

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

- To:** Alberta Municipal Affairs Housing Grants Admin.
17 Floor, 10155 102 Street NW
Edmonton, Alberta. T5J 4L6
(the “**Owner**”)
- And To:** Horizon Housing
400, 1202 Centre Street SE
Calgary, Alberta T2G 5A5
(the “**Agent**”)
- And To:** Elaine Sax,
118, 3818 19 Ave SW,
Calgary, Alberta T3E 6T3
(the “**Occupants**”)
- Re:** Those premises located in Calgary, Alberta and municipally described as:
118, 3818 19 Ave SW, Calgary, Alberta T3E 6T3

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 a large accumulation of belongings, food waste and general garbage.
- b. There is a significant mouse problem which is affecting other residences within the property.
- c. The bathroom is dirty and unhygienic.
- d. The kitchen is dirty and unhygienic. Access to the sink and counter space is restricted due to accumulation of inert items and food waste.

AND WHEREAS such inspection disclosed that the following breaches of the Public Health Act and the Housing Regulation, Alberta Regulation 173/99, Minimum Housing and Health Standards and the Nuisance and General Sanitation Regulation, Alberta Regulation 243/2003, exist in and about the above noted premises, namely:

- a. There is a large accumulation of belongings, food waste and general garbage. This is a breach of the Nuisance and General Sanitation Regulation, specifically section 2(1).
- b. There is a significant mouse problem which is affecting other residences within the

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Re: All Occupants (the "Occupants") of those premises located in Calgary, Alberta and municipally described as **118, 3818 19 Ave SW, Calgary, Alberta.**

- property. This is a breach of the Minimum Housing and Health Standards, specifically section 16
- c. The bathroom is dirty and unhygienic. This is a breach of the Nuisance and General Sanitation Regulation, specifically section 2(1).
 - d. The kitchen is dirty and unhygienic. Access to the sink and counter space is restricted due to accumulation of inert items and food waste. This is a breach of the Nuisance and General Sanitation Regulation, specifically section 2(1).

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 8am, on Friday, the 13th day of November, 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. Remove all garbage and food waste.
 - b. Clean all walls, counters and floors throughout the property.
 - c. Hire a professional pest control operator to treat the mouse problem.
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 16th day of November, 2009, confirming the verbal order given on 12th November, 2009.

Sarah L Nunn
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

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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

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