



ADAM H. PUTNAM
COMMISSIONER

Florida Department of Agriculture and Consumer Services
Division of Food Safety

FOOD SAFETY INSPECTION REPORT

Chapter 500, Florida Statutes
(850) 245-5520



Visit # 9999-7182-1203-20
Bureau of Food Inspection
Attention: Records Section
3125 Conner Boulevard, C-26
Tallahassee, FL 32399-1650

Print Date: May 10, 2018

Food Entity Number: 321674
Food Entity Name: FAST TRACK FOODS # 0410
Date of Visit: May 10, 2018
Food Entity Address: 6390 S State Road 53 Madison, FL32340-5946
Food Entity Mailing Address: 3715 NW 97th Blvd Ste A Gainesville, FL 32606-7373
Food Entity Type/Description: 124/ Convenience Store Significant FS AND/OR Packaged Ice
Food Entity Owner: LAND O'SUN MANAGEMENT CORP (LOS)

Owner Code: LOS

INSPECTION SUMMARY - Met Inspection Requirements; Check Back Needed

On May 10, 2018, FAST TRACK FOODS # 0410 was inspected by YOLANDA SYLVE, a representative of the Florida Department of Agriculture and Consumer Services. Violations observed during the inspection must be corrected to be in compliance with Chapter 500, Florida Statutes, and Rule 5K-4, Florida Administrative Code. A Department inspector will check-back to ensure compliance with Chapter 500, Florida Statutes, and Rule 5K-4, Florida Administrative Code.

PERMIT APPLICATION INFORMATION

The permit application information was verified with management or a qualified representative.

COMPLIANCE KEY

IN = In Compliance OUT = Not In Compliance N/O = Not Observed N/A = Not Applicable

FOODBORNE ILLNESS RISK FACTORS AND PUBLIC HEALTH INTERVENTIONS

<u>Violation Number</u>	<u>Compliance Status</u>	<u>Violation Description</u>
1	IN	Supervision: Person in Charge present, demonstrates knowledge, and performs duties
2	IN	Employee Health: Management, food employee and conditional employee; knowledge, responsibilities and reporting
3	IN	Employee Health: Proper use of restriction and exclusion
4	IN	Good Hygienic Practices: Proper eating, tasting, drinking, or tobacco use
5	IN	Good Hygienic Practices: No discharge from eyes, nose, and mouth
6	IN	Preventing Contamination by Hands: Hands clean and properly washed
7	IN	Preventing Contamination by Hands: No bare hand contact with ready-to-eat foods or approved alternate method properly followed
8	OUT	Preventing Contamination by Hands: Adequate handwashing sinks, properly supplied and accessible
9	IN	Approved Source: Food obtained from approved source
10	N/O	Approved Source: Food received at proper temperature
11	IN	Approved Source: Food in good condition, safe and unadulterated
12	N/A	Approved Source: Required records available: shellstock tags, parasite destruction
13	IN	Protection from Contamination: Food separated and protected
14	OUT	Protection from Contamination: Food-contact surfaces: cleaned and sanitized



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FOODBORNE ILLNESS RISK FACTORS AND PUBLIC HEALTH INTERVENTIONS

<u>Violation Number</u>	<u>Compliance Status</u>	<u>Violation Description</u>
15	IN	Protection from Contamination: Proper disposition of returned, previously served, reconditioned, and unsafe food
16	IN	Potentially Hazardous Food Time/Temperature: Proper cooking time and temperature
17	IN	Potentially Hazardous Food Time/Temperature: Proper reheating procedures for hot holding
18	N/O	Potentially Hazardous Food Time/Temperature: Proper cooling time and temperatures
19	IN	Potentially Hazardous Food Time/Temperature: Proper hot holding temperatures
20	IN	Potentially Hazardous Food Time/Temperature: Proper cold holding temperatures
21	IN	Potentially Hazardous Food Time/Temperature: Proper date marking and disposition
22	N/A	Potentially Hazardous Food Time/Temperature: Time as a public health control: procedures and records
23	N/A	Consumer Advisory: Consumer advisory provided for raw or undercooked foods
24	N/A	Highly Susceptible Populations: Pasteurized Foods, Prohibited Re-service, and Prohibited Foods*
25	N/A	Chemical: Food additives: approved and properly used
26	IN	Chemical: Toxic substances properly identified, stored, and used
27	N/A	Conformance with Approved Procedures

