Public Health Department 150 Concord St., Rm 205

FOOD ESTABLISHMENT INSPECTION REPORT R-10

Framingham, MA 01702					• • • • • • • • •			
Traininghan, Mirton 62	Inspection Number	Date	Time In/Out	Inspection Type	Client Type		Inspecto	or
House of Pho	F334E	4/3/24	11:05 AM	Routine	Restaurant		B.Yates	
770 Worcester Rd.			2:16 PM					
Framingham, MA 01702	Permit Number	Risk	Variance	-	Priority	Pf		Repeat
	BOH230279	2		Violation Sum	marv: 10	8	6	1
Foodb	orne Illness Risk F	actors and	d Public Health	Interventions				
IN = in compliance OUT= out of compliance N/O			6 = corrected on-site of	• • •	at Violations Highlighted			
Supervision	IN OUT NA N				contamination (Cor	nt'd)	IN OUT NA	NO COS
1. PIC present, demonstrates knowledge, and performs duties			Food separated a	•			✓	
2. Certified Food Protection Manager	✓			aces; cleaned & sanitiz			✓	
Employee Health	IN OUT NA I	NO COS 17. rec	onditioned & unsa	n of returned, previousl fe foods	/ served,		\checkmark	
 Management, food employee and conditional employee knowledge, responsibilities and reporting 	\checkmark			Time/Temperatu	re Control for Safe	ty	IN OUT NA	A NO COS
4. Proper use of restriction and exclusion	✓			ne & temperatures			✓	
5. Procedures for responding to vomiting and diarrheal events	s 🗸	19.	Proper reheating	procedures for hot hold	ling		✓	
Good Hygienic Practices	IN OUT NA I	NO COS 20.	Proper cooling tin	ne and temperature		1	✓	
6. Proper eating, tasting, drinking, or tobacco use	\checkmark	21	Proper hot holding	g temperatures			✓	
7. No discharge from eyes, nose, and mouth	✓		Proper cold holdir	ng temperatures		1	✓	
Preventing Contamination by H	ands IN OUT NA N	NO COS 23	Proper date mark	ing and disposition		1	√	
8. Hands clean & properly washed	1 🗸	24.	Time as a Public	Health Control; proced	ures & records			
No bare hand contact with RTE food or a pre-approved alternative procedure properly allowed	\checkmark			Consum	er Advisory		IN OUT NA	NO COS
10. Adequate handwashing sinks supplied and accessible	2 🗸	25.	Consumer adviso	ry provided for raw/und	lercooked food		✓	
Approved Source	IN OUT NA I			Highly Susce	ptible Populations		IN OUT NA	A NO COS
11. Food obtained from approved source	\checkmark	26.	Pasteurized foods	s used; prohibited food	s not offered		✓	
12. Food received at proper temperature		<		Food/Color Additive		ances	IN OUT NA	NO COS
13. Food in good condition, safe & unadulterated	<			pproved & properly use			✓	
14. Required records available: shellstock tags, parasite destruction,	\checkmark	28.	Toxic substances	properly identified, sto	red & used	1	 ✓ 	
			0 11 11	Conformance with		ures	IN OUT NA	NO COS
Repeat Violations Highlighted in Ye				variance/specialized pr	OCESS/HACCP		✓	
		d Retail Pr	actices					
Safe Food and Water	IN OUT NA I				se of Utensils		IN OUT NA	A NO COS
30. Pasteurized eggs used where required	✓		In-use utensils: pi			1	\checkmark	
31. Water & ice from approved source		44.	. Utensils, equip. &	linens: property stored	, dried & handled			
32. Variance obtained for specialized processing methods	\checkmark	45.	Single-use/single	-service articles: prope	ly stored & used			
Food Temperature Control	IN OUT NA I	NO COS 46.	Gloves used prop	erly				
33. Proper cooling methods used; adequate equip. for temp. control	1 🗸		AU		ment and Vending		IN OUT NA	NO COS
34. Plant food properly cooked for hot holding		47. cor	All contact surface	es cleanable, properly	designed,			
35. Approved thawing methods used		48. stri	Warewashinq fac	cilities: installed, mainta	ined & used; test	1	\checkmark	
236. Thermometers provided & accurate		49.	Non-food contact	t surfaces clean				
	I V			Physic	al Facilities		IN OUT NA	NO COS
Food Identification 37. Food properly labeled; original container	IN OUT NA I	NO COS 50.	Hot & cold water	available; adequate pre	essure			
			Plumbing installe	d; proper backflow dev	ces			
Prevention of Food Contamina	Ition IN OUT NA I	NO COS 52	Sewage & waste	water properly dispose	d			
38. Insects, rodents & animals not present		53.	Toilet facilities: pr	operly constructed, sup	plied, & cleaned			
39. Contamination prevented in prep, storage & display	4 🗸	54	Garbage & refuse	properly disposed; fac	ilities maintained			
40. Personal cleanliness		55	Physical facilities	installed, maintained 8	clean			
41. Wiping cloths; properly used & stored				ion & lighting; designat				
42. Washing fruits & vegetables			·			~		
		[60.	105 CIVIR 590 VIO	lations / local regulation	15	3		

