

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

To: **Balbir Singh**
 "the Owner"

And To: All Occupant(s) of the following Housing premises: 1710 51 Street SE – Unit 4

RE: Those housing premises located in Calgary, Alberta and municipally described as: 1710 51 Street SE – Unit 4

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 in any manner the prevention or suppression of disease, namely:

- a. The light switch cover by the entrance door was loose and coming out of the drywall.
- b. Water stain was observed on the North kitchen drywall.
- c. The kitchen stove was unusable due to the amount of garbage and debris being stored on top of the kitchen stove.
- d. The refrigerator was not working.
- e. The kitchen hand sink was unusable due to the amount of garbage and debris being stored on top of the kitchen hand sink.
- f. A Hasp and lock mechanism was installed on the entrance door frame.
- g. The front entrance door was unable to fully open due to extreme clutter in the unit.
- h. The unit was cluttered with clothes, garbage, junk, and cat fecal matter.
- i. The bedroom window was obstructed with a piece of wood. The wood was screwed into the window frame.
- j. Blood was observed on the kitchen floor.
- k. There was a massive infestation of flies in the unit.
- l. There was no smoke alarm near the sleeping area.
- m. The washroom hand sink was unusable due to the amount of garbage and debris being stored on top of the hand sink.
- n. The washroom fan cover was missing.

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 light switch cover by the entrance door was loose and coming out of the drywall. This is in contravention of section IV(11) of the Minimum Housing and Health Standards which states that: Every housing premises shall be supplied with electrical service.

Outlets, switches and fixtures shall be properly installed and shall be maintained in a good and safe working condition.

- b. Water stain was observed on the North kitchen drywall. This is in contravention of section III(5) of the Minimum Housing and Health Standards which states that: All walls, windows, ceilings, floors, and floor coverings shall be maintained in good repair, free of cracks, holes, loose or lifting coverings and in a condition that renders it easy to clean.
- c. The kitchen stove was unusable due to the amount of garbage and debris being stored on top of the kitchen stove. This is in contravention of section 5(2) of the Housing Regulation AR173/1999 which states that: No person shall cause or permit any condition in housing premises that is or may become injurious or dangerous to the public health, including any condition that may hinder in any way the prevention or suppression of disease.
- d. The refrigerator was not working. This is in contravention of section IV(14)(a)(iv) of the Minimum Housing and Health Standards which states that: Every housing premises shall be provided with a food preparation area, which includes: a stove and a refrigerator that are maintained in a safe and proper operating condition. The refrigerator shall be capable of maintaining a temperature of 4 degrees C.
- e. The kitchen hand sink was unusable due to the amount of garbage and debris being stored on top of the kitchen hand sink. This is in contravention of section 5(2) of the Housing Regulation AR173/1999 which states that: No person shall cause or permit any condition in housing premises that is or may become injurious or dangerous to the public health, including any condition that may hinder in any way the prevention or suppression of disease.
- f. A Hasp and lock mechanism was installed on the entrance door frame. This is in contravention of section 5(2) of the Housing Regulation AR173/1999 which states that: No person shall cause or permit any condition in housing premises that is or may become injurious or dangerous to the public health, including any condition that may hinder in any way the prevention or suppression of disease.
- g. The front entrance door was unable to fully open due to extreme clutter in the unit. This is in contravention of section 5(2) of the Housing Regulation AR173/1999 which states that: No person shall cause or permit any condition in housing premises that is or may become injurious or dangerous to the public health, including any condition that may hinder in any way the prevention or suppression of disease.
- h. The unit was cluttered with clothes, garbage, junk, and cat fecal matter. This is in contravention of section 5(2) of the Housing Regulation AR173/1999 which states that: No person shall cause or permit any condition in housing premises that is or may become injurious or dangerous to the public health, including any condition that may hinder in any way the prevention or suppression of disease.
- i. The bedroom window was obstructed with a piece of wood. The wood was screwed into the window frame. This is in contravention of section III(3)(b)(ii) of the Minimum Housing and Health Standards which states that: Windows referred to in section III(3)(b)(i) shall provide unobstructed openings with areas not less than 0.35 m² (3.8ft²), with no dimension less than 380 mm (15”).
- j. Blood was observed on the kitchen floor. This is in contravention of section 5(2) of the Housing Regulation AR173/1999 which states that: No person shall cause or permit any condition in housing premises that is or may become injurious or dangerous to the public health, including any condition that may hinder in any way the prevention or suppression of disease.

