

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

To: Peter Laflamme
82 Tararidge Close NE
Calgary, Alberta T3J 2P3

Shelly Samy
82 Tararidge Close NE
Calgary, Alberta T3J 2P3

Satya Samy
82 Tararidge Close NE
Calgary, Alberta T3J 2P3

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

Basement Suite
82 Tararidge Close NE
Calgary, Alberta

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

Basement Suite
82 Tararidge Close NE
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 two bedrooms both lack an openable window, or door to the exterior for emergency egress purposes.
- b. The two bedrooms both lack an openable window for ventilation purposes, or a mechanical ventilation system.
- c. There is no working smoke alarm installed between the bedrooms and the rest of the suite.
- d. There is no natural or mechanical ventilation for the washroom.

- e. There are no cooking facilities provided for tenant use. The stove has been removed.
- f. There are no refrigeration facilities provided for tenant use. The refrigerator has been removed.
- g. The electrical panel is open, with no cover, and is located on the wall approximately 2 feet from the kitchen sink.
- h. There is no handrail installed for the stairs leading to the lower part of the suite.

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 two bedrooms both lack an openable window, or door to the exterior for emergency egress purposes. This is in contravention of Section 3 (b) of the Minimum Housing and Health Standards.
- b. The two bedrooms both lack an openable window for ventilation purposes, or a mechanical ventilation system. This is in contravention of Section 4 of the Minimum Housing and Health Standards.
- c. There is no working smoke alarm installed between the bedrooms and the rest of the suite. This is in contravention of Section 12 and 12 (a) of the Minimum Housing and Health Standards.
- d. There is no natural or mechanical ventilation for the washroom. This is in contravention of Section 7(c) of the Minimum Housing and Health Standards.
- e. There are no cooking facilities provided for tenant use. The stove has been removed. This is in contravention of Section 14 (iv) of the Minimum Housing and Health Standards.
- f. There are no refrigeration facilities provided for tenant use. The refrigerator has been removed. This is in contravention of Section 14 (iv) of the Minimum Housing and Health Standards.
- g. The electrical panel is open, with no cover, and is located on the wall approximately 2 feet from the kitchen sink. This is in contravention of Section 11 of the Minimum Housing and Health Standards.
- h. There is no handrail installed for the stairs leading to the lower part of the suite. This is in contravention of Section 3(c) of the Minimum Housing and Health Standards.

AND WHEREAS, by virtue of the foregoing, the above noted premises are hereby declared to be
CLOSED FOR TENANT ACCOMODATION PURPOSES;

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

1. That tenants inhabiting the above noted premises be **vacated** no later than 8:00 am, on Monday, the 1st day of September, 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 window or door that meets the requirements of Section 3(b) of the Minimum Housing and Health Standards in every room that is to be used for sleeping purposes.
 - b. Provide ventilation to the bedrooms as per the requirements of Section 4 of the Minimum Housing and Health Standards.
 - c. Install a working smoke alarm between each bedroom and the rest of the suite.
 - d. Provide cooking facilities for tenant use.
 - e. Provide refrigeration facilities for tenant use.
 - f. Install a window or mechanical ventilation in the washroom.
 - g. Provide a written report from a City of Calgary Safety Codes Officer- Electrical, stating that the kitchen electrical meets all applicable safety codes and does not pose an electrical shock or fire hazard.
 - h. Install a secure handrail for the stairs leading to the lower area of the suite.

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 19th day of August, 2008. This confirms the verbal order issued to Shelly Samy on the 15th day of August, 2008.

Karen Clarke, 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, 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.

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.

Airdrie

Airdrie Public Health Centre
604 Main Street South
Airdrie, AB T4B 3K7
Phone: 403-912-8400
Fax: 403-912-8410

Banff

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

Calgary/Mountain View/Rocky View

Calgary Health Region, *Centre 15*
1509 Centre Street SW
Calgary, AB T2G 2E6
Phone: 403-943-8060
Fax: 403-943-8090

Canmore

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

Claresholm

Claresholm Public Health
5221 2nd Street W
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Claresholm, AB T0L 0T0
Phone: 403-625-4061
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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
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Strathmore

Public Health Building
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www.calgaryhealthregion.ca/envhealth