

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

To: 1114053 Alberta Ltd.
302, 1826 – 11 Ave SW
Calgary, Alberta T3C 0N6

Ahmed Abdallah
1114053 Alberta Ltd.
31 Templebow Way NE
Calgary, Alberta T1Y 5B5

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

302, 1826 – 11 Ave SW
Calgary, Alberta

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

302, 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. There is excessive clutter and garbage throughout the suite and on the balcony.
- b. Floors, walls and other surfaces are in an unsanitary condition.
- c. There is no water supplied to the kitchen sink.
- d. There is no electricity supplied to the suite.
- e. There are many electrical extension cords running throughout the suite.
- f. There are elements missing from the stove.
- g. The suite door and door frame have been damaged and the door cannot be secured.
- h. There are many holes and damage to walls throughout.

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. There is no water supplied to the kitchen sink, which is which is in contravention of

- Section 14(a)(i), to wit: "Every housing premises shall be provided with a food preparation area, which includes a kitchen sink that is supplied with potable hot and cold water".
- b. There is no electricity supplied to the suite 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".
 - c. There are elements missing from the stove, which is in contravention of Section 14(a)(iv), to wit: "Every housing premises shall be provided with a food preparation area, which includes a stove and a refrigerator that are maintained in a safe and proper operating condition".
 - d. The suite door and door frame have been damaged and the door cannot be secured, which is in contravention of Section 3(a), to wit: "Exterior windows and doors shall be capable of being secured".
 - e. There are many holes and damage to walls throughout, which is in contravention of 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".

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. Repair finishes and fixtures throughout. All repairs within the suite must comply with the Minimum Housing and Health Standards.
 - b. Supply the suite with electricity, potable hot and cold running water at all taps, and a properly functioning heating system.
 - c. Repair or replace the suite door so that it can be properly secured.
 - d. Clean the suite and balcony so that they are in a sanitary condition and clutter does not pose a fire hazard.
 - e. Replace stove elements and ensure the stove operates properly.
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 23rd 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.

Banff

303 Lynx Street
PO Box 1266
Banff, AB T1L 1B3
Phone: 403-762-2990
Fax: 403-762-5570

Calgary/Mountain View/Rocky View

Centre 15
1509 Centre Street SW
Calgary, AB T2G 2E6
Phone: 403-943-8060
Fax: 403-943-8056

Canmore

#104, 800 Railway Avenue
Canmore, AB T1W 1P1
Phone: 403-678-5656
Fax: 403-678-5068

Claresholm

5221 2nd Street W
PO Box 1391
Claresholm, AB T0L 0T0
Phone: 403 625-4061
Fax: 403-625-4062

Okotoks

11 Cimarron Commons
Okotoks, AB T1S 2E9
Phone: 403-995-2600
Fax: 403-995-2639

Strathmore

Public Health Building
650 Westchester Road
Strathmore, AB T1P 1H8
Phone: 403-934-3454
Fax: 403-934-3827