- k. There was a massive infestation of flies in the unit. This is in contravention of section V(16)(a) of the Minimum Housing and Health Standards which states that: The owner shall ensure that the housing premises are free of insect and rodent infestations.
- l. There was no smoke alarm near the sleeping area. This is in contravention of section IV(12) of the Minimum Housing and Health Standards which states that: Smoke alarms within dwellings shall be installed between each sleeping area and the remainder of the suite and, where hallways serve the sleeping areas; the smoke alarms shall be installed within the hallway.
- m. The washroom hand sink was unusable due to the amount of garbage and debris being stored on top of the hand sink. This is in contravention of section 5(2) of the Housing Regulation AR173/1999 which states that: No person shall cause or permit any condition in housing premises that is or may become injurious or dangerous to the public health, including any condition that may hinder in any way the prevention or suppression of disease.
- n. The washroom fan cover was missing. This is in contravention of section III(5)(a) of the Minimum Housing and Health Standards which states that: Rooms containing a flush toilet and/or a bathtub or shower shall have walls and floors that are smooth, non-absorbent to moisture and easy to clean. All walls shall form a watertight joint with each other, the floor, the ceiling and where applicable with the bathtub or shower.

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 May 8, 2024.
- 2. That the Owner immediately undertake and diligently pursue the completion of the following work in and about the above noted premises, namely:
 - a. Repair/replace light switch cover by the entrance door.
 - b. Investigate source of moisture in the kitchen north wall and remediate as soon as possible. Refinish north kitchen drywall.
 - c. Remove all garbage and debris from the unit and ensure that the kitchen stove, kitchen sink and washroom hand sink are in good working condition.
 - d. Repair or replace the refrigerator.
 - e. Remove hasp and lock mechanism from the entrance door frame.
 - f. Declutter the unit so pathways and exits are not blocked.
 - g. Clean and disinfect all contaminated surfaces within the unit.
 - h. Remove wood from the bedroom window and ensure the window meets all of Section 3 in the Minimum Housing and Health Standards.
 - i. Hire pest control to assess and eliminate the fly infestation.
 - j. Install a fully functional smoke alarm near the sleeping area..
 - k. Install washroom fan cover.

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, May 8, 2024
Confirmation of a verbal order issued to Balbir Singh on May 7, 2024.

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 by submitting a Notice of Appeal form within ten (10) days after receiving the order to:

Public Health Appeal Board
c/o Central Reception
Main Floor, ATB Place North Tower
10025 Jasper Avenue NW
Edmonton, Alberta, T5J 1S6
Phone: 780-222-5186
Fax: 780-422-0914
Email: HealthAppealBoard@gov.ab.ca
Website: <https://www.alberta.ca/public-health-appeal-board.aspx>

A Notice of Appeal form may be obtained by contacting the Public Health Appeal Board or visiting their website.

Health Legislation, Regulations and Standards

Electronic versions of the Public Health Act and Regulations are available at the Alberta King's Printer Bookstore 10611 - 98 Avenue, Main Floor, Park Plaza, Edmonton, Alberta, T5K 2P7 or <https://www.alberta.ca/alberta-kings-printer.aspx>.

Health Legislation and regulations are available for purchase. Please contact Alberta King's Printer Bookstore 10611 - 98 Avenue, Main Floor, Park Plaza, Edmonton, Alberta, T5K 2P7 or <https://www.alberta.ca/alberta-kings-printer.aspx>.

Copies of standards are available by visiting: <https://www.alberta.ca/health-standards-and-guidelines.aspx>

Copy Calgary Police Services and Crisis Team

Calgary • Southport • Environmental Health
10101 Southport Road SW and Calgary, AB, Canada T2W 3N2
<https://www.ahs.ca/eph>