

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

**To:** Best Western Regency Inn  
121 Edmonton Trail  
Airdrie, Alberta T4B 1S2  
Young Han

**Re:** The Whirl Pool located in Airdrie, Alberta and municipally described as:  
  
Best Western Regency Inn  
121 Edmonton Trail  
Airdrie, Alberta

WHEREAS I, an **Executive Officer** of **Alberta Health Services**, have inspected the above noted whirl 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 whirl 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. Alkalinity measured at about 20 ppm.
- b. The pH measured less than 6.8.
- c. Daily testing and recording of pool water quality is not being done consistently.
- d. There is no written sanitation plan.
- e. There is no written plan for handling contamination due to fecal accidents or vomiting.
- f. The whirl pool is not being maintained by knowledgeable staff.

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 and the Pool Standards, 2006 for the Swimming Pool, Wading Pool and Water Spray Park Regulation exist in and about the above noted whirl pool, namely:

- a. Alkalinity measured at about 20 ppm. This is in contravention of Section III 3) 3 of the Pool Standards, 2006 for the Swimming Pool, Wading Pool and Water Spray Park Regulation, which states that *"to assist in maintaining proper pH, the alkalinity must be maintained at 80-120 ppm and measured weekly"*.
- b. The pH measured less than 6.8. This is in contravention of Section 11(3) of the Swimming Pool, Wading Pool and Water Spray Park Regulation (AR 293/2006), which states that *"the pH of the water in a pool must be maintained at not less than 6.8 and not more than 7.6"*.

- c. Daily testing and recording of pool water quality is not being done consistently. This is in contravention of Section 14(2) of the Swimming Pool, Wading Pool and Water Spray Park Regulation (AR 293/2006), which states that *"tests for free chlorine, combined chlorine and pH must be conducted during the normal operating hours of a pool as often as necessary to enable the responsible person to demonstrate water quality"*.
- d. There is no written sanitation plan. This is in contravention of Section 20(1)(d) of the Swimming Pool, Wading Pool and Water Spray Park Regulation (AR 293/2006), which states that *"The responsible person must have written policies respecting a general sanitation plan"*.
- e. There is no written plan for handling contamination due to fecal accidents or vomiting. This is in contravention of Section 20(1)(c) of the Swimming Pool, Wading Pool and Water Spray Park Regulation (AR 293/2006), which states that *"The responsible person must have written policies respecting response to water quality issues, including fecal contamination"*.
- f. The whirl pool is not being maintained by knowledgeable staff. This is in contravention of Section 7(1) of the Swimming Pool, Wading Pool and Water Spray Park Regulation (AR 293/2006), which states that *"the responsible person must ensure that the pool is equipped, operated and maintained in compliance with this Regulation and the Pool Standards"*.

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 whirl 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 whirl pool, namely:
  - a. Raise and maintain the alkalinity between 80 and 120 ppm.
  - b. Raise and maintain the pH between 6.8 and 7.6.
  - c. Take and record daily tests of free chlorine, combined chlorine and pH. Take and record weekly tests of the alkalinity.
  - d. Create and maintain a written sanitation plan that includes frequency of cleaning and products to be used.
  - e. Create and maintain a written response plan for proper treatment of contamination due to fecal accidents or vomiting.
  - f. Demonstrate that the person responsible for regular maintenance of the whirl pool is trained and knowledgeable in pool operation and basic water chemistry.
3. That until such time as the work referred to in paragraph 2 is completed to the satisfaction of the undersigned, or an executive officer of Alberta Health Services, the above noted whirl pool shall remain closed and secured from unauthorized entry.

Dated at Airdrie, Alberta, this 9th day of July, 2009 in confirmation of the verbal order issued on the 8<sup>th</sup> day of July, 2009.

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Carol Brittain  
Executive Officer  
Alberta Health Services

***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 Alberta Health Services 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**  
Alberta Health Services, *Southport*  
10101 Southport Rd SW  
Calgary, AB T2W 3N2  
Phone: 403-943-2288  
Fax: 403-943-8056

**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)