GOOD RETAIL PRACTICES

<u>Violation Number</u>	<u>Compliance Status</u>	<u>Violation Description</u>
31	OUT	Food Temperature Control: Proper cooling methods used; adequate equipment for temperature control
34	OUT	Food Temperature Control: Thermometers provided and accurate used
38	OUT	Prevention of Food Contamination: Personal cleanliness
39	OUT	Prevention of Food Contamination: Wiping cloths: properly used and stored
45	OUT	Utensils Equipment and Vending: Food and nonfood-contact surfaces cleanable, properly designed, constructed, and used
47	OUT	Utensils Equipment and Vending: Nonfood-contact surfaces clean
49	OUT	Physical Facilities: Plumbing installed; proper backflow devices
53	OUT	Physical Facilities: Physical facilities installed, maintained, and clean
54	OUT	Physical Facilities: Adequate ventilation and lighting; designated areas use -



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VENDED WATER / VENDED ICE

<u>Violation Number</u>	<u>Compliance Status</u>	<u>Violation Description</u>
213	OUT	Required Records Available/Provided

OBSERVATIONS AND CORRECTIVE ACTIONS

COS = Corrected on Site P = Priority Citation Pf = Priority Foundation Citation
(Directly Associated with Foodborne Illnesses) (Supports or Leads to a Priority Citation)

INSPECTION: RISK BASED

<u>Violation Number</u>	<u>Citation Description</u>	<u>COS</u>	<u>Observation</u>	
8	Signs or posters notifying food employees to wash hands not provided at all handwashing sinks. 6-301.14	<input type="checkbox"/>	RETAIL STORE- NO SIGN POSTED AT HAND WASHING SINK.	
8	Handwashing sink or group of adjacent handwashing sinks not provided with either individual, disposable towels, continuous towel system, high velocity pressurized air at ambient temperature, or heated-air hand drying device. 6-301.12 Pf	<input type="checkbox"/>	RETAIL STORE- NO HAD DRYING DEVICE PROVIDED AT HAND WASHING G SINK.	Pf
14	Equipment or utensils not cleaned during the operation when contamination may have occurred; when used with potentially hazardous food (time/temperature control for safety food) not cleaned at least every 4 hours when in use, or if documented, at allowed times where cleaning frequency is based on the ambient temperature of the refrigerated room or area or food temperature measuring device not cleaned before using or storing. 4-602.11(A)-(D) P	<input checked="" type="checkbox"/>	DAIRY QUEEN- TONGS USED FOR HOT HOLDING HOTDOGS NOT BEING WASHED EVER 4 HOURS.SUBWAY- UTENSILS AND CUTTING BOARDS NOT BEING CLEANED EVERY 4 HOURS.RETAIL STORE- TONGS USED FOR SELF SERVICE HOTDOGS AND SAUCES ARE NOT BEING CLEANED EVERY 4 HOURS. COS UTENSILS WERE CLEANED.	P

INSPECTION: GRP

<u>Violation Number</u>	<u>Citation Description</u>	<u>COS</u>	<u>Observation</u>
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INSPECTION: GRP

**Violation
Number**

Citation Description

COS Observation

Pf

31

Cooling potentially hazardous food (time/temperature control for safety food) not accomplished by effective methods. 3-501.15 Pf

WENDY'S- ON-SITE PREPARED SALADS FOR COLD HOLDING COOLING METHOD WHERE SALADS CONTAINERS ARE BEING SEALED NOT ALLOWING COLD AIR IN WALK IN COOLER IN CONTAINER TO BRING DOWN AMBIENT TEMP WITH IN THE 4 HOUR LIMIT. COS ALL SALAD WERE OPEN AND PUT INTO WALK IN FREEZER UNTIL DESIRED TEMP 41 F DEGREES WITH THE 4 HOURS TIME LIMIT.

34

Temperature measuring device sensor not located to measure the air temperature or a simulated product temperature in the warmest part of a mechanically refrigerated unit or in the coolest part of a hot food storage unit or equipment not provided with least one easily readable integral or permanently affixed temperature measuring device located to allow easy viewing. 4-204.112(A)-(D)

SUBWAY- NO VISIBLE THERMOMETER FOUND IN FRONT COOLER.

