

ORDER OF AN EXECUTIVE OFFICER

To: Dennis John Burk
Brenda Colleen Burk
“the Owners”

RE: Those housing premises located in Red Deer, Alberta and municipally described as:
Unit 2, 5816 58 Avenue

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. There was evidence of a mice infestation. Dead mice were found in metal mouse traps in the basement and mice droppings were observed on the kitchen area countertop, in the oven storage drawer, and in one room located on the first level of the premises. There is an insect nest/hive present in the basement area above the foundation wall.
- b. Personal belongings and other items were observed throughout the home limiting mobility, narrowing of pathways through the home, and obstructing access to exits in the event of a fire.

AND WHEREAS such inspection disclosed that the following breaches of the Public Health Act, the Nuisance and General Sanitation Regulation, Alberta Regulation 243/2003, the Housing Regulation, Alberta Regulation 173/99, and the Minimum Housing and Health Standards exist in and about the above noted premises, namely:

- a. There was evidence of a mice infestation. Dead mice were found in metal mouse traps in the basement and mice droppings were observed on the kitchen area countertop, in the oven storage drawer, and in one room located on the first level of the premises. There is an insect nest/hive present in the basement area above the foundation wall. These conditions are in contravention of Section 16(a) of the Minimum Housing and Health Standards, which states: “The owner shall ensure that the housing premises are free of insect and rodent infestations.”
- b. Personal belongings and other items were observed throughout the home limiting mobility, narrowing of pathways through the home, and obstructing access to exits in the event of a fire. This condition is in contravention of Section 2(1) of the Nuisance and General Sanitation Regulation which states that: “No person shall create, commit or maintain a nuisance.”

NOW THEREFORE, I hereby **ORDER** and **DIRECT**:

1. That the Owner immediately undertake and diligently pursue the completion of the following work in and about the above noted premises, namely:

- a. Ensure that a qualified pest control company is hired, and corrective measures are taken to remediate the mice and insect infestation. You must also ensure documented evidence (i.e. invoices with corrective measures taken), detailing the remedial work that has been completed, is provided to an Executive Officer with Alberta Health Services.
- b. Ensure all areas of the premises are accessible to the pest control company in order for the company to conduct an inspection and take necessary remedial action to address the mice/insect infestation (i.e. Relocate the tenant's personal belongings and other items, as needed). This is also required to ensure emergency egress is not obstructed.

2. The work referred to in paragraph 1 shall be completed by February 26, 2024.

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 Red Deer, Alberta, January 24, 2024

Confirmation of a verbal order issued to Dennis John Burk on January 24, 2024.

Executive Officer
Alberta Health Services

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>.

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

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Copy: City of Red Deer

Red Deer • Johnstone Crossing Community Health Centre • Environmental Public Health

300 Jordan Parkway, Red Deer, AB, Canada T4P 0G8

<https://www.ahs.ca/eph>