

ORDER OF AN EXECUTIVE OFFICER

To: 2274246 Alberta Ltd.
Legal Supermart
Hitendra Patel
Dhruv Patel
"the Owners"

RE: The food establishment located in Legal, Alberta and municipally described as:
Legal Supermart, 4743 50 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. The roof of the facility is leaking at multiple locations. Cardboards boxes and black buckets are being used to catch the dripping water. Water damage is observed on multiple ceiling tiles throughout the facility.
- b. Water is dripping on food items in the front cashier area, coffee station, in front of the bakery, in front and between meat coolers.

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. The roof of the facility is leaking at multiple locations. Cardboards boxes and black buckets are being used to catch the dripping water. Water damage is observed on multiple ceiling tiles throughout the facility. This is in violation of Section 17 (1) (a) (b) and (c) of the Food Regulation AR 31/2006, which states, "***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 Section 19 of the Food Regulation AR 31/2005, which states, "***A person must not operate a commercial food establishment unless all the requisite plans and specifications referred to in section 16 for the commercial food establishment have been approved by the executive officer, and it is constructed and maintained in accordance with that approval***".
- b. Water is dripping on food items in the front cashier area, coffee station, in front of the bakery, in front and between meat coolers. This is in violation of Section 23 (1) (a) (b) of the Food Regulation AR31/2006, which states, "***All food used or to be used in a***

commercial food establishment must be (a) protected from contamination, and (b) handled in a sanitary manner”.

NOW THEREFORE, I hereby **ORDER** and **DIRECT**:

1. That the Owners immediately undertake and diligently pursue the completion of the following work in and about the above noted premises, namely:
 - a. Close off the affected areas (beverage dispensing area) from public access and repair leaks in the back area.
 - b. Move all food items from affected areas and discard affected food items.
 - c. Contract a roofing company who will complete the work and submit a copy of signed contract to local Environmental Public Health Office with target completion date.
 - d. Repair or replace the roof as required and replace all water damaged materials.
2. The work referred to in paragraph 1 (a) and (b) shall be completed immediately.
3. The work referred to in paragraph 1 (c) shall be completed January 31, 2025.
4. The work referred to in paragraph 1 (d) shall be completed by April 30, 2025.

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 St. Albert, Alberta, January 16, 2025.

Confirmation of a verbal order issued to Dhruv Patel on January 15, 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>

Copy Town of Legal

St. Albert • St. Albert Public Health Centre • Environmental Public Health

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<https://www.ahs.ca/eph>