## FOOD ESTABLISHMENT INSPECTION REPORT

Inspection Number Date Time In/Out E17E2 11/2/23 2:39 PM

Inspection Type Routine

Client Type Restaurant Inspector

Pavilion 1 Edgell Rd. Unit 1,2 & 9 Framingham, MA 01701

9:52 AM Permit Number Risk Variance BOH220038

Violation Summary:

**Priority** 

Core Repeat 11

**B.Yates** 

BC	OH220	0038	2	Violation Summarv: 5 7		11		
Foodborne	e Illnes	ss Ri	sk Factors	and Public Health Interventions				
IN = in compliance OUT= out of compliance N/O = not					llow			
Supervision			NA NO COS	Protection from Contamination (Cont'd)		OUT	NA I	NO COS
PIC present, demonstrates knowledge, and performs duties	1	<b>V</b>		15. Food separated and protected		<b>V</b>		
2. Certified Food Protection Manager	V	/		16. Food-contact surfaces; cleaned & sanitized	V	·	$\overline{\Box}$	
Employee Health	IN	N OUT	NA NO COS	17. Proper disposition of returned, previously served, reconditioned & unsafe foods		7		
Management, food employee and conditional employee knowledge, responsibilities and reporting	<b>√</b>	/		Time/Temperature Control for Safety	IN	I OUT	NA	NO COS
4. Proper use of restriction and exclusion	V	/		18. Proper cooking time & temperatures				<b>/</b>
5. Procedures for responding to vomiting and diarrheal events		✓		19. Proper reheating procedures for hot holding			-	<b>/</b>
Good Hygienic Practices	IN	N OUT	NA NO COS	20. Proper cooling time and temperature	✓	'		
6. Proper eating, tasting, drinking, or tobacco use	1	✓		21. Proper hot holding temperatures				<b>7</b>
7. No discharge from eyes, nose, and mouth	<b>√</b>	/		22. Proper cold holding temperatures	<b>√</b>			$\neg \neg$
Preventing Contamination by Hands	s IN	OUT	NA NO COS	23. Proper date marking and disposition	J			77
8. Hands clean & properly washed	<b>√</b>	/		24. Time as a Public Health Control; procedures & records	¥			
No bare hand contact with RTE food or a pre-approved alternative procedure properly allowed	V	/		•	12.	LOUT	V NA	NO CCC
10. Adequate handwashing sinks supplied and accessible	4	<b>V</b>		Consumer Advisory  25. Consumer advisory provided for raw/undercooked food	_		NA I	NO COS
Approved Source	IN		NA NO COS	, ,	√ IN		NA.	NO CC
11. Food obtained from approved source		/ 001	NA 140 000	Highly Susceptible Populations  26. Pasteurized foods used; prohibited foods not offered	IN	1 001		NO COS
12. Food received at proper temperature	~	-			20 111	OUT	<b>✓</b>	10,000
· · ·	4 =		<b>_</b>	Food/Color Additives and Toxic Substance 27. Food additives: approved & properly used	SIN	001	-	io cos
13. Food in good condition, safe & unadulterated	1	<b>✓</b>		28. Toxic substances properly identified, stored & used	, <u> </u>		<b>√</b>	
14. Required records available: shellstock tags, parasite destruction,			✓			<b>√</b>		<b>✓</b>
				Conformance with Approved Procedures  29. Compliance with variance/specialized process/HACCP	IN	OUT		NO COS
Repeat Violations Highlighted in Yellow					_	Ш	<b>√</b>	
0.6.5				il Practices		OUT		NO 000
Safe Food and Water	IN	N OUT	NA NO COS	Proper Use of Utensils  43. In-use utensils: properly stored	IN	001	NA I	NO COS
30. Pasteurized eggs used where required		-12	✓	' ' <i>'</i> '	l	<b>√</b>		
31. Water & ice from approved source				44. Utensils, equip. & linens: property stored, dried & handled				
32. Variance obtained for specialized processing methods			✓	45. Single-use/single-service articles: properly stored & used				
Food Temperature Control	IN	N OUT	NA NO COS	46. Gloves used properly				
33. Proper cooling methods used; adequate equip. for temp.	<b>√</b>	/		Utensils, Equipment and Vending 47. All contact surfaces cleanable, properly designed,	IN		NA N	NO COS
34. Plant food properly cooked for hot holding				constructed, & used	l	<b>√</b>		
35. Approved thawing methods used	1	<b>✓</b>		48. Warewashing facilities: installed, maintained & used; test strips		✓		
36. Thermometers provided & accurate				49. Non-food contact surfaces clean		Ш		Ш
Food Identification	IN	I OUT	NA NO COS	Physical Facilities	IN	OUT	NA N	NO COS
37. Food properly labeled; original container		. 501	110 000	50. Hot & cold water available; adequate pressure		닏		닏
Draventies of Food Contemination	IN	LOUT	NA NO COS	51. Plumbing installed; proper backflow devices  1	l	✓		
Prevention of Food Contamination	IN	1001	NA NO COS	52. Sewage & waste water properly disposed				
38. Insects, rodents & animals not present		Щ		53. Toilet facilities: properly constructed, supplied, & cleaned		✓		
39. Contamination prevented in prep, storage & display	1	✓		54. Garbage & refuse properly disposed; facilities maintained		$\Box$		一
40. Personal cleanliness				55. Physical facilities installed, maintained & clean		H		H
41. Wiping cloths; properly used & stored				56. Adequate ventilation & lighting; designated areas use				
42. Washing fruits & vegetables				00 405 040 500 11 5 41 1 1 5		<b>V</b>		✓
				60. 105 CMR 590 violations / local regulations	ł 📙	✓		
This report, when signed below by a Board of Health member or it	its agent	t const	itutes an ord	ed violations of 105 CMR 590.000 and applicable sections of the 2013 F er of the Board of Health. Failure to correct violations cited in this report ent operations. If you are subject to a notice of suspension, revocation, o	may	resul	t in	

