

County of Santa Clara

Department of Environmental Health

Consumer Protection Division

1555 Berger Drive, Suite 300, San Jose, CA 95112-2716

Phone (408) 918-3400 www.ehinfo.org



OFFICIAL INSPECTION REPORT

Facility FA0206929 - NEW CHINA STATION B-B-Q	Site Address 1710 TULLY RD A, SAN JOSE, CA 95122	Inspection Date 03/11/2024
Program PR0306817 - FOOD PREP / FOOD SVC OP 0-5 EMPLOYEES RC 2 - FP10	Owner Name CHAN'S GARDEN INC	Inspection Time 16:05 - 16:40
Inspected By HENRY LUU	Inspection Type LIMITED INSPECTION	Consent By LY

Placard Color & Score

GREEN
N/A

Comments and Observations

Major Violations

No major violations were observed during this inspection.

Minor Violations

K49 - 2 Points - Permits not available; 114067(b,c), 114381(a), 114387

Inspector Observations: Ownership for facility has changed. See comments below.

[CA] A food facility shall not be open for business without a valid health permit.

A permit shall be issued by this department when investigation has determined that the proposed facility and its method of operation meets the specifications of the approved plans or conforms to the requirements set forth by this department.

Please contact local health department at 408-918-3400 to obtain a valid health permit.

Follow-up By
03/14/2024

Performance-Based Inspection Questions

N/A

Measured Observations

N/A

Overall Comments:

- DEH was notified on 2/26/2024 that facility will be closing business on 2/29/2024.
- On-site to verify that facility is closed.
- Upon permit investigation, this Division found facility is still operating:
 - Pass placard has been removed from entrance.
 - Food still being offered for sale.
- Employees on site confirmed that owner's is selling business and that the owners of the market next door (Lion Market) will be taking over the business.
 - Spoke with manager of Lion Market, Dau, on the phone, notifying owners to submit application for the change of ownership.
 - Current health permit is associated with Chan's Garden Inc. and is nontransferable.
- New owners shall submit application for Food Facility Evaluation (ownership change) within 10 business days of operation.
 - Submit application by 3/14/2024.
- A facility found to be in continued operation without a permit may incur a penalty of three (3) times the operating permit fee, and fee(s) for re-inspection(s) charged at the current hourly rate approved by the Santa Clara County Board of Supervisors. Penalties and fees incurred due to enforcement activities must be paid in full prior to the issuance of an operating permit.

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When required to determine compliance, a single reinspection will be conducted without additional charge. If subsequent reinspections are required, an hourly fee (minimum one hour) at the current rate approved by the Board of Supervisors will be assessed for each and every reinspection until the necessary changes or corrections are made. Unless otherwise noted by the inspector, all violations are to be corrected no later than **3/25/2024**. Any major change in menu or any change in ownership must have prior approval by this Department. This may require structural and/or equipment changes or remodeling to accommodate new operations.

Legend:

[CA]	Corrective Action
[COS]	Corrected on Site
[N]	Needs Improvement
[NA]	Not Applicable
[NO]	Not Observed
[PBI]	Performance-based Inspection
[PHF]	Potentially Hazardous Food
[PIC]	Person in Charge
[PPM]	Part per Million
[S]	Satisfactory
[SA]	Suitable Alternative
[TPHC]	Time as a Public Health Control



Received By: Ly
Employee
Signed On: March 11, 2024