



FOOD ESTABLISHMENT EVALUATION REPORT

FOOD & DAIRY DIVISION
P.O. Box 30017, Lansing, MI 48909
Toll-free Phone: 800-292-3939

Inspection Number
227224
Inspection Date
09/27/2023

In accordance with Act 92 of 2000 as amended

GYPSY'S BOTANICA "GYPSY'S"

378 RIVER ST OFC 4
MANISTEE, MI 49660-2730

ESTABLISHMENT INFORMATION

License Number:	FRF-214625	Phone Number:	231-655-1577
Variance In Place:		Risk Prioritization:	X
Establishment Description:	Convenience store in the lower level of Mansitee Inn and Marina		

License Limitations

Firm is limited to the sale and storage of prepackaged foods only.

EVALUATION INFORMATION

Evaluation Type:	Investigation	Evaluation Date/Time In:	09/27/2023 09:45 AM
Evaluation Method:	In person	Evaluation Date/Time Out:	09/27/2023 11:00 AM
FDA Inspection:	No		
Person In Charge:	BRANDON DEVINE		

VIOLATIONS

No Violations Cited.

EVALUATION COMMENT

On September 27, 2023, Section Manager Emily Hollingsworth and Inspector Violet Currier made a formal visit to Gypsy's Botanica to investigate an on-going complaint regarding leaking plumbing in the ceiling of the facility. Previous investigations by MDARD proved unsuccessful in observing the leak while active. Mr. Brandon Devine initially notified Inspector Aubriana Bonnau of an alleged leak via email on July 13, 2023, when he asked who to contact to address "...ongoing water leaks from their space into mine...". Several emails, text messages and phone calls were exchanged between Mr. Devine, Inspector Bonnau and Supervisor Joshua Felsk that ultimately culminated in a complaint being filed via MDARD's electronic complaint system by Mr. Devine on September 18, 2023. See Complaint #1938 for details of this written complaint.

On September 27, 2023, Mr. Brandon Devine, the business owner, met Manager Hollingsworth and Inspector Currier at the doors of the Manistee Inn, accompanied them down a flight of stairs, and unlocked the door to the retail space used by Gypsy's. When the MDARD employees entered the room, they observed a ceiling tile that was removed in the center of the room. On the floor beneath the missing tile location was a garbage can that was collecting water that was dripping off the PVC pipe located in the ceiling. There was less than ¼ of an inch of water in the large garbage can. The pipe appeared to be a large wastewater line that was stained by dripped liquid. The wastewater line was apparently coming from the business, Northern Spice, located directly above Gypsy's retail space. The drip-staining on the pipe and the observed moisture indicated that the leak originated from a black fitting located above the P-trap on the drain line. The leak was actively dripping the entire time Manager Hollingsworth and Inspector Currier were in Gypsy's retail space, dripping at a rate of about one (1) drip every ten (10-15) seconds. Mr. Devine stated that the ceiling tiles on the floor were removed from the drop ceiling where the leak was occurring. These tiles were both stained with water damage (see attached photos). Mr. Devine stated that he had been closed since July 18, 2023, after he had received the Michigan Food Code via email from Supervisor Felsk. He (Mr. Devine) stated that per the Food Code, he identified

the leak as an imminent health hazard and therefore, closed the business to avoid customer exposure to the hazard.

Manager Hollingsworth and Inspector Currier made a visit to the business upstairs (Northern Spice Co) to investigate the source of the leak. Inspector Currier ran water in the business' mop sink and Manager Hollingsworth stood in the retail space of Gypsy's to try to get an idea where the water was coming from. When the water was running into the mop sink drain, the leak was not active, but when the water was turned off the active leak resumed. Based on these observations and listening to the draining water the curbed mop sink drain of Northern Spice Co was identified as the most likely source of the leak.

Mr. Devine was made aware that the leak would require repair within the next 10-days if it were cited as it is a Priority violation. However, Mr. Devine was not cited for a violation because he has had Gypsy's closed to the public and non-operational at this time and there are not currently any food items in the direct vicinity of the observed leak. In order for the leak to be definitively located and corrected, a licensed plumber will need to gain access to Mr. Devine's facility as it is the only access point for these drain lines.

Report Provided To
BRANDON DEVINE

Delivery Method
Emailed
peopleofthewoodslc@gmail.com

Signature

Inspector / Inspector ID
Violet Lombard / 160

Contact Information
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231-384-1874

Signature



Inspector / Inspector ID
Emily Hollingsworth / 193

Contact Information
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Signature

