

IN THE MATTER OF THE PUBLIC HEALTH ACT – ALBERTA
ORDER OF AN EXECUTIVE OFFICER

To: Vanessa Culling
3219 Dover Ridge Drive SE
Calgary, Alberta T2B 2A4

And To: All Occupants of those premises located in Calgary, Alberta and municipally described as:

203, 1826 – 11 Ave SW
Calgary, Alberta

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

203, 1826 – 11 Ave SW
Calgary, Alberta

WHEREAS I, an **Executive Officer** of the **Calgary Health Region**, have inspected the above noted premises pursuant to the provisions of the **Public Health Act**, RSA 2000, c. P-37, as amended;

AND WHEREAS such inspection disclosed that the following conditions exist in and about the above noted premises which are or may become injurious or dangerous to the public health or which might hinder the prevention or suppression of disease, namely:

- a. Suite is fire damaged throughout, with possible water damage and mould.
- b. Glass is missing from bedroom and dining room windows.
- c. There is exposed electrical wiring.
- d. There is no electricity to the suite.

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

- a. Suite is fire damaged throughout with possible water damage and mould, which is in contravention of several sections, including Section 1(C), to wit: "Building materials that have been damaged or show evidence of rot or other deterioration shall be repaired or replaced", and Section 5, to wit: "All walls, windows, ceilings, floors, and floor coverings shall be maintained in good repair, free of cracks, holes, loose or lifting coverings and in a condition that renders it easy to clean".
- b. Glass is missing from bedroom and dining room windows which is in contravention

of Section 2(b)(i), to wit: "All windows and exterior doors shall be maintained in good repair, free of cracks and weatherproof".

- c. There is no power to the suite and exposed electrical wiring, which is in contravention of Section 11, to wit: "Every housing premises shall be supplied with electrical service. Outlets, switches and fixtures shall be properly installed and shall be maintained in a good and safe working condition".

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 be vacated no later than 8:00 pm, on Wednesday, the 17th day of May, 2006.
2. 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. Remove any fire damaged, water damaged and/or mouldy building materials. Repair and/or replace all fire damaged finishes and fixtures, including required electrical repairs. All repairs within the suite must comply with the Minimum Housing and Health Standards and be approved by a Safety Codes Officer, Building Discipline.
 - b. Supply the suite with electricity, potable hot and cold running water, and a properly functioning heating system.
 - c. Replace the glass in damaged windows.
3. That, until such time as the work referred to in paragraph 2 is completed to the satisfaction of the undersigned, or an executive officer of the Calgary Health Region, the above noted premises shall remain vacant and secured from unauthorized 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 with the Minimum Housing and Health Standards, or to prevent a public health nuisance, prior to permitting reoccupancy.

Dated at Calgary, Alberta, this 29th day of May, 2006.

Karen Clarke, CPHI(C)
Executive Officer
Calgary Health Region

The Owner is advised that the Public Health Act empowers the Calgary Health Region 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.

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, 24th Floor, Telus Plaza North Tower, 10025 Jasper Avenue, Edmonton AB T5J 2N3, within ten (10) days. The terms of this Order remain in effect notwithstanding the filing or proposed filing of any such appeal.

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