

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

**To: DAVID AND JESSIE JENSEN**  
41 Fraser Rd SE  
Calgary, Alberta T2H 1E4  
(the “**Owner**”)

**And To: Drummer Realty & Property Management.**  
#5 Forge Rd, SE  
Calgary, AB T2H 0S9  
(The “**Agent**”)

**Re:** Those premises located in Calgary, Alberta and municipally described as:  
  
1604 2 A Street NW  
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. The bedroom window does not open directly to the outside of premise.
- b. The floor in the living room and bedroom slopes significantly.
- c. There are structural cracks in the walls of bedroom and living room.

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

- a. The bedroom window does not open directly to the outside of premise. This is a breach of “Minimum Housing and Health Standards”, specifically Section 3(b) & 4.
- b. The floor in the living room and bedroom slopes significantly. This is a breach of the “Minimum Housing and Health Standards”, specifically Section 1(a).
- c. There are structural cracks in the walls of the living room and bedroom. This is a breach of the “Minimum Housing and Health Standards”, specifically Section 1(a) & 5.

AND WHEREAS, by virtue of the foregoing, the above noted premises are hereby declared to be **closed for tenant accommodation purposes**;

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

1. That tenants inhabiting the above noted premises be **vacated** no later than 10:00 am, on the 17th day of October, 2008.
2. That, if the above noted premises are to be reoccupied by the public, the Owner immediately undertake and diligently pursue the completion of the following work in and about the above noted premises, namely:
  - a. Install a bedroom window that is openable to the outside of the premises.
  - b. Hire a competent structural engineer to demonstrate that the building is structurally sound. Any concerns raised by the structural engineer must be rectified.
  - c. Repair all cracks in the walls.
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 **closed for tenant accommodation purposes**.

Dated at Calgary, Alberta, this 26th day of September, 2008.

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Sarah L Nunn, BSc(Hons), CPHI(C)  
Executive Officer  
Calgary Health Region

***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, 24<sup>th</sup> 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.***

***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.***

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**Airdrie**  
Airdrie Public Health Centre  
604 Main Street South  
Airdrie, AB T4B 3K7  
Phone: 403-912-8400

**Banff**  
Banff Health Centre  
303 Lynx Street  
PO Box 1266  
Banff, AB T1L 1B3

**Calgary/Mountain View/Rocky View**  
Calgary Health Region, Centre 15  
1509 Centre Street SW  
Calgary, AB T2G 2E6  
Phone: 403-943-8060

**Canmore**  
Canmore Public Health  
#104, 800 Railway Avenue  
Canmore, AB T1W 1P1  
Phone: 403-678-5656

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**Re: Those premises located in Calgary, Alberta and municipally described as 1604 2 A Street NW, Calgary, Alberta**

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Fax: 403-912-8410

Phone: 403-762-2990  
Fax: 403-762-5570

Fax: 403-943-8090

Fax: 403-678-5068

**Claresholm**

Claresholm Public Health  
5221 2<sup>nd</sup> Street W  
PO Box 1391  
Claresholm, AB T0L 0T0  
Phone: 403-625-4061  
Fax: 403-625-4062

**Didsbury**

Didsbury Health Unit  
PO Box 130  
1210 -20th Avenue  
Didsbury, AB T0M 0W0  
Phone: 403-335-7292  
Fax: 403-335-7610

**Okotoks**

Okotoks Public Health Centre  
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: 403-361-7200  
Fax: 403-361-7244

[www.calgaryhealthregion.ca/envhealth](http://www.calgaryhealthregion.ca/envhealth)