

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

To: Parinbanu Hassanali Esmail
3016 32A Avenue SE
Calgary, Alberta T2V 4E9
(the “**Owner**”)

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

3016 32A Avenue SE
Calgary, Alberta T2V 4E9

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

3016 32A Avenue SE
Calgary, Alberta T2V 4E9

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 smoke detectors in house.
- b. Security bars are placed on all bedroom windows, secured from the outside.
- c. Evidence of mice infestation in house, some structural damage was observed due to mice chewing.
- d. Observed a fruit fly infestation.
- e. Gross amount of mouse droppings observed in all areas of house, inside refrigerator, stove, kitchen cupboards, closets, and soft furnishings.
- f. The kitchen facilities are filthy, cupboards and countertops are in disrepair.
- g. Garbage and filth including food debris, bags of clothing and garbage piled inside closets and on floor, human faeces and used diapers are piled in the bathroom and hallways.
- h. Basement has a number of uncapped sewer pipes.
- i. Basement walls have been water damaged and have visible mould growth.
- j. Lack of cleanliness in house has lead to noxious odours that emanate from house.
- k. Large commercial disposal bin in yard is full of waste and is not secured from animal or vermin entry.

AND WHEREAS such inspection disclosed that the following breaches of the Public Health Act and the Housing Regulation, Alberta Regulation 173/99, and/or the Nuisance and General

Sanitation Regulation, Alberta Regulation 243/2003, exist in and about the above noted premises, namely:

- a. There are no smoke detectors in house. This is a contravention of Section 2, of the Nuisance and General Sanitation Regulation.
- b. Security bars are placed on all bedroom windows, secured from the outside. This is a contravention of Section 2, of the Nuisance and General Sanitation Regulation.
- c. Evidence of mice infestation in house, some structural damage was observed due to mice chewing. This is a contravention of Section 2, of the Nuisance and General Sanitation Regulation.
- d. Observed a fruit fly infestation. This is a contravention of Section 2, of the Nuisance and General Sanitation Regulation.
- e. Gross amount of mouse droppings observed in all areas of house, inside refrigerator, stove, kitchen cupboards, closets, and soft furnishings. This is a contravention of Section 2, of the Nuisance and General Sanitation Regulation.
- f. The kitchen facilities are filthy, cupboards and countertops are in disrepair. This is a contravention of Section 2, of the Nuisance and General Sanitation Regulation.
- g. Garbage and filth including food debris, bags of clothing and garbage piled inside closets and on floor, human faeces and used diapers are piled in the bathroom and hallways. This is a contravention of Section 2, of the Nuisance and General Sanitation Regulation.
- h. Basement has a number of uncapped sewer pipes. This is a contravention of Section 2, of the Nuisance and General Sanitation Regulation.
- i. Basement walls have been water damaged and have visible mould growth. This is a contravention of Section 2, of the Nuisance and General Sanitation Regulation.
- j. Lack of cleanliness in house has lead to noxious odours that emanate from house. This is a contravention of Section 2, of the Nuisance and General Sanitation Regulation.
- k. Large commercial disposal bin in yard is full of waste and is not secured from animal or vermin entry. This is a contravention of Section 2, of the Nuisance and General Sanitation Regulation.

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 bars from bedroom windows to ensure emergency egress.
 - b. Install an operational smoke detector in hallway between each sleeping area, or in each hallway that serves the sleeping areas.
 - c. Remove and discard the carpet and underlay throughout the house. Sub-floor must be washed and primed prior to installing new flooring. An inspection is required prior to the installation of new flooring.
 - d. Discard soft furnishings such as; the mattress, and upholstered furniture.

- e. Hire professional pest control to treat for the various infestations. This step should take place after items, and carpeting has been removed and all droppings have been cleaned. Ensure all areas of house including the attic area is inspected and treated if necessary.
 - f. Exterior of house must be inspected by the pest control applicator to ensure vermin points of entry to house are plugged. The yard may also require pest control.
 - g. Ensure refrigerator and stove are cleaned, disinfected and operational. The appliances must be inspected from the back and underside to ensure they are not harbouring mice, droppings or urine inside the equipment. The refrigerator and stove may need to be discarded and replaced if nesting materials have soiled the insulating materials or chewed any electrical components.
 - h. Ensure all kitchen cupboards and countertops are cleaned and are in good repair.
 - i. Ensure all kitchen and bathroom plumbing fixtures are cleaned and are in good working condition.
 - j. Cap all open sewer drains in the basement.
 - k. All mice nesting areas, holes in walls, ceilings and floors must be cleaned and repaired. Attic must be inspected for mice activity, treated, cleaned and repaired if necessary.
 - l. Inspection of electrical system in house is required by a licensed electrician to ensure there is no damage caused by the mice infestation. Repair any electrical deficiencies. Receipts from the electrical inspection and repairs are required.
 - m. Remove all garbage, food debris, faeces and any other material that can attract vermin inside the house and in the yard.
 - n. Clean all surfaces of rooms and hallways; walls, ceilings, floors, doors, and appurtenances. If a surface cannot be adequately cleaned it may require painting or replacing.
 - o. All wood framing, paneling, drywall, vapour barrier, insulation throughout the basement where flooding or sewer back-up affected shall be removed and disposed of. All concrete exposed basement walls and floors shall then be thoroughly washed with detergent and water and quickly dried.
 - p. Outdoor commercial garbage bin must be secured to prevent vermin entry with access gate closed and covered or removed from property to prevent noxious odours from emanating.
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 22nd day of March, 2011.

Heather A Langemann, CPHI(C)
Executive Officer, Public Health Inspector
Alberta Health Services

ORDER OF AN EXECUTIVE OFFICER

Re: Those premises located in Calgary, Alberta and municipally described as 3016 32A Avenue SE.

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