

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

To: 1114053 Alberta Ltd.
403, 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:

403, 1826 – 11 Ave SW
Calgary, Alberta

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

403, 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 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 electricity supplied to the suite.
- d. There are many electrical extension cords running throughout the suite.
- e. Space heaters are being used in the suite.
- f. The bathroom sink appears to be plugged.
- g. The ventilation fan has been removed from the bathroom.

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 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".

- b. The bathroom sink appears to be plugged, which is in contravention of Section 6(a), to wit: "The plumbing system and sanitary drainage system... shall be maintained in a proper operating condition".
- c. The ventilation fan has been removed from the bathroom, which is in contravention of Section 7(c), to wit: "All rooms containing a flush toilet and/or bathtub or shower shall be provided with natural or mechanical ventilation".

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. Clean the suite and balcony so that they are in a sanitary condition and clutter does not pose a fire hazard..
 - b. Supply the suite with electricity, potable hot and cold running water at all taps, and a properly functioning heating system.
 - c. Repair the bathroom sink so that it drains properly.
 - d. Install a ventilation fan in the bathroom.
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.

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