

ORDER OF AN EXECUTIVE OFFICER NOTICE OF CLOSURE

To: Lionsheart Wholeness Centre Inc.
Wanda Rowe
Barbara Joyce Rowe
2196567 Alberta Ltd.
Ivan Harper
Laurie Ann Jimmy
Richard Stanley
Joseph Waskewitch Jr.
“the Owner”

RE: The food establishment located in Legal, Alberta and municipally described as:
**Lionsheart Wholeness Centre – Main Lodge Kitchen, 57413 Lily Lake Road,
Legal, Alberta, T0G 1L0**

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. There was no sustained power to the facility and the temporary generator was not in use continuously.
- b. At time of inspection, the water for the facility was shut off; when turned back on it was observed to have a loss of pressure, discolouration, and air in the lines.
- c. Refrigeration units were not capable of maintaining 4°C or colder at all times. Measured temperature at time of inspection for the walk-in cooler was 11°C to 13°C.

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. There was no sustained power to the facility and the temporary generator was not in use continuously. This is in contravention of **Section 28(1) of the Food Regulation**, which states that “*A commercial food establishment must have all the facilities, equipment and utensils that are necessary to ensure its safe operation and maintenance.*”
- b. At time of inspection, the water for the facility was shut off; when turned back on it was observed to have a loss of pressure, discolouration, and air in the lines. This is in contravention of **Section 17(1)(f)(i) of the Food Regulation**, which states that, “*An operator must ensure that, before operation of the commercial food establishment commences, the commercial food establishment is supplied with hot and cold running*

water that is safe for human consumption and available in quantities sufficient to meet the needs of the commercial food establishment..."

- c. Refrigeration units were not capable of maintaining 4°C or colder at all times. Measured temperature at time of inspection for the walk-in cooler was 11°C to 13°C. This is in contravention of **Section 25(1)(a) and Section 18(b)(ii) of the Food Regulation**, which state that, "*All high-risk food must be stored, displayed and transported at a temperature of not more than 4°C or such higher temperature*" and "*an operator must ensure that all refrigeration and hot holding equipment used in the commercial food establishment is capable of maintaining the respective temperatures required by section 25.*"

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. Restore power to the premises.
 - b. If water cannot be boiled, the Owner shall provide an alternate source of potable water for the premises deemed suitable by the Executive Officer.
 - c. Dispose of any food items currently stored in the walk-in cooler or other refrigeration units. Do not store perishable food items at the facility until the power has been restored and the refrigeration units are capable of maintaining 4°C or colder at all times.
 - d. Acquire alternative food sources for all residents and staff of the facility, from Alberta Health Services approved sources.
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 St. Albert, Alberta, December 7, 2023.

Confirmation of a verbal order issued to Wanda Rowe and Laurie Ann Jimmy on December 5, 2023.

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>

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