

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

**To:** Mike Seifert  
519 8 Street NE  
Calgary, Alberta T2E 4H1  
(the “**Owner**”)

**And To:** Alberta Tresury Branches  
217 – 16th Ave NW,  
Calgary, Alberta T2M 0H5  
(the “**Mortgagee**”)

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

519 8 Street NE  
Calgary, Alberta

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

519 8 Street NE  
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. The building is structurally unsound; The brick chimney appears that it may collapse at any time. The teleposts used to support the roof of the property are not adequately supporting the roof. There are serious cracks in the brickwork and in the foundation at the front of the property. The property is in serious danger of collapse.
- b. The space between the walls and the roof of the building is open and exposed to the elements.
- c. There is no smoke detector in the property.
- d. There are missing electrical plate covers throughout the property.
- e. The entrance to the front of the building is unsafe. A temporary wooden plank across the hole adjacent to the foundation is not safe.

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 building is structurally unsound; The brick chimney appears that it may collapse at any time. The teleposts used to support the roof of the property are not adequately supporting the roof. There are serious cracks in the brickwork and in the foundation at the front of the property. The property is in serious danger of collapse. This is a breach of the Minimum Housing a Health Standards, specifically section 1(a).
- b. The space between the walls and the roof of the building is open and exposed to the elements. This is a breach of the Minimum Housing a Health Standards, specifically section 2(a).
- c. There is no smoke detector in the property. This is a breach of the Minimum Housing a Health Standards, specifically section 12.
- d. There are missing electrical plate covers throughout the property. This is a breach of the Minimum Housing a Health Standards, specifically section 11.
- e. The entrance to the front of the building is unsafe. A temporary wooden plank across the hole adjacent to the foundation is not safe. This is a breach of the Minimum Housing a Health Standards, specifically 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 10am, on Tuesday, the 22nd day of December, 2009.**
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. Install a smoke detector
  - b. Replace all plate covers on the electrical outlets.
  - c. Repair the roof and foundation of the property.
  - d. Replace the front soffet and ensure the property is weatherproof.
  - e. Ensure the whole building is inspected by a suitable qualified structural engineer. The report from the engineer must be forwarded to the Environmental Health Department.
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.**

ORDER OF AN EXECUTIVE OFFICER

Re: Those premises located in Calgary, Alberta and municipally described as 519 8 Street NE, Calgary, Alberta

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Dated at Calgary, Alberta, this 10th day of December, 2009, confirming the verbal order given on 8<sup>th</sup> day of December, 2009.

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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, 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 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.***

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**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 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)