Official Order for Correction: Based on an inspection today, the items marked "OUT" indicated violations of 105 CMR 590.000 and applicable sections of the 2013 FDA Food Code. This report, when signed below by a Board of Health member or its agent constitutes an order of the Board of Health. Failure to correct violations cited in this report may result in suspension or revocation of the food establishment permit and cessation of food establishment operations. If you are subject to a notice of suspension, revocation, or non-renewal pursuant to 105 CMR 590.000 you may request a hearing before the board of health in accordance with 105 CMR 590.015(B).

Follow Up Required: V Follow Up Date: 04/25/2024

B.Yates

Oanh - Expires Certificate #:

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House of Pho 770 Worcester Rd. Framingham, MA 01702	Inspection Number F334E	<u>Date</u> 4/3/24	T <u>ime In/Ou</u> t 11:05 AM 2:16 PM	Inspector B.Yates

Inspection Report (Continued)

Repeat Violations Highlighted in Yellow

Supervision

PIC present, demonstrated knowledge & performs duties

1

2-102.11 (A)(B) & (C)(1), (4)-(16) Demonstration of Knowledge - Establishment -

Pf No food protection manager on site at the time of inspection. A food protection manager must be on site at all times during opening hours. *Code: The person in charge demonstrate to the RA knowledge of foodborne disease prevention, application of HACCP principles, and the requirements of this code. The person in charge shall demonstrate knowledge by having no violations of priority items during the current inspection; being a certified food protection manager; or responding correctly to the inspectors questions as they relate to the specific food operation.*

Employee Health

Management, food employee and conditional employee; knowledge,

60 FRAM: FC 2-201.11 105 CMR 590.002 (E) - Establishment -

Pr Employee health policy was not able to be provided to Inspector at the time of inspection. Code: All food establishments shall maintain a written employee health policy that is maintained and accessible at the food establishments at all times.

60 FRAM: FC 2-501.11 Clean-up Vomiting & Diarrheal Events - Establishment -

Pf A procedure for cleaning up vomitus/diarrheal events was not able to be provided at the time of inspection. *Code:* A food establishment shall have written procedures for employees to follow when responding to vomiting or diarrheal events that involve the discharge of vomitus or fecal matter onto surfaces in the food establishment. The procedures shall address the specific actions employees must take to minimize the spread of contamination and the exposure of employees, consumers, food, and surfaces to vomitus or fecal matter.