pursuant to 105 CMR 590.000 you may request a hearing before the board of health in accordance with 105 CMR 590.015(B).

**B.Yates** 

Jermaine Daley - Expires Certificate #:

Follow Up Required: Y

Follow Up Date:

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## **Inspection Report (Continued)**

Repeat Violations Highlighted in Yellow

## Supervision

### PIC present, demonstrated knowledge & performs duties

1 2-103.11 (E) Duties of Person in Charge - Establishment -

**Pf** Can observed the large dent in dry storage area. *Code: The person in charge shall ensure that employees* are visibly observing foods as they are received to determine that they are from approved sources, delivered at the required temperatures, protected from contamination, unadulterated, and accurately presented, by routinely monitoring the employees' observations and periodically evaluating food upon their receipt.

## **Employee Health**

### Procedures for Responding to vomiting and diarrheal events

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

Pf PIC could not provide a procedure for responding to vomitus/diarrheal events. Inspector will send vomit and diarrheal policy. 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.

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

**Pr** PIC could not provide an employee health policy. Inspector will send employee health policy. Code: All food establishments shall maintain a written employee health policy that is maintained and accessible at the food establishments at all times.

# **Good Hygienic Practices**

Proper eating, tasting, drinking or tobacco use

6 2-401.11 Eating Drinking or Using Tobacco - Establishment -

Several employees observed eating in the basement and in the ware washing area. Code: Except as specified in Paragraph (B) of this section, an employee shall eat, drink, or use any form of tobacco only in designated areas where the contamination of exposed food; clean equipment, utensils, and linens; unwrapped single-service and single-use articles; or other items needing protection can not result. (B) A food employee may drink from a closed beverage container if the container is handled to prevent contamination of: (1) The employee's hands; (2) The container; and (3) Exposed food; clean equipment, utensils, and linens; unwrapped single-service and single-use articles.

# **Preventing Contamination by Hands**

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Repeat Violations Highlighted in Yellow

### Adequate handwashing sinks properly supplied and accessible

### 10 5-205.11 Using a Handwashing Sink - Kitchen -

Pf A cup and ice observed in handwash sink by the flatbread oven. Code: A handwashing facility shall be maintained so that it is accessible at all times for employee use and may not be used for purposes other than handwashing. An automatic handwashing facility shall be used in accordance with manufacturer's instructions.



### 10 6-301.12 Hand Drying Provision - Kitchen -

**Pf** No paper towels by hand sink near the flatbread oven and no paper towels near hand sink behind the bar. 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.

### 10 6-301.14 Handwashing- Signage - Establishment -

C No sign on hand sink by the flatbread oven. Code: A sign or poster that notifies food employees to wash their hands shall be provided at all handwashing lavatories used by food employees and shall be clearly visible to food employees.

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Repeat Violations Highlighted in Yellow

#### 10 6-301.11 Hand Cleanser Available - Establishment -

**Pf** No soap observed in the staff bathroom in the basement. Code: Each handwashing lavatory or group of 2 adjacent lavatories shall be provided with a supply of hand cleaning liquid, powder, or bar soap.



## **Approved Source**

13

## Food in good condition, safe & unadulterated

3-101.11 Safe/Unadulterated/Honestly Presented - Bar -

**Pr** Freezer behind bar not working, temperature of freezer at room temperature. Rotting food observed in freezer. This food must be thrown away and is not to be served. *Code:* Food shall be safe, unadulterated, and, honestly presented.



