



Date: August 15, 2017

Reference: 20170815-001601

MUNICIPAL GOVERNMENT ACT ORDER

(Issued pursuant to section 546(1)(a) of the Municipal Government Act, R.S.A.2000 c. M-26)

TO: VUONG, Phat



Severed in line with Section 17 of the FOIP Act

RE: Municipal address: 306, 26203 Twp 544, Sturgeon County, Alberta,
Legal description: Lot 4, Block 2, Plan 0924659 (the Property)
Tax roll number: 3710020
(Hereinafter referred to as "the property")

As a result of Enforcement Activities carried out on Wednesday July 5, 2017 involving RCMP, Edmonton Police Services and Sturgeon County Protective Services, (and at a later date the Alberta Health Services), the following conditions exist in and about the above noted property which, in my opinion, are dangerous to the public safety:

Based on information received from that above agencies, the house on the Property was being used as a clandestine drug laboratory for suspected fentanyl production/processing and has been declared unfit for human habitation by Alberta Health Services on July 7, 2017.

In my opinion, as a designated officer of Sturgeon County for the purpose of section 546 of the *Municipal Government Act*, the property, because of it's current state is a danger to public safety and may be detrimental to the surrounding area.

YOU ARE THEREFORE ORDERED TO:

Erect a chain link fence (minimum 6' high) to totally surround the house on the Property. This fence structure must remain closed and be able to be locked and secured to reduce the potential for access to the Property. The fence must be adequately signed with visible "Do Not Enter/No Trespassing" signs.

The fence must be secured in a manner to the prevent the fence from falling/blowing/being pushed over or otherwise flattened.

All windows and doors in the house are to be secured and covered with an appropriate material which will ensure glass, windows, door frames, doors and other type structures cannot be damaged and will significantly reduce access to laymen persons and possible trespassers. (Examples of appropriate

material include: ¼ plywood one sheet boards, metal shutter roll window covers, etc. Examples of inappropriate materials: plastic or poly sheets).

The Property must be maintained regularly and when needed. Maintenance and repairs are your responsibility and are to be done proactively and in a timely manner. (Examples – garbage is to be removed, grass and weeds are to be maintained, graffiti removed or painted over with same shade as the structure area, damage noted to the fence or the house structure to be repaired immediately.)

YOU MUST COMPLY WITH THIS ORDER BEFORE: August 30, 2017, 0600 hours.



Peter Tarnawsky,
CAO, Sturgeon County

Offence for non-compliance:

Pursuant to section 557(c) of the Municipal Government act (Hereinafter referred to as the "Act") **a person who contravenes or does not comply with an order under section 546 is guilty of an offence and liable to prosecution.**

Pursuant to section 566(1) of the Act a person who is guilty of an offence is liable,

- (a) To a fine of not more than \$10 000, or (b) to imprisonment for not more than one year, or to both fine and imprisonment.

Additional consequences for non-compliance:

Pursuant to section 550(1) of the act if a person fails or refuses to comply with an order under section 546 the municipality may take whatever actions or measures are necessary to deal with the unsafe condition of the Property.

Pursuant to section 550(3) of the Act the expenses and costs of an action or measure taken by the municipality are an amount owing to the municipality by the person who was required to do something by the order under section 546.

Pursuant to section 553.1(1)(c) of the Act when a person owes money to a municipality under section 550(3) the municipality may add the amount owing to the tax roll of any property for which the person is the assessed person.

If you fail to comply with the provisions of this order Sturgeon County will, at its election, take action to enforce the order by taking the action or measures are necessary to bring the Property into compliance with this Order and deal with the unsafe condition of the Property, all expenses and any costs of which will be amount owing to Sturgeon County and will be placed on the tax roll of the property and any other property for which you are the assessed person.

Procedure for requesting a review of the order.

Pursuant to section 547(1) of the Act a person who receives a written order under section 546 may by written notice request a review of the order.

Pursuant to section 547(1)(b) of the Act a written request for a review must be filed within 7 days after the date the order is received.

Requests for review must be received by: Sturgeon County, Attn: Sturgeon County Council, 9613 100 Ave, Morinville, AB., T8R 1L9

Should you have any questions or inquiries on this order contact Sturgeon County Enforcement Services at 780-939-8414