

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

To: Andrea Fowlie
13, 1617 – 26 Avenue SW
Calgary, Alberta T2T 1C7
(the “**Owner**”)

And To: All Occupants (the “**Occupants**”) of those premises located in Calgary, Alberta and municipally described as:

Suite 15, 1617 – 26 Avenue SW
Calgary, Alberta

Also known as:
Suite 13, 1617 – 26 Avenue SW
Calgary, Alberta

Legally described as:
Condominium Plan 0715987 Unit 13 and 872 undivided one ten thousandth shares
in the common property excepting thereout all mines and minerals

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

Suite 15, 1617 – 26 Avenue SW
Calgary, Alberta

Also known as:
Suite 13, 1617 – 26 Avenue SW

Legally described as:
Condominium Plan 0715987 Unit 13 and 872 undivided one ten thousandth shares
in the common property excepting thereout all mines and minerals

WHEREAS I, an **Executive Officer** of **Alberta Health Services**, 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 no electrical power supplied to outlets and fixtures in the suite.
- b. There is an electrical cord running from the common hallway into the suite.
- c. There are extension cords running throughout the suite.
- d. There is a large rotten area of wood on the exterior balcony floor.
- e. There is no smoke alarm installed in the suite.

- f. There are no insect screens installed on the suite windows.
- g. There is no natural or mechanical ventilation to the bathroom.

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. There is no electrical power supplied to outlets and fixtures in the suite. This is in contravention of Section 11 of the Minimum Housing and Health Standards.
- b. There is an electrical cord running from the common hallway into the suite. This is in contravention of Section 11 of the Minimum Housing and Health Standards.
- c. There are many extension cords running throughout the suite. This is in contravention of Section 11 of the Minimum Housing and Health Standards.
- d. There is a large rotten area of wood on the exterior balcony floor. This is in contravention of Section 3(c) of the Minimum Housing and Health Standards.
- e. There is no smoke alarm installed in the suite. This is in contravention of Section 12 of the Minimum Housing and Health Standards.
- f. There are no insect screens installed on the suite windows. This is in contravention of Section 2(b)(iii) of the Minimum Housing and Health Standards.
- g. There is no natural or mechanical ventilation to the bathroom. This is in contravention of Section 7(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 4:30 PM, on FRIDAY, the 7TH day of AUGUST, 2009.
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. Supply full electrical power to all outlets and fixtures in the suite.
 - b. Remove the cord connecting the suite to common area power.
 - c. Have the rotten balcony repaired by a qualified contractor, and provide a written report from a professional structural engineer confirming the safety of the balcony.
 - d. Install a working smoke alarm.
 - e. Install insect screens on all openable windows.
 - f. Provide ventilation to 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 Alberta Health Services, the above noted premises shall remain **closed for tenant accommodation purposes**.

Dated at Calgary, Alberta, this 27th day of July, 2009.

Karen Clarke, CPHI(C)
Executive Officer
Alberta Health Services

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 Alberta Health Services 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

Alberta Health Services, *Southport*
10101 Southport Rd SW
Calgary, AB T2W 3N2
Phone: 403-943-2288
Fax: 403-943-8056

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
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