

ORDER OF AN EXECUTIVE OFFICER

To: Sam & Lyle Halabi
"the Owner"

RE: The food establishment located in Vauxhall, Alberta and municipally described as:
Nonna's Pizzeria Ltd. 431 2 Avenue N.

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 mechanical dishwasher is not adequately sanitizing utensils by reaching a final rinse temperature of 71°C at dish level. Previous inspections have identified this as being an ongoing issue, including inspections conducted on: October 16, 2018, October 30, 2018, December 4, 2018, December 14, 2018, December 21, 2018, January 16, 2019 and January 30, 2019.

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 mechanical dishwasher is not adequately sanitizing utensils by reaching a final rinse temperature of 71°C at dish level. Previous inspections have identified this as being an ongoing issue, including inspections conducted on: October 16, 2018, October 30, 2018, December 4, 2018, December 14, 2018, December 21, 2018, January 16, 2019 and January 30, 2019. Which is in contravention of section 28(1) of the Food Regulation, AR 31/2006, which states: *A commercial food establishment must have all the facilities, equipment and utensils that are necessary to ensure its safe operation and maintenance.* **AND** in contravention of section 28(2) of the Food Regulation, AR 31/2006, which states: *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.* **AND** in contravention of section 28(3)(a)(b) of the Food Regulation, AR 31/2006, which states: *All equipment and utensils in a commercial food establishment must be (a) kept in good working order and condition, and (b) maintained in a manner that ensures the safe and sanitary handling of food.*

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

1. That the Owner immediately undertake and diligently pursue the completion of the following work in and about the above noted premises, namely:
 - a. Repair the dishwasher by a qualified service technician, and provide this office documentation from the technician indicating the completion of this work.
 - b. Maintain minimum washing and rinsing temperatures for mechanical dishwashers according to the *Alberta Food Code*.
 - c. Incorporate into the facility written sanitation plan proper provisions for cleaning, maintenance, monitoring and logging of dishwasher temperatures.

2. The work referred to in paragraph 1 shall be completed by February 15, 2019.

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 Taber Alberta, February 8, 2019

Sean Robison, CPHI(C)
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: <http://www.health.alberta.ca/about/PHAB.html>

A Notice of Appeal form may be obtained by contacting Alberta Health Services at 780-342-0122 or by contacting the Public Health Appeal Board.

Electronic versions of the Public Health Act and Regulations are available at the Alberta Queen's Printer Bookstore 10611 - 98 Avenue, Main Floor, Park Plaza, Edmonton, Alberta, T5K 2P7 or www.qp.gov.ab.ca.

Health Legislation and regulations are available for purchase. Please contact Alberta Queen's Printer Bookstore 10611 - 98 Avenue, Main Floor, Park Plaza, Edmonton, Alberta, T5K 2P7 or www.qp.gov.ab.ca.

Copies of standards are available by contacting the Health Protection Branch of Alberta Health at 780-427-4518, or by visiting: www.health.alberta.ca/about/health-legislation.html

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