

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

**To:** Tom Daw  
Box 268  
Gleichen, Alberta T0J 1N0

**And To:** Deb Stopa and all occupants, of those premises located in municipality, Alberta and municipally described as:

NE ¼ 14-22-22-W4M  
Gleichen, Alberta

**Re:** Those premises located at the NE ¼ 14-22-22-W4M, in the County of Wheatland, Alberta and municipally described as:

NE ¼ 14-22-22-W4M  
Gleichen, Alberta

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. A large accumulation of dog feces on the floor throughout the house.
- b. Accumulation of refuse and waste in the house.
- c. Broken and cracked windows throughout the house.
- d. Broken or missing window screens on several windows throughout the house.
- e. Railings missing on the front entrance steps.
- f. Accumulation of refuse and waste on the front deck and in the surrounding yard.
- g. Cover missing from well head.
- h. Large amount of living and dead flies throughout the house.
- i. Questionable electrical wiring located in the front porch area.

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 large accumulation of dog feces on the floor throughout the house. This is in contravention of Section 2(2)(e) of the Nuisance and General Sanitation Regulation.
- b. The Accumulation of refuse and waste in the house. This is in contravention of Section 2(2)(e) of the Nuisance and General Sanitation Regulation.
- c. The broken and cracked windows throughout the house. This is in contravention of 2(b)(i) of the Minimum Housing and Health Standards.

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- d. The broken and missing window screens on several windows throughout the house. This is in contravention of 2(b)(iii) of the Minimum Housing and Health Standards.
  - e. The railings missing on the front entrance steps. This is in contravention of 3(c) of the Minimum Housing and Health Standards.
  - f. The accumulation of refuse and waste on the front deck and in the surrounding yard. This is in contravention of Section 2(2)(e) of the Nuisance and General Sanitation Regulation.
  - g. The cover missing from well head. This is in contravention of Section 2(2)(c) of the Nuisance and General Sanitation Regulation.
  - h. The large amount of living and dead flies throughout the house. This is in contravention of Section 2(2)(a) of the Nuisance and General Sanitation Regulation.
  - i. Questionable electrical wiring located in the front porch area. This is in contravention of 11 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 be vacated no later than 12:00am, on the 31<sup>st</sup> day of March, 21010.
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 all fecal matter and contamination in the home.
  - b. Remove of all refuse and waste in the home.
  - c. Repair or replace all broken windows.
  - d. Repair or install window screens on all opening windows.
  - e. Install an appropriate hand rail on the front entrance steps.
  - f. Remove all refuse and waste accumulation in the yard.
  - g. Repair and secure the well head cover.
  - h. Eliminate and remove all pest infestations and contamination.
  - i. Repair all questionable electrical wiring.
  - j. Submit a bacteriological water sample.
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, and a bacteriological water sample submitted is confirmed as satisfactory, the above noted premises shall remain vacant and secured from unauthorized entry.

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Dated at Strathmore, Alberta, this 31<sup>st</sup> day of March, 2010.

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Norman Kruesel  
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)