

## EXECUTIVE OFFICER'S ORDER

**TO:** Sukhdev Singh DHALIWAL  
195 Chapalina Mews SE  
Calgary, Alberta T2X 0A7  
(the "**Owner**")

**And To:** All Occupants (the "**Occupants**") of those premises located in Calgary, Alberta and municipally described as:

195 Chapalina Mews SE  
Calgary, Alberta

**RE:** Those premises located in Calgary, Alberta and municipally described as:

195 Chapalina Mews SE  
Calgary, Alberta

WHEREAS, pursuant to section 62 of the Public Health Act Chapter P-37 of the Revised Statutes of Alberta 2000, an Executive Officer who, following an inspection, has reasonable and probable grounds to believe that a nuisance exists in or on the place that was the subject of the inspection or that the place or the owner of it or any other person is in contravention of this Act or the regulations, the Executive Officer may issue a written order,

AND WHEREAS I, an Executive Officer of Alberta Health Services, have inspected the above noted premises and found to exist conditions which are or might become injurious or dangerous to the public health or that might hinder the prevention or suppression of disease or are in contravention of the Housing Regulation and/or the Nuisance and General Sanitation Regulation promulgated pursuant to Section 66 of the Public Health Act,

AND WHEREAS such inspection disclosed that the following breaches of the Public Health Act and the Nuisance and General Sanitation Regulation, Alberta Regulation 243/03, the Housing Regulation, Alberta Regulation 173/99, and/or Minimum Housing and Health Standards exist in and about the above noted premises, namely:

- Electrical system has been tampered with. This is a breach of Section 2(1) of the Nuisance and General Sanitation Regulation and of Sections 3, 4 and 5 of the Housing Regulation.

AND WHEREAS, by virtue of the foregoing, the above noted premises are hereby declared to be **unfit for human habitation**;

NOW THEREFORE, I hereby **ORDER** and **DIRECT**:

1. That the above noted premises remain vacant.
2. That the above noted premises be **secured from any and all unauthorized entry**.
3. That all products that may rot or decay be removed from the premises and properly disposed of.
4. That **permission to enter is received in writing** from the undersigned or a designated alternate Executive Officer of Alberta Health Services.
5. That, if the above noted premises are to be reoccupied, the Owner immediately undertake and diligently pursue the completion of the following work in and about the above noted premises, namely:
  - a. Retain the services of a licensed electrician to:
    - (i) assess the electrical service within the above noted premises; and
  - b. **Prior to performing any work inside the above noted premises** apply for and obtain all permits and approvals required by law.
  - c. Retain the services of contractors to make all structural, electrical, and mechanical repairs necessary, all in compliance with applicable codes and regulations, and thereafter provide Alberta Health Services with a report or reports from such contractor or contractors confirming the work performed.
  - d. **If a hole was cored through the foundation wall must be properly repaired and must be sealed from the outside to prevent water infiltration into the premises. The repair must be inspected prior to backfilling the exterior excavation.**
    - **All damages shall be properly repaired, inspected and reported on as to the suitability of the repairs prior to replacement of new materials.**
    - **NOTE THAT ALL INSPECTIONS MUST BE PERFORMED PRIOR TO COVERING UP ANY REPAIR OR INVESTIGATION SITES.**
    - **All materials related to the plant growing operation that are remaining behind, including pots, soil, fans, lights, cutting tools, chemicals and general rubbish, shall be removed and disposed of and a manifest attesting to this disposal provided to Alberta Health Services.**
  - e. Ensure that water, gas and electrical services are properly reinstated by the providers of such utility services.

That, until such time as the work referred to in paragraph 5 is completed to the satisfaction of the undersigned or by another executive officer of Alberta Health Services, the above noted premises shall remain vacant and shall be secured from unauthorized entry. Entry may be

authorized only for the purposes of complying with this Order, and full personal protective equipment should be worn. Until otherwise directed by Alberta Health Services, full personal protective equipment should be worn by any person seeking entry.

The above conditions were noted at the time of inspection and may not necessarily reflect all deficiencies. You are advised that further repairs may be required to ensure full compliance of the Housing Regulation and/or the Nuisance and General Sanitation Regulation, or to prevent a Public Health Nuisance.

This order remains in effect until the nuisance has been corrected to the satisfaction of an Executive Officer of Alberta Health Services. Failure to comply with this order will result in further action.

**No person shall conceal, deface, destroy, or remove a notice posted pursuant to the Public Health Act.**

Dated at Calgary, Alberta, this 17<sup>th</sup> day of August 2010.

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Heather A Langemann, CPHI(C)  
Executive Officer/Public Health Inspector

***Section 5(2) of the Public Health Act provides that a person who is directly affected by this Order and considers himself or herself aggrieved hereby may appeal the same to the Public Health Appeal Board, 21<sup>st</sup> Floor, Telus Plaza North Tower, 10025 Jasper Avenue, Edmonton AB T5J 1S6, within ten (10) days. The terms of this Order remain in effect notwithstanding the filing or proposed filing of any such appeal.***

***The Owner is advised that the Public Health Act empowers Alberta Health Services to carry out the terms of this Order on the Owner's behalf and at the Owner's expense should the Owner fail to comply with the terms hereof.***