

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

To: Coraleigh Colins
9950 26 Street SW
Calgary, Alberta T2V 4E9
(the “**Owner**”)

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

9950 26 Street SW
Calgary, Alberta T2V 4E9

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

9950 26 Street SW
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 is no smoke detector on upper level, and lower level smoke detector is not functional.
- b. Security bars are placed on all bedroom windows, secured from the outside.
- c. Evidence of mice infestation in house.
- d. Observed a house fly infestation.
- e. Heavy carpet beetle infestation with live larvae observed in bedding, all areas with carpet, soft furnishings and clothing.
- f. There is no stove.
- g. There is no refrigerator.
- h. The kitchen facilities are filthy and cupboards are in disrepair.
- i. Garbage and filth including dirty cat litter, food debris, clothing piled in closet, bathroom and hallway by front door.
- j. Missing electrical outlet covers.
- k. Toilet is in disrepair and is filthy.
- l. Lack of cleanliness in house has lead to noxious odours that emanate from house.

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 is no smoke detector on upper level, and lower level smoke detector is not functional. 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. This is a contravention of Section 2, of the Nuisance and General Sanitation Regulation.
- d. Observed a house fly infestation. This is a contravention of Section 2, of the Nuisance and General Sanitation Regulation.
- e. Heavy carpet beetle infestation with live larvae observed in bedding, all areas with carpet, soft furnishings and clothing. This is a contravention of Section 2, of the Nuisance and General Sanitation Regulation.
- f. There is no stove. This is a contravention of Section 2, of the Nuisance and General Sanitation Regulation.
- g. There is no refrigerator. This is a contravention of Section 2, of the Nuisance and General Sanitation Regulation.
- h. The kitchen facilities are filthy and cupboards are in disrepair. This is a contravention of Section 2, of the Nuisance and General Sanitation Regulation.
- i. Garbage and filth including dirty cat litter, food debris, clothing piled in closet, bathroom and hallway by front door. This is a contravention of Section 2, of the Nuisance and General Sanitation Regulation.
- j. Missing electrical outlet covers. This is a contravention of Section 2, of the Nuisance and General Sanitation Regulation.
- k. Toilet is in disrepair and is filthy. This is a contravention of Section 2, of the Nuisance and General Sanitation Regulation.
- l. 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.

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 suite. Install new suitable flooring making repairs to sub-floor if required.
 - d. Discard soft furnishings such as; the mattresses, sofa and cat trees.
 - e. Any clothing or bedding must be laundered to remove any insects or eggs (hot

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- f. water wash and high heat dry), or be discarded.
 - f. Hire professional pest control to treat for the various infestations. This step should take place after items and carpeting has been removed.
 - g. Install a refrigerator and stove into the kitchen.
 - h. Repair and clean the toilet and bathroom fixtures.
 - i. Replace any missing or damaged electrical outlet covers.
 - j. Remove all garbage, food debris, cat faeces and any other material that can attract vermin.
 - k. 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.
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 17 day of February, 2011. Verbal order was issued on February 15, 2011, in a voicemail message to David Boyce, with Alberta Health Services, Rocky View Hospital, Unit 48.

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