

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 FA0305726 - COPITA TEQUILERIA Y COMIDA		Site Address 1098 LINCOLN AV 100, SAN JOSE, CA 95125		Inspection Date 07/09/2025		Placard Color & Score GREEN 83		
Program PR0448796 - FOOD PREP / FOOD SVC OP 6-25 EMPLOYEES RC 3 - FP14			Owner Name AGAVE REPUBLIC, LP		Inspection Time 18:00 - 19:35			
Inspected By MARCELA MASRI		Inspection Type ROUTINE INSPECTION		Consent By NICOLAS ECHEVERRIA				FSC AZARI CUENCA 2-6-28

RISK FACTORS AND INTERVENTIONS		IN	OUT		COS/SA	N/O	N/A	PBI
			Major	Minor				
K01	Demonstration of knowledge; food safety certification	X						
K02	Communicable disease; reporting/restriction/exclusion	X						S
K03	No discharge from eyes, nose, mouth					X		
K04	Proper eating, tasting, drinking, tobacco use					X		
K05	Hands clean, properly washed; gloves used properly					X		
K06	Adequate handwash facilities supplied, accessible			X				S
K07	Proper hot and cold holding temperatures		X		X			S
K08	Time as a public health control; procedures & records						X	
K09	Proper cooling methods					X		
K10	Proper cooking time & temperatures	X						
K11	Proper reheating procedures for hot holding					X		
K12	Returned and reservice of food					X		S
K13	Food in good condition, safe, unadulterated	X						
K14	Food contact surfaces clean, sanitized	X						
K15	Food obtained from approved source	X						
K16	Compliance with shell stock tags, condition, display						X	
K17	Compliance with Gulf Oyster Regulations						X	
K18	Compliance with variance/ROP/HACCP Plan						X	
K19	Consumer advisory for raw or undercooked foods	X						
K20	Licensed health care facilities/schools: prohibited foods not being offered						X	
K21	Hot and cold water available	X						
K22	Sewage and wastewater properly disposed	X						
K23	No rodents, insects, birds, or animals	X						

GOOD RETAIL PRACTICES		OUT	COS
K24	Person in charge present and performing duties		
K25	Proper personal cleanliness and hair restraints		
K26	Approved thawing methods used; frozen food		
K27	Food separated and protected		
K28	Fruits and vegetables washed		
K29	Toxic substances properly identified, stored, used		
K30	Food storage: food storage containers identified		
K31	Consumer self service does prevent contamination		
K32	Food properly labeled and honestly presented		
K33	Nonfood contact surfaces clean		
K34	Warewash facilities: installed/maintained; test strips		
K35	Equipment, utensils: Approved, in good repair, adequate capacity		
K36	Equipment, utensils, linens: Proper storage and use		
K37	Vending machines		
K38	Adequate ventilation/lighting; designated areas, use		
K39	Thermometers provided, accurate		
K40	Wiping cloths: properly used, stored		
K41	Plumbing approved, installed, in good repair; proper backflow devices		X
K42	Garbage & refuse properly disposed; facilities maintained		
K43	Toilet facilities: properly constructed, supplied, cleaned		
K44	Premises clean, in good repair; Personal/chemical storage; Adequate vermin-proofing		X
K45	Floor, walls, ceilings: built, maintained, clean		X
K46	No unapproved private home/living/sleeping quarters		
K47	Signs posted; last inspection report available		

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K48	Plan review		
K49	Permits available		
K58	Placard properly displayed/posted		

Comments and Observations

Major Violations

K07 - 8 Points - Improper hot and cold holding temperatures; 11387.1, 113996, 113998, 114037, 114343(a)

Inspector Observations: *FOUND THE CHILES RELLENOS AT 70F AND THE CHICKEN AT 70F STORED ON A FOOD SHELF BY THE WARMER IN THE KITCHEN. [CA] STORE COLD POTENTIALLY HAZARDOUS FOOD AT 41F OR BELOW AND HOT POTENTIALLY HAZARDOUS FOOD AT 135F OR ABOVE. NOTE: OPERATOR STATES THEY HAVE BEEN COOKED A COUPLE OF HOURS BEFORE. SA: THE FOOD WAS RELOCATED TO THE WALK IN COOLER.*

Minor Violations

K06 - 3 Points - Inadequate handwash facilities: supplied or accessible; 113953, 113953.1, 113953.2, 114067(f)

Inspector Observations: *FOUND THE HAND WASH SINK IN THE KITCHEN WITH NO SOAP IN THE WALL DISPENSER. [CA] PROVIDE SOAP AT ALL TIMES.*

FOUND THE SOAP WALL DISPENSER IN DISREPAIR AT THE BAR. [CA] REPAIR THE WALL DISPENSER.

K41 - 2 Points - Plumbing unapproved, not installed, not in good repair; improper backflow devices; 114171, 114189.1, 114190, 114192, 114193, 114193.1, 114199, 114201, 114269

Inspector Observations: *FOUND A LEAK AT THE HAND WASH SINK AND AT THE WARE WASHER AT THE BAR. [CA] REPAIR THE LEAKS.*

K44 - 2 Points - Premises not clean, not in good repair; No personal/chemical storage; inadequate vermin-proofing; 114067(j), 114123, 114143 (a,b), 114256, 114256.1, 114256.2, 114256.4, 114257, 114257.1, 114259, 114259.2, 114259.3, 114279, 114281, 114282

Inspector Observations: *FOUND THE MOP STORED IN THE MOP BUCKET. [CA] HANG THE MOP TO AIR DRY.*

FOUND A CELL PHONE STORED ON TOP OF RASPBERRY PUREE AT THE BAR. [CA] STORE PERSONAL ITEMS SEPARATE AND AWAY FROM FOOD OR FOOD RELATED ITEMS. COS

K45 - 2 Points - Floor, walls, ceilings: not built, not maintained, not clean; 114143(d), 114266, 114268, 114268.1, 114271, 114272

Inspector Observations: *FOUND MOLD LIKE SUBSTANCE ON THE WALL BY THE WARE WASHER. [CA] CLEAN THIS AREA MORE OFTEN.*

Performance-Based Inspection Questions

All responses to PBI questions were satisfactory.

Measured Observations

Item	Location	Measurement	Comments
SCALLOPS	SERVICE REFRIGERATOR	41.00 Fahrenheit	
CHLORINE SANITIZER	WARE WASHER AT THE BAR	100.00 PPM	
CHICKEN	WALK IN COOLER	40.00 Fahrenheit	
RICE	ON A SHELF NEAR THE WARMER	70.00 Fahrenheit	
RICE	HOT HOLDING	145.00 Fahrenheit	
CHILES RELLENOS	ON A SHELF NEAR THE WARMER	70.00 Fahrenheit	
CHLORINE SANITIZER	WARE WASHER	50.00 PPM	
HOT WATER	HAND WASH SINK	100.00 Fahrenheit	
CHEESE	DRAWER REFRIGERATOR	33.00 Fahrenheit	
CARNITAS	HOT HOLDING	160.00 Fahrenheit	
SHRIMP	IN ICE	32.00 Fahrenheit	
PICO DE GALLO	SERVICE REFRIGERATOR	41.00 Fahrenheit	
COOKED POTATOES	SERVICE REFRIGERATOR	36.00 Fahrenheit	
MEAT	COOKING TEMP	168.00 Fahrenheit	
HOT WATER	3 COMPARTMENT SINK	120.00 Fahrenheit	

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Overall Comments:

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 **7/23/2025**. 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: NICOLAS ECHEVERRIA
MANAGER

Signed On: July 09, 2025