the Public Health Act and Regulations are available at the Alberta King's Printer Bookstore 10611 - 98 Avenue, Main Floor, Park Plaza, Edmonton, Alberta, T5K 2P7 or <https://www.alberta.ca/alberta-kings-printer.aspx>.

Health Legislation and regulations are available for purchase. Please contact Alberta King's Printer Bookstore 10611 - 98 Avenue, Main Floor, Park Plaza, Edmonton, Alberta, T5K 2P7 or <https://www.alberta.ca/alberta-kings-printer.aspx>.

Copies of standards are available by visiting: <https://www.alberta.ca/health-standards-and-guidelines.aspx>

Template revised October 13, 2022

Copy: Town of Wainwright
Wainwright RCMP
AGLC

