

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

**To:** Lyle Burkard  
"the Owner"

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

**RE:** Those housing premises located in Edberg, Alberta and municipally described as:  
95 1<sup>st</sup> Street, Block 2, Plan 3998AC, Lot 16

**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 housing premises was being used as a clandestine drug laboratory for suspected fentanyl production/processing and it is likely that some of this substance was tracked and/or involuntarily dispersed throughout the housing premises.
- b. Main electrical panel tampered with; electrical system throughout the premises compromised and could ignite a fire or potentially electrocute and cause bodily harm.
- c. Lack of an operational smoke alarm and fire safety equipment within the premises.
- d. Ceiling in one of the bedrooms is collapsing and is in a state of disrepair.

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

- a. Natural gas lines in the basement have been compromised; the natural gas line was used to supply gas to a torch used for production of clandestine drug laboratory. This is a breach of Section 2(1) of the Nuisance and General Sanitation Regulation which states: "No person shall create, commit or maintain a nuisance."
- b. Exposed wires present in several locations, electrical panel plate in basement is missing and wires have been cut. This condition is in contravention of section 11 of the Minimum Housing and Health Standards which states: "Outlets, switches and fixtures shall be properly installed and shall be maintained in a good and safe working condition."
- c. The smoke alarm present is not operational. This condition is in contravention of section 12(a) of the Minimum Housing and Health Standards which states: "Smoke alarms shall be operational and in good repair at all times."

- d. Ceiling in one of the bedrooms is collapsing and in disrepair. This is in contravention of section 1(a) of the Minimum Housing and Health Standards which states: “The housing premises shall be structurally sound.”

**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 17, 2021.
2. That the Owner undertake and diligently pursue the completion of the following work in and about the above noted premises, namely:
  - a. Hire the services of a professional remediation company that specializes in hazardous materials remediation to clean the unit of fentanyl contamination. Cleaning of the unit must be completed in such a manner that protects the general public and future occupants from fentanyl contamination during and after the cleanup.
  - b. Submit a remediation plan to an Executive Officer of Alberta Health Services for approval and acceptance prior to undertaking any cleanup of the unit.
  - c. Provide documentation of all work completed to an Executive Officer of Alberta Health Services.
  - d. Ensure all electrical including wiring, switches and plugs are properly installed and maintained in good working condition. Ensure the electrical system is repaired by a qualified electrician and approved by a safety codes officer.
  - e. Ensure operable smoke detectors are present in appropriate locations.
  - f. Repair ceiling and ensure it is safe and structurally sound.
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 Camrose, Alberta, June 15, 2021

Confirmation of a verbal order issued to Lyle Burkard on June 15, 2021.

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](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 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](http://www.qp.gov.ab.ca).

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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>

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