Preventing Contamination by Hands

Hands clean and properly washed

8 2-301.14 When to Wash - Establishment -

Pr Employee was observed cutting fish then changed tasks without washing hands. Code: Food Employees shall clean their hands and exposed portions of their arms immediately before engaging in food preparation including working with exposed food, clean equipment and utensils, and unwrapped single-service and single-use articles and: (A) After touching bare human body parts other than clean hands and clean, exposed portions of arms; (B) After using the toilet room; (C) After caring for or handling service ANIMALS or aquatic animals as specified in section 2-403.11(B); (D) Except as specified in section 2-401.11(B), after coughing, sneezing, using a handkerchief or disposable tissue, using tobacco, eating, or drinking; (E) After handling soiled equipment or utensils; (F) During food preparation, as often as necessary to remove soil and contamination and to prevent cross contamination when changing tasks; (G) When switching between working with raw food and working with RTE food, (H) Before donning gloves to initiate a task that involves working with food; and (I) After engaging in other activities that contaminate the hands.

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Inspection Report (Continued)			Repeat Violatio	ns Highlighted in Yellow

10 6-301.11 Hand Cleanser Available - Kitchen -

Pf No soap at hand sink in the kitchen. Code: Each handwashing lavatory or group of 2 adjacent lavatories shall be provided with a supply of hand cleaning liquid, powder, or bar soap.

10 6-301.12 Hand Drying Provision - Kitchen -

Pf No paper towels at hand sink in the kitchen. *Code: Each handwashing lavatory or groups of adjacent lavatories shall be provided with: individual, disposable towels; a continuous towel system that supplies the user with a clean towel or a hand drying device that employs an air-knife system that delivers high velocity, pressurized air at ambient temperatures.*

Protection From Contamination

Food separated and protected

15 3-304.11 Food Contact with Soiled Items - Kitchen -

Pr Towel observed on lettuce in left flip top unit. Rags/towels shall not be used to to cover food. *Code: Food* shall only contact surfaces of: equipment and utensils that are cleaned and sanitized; single-service and single-use articles; or linens, such as cloth napkins that are used to line a container for the service of foods AND are replaced each time the container is refilled for a new consumer.

15 3-302.11 (A)(1) Raw Animal Foods Separated from RTE - Kitchen -

Pr Raw meat observed stored next to veggies in walk in cooler, eggs stored over veggies in walk in cooler. Code: Food shall be protected from cross-contamination by: (1) Separating raw animal foods during storage preparation, holding and display from: (a) Raw RTE food including other raw animal food such as fish for sushi or molluscan shellfish or other raw RTE food such as fruits and vegetables, and (b) cooked RTE food.

15 3-302.11 (A)(3) Using clean and sanitized equipment - Warewashing -

C Staff did not know how to properly use 3 bay sink, stated they wash with soap and water in 2 bays then rinse in the 3rd bay. Cleaning is always a 3 step process- wash with soap and water, rinse, sanitize, then air dry. *Code: Food shall be protected from cross contamination by cleaning equipment and utensils as specified under paragraph 4-602.11(A) and sanitizing as specified under section 4-703.11.*

16 4-702.11 Frequency-Before Use After Cleaning - Warewashing -

Pr Staff was unaware of what sanitizer was and only was washing food contact utensils and surfaces with soap and water. *Code: Utensils and food contact surfaces of equipment shall be sanitized before use and after cleaning.*

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Inspection Report (Continued)			Repeat Violatio	ons Highlighted in Yellow

16 4-501.114 (A)-(C) Chem.San. Temp./pH/Concentr./Hard. - Warewashing -

Pr Staff did not know how to properly use 3 bay sink, stated they wash with soap and water in 2 bays then rinse in the 3rd bay. Cleaning is always a 3 step process- wash with soap and water, rinse, sanitize, then air dry. *Code: A chemical sanitizer used in a sanitizing solution for a manual or mechanical operation at contact times specified under paragraph 4-703.11(C) shall meet the criteria specified under section 7-204.11 Sanitizers, Criteria, shall be used in accordance with the EPA-registered label use instructions, and shall be used as follows: A chlorine solution shall have a temperature of* 55°F-120°F, depending on water hardness, *and concentration range of 25ppm to 100ppm. An iodine solution shall have a minimum temperature of* 68°F *with a concentration range of 12.5ppm to 25ppm. A quaternary ammonium compound solution shall have a minimum temperature of* 75°F, have a concentration as specified under section 7-204.11 and as indicated by *the manufacturer's use directions included in the labeling, and be used only in water with 500 MG/L hardness or less or in water having a hardness no greater than specified by the EPA-registered label use instructions.*