38

Food employee not effectively restraining hair to prevent contact with exposed food; clean equipment, utensils, and linens; and unwrapped single-service and single-use articles. 2-402.11

SUBWAY - NO EFFECTIVE HAIR RESTRAIN USED BY EMPLOYEES PREPARING FOOD. COS HAIR NETS PROVIDED. DAIRY QUEEN- NO EFFECTIVE HAIR RESTRAIN USED BY EMPLOYEES PREPARING FOOD. COS HAIR NETS WERE PROVIDED. WENDY- NO EFFECTIVE HAIR RESTRAIN USED BY EMPLOYEES PREPARING FOOD.



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INSPECTION: GRP

<u>Violation Number</u>	<u>Citation Description</u>	<u>COS Observation</u>
39	Containers of chemical sanitizer solutions in which wet wiping cloths are held between uses stored on floor or used in a manner that contaminates food, equipment, utensils, linens, or single-service and single-use articles. 3-304.14(E)	<input type="checkbox"/> DAIRY QUEEN- WET WIPING CLOTH LEFT ON WARE WASHING SINK.
45	Equipment or component not maintained in good repair, intact, tight, and adjusted in accordance with manufacturer's specifications including maintaining cutting or piercing parts of can openers sharp. 4-501.11	<input type="checkbox"/> WENDY- DRIVE THRU SODA FOUNTAIN ICE BIN IS CLOGGED NOT ALLOWING ICE TO DRAIN. SEE SUPPLEMENT.
47	Dust, dirt, food residue, and other debris accumulated on equipment nonfood-contact surfaces or food-contact surfaces of equipment and pans used for cooking are encrusted with grease deposits and other soil accumulations. 4-601.11(B)-(C)	<input type="checkbox"/> WENDY'S- METAL WIRE BASKET USED IN LARGER FRYER HAS BLACK RESIDUE BUILDUP.
49	Plumbing system not maintained in good repair. 5-205.15(B)	<input type="checkbox"/> WENDY'S - LEAK AT HAND WASHING SINK FAUCET NEXT TO ICE CREAM UNIT.
53	Physical facilities cleaning not done as often as necessary to keep them clean or during periods when the least amount of food is exposed such as after closing. 6-501.12	<input type="checkbox"/> WENDY'S- WALL AND FLOOR SURFACES UNDER AND BEHIND PREPARATION SINK HAS DRIED BUILDUP RESIDUE AND DRIED FOREIGN SUBSTANCE RESIDUE.
54	Dressing rooms, lockers, or other suitable facilities not used by employees that regularly change their clothes in the establishment or for the orderly storage of other possessions. 6-501.110	<input checked="" type="checkbox"/> SUBWAY - PURSE LEFT ON PROCESSING TABLE. COS PURSE WARE RELOCATED.

INSPECTION: VENDED WATER/VENDED ICE

<u>Violation Number</u>	<u>Citation Description</u>	<u>COS Observation</u>
213	Finished product packaged ice not sampled for microbiological analysis by an approved laboratory at least once every three months. 5K-4.023(5)(e) F.A.C.	<input type="checkbox"/> RETAIL STORE- NO CURRENT ICE SAMPLE ANALYSIS PROVED DURING THIS INSPECTION.



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A Supplemental Report was also issued during the visit which includes important information for management.

COMMENTS

A Risk Control Plan for cooling was offered to management and was rejected.

Check-Back release issued for Stop Use and/or Stop Sale Order.

Stop Use Order issued. Food establishment can call 850-245-5520 when corrections have been made and/or when required documents have been obtained to request food safety inspector visit for written release of equipment.

Cooling hand out was left with management.

Food establishment will be given 30 days to comply with ice sample analysis, which can be done by via email by sending copy of ice sample analysis to Yolanda.Sylve@freshfromflorida.com.

ACKNOWLEDGMENT

I acknowledge receipt of a copy of this document, and I further acknowledge that I have verified the location and mailing addresses on the first page of this document are correct, or I have written the correct information on the first page of this document.

