

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

To: Shafiq Bhanji
2804 47 Avenue SE
Calgary, Alberta T2A 0J9
(the “**Owner**”)

Shafiq Bhanji
125 Martha’s Haven Green NE
Calgary, Alberta T3J 3X5
(the “**Owner**”)

Tedd Bohdan
Box 92 Site 1 RR 6
Calgary, Alberta T2J 4L5
(the “**Owner**”)

Michael Bohdan
2804 14 Ave SE
Calgary, Alberta T2A 0J9
(the “**Owner**”)

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

2804 14 Ave SE – main floor
Calgary, Alberta

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

2804 14 Ave SE – main floor
Calgary, Alberta

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 are exposed live wires where the thermostat once was.
- b. There is no hot water to the unit.
- c. There is no water to the bathroom sink.
- d. There is no water to the bathtub.

- e. There is no refrigerator in the unit.
- f. The window in the bedroom on the left is boarded up.
- g. The window in the bedroom on the right is boarded up.
- h. The window in the living room, which is being used as a bedroom, is boarded up.
- i. Electrical outlets are coming out of the wall exposing wires.
- j. Several outlets are missing plate covers.
- k. The kitchen floor is in disrepair.
- l. The railing along the exterior stairs to the main floor is very loose and unstable.

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 are exposed live wires where the thermostat once was. This is in contravention of the Minimum Housing and Health Standards, Section 11.
- b. There is no hot water to the unit. This is in contravention of the Minimum Housing and Health Standards, Section 9(a).
- c. There is no water to the bathroom sink. This is in contravention of the Minimum Housing and Health Standards, Sections 6 and 9.
- d. There is no water to the bathtub. This is in contravention of the Minimum Housing and Health Standards, Sections 6 and 9.
- e. There is no refrigerator in the unit. This is in contravention of the Minimum Housing and Health Standards, Section 14(iv).
- f. The window in the bedroom on the left is boarded up. This is in contravention of the Minimum Housing and Health Standards, Section 3(b).
- g. The window in the bedroom on the right is boarded up. This is in contravention of the Minimum Housing and Health Standards, Section 3(b).
- h. The window in the living room, which is being used as a bedroom, is boarded up. This is in contravention of the Minimum Housing and Health Standards, Section 3(b).
- i. Electrical outlets are coming out of the wall, exposing wires. This is in contravention of the Minimum Housing and Health Standards, Section 11.
- j. Several outlets are missing plate covers. This is in contravention of the Minimum Housing and Health Standards, Section 11.
- k. The kitchen floor is in disrepair. This is in contravention of the Minimum Housing and Health Standards, Section 5(b).
- l. The railing along the exterior stairs to the main floor is very loose and unstable. This is in contravention of the Minimum Housing and Health Standards, Section 3(c).

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 4:00pm, on Monday, the 4th day of January, 2010.

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. Hire the services of a Professional electrician to inspect the electrical service to the unit.
 - b. Repair all deficiencies as outlined by the electrician.
 - c. Ensure a constant supply of hot and cold running water is available at all faucets at all times.
 - d. Provide a working refrigerator.
 - e. Ensure that windows in all rooms used for sleeping are openable and a suitable size for egress.
 - f. Repair the kitchen floor.
 - g. Ensure the railing along the front exterior stairs is in good repair.
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 vacant and secured from unauthorized entry.

Dated at Calgary, Alberta, this 11th day of December, 2009.

Daria Romanish 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

Didsbury

Okotoks

Strathmore

ORDER OF AN EXECUTIVE OFFICER

Re: Those premises located in Calgary, Alberta and municipally described as 2804 14 Ave SE – main floor, Alberta

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

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

Okotoks Public Health Centre
11 Cimarron Commons
Okotoks, AB T1S 2E9
Phone: 403-995-2600
Fax: 403-995-2639

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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