

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

To: Elmer Hood
#459 – 3223 83 Street NW
Calgary, Alberta T3B 5P3
(the “**Owner**”)

C/O Office of the Public Trustee
2100 – 411 1 Street SE
Calgary, Alberta T2G 4Y5

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

#459 – 3223 83 Street NW
Calgary, Alberta T3B 5P3

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

#459 – 3223 83 Street NW
Calgary, Alberta T3B 5P3

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. Surfaces throughout are unsanitary and covered with a layer of dirt and possible fecal matter or urine.
- b. The kitchen tap and the bathroom sink do not have running water.
- c. There is no smoke alarm installed.
- d. Strong offensive odours are present inside the mobile home. Soiled clothes are observed in the bathroom and on the kitchen floor.

AND WHEREAS such inspection disclosed that the following breaches of the Public Health Act and the Regulations thereunder exist in and about the above noted premises, namely:

- a. Surfaces throughout are unsanitary and covered with a layer of dirt and possible fecal matter or urine. This is in contravention of the Nuisance and General Sanitation Regulation, Alberta Regulation 243/2003, section 2.
- b. The kitchen tap and the bathroom sink do not have running water. This is in contravention of the Nuisance and General Sanitation Regulation, Alberta Regulation 243/2003, section 2.

- c. There is no smoke alarm installed. This is in contravention of the Nuisance and General Sanitation Regulation, Alberta Regulation 243/2003, section 2.
- d. Strong offensive odours are present inside the mobile home. Soiled clothes are observed in the bathroom and on the kitchen floor. This is in contravention of the Nuisance and General Sanitation Regulation, Alberta Regulation 243/2003, section 2.

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 5:00pm, on Friday, the 6th day of August, 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. Thoroughly clean and sanitize all floors and the walls. Remove soiled carpets and underlay.
 - b. Ensure all hand sinks are equipped with hot and cold running water.
 - c. Install smoke alarm in the hallway outside of bedrooms.
 - d. Remove any soiled clothes. Clean and sanitize any impacted areas.
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 9th day of August, 2010 confirming a verbal order issued on the 6th day of August, 2010.

Hsu-shun Lee 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