(Signature of FDACS Representative)

YOLANDA SYLVE, SENIOR SANITATION AND SAFETY SPECIALIST

(Signature of Representative)

Carla Thomas shift manager

Print Name and Title



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FOOD SAFETY INSPECTION SUPPLEMENTAL REPORT

Florida Statutes, Chapter 500.172, 500.174
(850) 245-5520



Visit #:99997182120320

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STOP USE ORDER

You are hereby ordered to withhold from movement, sale or use subject to further instructions from an authorized agent of the Florida Department of Agriculture and Consumer Services, the goods or equipment listed below.

Article:	Soda fountain Ice Bin			
Brand Name:	Wendys			
Lot #:	# Of Pkgs:	Size Of Pkg:	Total Weight:	Invoice #:
			Invoice Date:	

Manufacturer:
Distributor:

The primary reason and condition that caused the product or equipment stop sale or stop use and determined dangerous, unwholesome, fraudulent, or insanitary was: FS 500.04; FS 500.172 UNSANITARY EQUIPMENT* Utensils Equipment and Vending: Food and nonfood-contact surfaces cleanable, properly designed, constructed, and used

Comments: CALL 850-245-5520 TO REQUEST FOOD SAFETY INSPECTOR VISIT FOR WRITTEN RELEASE WHEN CORRECTIONS HAVE BEEN MADE TO REQUEST RELEASE OF EQUIPMENT.

When the department or its duly authorized agent finds, or has probable cause to believe, that any food or food-processing equipment is in violation of this chapter or any rule adopted under this chapter so as to be dangerous, unwholesome, fraudulent, or insanitary within the meaning of this chapter, an agent of the department may issue and enforce a stop-sale, stop-use, removal, or hold order, which order gives notice that such article or processing equipment is, or is suspected of being, in violation and has been detained or embargoed and which order warns all persons not to remove, use, or dispose of such article or processing equipment by sale or otherwise until permission for removal, use, or disposal is given by the department or the court. It is unlawful for any person to remove, use, or dispose of such detained or embargoed article or processing equipment by sale or otherwise without such permission in accordance with 500.172 (1) Florida Statutes.

AN ADMINISTRATIVE HEARING IS AVAILABLE FOR ALL ORDERS, NOTICES, AND REPORTS IN THIS SUPPLEMENTAL REPORT

If you wish to contest the Department's action, you have the right to request an administrative hearing to be conducted in accordance with Sections 120.569 and 120.57, Florida Statutes and to be represented by counsel or other qualified representative. Your request for hearing must contain:

1. Your name, address, and telephone number, and facsimile number (if any).
2. The name, address, and telephone number, and facsimile number of your attorney or qualified representative (if any) upon whom service of pleadings and other papers shall be made.
3. A statement that you are requesting an administrative hearing and dispute the material facts alleged by the department, in which


case you must identify the material facts that are in dispute (formal hearing), or that you request an administrative hearing and that you do not dispute the facts alleged by the department (informal hearing).

4. A statement of when (date) you received the Notice and the file number of this Notice.

Your request for a hearing must be received at the address shown on this Notice within twenty-one (21) days of receipt of this Notice. If you fail to obtain a Release from this Notice or fail to request an administrative hearing within the twenty-one (21) day deadline you waive your right to a hearing and the Department may enter a Final Order imposing up to the maximum penalties as authorized by Florida Law.

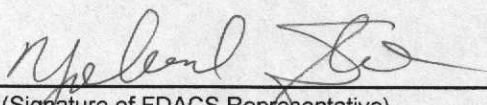
HEARING WAIVER AND WAIVER OF RIGHTS

I, Carla Thomas the person in charge of FAST TRACK FOODS # 0410 hereby waive a notice and a hearing as provided in Chapter 120, Florida Statutes and waive all rights as provided on the last page of this report.

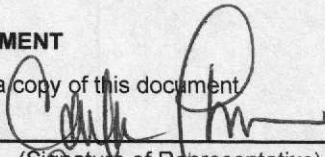

(Signature)

ACKNOWLEDGEMENT

I acknowledge receipt of a copy of this document


(Signature of FDACS Representative)

YOLANDA SYLVE, SENIOR SANITATION AND SAFETY SPECIALIST


(Signature of Representative)

Carla Thomas shift manager
Print Name and Title