

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

To: SHAMON KURESHI
109 – 1117 1 ST SW
CALGARY AB T2R 0T9
(the “**Owner**”)

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

1 TEMPLEHILL PL NE
CALGARY AB T1Y 4B8
BASEMENT SUITE

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 no locks on any windows in the suite.
- b. Smoke alarm does not work.
- c. Broken glass on east window and living room window.
- d. Bathroom fan vents into room across hallway.
- e. No screens on openable area of some windows in the suite.
- f. Ceiling missing in the bathroom.
- g. Stairs leading to the basement suite have no handrail.
- h. Temperature within the unit was 16C (outdoor temperature 9C). Report from ATCO gas states furnace left off due to safety concerns.

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 no locks on any windows in the suite. This is a breach of the Minimum Housing and Health Standards, specifically section 3 (a).
- b. The smoke alarm does not work. This is a breach of the Minimum Housing and Health Standards, specifically section 12.
- c. Broken glass on east bedroom window and living room window. This is a breach of the Minimum Housing and Health Standards, specifically section 2 (b).
- d. Bathroom fan vents into room across hallway. This is a breach of the Minimum Housing and Health Standards, specifically section 7 (c)
- e. No screens on openable area of some windows in the house. This is a breach of the Minimum Housing and Health Standards, specifically section 2 (b) (iii)
- f. Ceiling missing in the bathroom. This is and breach of the Minimum Housing a Health Standards, specifically section 5
- g. Stairs leading to the basement suite have no handrail. This is a breach of the Minimum Housing and Health Standards, specifically section 3 (c)
- h. Temperature within the unit was 16C (outdoor temperature 9C). This is a breach of the Minimum Housing and Health Standards, specifically section 8

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 the above noted premises be **vacated no later than 4:30pm, on Monday, the 31st day of May, 2010.**
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:

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Re: Those premises located in Calgary, Alberta and municipally described as 1 Temple hill PI NE, Basement Suite, Calgary, Alberta

- a. Install functional locking hardware on all windows.
 - b. Install a smoke alarm that is working.
 - c. Replace all broken glass on windows.
 - d. Provide ventilation to the bathroom in the form of a mechanical fan or screened window to the outdoors.
 - e. Provide openable area of all windows with screens.
 - f. Install a ceiling in the bathroom that is smooth, water resistant and easy to clean.
 - g. Install a handrail on stairs leading to the basement suite.
 - h. Provide the basement suite with heat that meets the requirements of Section 8 of the Minimum Housing and Health Standards.
 - i. Have the furnace inspected by ATCO Gas service personnel, to confirm that it is safe to operate the furnace. The report from the ATCO Gas service personnel must be forwarded to Alberta Health Services, Environmental Health.
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 28th day of May, 2010.

Lew Skjonsby
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.

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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
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Strathmore

Public Health Building
650 Westchester Road
Strathmore, AB T1P 1H8
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