### **Protection From Contamination**

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### **Inspection Report (Continued)**

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#### Food Separated and protected

3-302.11 (A)(2) Raw Animal Foods Separated from each other - Establishment -

Pr Improper food storage observed throughout in walk in cooler, low boys, freezers, etc. Beef observed on same shelf as fish and chicken stored above pork. Code: Foods shall be protected from cross contamination by: Except when combined as ingredients, separating types of raw animal foods from each other such as beef, fish, lamb, pork and poultry during storage, preparation, holding, and display by: (a) Using separate equipment for each type, or (b) Arranging each type of food in equipment so that cross contamination of one type with another is prevented and (c) preparing each type of food at different times or in separate areas.

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

**Pr** Raw meats observed stored above RTE foods throughout establishment. 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.

## Food/Color Additives and Toxic Substances

Toxic substances properly identified, stored & used

28 7-201.11 Storage Separation - Establishment -

COS Pr Sanitizer buckets observed on prep tables next to food COS- PIC removed buckets. 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.

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## **Inspection Report (Continued)**

Repeat Violations Highlighted in Yellow

28 7-101.11 Identifying Information Prominence - Bar -

**Pf** Spray bottle behind bar observed not labeled with what is in the container. PIC stated it was water. *Code:*Containers of poisonous or toxic materials and personal care items shall bear a legible manufacturer's label.



## **Food Temperature Control**

Approved thawing methods used

35 3-501.13 (E) Thawing - Kitchen -

C ROP tuna observed thawed in package, this fish must be removed from the package before thawing. Code: ROP fish that bears a label indicating that it is to be kept frozen until time of use shall be removed from the reduced oxygen environments prior to its thawing under refrigeration as specified in paragraph (A) of this section; or (2) Prior to, or Immediately upon completion of, its thawing using procedures specified in paragraph (B) of this section.

#### **Prevention of Food Contamination**

Cont. prevented during food prep., storage & display

39 3-305.11 Food Storage - Kitchen -

C Nan bread observed stored on the floor in the 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.

# **Proper Use of Utensils**

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## **Inspection Report (Continued)**

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### In-use utensils; properly stored

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

Scoop observed with handle down in corn starch in container in basement. 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**

### All contact surfaces cleanable, properly designed, constructed & used

### 47 4-501.11 Good Repair and Proper Adjustment - Bar -

Cooler seal observed broken on cooler behind the bar. Do not keep any TCS food items in this cooler while until the seal is replaced. Freezer behind bar is also not functioning, repair or replace this freezer. Code: Equipment shall be maintained in a state of repair and condition that meets FDA requirements. Equipment components such as doors, seals, hinges, fasteners, and kick plates shall be kept intact, tight, and adjusted in accordance with manufacturers specifications. Cutting or piercing parts of can openers shall be kept sharp to minimize the creation of metal fragments that can contaminate food when the container is opened.



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### **Inspection Report (Continued)**

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48 4-302.14 Sanitizing Solution Testing Devices - Kitchen -

**Pf** No test strips for 3 bay sanitizer observed on site. Code: A test kit or other device that accurately measures the concentration of sanitizing solutions shall be provided.

## **Physical Facilities**

### Plumbing installed; proper backflow devices

- 51 5-205.15 (B) System Maintained/Repair Establishment -
  - C Staff bathroom sink in basement observed leaking from the faucet when the water is shut off. Code: A plumbing system shall be maintained in good repair.
- 53 5-501.17 Toilet Room Receptacle Covered Establishment -
  - C No barrel with lid observed in bathrooms in basement. Code: A toilet room used by females shall be provided with a covered receptacle for sanitary napkins.
- 56 6-305.11 Dressing Areas/Lockers. Designation Establishment -
- Phone observed stored on top of lowboy unit near flatbread oven. COS- PIC removed phone. Code:

  Dressing rooms or dressing areas shall be designated if employees routinely change their clothes in the establishment. Lockers or other suitable facilities shall be provided for the orderly storage of employee' clothing and other possessions.

# **Additional Requirement**

### **Violations Related to Good Retail Practices**

- 60 MA 590.011 (C)(2) Allergy Awareness Regulations Menu Establishment -
  - C Servsafe, allergen awareness, permit, and choke save not posted conspicuously. Code: Food establishments that cook, prepare, or serve food intended for immediate consumption either on or off the premises shall include on all printed menus and menu boards a clear and conspicuous notice requesting a customer to inform the server before placing an order, about the customer's allergy to a major food allergen. The notice shall state: Before placing your order, please inform your server if a person in your party has a food allergy.

# **Compliance and Enforcement**

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Repeat Violations Highlighted in Yellow

#### **PERMIT TO OPERATE**

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

C Servsafe, allergen awareness, permit, and choke save not posted conspicuously. 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

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

#### **Notes**

Routine inspection conducted with Brian Oram after a complaint of rotting food, broken fridges, mislabeling, and unwrapped proteins. Inspection conducted from 2:39pm-3:55pm.

Framingham Public Health Department: 508-532-5470