

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

To: Peter Bridge
6319 Bow Crescent NW
Calgary, Alberta T3B 2C4

Power Properties
c/o Cindy Davidson
7, 2308 – 24 Street SW
Calgary AB T2T 5H8

And To: All Occupants of those premises located in Calgary, Alberta and municipally described as:

6319 Bow Crescent NW
Calgary, Alberta

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

6319 Bow Crescent NW
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. Results from indoor air quality sampling done on December 13, 2010 indicate benzene levels of up to 75.1 ug/m³, which exceeds the Health Canada limit of 3.3 ug/m³.
- b. There has been a known release of gasoline from the nearby gas station, which has been implicated in air quality concerns documented in this neighbourhood.
- c. Tenants at the residence have complained of gasoline-like odours.

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. Results from indoor air quality sampling done on December 13, 2010 indicate benzene levels of up to 75.1 ug/m³, which exceeds the Health Canada limit of 3.3 ug/m³. This is in contravention of the Nuisance and General Sanitation Regulation, Alberta Regulation 243/2003, Section 2.

- b. There has been a known release of gasoline from the nearby gas station, which has been implicated in air quality concerns documented in this neighbourhood. This is in contravention of the Nuisance and General Sanitation Regulation, Alberta Regulation 243/2003, Section 2.
- c. Tenants at the residence have complained of gasoline-like odours. 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 remain vacant.
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. Provide evidence, to the satisfaction of an Executive Officer of Alberta Health Services, that satisfactory remediation of all petroleum contamination has occurred and that satisfactory indoor air quality exists within the premises. This evidence must include written documentation from qualified, independent environmental consultants detailing all remediation work done and demonstrating all air quality testing results.
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 29th day of December, 2010. This confirms the verbal order issued on December 23, 2010 to Cindy Davidson and the tenant.

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