

ORDER OF AN EXECUTIVE OFFICER UNFIT FOR HUMAN HABITATION

To: Donald Vella
Edmonton, Alberta

RE: Those housing premises located in Edmonton, Alberta and municipally described as:
1450 West Strait Place NW

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. Unsanitary conditions noted throughout the premise with dirt, debris, refuse, and broken glass observed.
- b. Utilities were not available in the premise.
- c. Sewage contamination was noted in and around both toilets.
- d. Electrical switches near the main entrance were in disrepair with exposed electrical wiring observed.
- e. Flooring throughout the premise was in disrepair with upward bowing observed.
- f. An operational smoke alarm was not available in the premise.
- g. The front and rear entrance doors were not secure.

AND WHEREAS such inspection disclosed that the following breaches of the Public Health Act and the Nuisance and General Sanitation Regulation, 2003 exist in and about the above noted premises, namely:

- a. Unsanitary conditions noted throughout the premise with dirt, debris, refuse, and broken glass observed. This is in contravention of section 2(1) of the Public Health Act on Nuisance and General Sanitation Regulation, 2003 which states that: No person shall create, commit or maintain a nuisance.
- b. Utilities were not available in the premise. This is in contravention of section 2(1) of the Public Health Act on Nuisance and General Sanitation Regulation, 2003 which states that: No person shall create, commit or maintain a nuisance.
- c. Sewage contamination was noted in and around both toilets. This is in contravention of section 2(1) of the Public Health Act on Nuisance and General Sanitation Regulation, 2003 which states that: No person shall create, commit or maintain a nuisance.
- d. Electrical switches near the main entrance were in disrepair with exposed electrical wiring observed. This is in contravention of section 2(1) of the Public Health Act on Nuisance and General Sanitation Regulation, 2003 which states that: No person shall create, commit or maintain a nuisance.

- e. Flooring throughout the premise was in disrepair with upward bowing observed. This is in contravention of section 2(1) of the Public Health Act on Nuisance and General Sanitation Regulation, 2003 which states that: No person shall create, commit or maintain a nuisance.
- f. An operational smoke alarm was not available in the premise. This is in contravention of section 2(1) of the Public Health Act on Nuisance and General Sanitation Regulation, 2003 which states that: No person shall create, commit or maintain a nuisance.
- g. The front and rear entrance doors were not secure. This is in contravention of section 2(1) of the Public Health Act on Nuisance and General Sanitation Regulation, 2003 which states that: No person shall create, commit or maintain a nuisance.

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 owner immediately undertake and diligently pursue the completion of the following work in and about the above noted premises, namely:
 - a. Remove all dirt, debris, refuse, and broken glass from the premise and clean and sanitize all finishes.
 - b. Ensure that the furnace and hot water tank are inspected for serviceability by a qualified contractor before the operation of these appliances.
 - c. Ensure that the plumbing system has been assessed by a qualified plumber and repaired as necessary before water service is reinstated.
 - d. Ensure that a functioning toilet and bathing facility is available in the premise.
 - e. Ensure that the electrical system is assessed by a qualified electrician and repaired as necessary before electrical service is reinstated.
 - f. Ensure that the flooring is assessed and repaired as necessary.
 - g. Ensure that smoke alarms are available, operational, and in good repair. Smoke alarms should 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 hallways.
 - h. Ensure that the entry doors are secure to prevent unauthorized entry.
2. 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 vacant and secure from unauthorized entry.

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 Edmonton, Alberta, February 13, 2014

_____(Original Signed)_____
Chai Tang, B.Sc., BEH (AD), CPHI(C)
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 within ten (10) days after receiving the order to the Public Health Appeal Board located at Reception, Main Floor. Telus Plaza, 10025 Jasper Avenue, Edmonton, Alberta, T5J 1S6, Telephone 780-427-2813 Fax 780-422-0914.

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 at 780-427-4518, or by visiting: www.health.alberta.ca/about/health-legislation.html