

ORDER OF AN EXECUTIVE OFFICER UNFIT FOR HUMAN HABITATION ORDER TO VACATE

To: Michele Lyn Moore
"the Owner"

RE: Those housing premises located in Calgary, Alberta and municipally described as:
7069 Laguna Way NE

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. Approximately 100 cats and 20 birds were found residing in the house.
- b. The Calgary Fire Department conducted air sampling and obtained a reading of 80ppm ammonia in the house.
- c. Cat and bird excrement covered surfaces throughout the house, creating grossly unsanitary conditions.
- d. All flooring throughout the house was saturated with cat urine.
- e. Significant amounts of dirt, dust and debris covered many surfaces throughout the house.
- f. The kitchen sink, stove and countertop were unusable as they were covered with piles of dirty dishes and refuse.
- g. There was an infestation of flies in the house.
- h. There was significant build-up of garbage and clutter in the basement.

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:

- a. Approximately 100 cats and 20 birds were found residing in the house. This is in contravention of section 2(1) of the Nuisance and General Sanitation Regulation, 2003 which states that: "No person shall create, commit or maintain a nuisance."
- b. The Calgary Fire Department conducted air sampling and obtained a reading of 80ppm ammonia in the house. This is in contravention of section 2(1) of the Nuisance and General Sanitation Regulation, 2003 which states that: "No person shall create, commit or maintain a nuisance."
- c. Cat and bird excrement covered surfaces throughout the house, creating grossly unsanitary conditions. This is in contravention of section 2(1) of the Nuisance and General Sanitation Regulation, 2003 which states that: "No person shall create, commit or maintain a nuisance."

- d. All flooring throughout the house was saturated with cat urine. This is in contravention of section 2(1) of the Nuisance and General Sanitation Regulation, 2003 which states that: "No person shall create, commit or maintain a nuisance."
- e. Significant amounts of dirt, dust and debris covered many surfaces throughout the house. This is in contravention of section 2(1) of the Nuisance and General Sanitation Regulation, 2003 which states that: "No person shall create, commit or maintain a nuisance."
- f. The kitchen sink, stove and countertop were unusable as they were covered with piles of dirty dishes and refuse. This is in contravention of section 2(1) of the Nuisance and General Sanitation Regulation, 2003 which states that: "No person shall create, commit or maintain a nuisance."
- g. There was an infestation of flies in the house. This is in contravention of section 2(1) of the Nuisance and General Sanitation Regulation, 2003 which states that: "No person shall create, commit or maintain a nuisance."
- h. There was significant build-up of garbage and clutter in the basement. This is in contravention of section 2(1) of the 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 occupants vacate the above noted premises on or before June 7, 2022.
2. That the Owner immediately undertake and diligently pursue the completion of the following work in and about the above noted premises, namely:
 - a. Remove and discard all furniture and other porous materials, including flooring, contaminated with animal excrement/urine.
 - b. Remove and discard all refuse from throughout the house.
 - c. Hire the services of a cleaning and/or restoration company to clean and disinfect all contaminated or otherwise dirty hard surfaces throughout the house.
 - d. Hire the services of a flooring or restoration company to assess and replace the subfloor where necessary.
 - e. Eradicate the fly infestation from the house.
 - f. Ensure the ammonia concentration within the house is at or below a safe level.
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 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 Calgary, Alberta, June 9, 2022

Confirmation of a verbal order issued to Michele Lyn Moore on June 7, 2022.

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 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: <https://www.alberta.ca/health-standards-and-guidelines.aspx>

Copy City of Calgary – Bylaw Services

Calgary • Southport • Environmental Health

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