Time / Temperature Control for Safety

Cooling

20

3-501.14 (A) Cooling Cooked Foods - Kitchen -

Pr The temperature of the Red broth in the Walk-in Cooler was 50 degrees. *Code: Cooked TCS foods shall be cooled within 2 hours from 135°F to 70°F and within a total of 6 hours from 135°F to 41°F or less.*

22 3-501.16 (A)(2) (B) Proper Cold Holding Temps. - Kitchen -

Pr Sliced tomatoes, sliced cucumbers, lettuce, and other veggies observed at room temperature. Code: Except during preparation, cooking, or cooling, or when time is used as the public health control as specified under section 3-501.19, and except as specified under paragraph (B) and in paragraph (C) of this section, TCS food shall be maintained at 41°F or less. Eggs that have not been treated to destroy all viable Salmonellae shall be stored in refrigerated equipment that maintains an ambient air temperature of 45°F or less.

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Inspection Report (Continued)

Repeat Violations Highlighted in Yellow

23

3-501.17 (A)(C) Date Marking RTE Foods - On Premises Prep - Kitchen -

Pf No date marking observed on prepared foods held over 24 hours. Code: Refrigerated, RTE/TCS food prepared and held refrigerated for more than 24 hours in a food establishment shall be clearly marked at the time of preparation to indicate the date by which the food shall be consumed, sold or discarded when held at a temperature of 41°F or less for a maximum of 7 days. The day of preparation shall be counted as Day 1. A refrigerated, RTE/TCS food ingredient or a portion of a refrigerated, RTE/TCS food that is subsequently combined with additional ingredients or portions of food shall retain the date marking of the earliest-prepared or first-prepared ingredient.



Food/Color Additives and Toxic Substances

Toxic substances properly identified, stored & used

28 7-201.11 Storage Separation - Warewashing -

Pr Noodles observed soaking in pan next to mop sink in the warewash area. No food shall be stored around the mop sink. Code: Poisonous or toxic materials shall be stored so they cannot contaminate food, equipment, utensils, linens, and single-service and single use articles by: (A) Separating the poisonous or toxic materials by spacing or partitioning; and (B) Locating the poisonous or toxic materials in an area that is not above food, equipment, utensils, linens, and single-service or single-use articles.

Food Temperature Control

Proper cooling methods used; adequate equipment for temp. control

33 3-501.15 (A) Cooling Methods - Kitchen -

Pf Staff stated to cool broths they put it in 5 gallon buckets and put in walk in cooler then put a fan on them. Code: Cooling shall be accomplished in accordance with the time and temperature criteria specified under section 3-501-14 by using one or more of the following based on the type of food being cooked: placing the food in shallow pans; separating the food into smaller or thinner portions; using rapid cooling equipment; stirring the food in a container placed in an ice water bath; using containers that facilitate heat transfer; adding ice as an ingredient or other effective methods.

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FOOD SAFETY INSPECTION REPORT

4-302.12 (A) Food Temperature Measuring Devices - Kitchen -

Pf No food thermometer could be provided on site at the time of inspection. *Code: Food temperature measuring devices shall be provided and readily accessible for use in ensuring attainment and maintenance of food temperatures.*

Prevention of Food Contamination

36

39

39

Cont. prevented during food prep., storage & display

3-305.11 Food Storage - Establishment -

C Boxes of raw meat, broth buckets, and spice containers observed stored on the ground in the kitchen, warewashing area, and walk in cooler. *Code: Food shall be protected from contamination by storing food: in a clean dry location; where it is not exposed to splash, dust, or other contamination; and at least 6 inches off the floor.*



