

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

- To:** Sobia Butt  
295 Taracove Estates Drive NE aka (295 Taracover Estates Drive NE)  
Calgary, Alberta  
(the “**Owner**”)
- Zarar Butt  
295 Taracove Estates Drive NE aka (295 Taracover Estates Drive NE)  
Calgary, Alberta  
(the “**Owner**”)
- And To:** All Occupants (the “**Occupants**”) of those premises located in Calgary, Alberta and municipally described as:
- 295 Taracove Estates Drive NE aka (295 Taracover Estates Drive NE)  
Basement Suite  
Calgary, Alberta  
T3J 4R5
- Re:** Those premises located in Calgary, Alberta and municipally described as:
- 295 Taracove Estates Drive NE aka (295 Taracover Estates Drive NE)  
Basement Suite  
Calgary, Alberta  
T3J 4R5

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 property has severe fire damage in the basement unit. Namely, floors, walls, and ceilings in both the kitchen and living room area.
- b. Both bedroom windows openable area are too small for emergency egress.
- c. There is no smoke alarm installed in the basement suite.
- d. There is no heat in the basement suite.
- e. There is no electricity in basement suite.
- f. The electrical outlets in the kitchen are melted and switch plates are missing.
- g. The kitchen appliances (stove and refrigerator) have been destroyed.
- h. The kitchen cupboards and countertops have been severely damaged/destroyed.
- i. Both bedroom windows do not have insect screens on them.

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 property has severe fire damage in the basement unit. Namely, floors, walls, and ceilings in both the kitchen and living room area. This is a breach of section 1 (a), (c) and section 5 of the Minimum Housing and Health Standards.
- b. Both bedroom windows openable area are too small for emergency egress. This is a breach of section 3(b) of the Minimum Housing and Health Standards.
- c. There is no smoke alarm installed. This is a breach of section 12 of the Minimum Housing and Health Standards.
- d. There is no heat in the basement. This is a breach of section 8(a) of the Minimum Housing and Health Standards.
- e. There is no electricity in the basement suite. This is a breach of section 11 of the Minimum Housing and Health Standards.
- f. The electrical outlets in the kitchen are melted and switch plates are missing. This is a breach of section 11 of the Minimum Housing and Health Standards.
- g. The kitchen appliances (stove and refrigerator) have been destroyed. This is a breach of section 14(a)(iv) of the Minimum Housing and Health Standards.
- h. The kitchen cupboards and countertops have been severely damaged/destroyed. This is a breach of section 14(a)(ii) and (iii) of the Minimum Housing and Health Standards.
- i. Both bedroom windows do not have insect screens on them. This is a breach of section 2(b)(iii) of the Minimum Housing and Health Standards.

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. Remove and replace all fire damaged materials including walls, ceiling and all flooring surfaces.

- b. Install an emergency egress window in each bedroom of the basement suite that meets the requirements of the Minimum Housing and Health Standards.
  - c. Install a smoke alarm that is operational at all times.
  - d. Provide the basement suite with adequate heat that meets the requirements of the Minimum Housing and Health Standards. Have the furnace and all duct work thoroughly inspected and cleaned by a licensed mechanical company. Documentation of the work must be provided to an Executive Officer of Alberta Health Services.
  - e. Provide electricity to the basement suite and ensure all electrical wiring is in good repair. The electrical wiring for the house must be inspected by a licensed electrician. Documentation of the work must be provided to an Executive Officer of Alberta Health Services.
  - f. Provide the basement suite with kitchen appliances (stove and refrigerator) that are in good repair.
  - g. Replace all damaged cupboards and countertops so that they are smooth, easy to clean, impervious to moisture and of sound construction.
  - h. Install window screens for both bedrooms that are in good repair.
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 6th day of April, 2011. This confirms the verbal order issued on the 31<sup>st</sup> day of March 2011 issued to Zarar Butt.

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Maz Rahman, 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, 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)