

ORDER OF AN EXECUTIVE OFFICER NOTICE OF CLOSURE

To: 1996904 Alberta Inc.
"the Owner"

Ashlee Morrison
"the Owner"

RE: The food establishment located in Calgary, Alberta and municipally described as:
Cowtown BBQ and Catering - CGY-1112
1702 12 Street NW

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. Required annual water samples have not been submitted to an approve lab for microbiological analysis.
- b. The potable water filling and wastewater dump site location are unknown to Alberta Health Services.
- c. An updated operating plan has not been provided including the locations and times that the mobile food establishment will operate. The storage location of the mobile vending unit is also unknown to Alberta Health Services.

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

- a. Operating without a valid and subsisting food handling permit from Alberta Health Services, which is in contravention of section 3(1) (a) (b) which states that no person shall operate a food establishment unless the person is an operator who holds a valid and subsisting permit for the operation of the food establishment, and the food establishment is identified on the permit as approved by the regional health authority that issued the permit.
- b. Required annual water samples have not been submitted to an approve lab for microbiological analysis. This is in contravention of section section 17(1)(f)(i) which states: an operator must ensure that 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 food establishment.
- c. The potable water filling and wastewater dump site location are unknown to Alberta Health Services This is in contravention of section 17(1)(f)(i) which states: an operator must ensure that 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 food establishment.

- d. An updated operating plan has not been provided including the locations and times that the mobile food establishment will operate. The storage location of the mobile vending unit is also unknown to Alberta Health Services. This is in contravention of section 19 which states: A person must not operate a commercial food establishment unless (a) all the requisite plans and specifications referred to in section 16 for the commercial food establishment have been approved by the executive officer, and (b) it is constructed and maintained in accordance with that approval.

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. Submit a water sample to an approved lab for microbiological analysis.
 - b. Provide information on the source of the potable water filling location and the location of the dump site for wastewater.
 - c. Provide information on the operating plan, schedule and storage location of the mobile vending unit.
 - d. Schedule a routine monitoring inspection with an Alberta Health Services Executive Officer.
 - e. Obtain a valid food handling permit from Alberta Health Services.
3. That, until such time as the work referred to in paragraph 2 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 Calgary, Alberta, February 16, 2023

Confirmation of a verbal order issued, via voicemail, to Ashlee Morrison on February 16, 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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RE: The Food Establishment located in Calgary, Alberta and municipally described as: Cowtown BBQ and Catering - CGY-1112- 1702
12 Street NW

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