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Adam Mather
INSPECTOR GENERAL

Inspection Report

Provider Name: Wendy's Wonderland	Provider Information	CLR No: L383088
Provider Address: 14 Garth Street, Monticello, KY, 42633	Provider Type: LICENSED TYPE I	Capacity: 62
Owner(s): Wendy's Wonderland, Inc.		Director(s): Davis, Tiffany

Inspection Type: Renewal Application	Inspection Information	Inspection No: 290628
Date Initiated: 11/18/2019 10:43 AM	Date Concluded: 11/18/2019 3:01 PM	
	No. of Children Present: 45	

Inspection Report	
Background Checks	In Compliance
Supervision	In Compliance
Staffing Requirements	Not In Compliance
125 - Ratios and Group Size	Not In Compliance

922 KAR 2:120. Section 2. Child Care Services.

(2) For an operating child-care center, minimum staff-to-child ratios and group size shall be maintained as established in the table established in this subsection.

Age of Children Ratio Maximum Group Size*

Infant
1 staff for 5 children 10
Toddler 12 to 24 months
1 staff for 6 children 12
Toddler 24 to 36 months
1 staff for 10 children 20
Preschool-age 3 to 4 years
1 staff for 12 children 24
Preschool-age 4 to 5 years
1 staff for 14 children 28
School-age 5 to 7 years
1 staff for 15 children 30
School-age 7 and older
1 staff for 25 children
(for before and after school) 30
1 staff for 20 children
(full day of care) 30

*Maximum Group Size shall be applicable only to Type I child-care centers.

(b) The age of the youngest child in the group shall determine the:

1. Staff-to-child ratio; and
2. Maximum group size.

Findings:

General: Based on observation, the surveyor found one (1) staff providing care for eighteen (18) children on the playground. During interview with the staff member, the surveyor learned that the youngest child on the playground was six (6) years old. Therefore, the staff-to-child ratio was exceeded by three (3) children.

Inspection Report	
General Administration	In Compliance
Director Requirements	Not In Compliance
350 - Health, Safety, Comfort	Not In Compliance
922 KAR 2:090. Section 10. Director Requirements and Responsibilities. (1) A director shall: (l) Assure the health, safety, and comfort of each child;	
Findings: General: Based on observation during a tour of the childcare center, the surveyor found the following: <ol style="list-style-type: none"> 1. There were several uncovered electrical outlets located in the School-Age Classroom, Building 2. 2. There was one (1) uncovered electrical outlet located under the changing table in the One Year Old Classroom. 3. There was one (1) uncovered electrical outlet located in the restroom near the front door. During interview, the staff in charge confirmed that children use this restroom. 4. A full size metal wheelbarrow was located in the School-Age Classroom, Building 2. During interview, the staff in charge stated that they do not use that classroom often and that the children had gone into the classroom not long before the surveyor's arrival. 5. There were torn pieces of soiled paper towel on the sink of the restroom located in the hallway. Staff stated that the restroom was used by the preschool children. The soiled paper towel was accessible to the children. 6. A toilet brush had been placed beside the toilet in the restroom located in the hallway. Staff stated that the restroom was used by the preschool children. The toilet brush was accessible to the children. 7. A toilet bowl plunger and toilet bowl brush had been placed next to the toilet in the restroom near the entry. During interview, the staff in charge confirmed that children utilize this restroom. The plunger and toilet brush were accessible to the children. 8. The surveyor observed a staff member in the Toddler Classroom change a child's diaper. The staff then washed her hands in a sink that contained sippy cups. This practice creates a risk of cross contamination. 	
Employee Records	Not In Compliance
395 - TB Verification	Not In Compliance
922 KAR 2:090. Section 11. Staff Requirements. (1) Child-care center staff: (b) Shall provide, prior to employment and every two (2) years thereafter: 1. A statement from a health professional that the individual is free of active tuberculosis; or 2. A copy of negative tuberculin results.	
Findings: General: Based on review of documentation, the surveyor found that a staff member's (DOH: 11/01/17) file contain a copy of a negative tuberculin result that was no longer current after 10/03/19. During interview, the staff member stated that the test was scheduled for the following day.	
410 - Training	Not In Compliance
922 KAR 2:090. Section 11. Staff Requirements. (16) In accordance with KRS 199.896(15) and (16), a staff person with supervisory authority over a child shall complete the following: (a) Six (6) hours of cabinet-approved orientation within the first three (3) months of employment; (b) Nine (9) hours of cabinet-approved early care and education training within the first year of employment, including one and one-half (1 ½) hours of cabinet-approved pediatric abusive head trauma training; and (c) Fifteen (15) hours of cabinet-approved early care and education training during each subsequent year of employment, including one and one-half (1 ½) hours of cabinet-approved pediatric abusive head trauma training completed once every five (5) years.	
Findings: General: Based on review of documentation and ECE-TRIS, the surveyor found the following: <ol style="list-style-type: none"> 1. The surveyor found no verification that a staff member (DOH: 11/01/17) completed any of the required fifteen (15) hours of cabinet-approved early care and education annual training. Upon interview, staff stated that she thought that she had completed the training. 2. The surveyor found that a staff member (DOH: 05/10/18) had only obtained nine (9) hours of the required fifteen (15) hours of cabinet-approved early care and education annual training. Therefore, the staff member was short six (6) hours of cabinet-approved early care and education annual training. 3. The surveyor found that a staff member (DOH: 10/17/17) had only obtained fourteen (14) hours of the required fifteen (15) hours of cabinet-approved early care and education annual training. Therefore, the staff member was short one (1) hour of cabinet-approved early care and education annual training. 	
Programming	Not In Compliance
485 - Infant Sleep Position	Not In Compliance
922 KAR 2:120. Section 6. Sleeping and Napping Requirements. (1) An infant shall sleep or nap on the infant's back unless the infant's health professional signs a waiver that states the infant requires an alternate sleeping position.	
Findings: General: Based on observation during a tour of the Infant Classroom, the surveyor found one (1) infant sleeping in a car seat that was placed inside a crib. During interview, the staff member stated that the child had not been in the classroom very long, and the child did not have a physician's statement permitting the child to sleep in an alternate sleeping position.	

