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January 15th, 2018

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DIRECTOR'S  
OFFICE

To whom it may concern,

Regarding the matter of civil penalty planned review #17-511-EL Vilka Bistro 4607 Library Rd Suite 230, this is a request for an appeal from all charged regarding the civil penalty, reasons listed below.

1.) Myself Edward Shvarts and my Executive Chef called the Allegheny Health Department in October of 2017 to inquire about what we needed to do to get a preliminary visit from the health department while our restaurant was under construction so we could address any and all issues while under construction. We both called separately and were both told the same thing, that our contractor, and not us, would have to contact the health department to do an early on site planning review. We both asked what needed to be done and again asked for a site visit. After being told that our contractor would have to contact the Health Department to inform them we were also then informed that our plumber had already contacted the Health Department, that then lead to some confusion between the contractor, us, and the Health Department. We did not find out about this issue until the middle of November, the contractor at that point then contacted the Health Department to inquire about steps that needed to be taken to have an on site review. On November 21, 2017 the general contractor and I went to the Health Department office and spoke to Amanda we brought with us all the paperwork for the plan review including all drawings, we paid the \$155 for the review, and then worked with Eric the inspector, also as proof you can check with Eric Lindgren for back up emails from Marco Construction where they admit fault and for dropping the ball on the inspection. From that moment on. As a small business owner I relied on my general contractor to obtain all permits and items needed, Therefore I ask the Allegheny Department of Health to waive the \$1,150 as I feel this is not directly our fault since as the owner I did call the Health Department to make sure we were ahead of the process.

Respectfully yours,

Edward Shvarts

*Manhattan Concepts LLC*



COUNTY OF



ALLEGHENY

RICH FITZGERALD  
COUNTY EXECUTIVE

December 21, 2017

Edward Shvarts  
c/o Manhattan Concepts LLC  
125 Tuscany Estates Drive  
Finleyville, PA 15332

RE: Civil Penalty  
Plan Review #17-511-el  
Vilka Bistro  
4607 Library Road, Ste 230  
- Bethel Park

Dear Mr. Shvarts:

You are hereby notified that you violated Article III, "Food Safety", of the Allegheny County Health Department Rules and Regulations. Said violations were as follows:

Date(s): December 4, 2017

**Section 334: Failure to submit plans and specifications for approval prior to construction.**

**Section 334: Failure to provide 10-day notice for pre-operational inspection.**

As a result of the above violation(s), on behalf of the Director of the Allegheny County Health Department, it is hereby ordered that a civil penalty is being levied against you in the amount of **\$1150.00** for the violation of said sections. In order to resolve these violations without burden of further litigation, said amount of **\$1150.00** should be made payable to the "Food Safety Fund" and forwarded to the attention of Donna Scharding, Allegheny County Health Department, Food Safety Program, Clack Health Center, Building #1, 3901 Penn Avenue, Pittsburgh, PA 15224-1318 no later than thirty (30) days from the date of this notice. Failure to comply will result in further action including closure of your food facility.

Pursuant to Article XI, entitled "Hearings and Appeals", you are hereby notified that you have thirty (30) days in which to file an appeal from the date of this notice. The appeal shall be filed in the office of the Director, 542 Fourth Avenue, Pittsburgh, PA 15219. In the event that an appeal is not filed within thirty (30) days from the date of this order, the within action shall become final.

If you have any questions regarding this matter, please do not hesitate to contact the undersigned.

Sincerely,

Donna L. Scharding  
Manager  
Food Safety Program



KAREN HACKER, MD, MPH, DIRECTOR  
ALLEGHENY COUNTY HEALTH DEPARTMENT

FOOD SAFETY PROGRAM

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