

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

To: Estate of Mr. Keith Bell
Ms. Tara Bell
“the Owner”

And To: All Occupant(s) of the following Housing premises, including:

Ms. Tara Bell
Mr. Paul Ousman

RE: Those housing premises (e.g. – house) located in Ryley, Alberta and municipally described as: 5035 – 55 Avenue, Plan 4988AD, Block 13, Lot 13

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. Existing house has extensive interior and exterior damage caused previously by an electrical fire.
- b. There is no potable water supply.
- c. There is no plumbing and sewage disposal system.
- d. There are no washroom facilities.
- e. There are no food preparation facilities.
- f. There are no heating facilities.

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. There is no potable water supply nor hot water supply. This is in contravention of section 9 of the Minimum Housing and Health Standards which states “Every building used in whole or in part, as housing premises must be supplied with a potable water supply of sufficient volume, pressure and temperature to serve the needs of the inhabitants.”
- b. There is no acceptable indoor plumbing nor sewage disposal system. This is in contravention of section 6(a) of the Minimum Housing and Health Standards which states “Every housing premises shall be connected to the public sewage system, or to an approved private sewage disposal system. The plumbing system and the sanitary drainage system or private sewage disposal system, as the case may be, including drains, fixtures,

- traps, vents, stacks, waste disposal facilities, pumpout sewage holding tanks, septic tanks and the disposal system shall be maintained in proper operating condition.”
- c. There is no washroom facility provided. This is in contravention of section 7 of the Minimum Housing and Health Standards which states “Every housing premises shall be provided with plumbing fixtures of an approved type consisting of a flush toilet, a wash basin, and a bathtub or shower.” Further note that section 7(a) states “The washbasins and bathtub or shower shall be supplied with potable hot and cold running water.” Section 7(b) states “The wash basin shall be in the same room as the flush toilet or in close proximity to the door leading directly into the room containing the flush toilet.” Section 7(c) states “All rooms containing a flush toilet and/or bathtub or shower shall be provided with natural or mechanical ventilation.”
 - d. There are no food preparation facilities for the occupant to use. This is in contravention of section 14 of the Minimum Housing and Health Standards which states “Every housing premises shall be provided with a food preparation area and which includes: (a)(i) “a kitchen sink that is supplied with potable hot and cold water and suitably sized to allow preparation of food, washing utensils and any other cleaning operation; and (ii) cupboards or other facilities suitable for the storage of food; and (iii) a counter or table used for food preparation which shall be of sound construction and furnished with surfaces that are easily cleaned; and (iv) a stove and a refrigerator that are maintained in a safe and proper operating condition.”
 - e. There are no heating facilities provided. This is in contravention of section 8(a)(i) which states “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 at least 22 degrees C.”

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 January 4, 2023.
2. That 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 Tofield, Alberta, December 16, 2022.

Confirmation of a verbal order issued to Ms. Tara Bell and Mr. Paul Ousman on December 12, 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 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>

Template revised October 13, 2022

Copy: 1) Village of Ryley
2) By-Law Enforcement Officer