

ORDER OF AN EXECUTIVE OFFICER CLOSED FOR TENANT ACCOMMODATION PURPOSES ORDER TO VACATE

To: Drew Tyler Park
(the "Owner")

To: Cory Park
(the "Owner")

And To: All Occupant(s) of the following Housing premises:
Basement 2039 47 Street SE

RE: Those housing premises located in Calgary, Alberta and municipally described as:
Basement 2039 47 Street SE

WHEREAS I, an Executive Officer of Alberta Health Services, have inspected the above 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 bedroom window in the bedroom next to the stairs only has an opening for egress of 16" x 31".
- b. The bedroom window in the bedroom facing the backyard only has an opening for egress of 15" x 16".
- c. Electrical outlets in the basement washroom and in the kitchen have no power.
- d. Bathroom outlet is missing a cover plate.
- e. The bathroom floor near the door contains approximately 76% moisture.
- f. No smoke alarm is installed in the basement.
- g. The bathroom window is not in its frame and is unable to lock.
- h. The left bedroom window in the bedroom facing the backyard is without glass panes and is covered by only blankets.

AND WHEREAS such inspection disclosed that the following breaches of the Public Health Act and the Housing Regulation, Alberta Regulation 173/99, and the Minimum Housing and Health Standards exist in and about the above noted premises, namely:

- a. The bedroom window in the bedroom next to the stairs only has an opening for egress of 16" x 31". This is in contravention of Section 3 (b), in the Minimum Housing and Health Standards.
- b. The bedroom window in the bedroom facing the backyard only has an opening for egress of 15" x 16". This is in contravention of Section 3 (b), in the Minimum Housing and Health Standards.

- c. Electrical outlets in the basement washroom and in the kitchen have no power. This is in contravention of Section 11, in the Minimum Housing and Health Standards.
- d. Bathroom outlet is missing a cover plate. This is in contravention of Section 11, in the Minimum Housing and Health Standards.
- e. The bathroom floor near the door contains approximately 76% moisture. This is in contravention of Section 5, in the Minimum Housing and Health Standards and Section 5 (2) of the Housing Regulation.
- f. No smoke alarm is installed in the basement. This is in contravention of Section 12, in the Minimum Housing and Health Standards.
- g. The bathroom window is not in its frame and is unable to lock. This is in contravention of Section 3 (a), in the Minimum Housing and Health Standards.
- h. The left bedroom window in the bedroom facing the backyard is without glass panes and is covered by only blankets. This is in contravention of Section 3 (a) and 2 (b), in the Minimum Housing and Health Standards.

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 occupants vacate the above noted premises on or before February 08, 2012 at 5pm.
2. That the owner immediately undertake and diligently pursue the completion of the following work in and about the above noted premises, namely:
 - a. Replace the existing windows in both bedrooms with windows that have a minimum unobstructed opening 3.8 ft² with no dimension less than 15".
 - b. Fix the electrical outlets in the basement washroom and in the kitchen so the electrical outlets are functional.
 - c. Install a cover plate for the bathroom outlet.
 - d. Remove all water damaged floor in the bathroom and nearby areas. Identify and correct the source of moisture. Refinish with new materials that are smooth, water resistant and easily cleanable.
 - e. Install a smoke alarm in the ceiling outside of both bedrooms.
 - f. Repair or replace the bathroom window so it is secure.
 - g. Reglaze the left bedroom window in the bedroom facing the backyard.
3. That until such time as the work referred to above is completed to the satisfaction of an Executive Officer of Alberta Health Services; the above noted premises shall remain closed for tenant accommodation purposes.

The above conditions were noted at the time of inspection and may not necessarily reflect all deficiencies. You are advised that further work may be required to ensure full compliance with the Public Health Act and regulations, or to prevent a public health nuisance.

DATED at Calgary, Alberta, January 31, 2012

Luke Lee, CPHI(C)
Executive Officer
Environmental Health Officer

YOU HAVE THE RIGHT TO APPEAL

A person who a) is directly affected by a decision of a Regional Health Authority, and
b) feels himself aggrieved by the decision

may appeal the decision within ten (10) days after receiving the order to the Public Health Appeal Board located at 24th Floor, Telus Plaza, 10025 - Jasper Avenue, Edmonton, Alberta, T5J 1S6. Telephone (780) 427-2813.

The terms of this Order remain in effect notwithstanding the filing or proposed filing of any such appeal. If you appeal, you may also make an application to the Board for a stay of this Order pending the appeal.

A copy of the Public Health Appeal form may be obtained by contacting Alberta Health Services at (780) 342-0122, or the Public Health Appeal Board (780) 427-2813.

You are advised that all orders remain in effect pending such an appeal

HEALTH LEGISLATION, REGULATIONS AND STANDARDS

Electronic versions of the Public Health Act and Regulations are available at the Alberta Queen's Printer Bookstore 10611 - 98 Avenue, Main Floor, Park Plaza, Edmonton, Alberta, T5K 2P7 or www.qp.gov.ab.ca.

Health Legislation and regulations are available for purchase. Please contact Alberta Queen's Printer Bookstore 10611 - 98 Avenue, Main Floor, Park Plaza, Edmonton, Alberta, T5K 2P7) or www.qp.gov.ab.ca.

Copies of standards are available by contacting the Health Protection Branch of Alberta Health & Wellness at (780) 427-4518, or by visiting: www.health.alberta.ca/about/health-legislation.html

Confirmation of an oral order issued to Cory Park, property manager, on January 26, 2012.

Copy Drew Tyler Park

Copy Stephanie Lovatt, Moving Forward Program support

AIRDRIE Regional Health Centre

604 Main Street South
Airdrie, AB T4B 3K7
Phone: 403-912-8400
Fax: 403-912-8410

BANFF Health Unit

303 Lynx Street
PO Box 1266
Banff, AB T1L 1B3
Phone: 403-762-2990
Fax: 403-762-5570

CALGARY - Southport Atrium

10101 Southport Road SW
Calgary, AB T2W 3N2
Phone: 403-943-2288
Fax: 403-943-8056

CANMORE Public Health

#104, 800 Railway Avenue
Canmore, AB T1W 1P1
Phone: 403-678-5656
Fax: 403-678-5068

CLARESHOLM Public Health

5221 2nd Street W
PO Box 1391
Claresholm, AB T0L 0T0
Phone: 403 625-4061
Fax: 403-625-4062

COCHRANE Community Health Centre

60 Grande Boulevard
Cochrane, AB T4C 0S4
Phone: 403-851-6000
Fax: 403- 851-6009

OKOTOKS Health and Wellness Centre

11 Cimarron Common
Okotoks, AB T1S 2E9
Phone: 403-995-2600
Fax: 403-995-2639

STRATHMORE Public Health Office

650 Westchester Road
Strathmore, AB T1P 1H8
Phone: 403-361-7200
Fax: 403-361-7244

www.albertahealthservices.ca/eph.asp