Delta County
Retail Food Enforcement

Effective 1/1/2020

Delta County Retail Food Establishment Rules and Regulations are based in the Colorado Food Protection Act and the United States Public Health Service/Food and Drug Administration Food Code. More information can be found at www.cdphe.state.co.us/dehs and at www.deltacounty.com.

THE INSPECTION PROCESS

Routine Inspection — Inspections identify risk. If you meet basic food safety standards, you pass. If you do not pass, you must immediately correct the violations and a re-inspection will be required.

Re-Inspection — A re-inspection is a complete review of your operation. If you meet basic food safety standards you pass. If you do not pass, a re-inspection will again be required (up to 3 times).

Closed — If you have 3 re-inspections that do not "pass," you may be closed* for up to 3 days. If you are closed, you must receive health department approval to reopen.

Routine → **Re-Inspection** → **Re-Inspection** → **Re-Inspection** → **Closed**

THE ENFORCEMENT PROCESS

Complaints and foodborne illness reports are handled by environmental health staff in a timely manner. Sometimes, but not always, a follow-up inspection may be warranted to determine if an illness was due to a foodborne contamination. The following actions may apply in some cases:

1) ***"Immediate Closure Due to Imminent Health Hazard"*** has been identified and a facility may be temporarily closed until it can demonstrate compliance with the applicable regulations and codes. (CRS 25-4-1611.5, 9c)

2) **"*Notice of Potential Fines and Closure*"** is issued to to an establishment with instructions of how to correct the violation and return to compliance. In these cases the threat to health is not deemed "imminent". Inspectors will work with the owner to determine the timeframe for return to normal operations. A license may be suspended for up to (3) three days and an owner may also be subbject to a civil penalty (up to 3) of up to $1000.00. (CRS 25-4-1609.5)

3) Further action may be taken to require employees to participate in provided education and training, obtain proof that facility equipment is operating properly, and that disease control prevention procedures are being followed. In cases where the facility continues to operate out-of-compliance, a ***Cease and Desist Order*** or similar injunction may be requested/issued by the county board of health. (CRS 25-4-1610)

- Prior to closure, formal notice will be provided. You will be given a reasonable amount of time to comply with the Regulations. You are entitled to enact the grievance process pursuant to section 25-4-1609.5, C.R.S. at any time during this process.

Delta County COLORADO Health Department

COLORADO Department of Public Health & Environment