

IN THE MATTER OF THE PUBLIC HEALTH ACT - ALBERTA
ORDER OF AN EXECUTIVE OFFICER

To: Ambassador Motel Pool
802 16 Avenue NE
Calgary, Alberta T2E 1K8
Lenard and Bernice Perozni
Ambassador Motels Ltd.

Re: The Outdoor Swimming Pool located in Calgary, Alberta and municipally described as:

802 16 Avenue NE
Calgary, Alberta

WHEREAS I, an **Executive Officer** of the **Calgary Health Region**, have inspected the above noted swimming pool 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 swimming pool which are or may become injurious or dangerous to the public health or which might hinder the prevention or suppression of disease, namely:

- a. Pool is not equipped with flow meter to measure flow of water through recirculation system.
- b. Pool is not equipped with adequate testing kit for measuring chlorine residual and cyanuric acid.
- c. Pool operator has not completed swimming pool operators' course.
- d. Free chlorine and pH are not tested at a frequency of at least once every four hours.
- e. Records showing dates and times of pH, free chlorine, combined chlorine, and cyanuric acid are not available for inspection.

AND WHEREAS such inspection disclosed that the following breaches of the Public Health Act and the Swimming Pool Regulation, Alberta Regulation 247/85 exist in and about the above noted swimming pool, namely:

- a. No flow meter, which contravenes Section 9:
All gauges, flow meters, thermometers, filters, pumps, disinfection equipment, valves, and other equipment shall be maintained in good working order.
- b. Inadequate testing kit for pool chlorine and cyanuric acid, which contravenes Section 11(3) and 16(1):
The testing equipment shall have a range of between 0 and 5.0 milligrams of chlorine per litre for a swimming pool other than a whirlpool and between 0 and 10.0 milligrams of chlorine per litre for a whirlpool.

Operating records showing the following information shall be maintained:

- a) *quantities and dates of all chemicals used;*
- b) *time and results of all pH tests taken;*
- c) *time and result of all free chlorine residual tests taken;*
- d) *time and result of all combines chlorine residual tests taken;*
- e) *results of bacteriological analysis;*
- f) *temperature of the water, recorded at least once every 24 hours;*
- g) *results of any other tests that may be taken from time to time.*

- c. No trained pool operator onsite, which contravenes Section 6:

A swimming pool shall be operated by and under the close supervision of a competent, responsible person trained in swimming pool operation, water chemistry, pool filtration and maintenance.

- d. Inadequate testing frequency, which contravenes Section 12(1):

Tests for free chlorine shall be conducted during the normal operating hours of the swimming pool as often as is necessary to enable the owner to maintain the free chlorine residual at levels permitted by this section, but in no case shall such tests be conducted at intervals if more than 4 hours.

- e. No operating records available for inspection, which contravenes Section 16:

(1) *Operating records showing the following information shall be maintained:*

- a) *quantities and dates of all chemicals used;*
- b) *time and results of all pH tests taken;*
- c) *time and result of all free chlorine residual tests taken;*
- d) *time and result of all combines chlorine residual tests taken;*
- e) *results of bacteriological analysis;*
- f) *temperature of the water, recorded at least once every 24 hours;*
- g) *results of any other tests that may be taken from time to time.*

(2) *The operating records referred to in subsection (1) shall be made available on request to an executive officer.*

NOW THEREFORE, I hereby **ORDER** and **DIRECT**:

1. That the Owner immediately undertake and diligently pursue the completion of the following work in and about the above noted swimming pool, namely:
 - a. Install a flow meter capable of measuring the amount of water flowing through the circulation system.
 - b. Acquire an adequate pool test kit to enable testing of free chlorine, total chlorine, pH, and cyanuric acid.
 - c. Have at least one staff attend a pool operator's course approved by the CHR.

- d. Test swimming pool free chlorine and pH at least every 4 hours during operation.
 - e. Maintain operating records and have them available for an executive officer.
2. The work referred to in paragraph 1 (a), (b), (c) shall be completed prior to the pool opening and operating in 2007. The work referred to in paragraph 1 (d) and (e) shall be available for inspection 2 weeks following the opening of the pool for operation in 2007.

Dated at Calgary, Alberta, this 31st day of October, 2006.

Sujata Patel
Executive Officer
Calgary Health Region

Section 5(2) of the Public Health Act provides that a person who is directly affected by this Order and considers himself or herself aggrieved hereby may appeal the same to the Public Health Appeal Board, 24th Floor, Telus Plaza North Tower, 10025 Jasper Avenue, Edmonton AB T5J 2N3, within ten (10) days. The terms of this Order remain in effect notwithstanding the filing or proposed filing of any such appeal.

The Owner is advised that the Public Health Act empowers the Calgary Health Region to carry out the terms of this Order on the Owner's behalf and at the Owner's expense should the Owner fail to comply with the terms hereof.

Airdrie

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