

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

To: Ayondu Chiebuka
5973 Saddlehorn Drive NE
CALGARY AB T3J 4M2
(the “**Owner**”)

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

BASEMENT
3515 60 Street NE
CALGARY AB T1Y 3L2

RE: BASEMENT
3515 60 Street NE
CALGARY AB T1Y 3L2

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:

Basement Common /General

- a. No smoke alarm installed.
- b. Side exterior door leading to the basement has no weather stripping and is not weatherproof.
- c. No floor covering installed in some areas of the kitchen, living room, bathroom and laundry room.
- d. Large hole in the floor in the laundry room.
- e. Mould growth on lower wall beside the bathroom sink cupboard and behind toilet.
- f. Linoleum on stairs leading to the basement is lifting and in disrepair.
- g. There is evidence of mice and bedbugs upstairs.

Basement South Bedroom

- a. Electrical outlets are missing cover plates.
- b. Openable area of the bedroom window is too small for emergency egress.

Basement North Bedroom

- a. Openable area of the bedroom window is too small for emergency egress

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:

Basement Common/General

- a. No smoke alarm installed. This is a breach of the Minimum Housing and Health Standards, specifically section 12.
- b. Side exterior door leading to the basement has no weatherstripping and is not weatherproof. This is a breach of the Minimum Housing and Health Standards, specifically section 2 (b) (i).
- c. No floor covering installed in some areas of the kitchen, living room, bathroom and laundry room. This is a breach of the Minimum Housing and Health Standards, specifically section 5.
- d. Large hole in the floor in the laundry room. This is a breach of the Minimum Housing and Health Standards, specifically section 5.
- e. Mould growth on lower wall beside the bathroom sink cupboard and behind toilet. This is a breach of the Housing Regulation specifically section 5(2).
- f. Linoleum on stairs leading to the basement is lifting and in disrepair. This is a breach of the Minimum Housing and Health Standards, specifically section 5.
- g. There is evidence of mice and bedbugs upstairs. This is a breach of the Minimum Housing and Health Standards specifically section 16 (a)

Basement South Bedroom

- a. Electrical outlets are missing cover plates. This is a breach of the Minimum Housing and Health Standards, specifically section 11.
- b. Openable area of bedroom window is too small for emergency egress. This is a breach of the Minimum Housing and Health Standard, specifically section 3 (b).

Basement North Bedroom

- a. Openable area of bedroom window is too small for emergency egress. This is a breach of the Minimum Housing and Health Standard, specifically section 3(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 the above noted premises **remain vacant.**

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:

Basement Common / General

- a. Install a smoke alarm that is working.
- b. Install weatherstripping for the side exterior door leading to the basement and ensure that the door is weatherproof.
- c. Install a floor covering in the kitchen, living room, bathroom and laundry that can be easily cleaned and is in good repair.
- d. Ensure that the hole on the floor in the laundry room is properly covered to prevent any tripping hazard.
- e. Cut out all mouldy materials from the bathroom walls. Identify and correct all sources of moisture contributing to mould growth. Ensure that the area is dry and replace with new material.
- f. Ensure that linoleum on the stairs leading to the basement is properly installed and in good repair.
- g. Ensure that the basement is treated for mice and bedbugs. Documentation from exterminator is required.

Basement South Bedroom

- a. Install cover plates on all electrical outlets in the room.
- b. Install a window in the room that meets the requirements of the Minimum Housing Health Standards.

Basement North Bedroom

- a. Install a window in the room that meets the requirements of the Minimum Housing Health Standards.
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 24th day of January, 2011. This confirms the verbal order issued to the Owner on January 20, 2011.

Ayuk Eyong
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