

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

**To: Canadian Rocky Mountain Resorts Ltd. - Steve Coles**  
700 Tunnel Mountain Rd  
Banff, Alberta T1L 1B3

**Re:** The Swimming Pool located in Banff, Alberta and municipally described as:

**Buffalo Mountain Lodge**  
700 Tunnel Mountain Rd  
Banff, Alberta T1L 1B3

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. Bacteriological water samples are not being collected and submitted to the Provincial Laboratory at appropriate intervals. No water samples have been submitted for bacteriological analysis since August 7, 2007.

AND WHEREAS such inspection disclosed that the following breaches of the **Public Health Act** and the **Swimming Pool, Wading Pool, and Water Spray Park Regulation**, Alberta Regulation 293/2006 exist in and about the above noted swimming pool, namely:

- a. Bacteriological water samples are not being collected and submitted to the Provincial Laboratory at appropriate intervals. This is in contravention of section 15 (1) of the Swimming Pool, Wading Pool, and Water Spray Park Regulation, which states that "Every week a sample of the water in a pool must be taken and submitted to the Provincial Laboratory of Public Health (Microbiology) for microbiological testing."

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 swimming pool 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 swimming pool, namely:

- a. 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 2a is confirmed to be satisfactory, the above noted swimming pool shall remain closed and secured from unauthorized entry.

Dated at Banff, Alberta, this 25 day of January, 2008.

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Gary Obertowich  
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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**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 Bag 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: 403-934-3454  
Fax: 403-934-3827