

ORDER OF AN EXECUTIVE OFFICER

To: **Ace Pallet**
 “The owner”

Ross Atley
 “The owner”

Atley Developments & Co. Ltd.
 “The owner”

And To: **Ace Pallet Employees/Contractors/Affiliates**
 All Occupant(s) of the following premises:

RE: The camping/housing/living area located on property in Edmonton, Alberta and municipally described as:
 22204 - 112 AVENUE NW, Lot 3MR, Block 2, Plan 8120832

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 area used for habitation by Ace Pallet employees was not connected to the municipal water system and/or adequate supply of potable water for personal hygiene purposes and cleaning.
- b. The area used for habitation by Ace Pallet employees was not connected to adequate sewage disposal systems. The two outhouses provided were not acceptable. Only one was being used and the shallow pit had been dug by Ace Pallet employees.
- c. The area used for habitation by Ace Pallet employees did not have an adequate or safe supply of electricity and/or electrical system: Electrical cords were running from the living site over wood pallets to the Ace Pallets commercial work site. Numerous electrical and/or extension cords were noted.
- d. There were improper installations and/or use of outdoor privies/toilets, and human feces and toilet paper were deposited on the ground outside two of the trailers, providing a breeding ground / potential breeding ground for vermin, and creating a nuisance.
- e. There was an accumulation of garbage and refuse in the area used for habitation, providing a breeding ground / potential breeding ground for vermin, and creating a nuisance.
- f. The area used for habitation was adjacent to Ace Pallets commercial structures, and in very close proximity to numerous wood pallets, resulting in a potential fire concern and insufficient or inadequate egress
- g. Barrels of chemicals, propane tanks, etc. were found throughout the living site, not safely stored, creating an accumulation of waste containers in need of proper disposal.

- h. There were wooden pallets and other constructs pieced together to serve as walkways in the area: the wood was rotting and was in disrepair, creating a potential risk of injury.

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

- a. Items [a-h] are in contravention of Part 1, Section 2(2)(a) of the Nuisance and General Sanitation Regulation (AR 243/2003) which states: "Without limiting the generality of subsection (1), a person who creates, commits or maintains any premises in a condition that is or might become injurious or dangerous to the public health or that might hinder in any manner the prevention or suppression of disease is deemed to have created, committed or maintained a nuisance."

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

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

1. That the occupants vacate the above noted premises on or before April 30, 2017.
2. That the Owner immediately undertake and diligently pursue the completion of the following work in and about the above noted premises, namely:
 - a. Dissassemble and decommission the living site.
 - b. Properly dispose of all waste and debris accumulating in the area.
 - c. Remove the outdoor toilet facility and ensure the contents are thoroughly removed and disposed of in an appropriate manner at a sewage disposal site and/or waste management facility.
 - d. Treat the soil and area(s) for contamination as appropriate
 - e. Should the owner(s) of Ace Pallets wish to provide accommodation for its workers the owner must ensure that:
 - i. Housing premises provided to employees meets all requirements of the Housing Regulations and the Minimum Housing and Health standards under the Alberta Public Health Act.
Or
 - ii. Work camp provided to employees meets all the requirements of the Work Camp Regulations, and that approval from all applicable agencies for set-up and operation of the camp is procured. Any such camp is not to be set-up or occupied until authorization is procured, and a final inspection is conducted by Environmental Public Health and other agencies as applicable
 - f. Coordinate with and/or collaborate with and cooperate with any adjacent land owner/operators the clean-up efforts upon which this area used for habitation has affected.

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, April 27, 2017

_____ **(original signed)** _____

Meaghen Allen, 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 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, Telus Plaza North Tower
10025 Jasper Avenue NW
Edmonton, Alberta, T5J 1S6
Phone: 780-222-5186
Fax: 780-422-0914
Email: HealthAppealBoard@gov.ab.ca
Website: <http://www.health.alberta.ca/about/PHAB.html>

A Notice of Appeal form may be obtained by contacting Alberta Health Services at 780-342-0122 or by contacting the Public Health Appeal Board.

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

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