

STATE OF CONNECTICUT

DEPARTMENT OF PUBLIC HEALTH

Manisha Juthani, MD
Commissioner



Ned Lamont
Governor
Susan Bysiewicz
Lt. Governor

FACILITY LICENSING AND INVESTIGATIONS SECTION

HEALTH CARE QUALITY AND SAFETY BRANCH EMERGENCY ORDER PURSUANT TO CONN. GEN. STAT. § 19a-534a

Issued To: Brookside Residential Care Home, LLC
d/b/a Brookside Residential Care Home, LLC
License No. 1896
134 Franklin Street Ext
Danbury, CT 06811

Whereas, pursuant to Conn. Gen. Stat. § 19a-493, Brookside Residential Care Home, LLC ("Licensee") has been issued license No. 1896 by the Connecticut Department of Public Health ("Department") to operate a 20 bed Residential Care Home known as Brookside Residential Care Home ("Facility"); and,

Whereas, Conn. Gen. Stat. § 19a-534a authorizes the Commissioner of Public Health ("Commissioner") to issue a Summary Order if the Commissioner finds that the health, safety, or welfare of any patient or patients in any residential care home imperatively requires emergency action and incorporate findings to that effect into the order; and,

Whereas, in response to a complaint received by the Department, an investigation was initiated at the Facility concerning physical plant issues and life safety code issues. Visits were conducted by the Department commencing on February 18, 2022 up to and including February 24, 2022; and,

Whereas, pursuant to Chapter 368v of the Connecticut General Statutes, residential care home facilities are required to comply with all pertinent regulations promulgated by the Department; and,



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Whereas, during the course of the aforementioned inspections at the Facility violations of the Regulations of Connecticut State Agencies ("Public Health Code") occurred as follows:

- a. The Facility failed to maintain a sanitary and safe kitchen.
- b. The Facility's dry food storage food area located in the lower level of the Facility was unclean with pronounced signs of moisture as evidenced by a presence of a black substance in multiple locations in the area.
- c. Voids in penetration were noted in the lower level dry, food storage area with evidence of rodent droppings.
- d. The Facility's kitchen floors were not waterproof, greaseproof, smooth and resistant to heavy wear.
- e. The Facility's kitchen lacked a handwashing sink.
- f. The Facility's kitchen lacked a pot washing sink.
- g. The Facility was not tracking internal temperatures of the refrigeration unit in the kitchen.
- h. The Facility failed to obtain current licensure of the dietary kitchen from the local health department.
- i. The Local Health Director issued an order on February 22, 2022, ordering an immediate closure of food service establishment until such time the kitchen is brought to Public Health Code Standards.

The Commissioner finds that violations of sections of the Regulations of Connecticut State Agencies, as listed below, have occurred and are occurring at the Facility:

Section 19-13-D6(b)A(1)(c)
Section 19-13-D6(b)H(2)
Section 19-13-D6(b)H(8)
Section 19-13-D6(b)H(10)(a)
Section 19-13-D6(c)(1)
Section 19-13-D6(f)(4)
Section 19-13-D6(h)(6)

Whereas, based on the foregoing, the Commissioner finds that the health, safety, and welfare of patients in the Facility imperatively requires emergency action.

Therefore, pursuant to the authority provided by the Connecticut General Statutes § 19a-534a, the Commissioner **ORDERS** that the Licensee take the following actions:

1. By the end of business on **February 25, 2022**, contract with an independent food contractor ("Food Contractor") to provide dietary services, which shall include nutritional offerings approved by a Registered Dietician and meet the required nutritional needs of all residents.

The Food Contractor must be pre-approved by the Department. The Food Contractor shall provide dietary services for all residents starting no later than **February 28, 2022**.

2. No later than **March 24, 2022**, apply for the permits to initiate measures to comply with Public Health Code Standards.
3. The Facility shall take internal temperatures of all hot and cold foods provided by the Food Contractor prior to serving. Foods outside of acceptable ranges shall not be served and shall be returned to the Food Contractor and/or discarded.
4. By the end of business on **February 25, 2022**, the Facility shall ensure there are handwashing/hand hygiene provisions in place to ensure infection control and safe food handling provisions are in place.
5. By the end of business on **February 25, 2022**, the Facility shall contract with a professional cleaning contractor to address the soiled areas in the lower level dry food storage area. Such work shall be completed by the end of business on February 28, 2022.
6. By the end of business on **February 25, 2022**, the Facility shall contract with a pest control contractor to develop a pest management plan. Such plan shall include, but not be limited to, frequency and scope of services with implementation no later than March 1, 2022.
7. By the end of business on **February 28, 2022** provide to the Department a detailed and comprehensive Plan of Correction (“POC”) with timelines to remediate all the issued identified in paragraphs a-i, inclusive, of this Summary Order. The POC and the timelines contained in it must be approved in writing by the Department, and all work must be completed in accordance with the dates of completion approved by the Department. Failure to comply with this Order will be cause for additional actions pursuant to Connecticut General Statutes § 19a-534a which actions could include summary revocation or suspension of the Facility’s license.

