

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

**To: Condo Corp Plan #0112575 (Chateau World)**

Banff Gate Mountain Lodge/Spa  
1200 Harvie Heights Road  
Harvie Heights, AB T1W 2W2

**Arek Rachfael**

Banff Gate Mountain Lodge  
1200 Harvie Heights Road  
Harvie Heights, AB T1W 2W2

**Re:** The Whirlpool located in Harvie Heights, Alberta and municipally described as:

**Banff Gate Mountain Lodge Whirlpool**

1200 Harvie Heights Road  
Harvie Heights, AB T1W 2W2

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

- a. The presence of *Pseudomonas aeruginosa* in two consecutive microbiological samples collected on August 11, 2008 and August 18, 2008.
- b. The presence of a heterotrophic plate count of 200 CFU per ml in the microbiological sample collected on August 11, 2008.

AND WHEREAS such inspection disclosed that the following breaches of the Public Health Act, the Swimming Pool Regulation (AR 293/2006) and the Pool Standards (2006) exist in and about the above noted Whirlpool, namely:

- a. The presence of *Pseudomonas aeruginosa* in two consecutive microbiological samples collected on August 11, 2008 and August 18, 2008. This is in contravention of Section 16(b) of the Pool, Wading Pool and Water Spray Park Regulation, Alberta Regulation 293/2006.

- b. The presence of a heterotrophic plate count of 200 CFU per ml in the microbiological sample collected on August 11, 2008. This is in contravention to Section 16 (a) of the Pool, Wading Pool and Water Spray Park Regulation, Alberta Regulation 293/2006.

AND WHEREAS by virtue of the foregoing, the above noted premises are hereby declared to be **closed**;

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

1. That the Owner **immediately close** the above noted whirlpool and secure it from unauthorized entry.
2. That the Owner undertake and diligently pursue the completion of the following work in and about the above noted Whirlpool, namely:
  - a. Treat the whirlpool water to eliminate any possible source of contamination and then chemically balance the whirlpool.
  - b. Submit water samples for bacteriological analysis every week of operation to the Provincial Laboratory of Public Health (Microbiology) for microbiological testing.
3. That until such time as a water sample from paragraph 2b is confirmed to be satisfactory for the Whirlpool, the above noted Whirlpool shall remain closed and secured from unauthorized entry.

Dated at Harvie Heights, Alberta, this 22<sup>nd</sup> day of August, 2008, confirming a verbal order issued on the 21<sup>st</sup> day of August, 2008.

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Lindsay Sullivan  
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, 24<sup>th</sup> 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.***

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**Re: The Whirlpool located in Harvie Heights, Alberta and municipally described as 1200 Harvie Heights Road, Harvie Heights, AB, T1W 2W2**

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**Airdrie**

Airdrie Public Health Centre  
604 Main Street South  
Airdrie, AB T4B 3K7  
Phone: 403-912-8400  
Fax: 403-912-8410

**Banff**

Banff Health Centre  
303 Lynx Street  
PO Box 1266  
Banff, AB T1L 1B3  
Phone: 403-762-2990  
Fax: 403-762-5570

**Calgary/Mountain View/Rocky View**

Calgary Health Region, *Centre 15*  
1509 Centre Street SW  
Calgary, AB T2G 2E6  
Phone: 403-943-8060  
Fax: 403-943-8090

**Canmore**

Canmore Public Health  
#104, 800 Railway Avenue  
Canmore, AB T1W 1P1  
Phone: 403-678-5656  
Fax: 403-678-5068

**Claresholm**

Claresholm Public Health  
5221 2<sup>nd</sup> Street W  
PO Box 1391  
Claresholm, AB T0L 0T0  
Phone: 403-625-4061  
Fax: 403-625-4062

**Didsbury**

Didsbury Health Unit  
PO Box 130  
1210 -20th Avenue  
Didsbury, AB T0M 0W0  
Phone: 403-335-7292  
Fax: 403-335-7610

**Okotoks**

Okotoks Public Health Centre  
11 Cimarron Commons  
Okotoks, AB T1S 2E9  
Phone: 403-995-2600  
Fax: 403-995-2639

**Strathmore**

Public Health Building  
650 Westchester Road  
Strathmore, AB T1P 1H8  
Phone: 403-361-7200  
Fax: 403-361-7244

[www.calgaryhealthregion.ca/envhealth](http://www.calgaryhealthregion.ca/envhealth)

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