Inspection Report

Premises

Not In Compliance

520 - Inaccessible Items

Not In Compliance

922 KAR 2:120. Section 3. General Requirements.

(7) The following shall be inaccessible to a child in care:

- (a) Toxic cleaning supplies, poisons, and insecticides;
- (b) Matches, cigarettes, lighters, and flammable liquids; and
- (c) Personal belongings and medications of staff.

Findings:

General: Based on observation during a tour of the childcare center, the surveyor found the following:

1. Clorox Spray, LA Totally Awesome Spray, Comet Spray, and Clorox Toilet Bowl Cleaner had been placed on a shelf located in the restroom of the School-Age Classroom, Building 2. The items were accessible to the children.
2. An Airwick Liquid Plug-In was plugged into an outlet adjacent to the restroom sink. The plug-in was accessible to the children.
3. Hand Soap had been placed at the sinks in the School-Age Classroom, Building 2, Preschool Classroom, One Year Old Classroom and at the sink of the restroom located in the hallway which staff stated was used by the preschool children. The hand soap was marked "Keep Out of Reach of Children" and was accessible to the children.

540 - Premises Requirements

Not In Compliance

922 KAR 2:120. Section 4. Premises Requirements.

(1) The premises shall be:

- (a) Suitable for the purpose intended;
- (b) Kept clean and in good repair;

Findings:

General: Based on observation during a tour of the childcare center, the surveyor found the following:

1. A vent in the One Year Old Classroom had a covering of dirt/dust.
2. The Preschool Classroom had what appeared to be pieces of cheese, broken potato chips and plastic food wrappers scattered on the floor throughout the room.
3. The School-Age Classroom, Building 2 had what appeared to be broken potato chips, a partially eaten candy cane, a squished grape and plastic food wrappers scattered on the floor throughout the room.
4. The School-Age Classroom, Building 2 had an unknown blue gel substance located on the floor.
5. A black trash bag that appeared to contain trash was located on the floor of the School-Age Classroom.

565 - 35 Square Feet per Child

Not In Compliance

922 KAR 2:120. Section 4. Premises Requirements.

(6) Exclusive of the kitchen, bathroom, hallway, and storage area, there shall be a minimum of thirty-five (35) square feet of space per child.

Findings:

General: Based on observation, the surveyor found that there were eighteen (18) children present in the School-Age Classroom, Building 2, which only measures for a maximum capacity of thirteen (13) children. The classroom capacity was exceeded by five (5) children; therefore, there was not thirty-five (35) square feet of space available per child.

During interview, the staff in charge stated that she did not realize the maximum capacity of the building was only thirteen (13) children.

650 - Toilet

Not In Compliance

922 KAR 2:120. Section 10. Toilet, Diapering, and Trolley Requirements.

(4) Each toilet shall:

- (a) Be kept in clean condition;
- (b) Be kept in good repair;
- (c) Be in a lighted room; and
- (d) Have ventilation to outside air.

Findings:

General: Based on observation of the childcare center, the surveyor observed the following:

1. The toilet located in the restroom of the School-Age Classroom, Building 2, had what appeared to be urine in the toilet bowl and the toilet had not been flushed; therefore, the toilet was not kept in clean condition.
2. The toilet located in the restroom in the hallway had what appeared to be urine in the toilet bowl and the toilet had not been flushed. Staff stated during interview that the preschool children use this toilet. The toilet also had what appeared to be urine located on the seat; therefore, the toilet was not kept in clean condition.