Dated at Hartford, Connecticut this 24th day of February 24, 2022.



Manisha Juthani, MD
Commissioner
Connecticut Department of Public Health

HEALTH CARE QUALITY AND SAFETY BRANCH
EMERGENCY ORDER PURSUANT TO CONN. GEN. STAT. § 19a-534a

Issued To: Brookside Residential Care Home, LLC
d/b/a Brookside Residential Care Home, LLC
License No. 1896
134 Franklin Street Ext
Danbury, CT 06811

Received by:

Printed Name and Title
Brookside Residential Care Home, LLC

February 24, 2022

Signature

February 24, 2022

**STATE OF CONNECTICUT
DEPARTMENT OF PUBLIC HEALTH
FACILITY LICENSING AND INVESTIGATIONS SECTION**

To: Brookside Residential Care Home, LLC
d/b/a Brookside Residential Care Home, LLC
License No. 1896
134 Franklin Street Ext.
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STATEMENT OF CHARGES

Pursuant to the provisions of Connecticut General Statutes § 19a-494, the Connecticut Department of Public Health, Facility Licensing and Investigations Section, (“Department”) brings the following charges against Brookside Residential Care Home, LLC of Wethersfield (“Respondent”).

COUNT ONE

1. Respondent is and has been at all times referenced in this Statement of Charges the holder of Connecticut Residential Care home License No. 1896.
2. On and prior to February 24, 2022, Respondent failed to ensure that the kitchen was maintained in a sanitary condition.
3. The above referenced conduct violates Section 19-13-D6 (b)A(1)(c) and/or 19-13-D6(c)(1) and/or 19-13-D6 (f)(1) and/or 19-13-D6 (f)(4) and/or 19-13-D6 (h)(6) of the Regulations of the Connecticut State Agencies.

COUNT TWO

4. Paragraph 1 of Count one is hereby incorporated by reference as if set forth fully herein.
5. On and prior to February 24, 2022, Respondent failed to ensure:
 - i. The Facility’s dry food storage food area located in the lower level of the facility was clean and free of signs of moisture as evidenced by a presence of a black substance in multiple locations in the area, and;
 - ii. The lower level dry food storage area was free of voids in penetration.

- iii. The above referenced conduct violates Section 19-13-D6 (b)A(1)(c) and/or 19-13-D6(c)(1) and/or 19-13-D6 (f)(4) and/or 19-13-D6 (h)(6) of the Regulations of the Connecticut State Agencies.

COUNT THREE

6. Paragraph 1 of Count one is hereby incorporated by reference as if set forth fully herein.
7. On and prior to February 24, 2022, Respondent failed to ensure the Facility's kitchen floors were waterproof, greaseproof, smooth, and resistant to heavy wear.
8. The above referenced conduct violates Section 19-13-D6 (b)A(1)(c) and/or 19-13-D6 (b) H(2) and/or 19-13-D6(c)(1) of the Regulations of the Connecticut State Agencies.

COUNT FOUR

9. Paragraph 1 of Count one is hereby incorporated by reference as if set forth fully herein.
10. On and prior to February 24, 2022, Respondent failed to ensure the Facility's kitchen had a handwashing sink as required.
11. The above referenced conduct violates Section 19-13-D6 (b)H(8) and/or 19-13-D6(c)(1) of the Regulations of the Connecticut State Agencies.

COUNT FIVE

12. Paragraph 1 of Count one is hereby incorporated by reference as if set forth fully herein.
13. On and prior to February 24, 2022, Respondent failed to ensure the kitchen had a pot washing sink as required.
14. The above referenced conduct violates Section 19-13-D6 (b)H(10)(a) and/or 19-13-D6(c)(1) of the Regulations of the Connecticut State Agencies.

COUNT SIX

15. Paragraph 1 of Count one is hereby incorporated by reference as if set forth fully herein.
16. On and prior to February 24, 2022, Respondent failed to ensure that internal temperatures of refrigeration units were being monitored as required.


17. The above referenced conduct violates Section 19-13-D6(c)(1) and/or 19-13-D6(f)(4)

COUNT SEVEN

18. Paragraph 1 of Count one is hereby incorporated by reference as if set forth fully herein.
19. On and prior to February 24, 2022, Respondent failed to obtain licensure of the dietary kitchen from the local health department.
20. The above referenced conduct violates Section 19-13-D6(c)(1) of the Regulations of the Connecticut State Agencies.

Therefore, the Department of Public Health prays that: the Commissioner of the Department, as authorized in 19a-494 of the Connecticut General Statutes revoke or take any other actions as authorized in said section against the Residential Care Home license of Brookside Residential Care Home, LLC as she deems appropriate and consistent with law.

Dated at Hartford, Connecticut this 24th day of February 24, 2022.

By: 
Barbara S. Cass, R.N., Branch Chief
Department of Public Health
Healthcare Quality and Safety Branch