

## ORDER OF AN EXECUTIVE OFFICER

**To:** Carl Mckay  
"the Owner"

**RE:** Those housing premises located in Westlock, Alberta and municipally described as:  
9740 109 Street

**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. No continuous heating supplies are present in the main floor master bedroom and also in the main floor washroom.
- b. A sleeping quarter is observed in the basement. Two windows are present at that area. One is a sealed window opened underneath a deck. The other window is opened to the backyard. The interior pane of the other window swings inwards and the exterior pane swings outwards. No mechanisms hold both the interior pane and exterior pane in the open positions. This window is deemed unacceptable for emergency egress purposes.
- c. No smoke alarm is present outside of the main floor small bedroom close to the living room. No smoke alarm is present at the sleeping area in the basement.

**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 heating facilities within the housing premises are not capable of safely and adequately heating all habitable rooms, bathrooms, and toilet rooms. All heating facilities within a housing premises are to be properly installed and maintained in good working condition, and be capable of safely and adequately heating all habitable rooms, bathrooms, and toilet rooms within the building to a temperature of; (i) at least 22°C (71°F). Minimum Housing and Health Standards s 8(a).
- b. An unacceptable bedroom window is present. For buildings of three stories or less and except where a bedroom door provides access directly to the exterior or the suite is sprinklered, each bedroom shall have at least one outside window which may be opened from the inside without the use of tools or special knowledge. Minimum Housing and Health Standards s 3(b)(i)2.
- c. No smoke alarm installed. 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. Minimum Housing and Health Standards s 12.

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 continuous heating supplies such as ducted heating from a furnace be properly installed in the above bedroom and washroom. All heating supplies must be capable of safely and adequately heating all habitable rooms and washrooms within the house to a temperature of at least 22C.
  - b. The window opened to the backyard must be replaced. Ensure that the new window be in compliance with the requirements for emergency egress. Alternatively, the entire basement areas must not be used for sleeping purposes. In this case, a room restrictions signed agreement shall be provided to AHS.
  - c. Ensure that smoke alarms be installed outside of the main floor small bedroom and at the sleeping areas in the basement if the basement is intended for sleeping purposes and be always maintained at a good working condition.
2. The work referred to in paragraph 1 a shall be completed by March 29, 2024.
3. The work referred to in paragraph 1 b and c shall be completed prior to re-occupancy.

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 Westlock, Alberta, Feb 5, 2024

Public Health Inspector/Executive Officer  
Westlock Community 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](mailto: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>

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