



We serve you

**IF NYC MUST ACCEPT LETTER GRADING;
REVISIONS *MUST* BE MADE
SO THE PUBLIC IS NOT MISLEAD BY
NON-FOOD SAFETY VIOLATIONS**

“A restaurant can receive a grade of A, B or C. To get an A, a restaurant must receive fewer than 14 demerit points for violating the Health Code. A grade of B reflects 14 to 27 violation points, and a C grade reflects 28 or more points. Restaurants that are unsafe for dining are closed.”

NYC DOHMH Press Release, December 17, 2009

NON-FOOD SAFETY POINTS ADD UP:

The Following are a few examples of some of the violations that are currently included in the letter grade evaluation; however they are not a health threat to the public. Their inclusion is misleading as they pose no threat to food safety.

- 10 – 28 points = low water pressure in sink
- 2 – 28 points = leaky faucet
- 10 points = holder of Food Protection Certification not present during inspection
- 10 points, *minimum* = soiled uniform or apron
- 7 points, *minimum* = rusted or swollen can present in facility
- 7 points, *minimum* = cleaning supplies near packaged food
- 5 points, *minimum* = evidence of insects or other vermin present in non-food areas
- 5 points, *minimum* = employee taking a drink of water in a hot kitchen
- 2 – 5 points = mail slot in front door (possible entry for vermin)
- 2 – 5 points = garbage can lid not closed even during food preparation
- 2 – 5 points = dented can on premise
- 2 – 5 points = waste receptacle in restroom not completely covered
- 2 – 5 points = low lighting or light bulb not covered
- 2 – 5 points = “better” ventilation needed (vague)
- 2 – 5 points = refrigerator thermometer not working or provided even though cooled at proper temperature
- 2 – 5 points = vague description for the placement and ability to move equipment
- 2 – 5 points = “small” preparation area in kitchen (vague)
- 2 – 5 points = any damage to a wall, ceiling or floor
- 2 points = “Employee Must Wash Hands” sign not posted at non-restroom sinks
- 1 point, *minimum* = “offensive or annoying condition” (what does this mean?)