

PUBLIC HEALTH APPEAL BOARD

IN THE MATTER OF THE PUBLIC HEALTH ACT,
CHAPTER P-37, R.S.A. 2000
AND ITS REGULATIONS

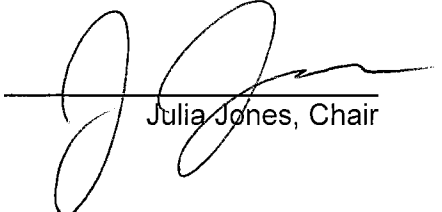
IN THE MATTER OF STAY APPLICATION TO
THE CHAIR OF THE PUBLIC HEALTH APPEAL BOARD
BY MICHAEL MARTIN
OF THE ORDER OF AN EXECUTIVE OFFICER
ISSUED BY ALBERTA HEALTH SERVICES
ZONE 4 EDMONTON
DATED JULY 21, 2016

Michael Martin - Appellant
Mark Raven-Jackson – Counsel for Alberta Health Services

An Order of an Executive Officer was issued on July 21, 2016 (“Order”) regarding a property located at 10838 74 Avenue NW Edmonton, Alberta (“Property”). The Order was appealed by Michael Martin, an owner, who also requested a stay of the Order. A Stay hearing was scheduled for August 26, 2016 and prior to the hearing, the Appellant and Alberta Health Services agreed to and consented to a partial, interim stay of the Order on the following terms:

1. The remediation of the headroom clearance violations identified in the Order [doors and ceilings] is stayed;
2. The Order to Vacate the Premises on August 31, 2016 is stayed;
3. All other remediation required in the Order must be attended to by the Appellant. Particularly the installation of the fire/smoke alarms identified in the Order, which mitigates [but does not eliminate] the risk associated with the headroom violations and the lack of egress; and
4. The Hearing on the merits of the Appeal of the Order shall be scheduled in the first two weeks of September, 2016.

The Chair grants a partial, interim stay of the Order issued on July 21, 2016 regarding the Property, on the terms set out above and consented to by the parties.

Per: 
Julia Jones, Chair

Date: August 31, 2016