Inspection Report	
Hygienic Practices	Not In Compliance
655 - Child Personal Care/Handwashing	Not In Compliance
922 KAR 2:120. Section 3. General Requirements. (4) A child shall: (a) Be helped with personal care and cleanliness based upon his or her developmental skills; (b) Except as established in paragraph (c) of this subsection, wash his or her hands with liquid soap and warm running water: 1. a. Upon arrival at the center; or b. Within thirty (30) minutes of arrival for school-age children; 2. Before and after eating or handling food; 3. After toileting or diaper change; 4. After handling animals; 5. After touching an item or an area of the body soiled with body fluids or wastes; and 6. After outdoor or indoor play time; and (c) Use hand sanitizer or hand-sanitizing wipes if liquid soap and warm running water are not available in accordance with paragraph (b) of this subsection. The child shall wash the child's hands as soon as practicable once liquid soap and warm running water are available.	
Findings: General: Based on observation, the surveyor observed the following: 1. A staff member in the Toddler Classroom failed to wash a child's hands after changing the child's diaper. 2. A staff member in the One Year Old Classroom failed to wash a child's hands after changing the child's diaper. 3. A child in the Toddler Classroom raised the lid of the trashcan and began touching the dirty diapers that were located inside the can. The surveyor observed the staff member call for the child to come with her to the other side of the classroom; however, the staff member failed to wash the child's hands after the child made contact with the dirty diapers.	
First Aid/Medication	In Compliance
Outdoor Play Area	Not In Compliance
745 - Playground Clean	Not In Compliance
922 KAR 2:120. Section 4. Premises Requirements. (20) An outdoor play area shall be: (c) Free from: 1. Litter; 2. Glass; 3. Rubbish; and 4. Flammable materials;	
Findings: General: Based on observation during a tour of the School-Age Playground, the surveyor found candy wrappers and a plastic package in the shape of scissors in the mulch area around the swings. During interview, staff stated that trash blows into the playground.	
750 - Playground Conditions	Not In Compliance
922 KAR 2:120. Section 4. Premises Requirements. (20) An outdoor play area shall be: (d) Safe from foreseeable hazard; (e) Well drained; (f) Well maintained; (g) In good repair; and (h) Visible to staff at all times.	
Findings: General: Based on observation during a tour of the Preschool Playground, the surveyor found a kitchen playset had a door broken off that left a jagged edge; therefore, the play area was not safe from foreseeable hazard.	
Equipment	In Compliance
Transportation	In Compliance
Food Service/Food Program	In Compliance
Food Service	Not In Compliance
1025 - Refrigerator	Not In Compliance
922 KAR 2:120. Section 8. Kitchen Requirements. (4) A cold-storage facility used for storage of perishable food in a nonfrozen state shall: (a) Have an indicating thermometer or other appropriate temperature measuring device; (b) Be in a safe environment for preservation; and (c) Be forty (40) degrees Fahrenheit or below.	
Findings: General: Based on observation, the surveyor found that the thermometers in the refrigerators that were located outside of the kitchen were reading at forty-four (44) degrees Fahrenheit and fifty (50) degrees Fahrenheit rather than the required forty (40) degrees Fahrenheit or below.	

1030 - Frozen Food

Not In Compliance

922 KAR 2:120. Section 8. Kitchen Requirements.

(5) Frozen food shall be:

(a) Kept at a temperature of zero degrees Fahrenheit or below; and

(b) Thawed:

1. At refrigerator temperatures;

2. Under cool, potable running water;

3. As part of the cooking process; or

4. By another method in accordance with the Department of Public Health's food safety standards and permits, established in KRS Chapter 217.

Findings:

General: Based on observation, the following were found:

1. There were two (2) refrigerator freezers located by the kitchen entry door that did not contain thermometers; therefore, the surveyor could not determine if the frozen food was maintained at a temperature of zero (0) degrees Fahrenheit or below.

2. There was a thermometer located in the chest freezer that was reading at ten (10) degrees Fahrenheit rather than the required zero (0) degrees Fahrenheit or below.

3. There was a refrigerator freezer located in the kitchen that had a thermometer reading of nineteen (19) degrees Fahrenheit rather than the required zero (0) degrees Fahrenheit or below.

Staff in charge stated that she thought all of the freezers had a thermometer located inside of them. Staff in charge also stated that the staff had been in and out of the freezers which may have caused to temperature to be above the zero (0) degrees Fahrenheit. The staff stated that she would check the freezers again and adjust the temperature if needed.

Children's Records

In Compliance

Written Documentation

In Compliance

Posted Documentation

Not In Compliance

1200 - Posting Requirements

Not In Compliance

922 KAR 2:090. Section 8. General.

(6) In addition to the posting requirement of KRS 199.898(3), a child-care center shall post the following in a conspicuous place and make available for public inspection:

(a) The provider's preliminary or regular license;

(b) Each statement of deficiency and civil penalty notice issued by the cabinet during the current licensure year;

(c) Each plan of correction submitted by the child-care center to the cabinet during the current licensure year;

(d) Information on the Kentucky Consumer Product Safety Program and the program's Website as specified in KRS 199.897;

(e) A description of services provided by the child-care center, including:

1. Current rates for child care; and

2. Each service charged separately and in addition to the basic rate for child care;

(f) Minimum staff-to-child ratios and group size established in 922 KAR 2:120; and

(g) Daily planned program.

Findings:

General: Based on observation, the surveyor was unable to locate a posted statement of deficiency or plan of correction. During interview, the staff in charge stated that she did not know the documents needed to be posted. Therefore, the childcare center failed to post the statement of deficiency and plan of correction for the current licensure year making it available for public inspection.

Animals

In Compliance

Signature of Provider/Representative

Title

Date