

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

To: Jaswal Enterprises Ltd.
465 California PI NE
Calgary, Alberta T1Y 6X6
(the “**Owner**”)

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

#302 412 Huntsville Crescent NW
Calgary, Alberta

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

#302 412 Huntsville 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. There is an infestation of cockroaches in the unit.
- b. There is an extremely large amount of mould growth throughout the bathroom.
- c. The bathroom floor is saturated with water and is in disrepair.
- d. There is a leak from the bathroom faucet.
- e. The carpet between the kitchen and living room is lifting and tearing.
- f. The kitchen counter is in disrepair.

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 is an infestation of cockroaches in the unit. This is in contravention of the Minimum Housing and Health Standards, Section 16(a).
- b. There is an extremely large amount of mould growth throughout the bathroom. This is in contravention of the Minimum Housing and Health Standards, Section 5(a).
- c. The bathroom floor is saturated with water and is in disrepair. This is in contravention of the Minimum Housing and Health Standards, Section 5(a).
- d. There is a leak from the bathroom faucet. This is in contravention of the Minimum Housing and Health Standards, Section 6(c).
- e. The carpet between the kitchen and living room is lifting and tearing. This is in

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- f. contravention of the Minimum Housing and Health Standards, Section 5.
The kitchen counter is in disrepair. This is in contravention of the Minimum Housing and Health Standards, Section 5(b).

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 tenants inhabiting the above noted premises be **vacated** no later than 4:00pm, on Thursday, the 21st of January, 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:
 - a. Ensure that the unit is free from vermin by employing the services of a professional pest control company.
 - b. Remove all drywall in the bathroom, assess the wood framing to ensure it is structurally sound, replace any water damaged insulation and install new drywall suitable for use in bathrooms.
 - c. Remove the vinyl cushion on the bathroom floor. Assess the subfloor and replace any damaged areas with new materials. Lay new flooring over the subfloor.
 - d. Repair the leak from the bathroom faucet.
 - e. Repair the area of the carpet that is lifting and tearing.
 - f. Repair the sections of the kitchen counter that are damaged.
 - g. Ensure that all windows, ceilings, floors and floor coverings are maintained in good repair, free of cracks, holes, loose or lifting coverings and in a condition that renders it easy to clean.
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 21st day of January, 2010.

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

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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
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Strathmore

Public Health Building
650 Westchester Road
Strathmore, AB T1P 1H8
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www.calgaryhealthregion.ca/envhealth