Page Number

3-303.11 Exterior Ice Prohibited Ingredient - Kitchen -

Pr Items such as a milk container and fruit in container observed in ice machine. Ice used for drinks shall never be in contact with any other items or be used to keep other items cool. *Code: After use as a medium for cooling the exterior surfaces of food such as melons or fish, packaged foods such as canned beverages, or cooling coils and tubes of equipment, ice may not be used as food.*

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Inspection Report (Continued)

Repeat Violations Highlighted in Yellow

39 3-305.14 Food Preparation - Warewashing -

C Prepped lettuce observed on clean dishes in warewashing area. Food shall not be stored around or near 3 bay sink as it could be contaminated. *Code: During preparation, unpackaged food shall be protected from environmental sources of contamination.*



39

3-305.12 Food Storage Prohibited Areas - Establishment -

C Dry food goods observed stored in shed outside in the back of the restaurant. Food must removed from this shed as it has not been approved to use this space. Holes near the roof of the shed may allow vermin to access food. *Code: Food may not be stored: in locker rooms; in toilet rooms; in dressing rooms; in garbage rooms; in mechanical rooms; under sewer lines that are not shielded to intercept potential drips; under leaking water lines, including water leaking automatic fire sprinkler heads, or under lines on which water has condensed; under open stairwells; or under other sources of contamination.*



Proper Use of Utensils

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In-use utensils; properly stored

43 3-304.12 In-Use Utensils/Between-Use Storage - Kitchen -

C Handle of scoop observed touching ice in ice machine. *Code: During pauses in food preparation or dispensing, food preparation and dispensing utensils shall be stored: in the food with their handles above the top of the food and the container; in food that is not TCS food with their handles above the top of the food within containers or equipment that can be closed, such as bins of sugar, flour, or cinnamon; on a clean portion of the food preparation table or cooking equipment only if the in-use utensil and the food-contact surface of the food preparation table or cooking equipment are cleaned and sanitized every 4 hours; in running water of sufficient velocity to flush particulates to the drain, if used with moist food such as ice cream or mashed potatoes, in a clean, protected location if the utensils, such as ice scoops, are used only with a food that is not TCS food; or in a container of water if the water is maintained at a temperature of at least 135°F and the container is cleaned at at least every 24 hours.*

Utensils, Equipment and Vending

Warewashing facilities: installed, maintained & used; test strips

48 4-302.14 Sanitizing Solution Testing Devices - Warewashing -

Pf No test strips for sanitizer observed. *Code: A test kit or other device that accurately measures the concentration of sanitizing solutions shall be provided.*

Compliance and Enforcement

PERMIT TO OPERATE

59

8-304.11 (A) Responsibilities of the Permit Holder - Establishment -

C No food permit posted in establishment at the time of inspection. *Code: Upon acceptance of the permit issued by the RA, the permit holder in order to retain the permit shall post the permit in a location in the food establishment that is conspicuous to consumers.*

Temperatures

Area	Equipment	Product	Notes	Temps
Kitchen	Left flip top	Sauce		39°F
Kitchen	Walk-in Cooler	Ambient		41 °F

Framingham Public Health Department: 508-532-5470

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Inspection Report (Co	ontinued)		Repeat Violations Highlig	ghted in Yellow
Kitchen	Left flip top	Lettuce		41 °F
Kitchen	Right flip top	Raw shrimp		38 °F
Kitchen	Walk-in Cooler	Broth		45 °F
Kitchen	Walk-in Cooler	White broth		43 °F
Kitchen	Left flip top	Cooked pork	Prep	72°F
Kitchen	Walk-in Cooler	Red broth		50 °F
Kitchen	Right flip top	Cooked chicken		41 °F

Temperatures in RED identify items in the temperature danger zone. See the report notes for specific details.

Notes

First routine inspection conducted from 11:05am-12:10pm. Reinspection will be conducted in a couple weeks. If improvements are not found on next inspection, a consultant will be required to be hired.