

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

To: En Fang Wang
401, 1826 – 11 Ave SW
Calgary, Alberta T3C 0N6

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

401, 1826 – 11 Ave SW
Calgary, Alberta

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

401, 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. Flooring finishes and areas of drywall and insulation have been removed throughout.
- b. There are no plumbing fixtures installed in the suite.
- c. There is no electricity supplied to the suite.
- d. There is garbage and other debris throughout the suite.
- e. There is a sleeping area set up in the bedroom.
- f. The door to the suite is damaged so that it cannot be secured against outside entry.

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. Flooring finishes and areas of drywall and insulation have been removed, 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".

- b. There are no plumbing fixtures installed in the suite, which is in contravention of several sections, including Section 7 (Washroom Facilities), to wit: "Except where exempt by regulation, every housing premises shall be provided with plumbing fixtures of an approved type consisting of at least a flush toilet, a wash basin, and a bathtub or shower" and Section 9, to wit: "Every building used in whole or in part, as housing premises shall be supplied with a potable water supply of sufficient volume, pressure, and temperature to serve the needs of the inhabitants".
- c. 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".
- d. The door to the suite is damaged so that it cannot be secured against outside entry, which is in contravention of Section 3(a), to wit: "Exterior windows and doors shall be capable of being secured".

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 and/or replace all missing and damaged finishes and fixtures. 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. Repair or replace the suite door so that it can be properly secured.
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.

Dated at Calgary, Alberta, this 22nd 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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