

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

**To: Condo Corporation # 041461  
#205 820 Main Street  
Canmore, AB T1W 2B7**

**PEKA Professional Property Management Ltd  
#205 820 Main Street  
Canmore, AB T1W 2B7**

**Summit Hotels & Resort Management Inc.  
#311 180 Kananaskis Way  
Canmore, AB T1W 3C6**

Edward Keenan-General Manager  
Falcon Crest Lodge  
190 Kananaskis Way  
Canmore, Alberta T1W 3K5

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

Falcon Crest South (Mountainview) Whirlpool  
190 Kananaskis Way  
Canmore, Alberta

WHEREAS I, an **Executive Officer** of **Alberta Health Services**, 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. The free available chlorine level in the whirlpool water was 0.2ppm.
- b. One of the main drain covers was broken.
- c. The alkalinity level of the whirlpool water was not being tested and recorded.
- d. Alkalinity of the whirlpool water was at 10 ppm.
- e. There was no water being circulated from the pool surface. The skimmer valves were closed off.
- f. The containers of open hydrochloric (muriatic) acid and sodium hypochlorite are being stored next to each other.
- g. There was no clock visible from the whirlpool.
- h. One of the railings into the pool was loose.

- i. A second complete set of cartridge filters was not available on-site.
- j. There was no temperature regulator on the whirlpool recirculation system.
- k. No signage in pool area indicating: no street shoes may be worn in wet traffic areas, the bather load for the whirlpool, no pets allowed (except for assistance animals, no street shoes in wet traffic areas, and children up to 14 years must be supervised.
- l. Lacking written policies regarding actions to be taken when standards for free chlorine, combined chlorine, and PH are not being met, when blood, food, chemicals, fecal material or vomitus foul the pool, as well as a general sanitation plan.
- m. Main drain covers do not meet ANSI/ASME 112.19.8 (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 and the Pool Standards (2006) for the Swimming Pool, Wading Pool and Water Spray Park Regulation (Alberta) exist in and about the above noted swimming pool, namely:

- a. The free available chlorine level in the whirlpool water was 0.2ppm. This is in contravention of Section 11(1) of the Swimming Pool, Wading Pool and Water Spray Park Regulation.
- b. One of the main drain covers was broken. This is in contravention of Section 22(b) of the Swimming Pool, Wading Pool and Water Spray Park Regulation and Part 3, Section 7(2) of the Pool Standards.
- c. The alkalinity level of the whirlpool water was not being tested and recorded. This is in contravention of Part 3, Section 3(3) of the Pool Standards.
- d. Alkalinity of the whirlpool water was at 10 ppm. This is in contravention of Part 3, Section 3(3) of the Pool Standards.
- e. There was no water being circulated from the pool surface. The skimmer valves were closed off. This is in contravention of Part 3, Section 2(3) of the Pool Standards.
- f. The containers of open hydrochloric (muriatic) acid and sodium hypochlorite are being stored next to each other. This is in contravention of Section 22(b) of the Swimming Pool, Wading Pool and Water Spray Park Regulation.
- g. There was no clock visible from the whirlpool. This is in contravention of Part 5, Section 6 of the Pool Standards.
- h. One of the railings into the pool was loose. This is in contravention of Section 22(b) of the Swimming Pool, Wading Pool and Water Spray Park Regulation.
- i. A second complete set of cartridge filters was not available on-site. This is in contravention of Part 3, Section 2(6) of the Pool Standards.
- j. There was no temperature regulator on the whirlpool recirculation system. This is in contravention of Part 5, Section 2 of the Pool Standards.
- k. No signage in pool area indicating: no street shoes may be worn in wet traffic areas, the bather load for the whirlpool, no pets allowed (except for assistance animals), no street shoes in wet traffic areas, and children up to 14 years must be supervised. This is in contravention of Part 4, Section 2(1) of the Pool Standards.
- l. Lacking written policies regarding actions to be taken when standards for free chlorine, combined chlorine, and PH are not being met, when blood, food, chemicals, fecal material or vomitus foul the pool, as well as a general sanitation plan. This is in contravention of Parts 4, Sections 4 and 5 of the Pool Standards.

- m. Main drain covers do not meet ANSI/ASME 112.19.8 (2007). ). This is in contravention of Section 19(1) of the Swimming Pool, Wading Pool and Water Spray Park Regulation and Part 3, Section 7(1) of 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 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. Raise the free available chlorine level of the whirlpool water to at least 2.0ppm.
  - b. Replace the broken main drain cover with one that is in good repair.
  - c. Test and record the alkalinity level in the whirlpool water at least once per week.
  - d. Maintain the alkalinity of the whirlpool water between 80 and 120 ppm.
  - e. Ensure at least eighty percent of the water is circulated from the pool surface.
  - f. Store the hydrochloric (muriatic) acid and chlorine such that they do not pose a safety hazard.
  - g. Install a clock that is clearly visible from the whirlpool.
  - h. Tighten the railing into the whirlpool.
  - i. Obtain a second complete set of cartridge filters.
  - j. Install a temperature regulator on the whirlpool recirculation system.
  - k. Place signage in the pool area which meets all the requirements of the Pool Standards, 2006 (Alberta).
  - l. Develop a written response plan for water quality issues and a general sanitation plan which meets the requirements of the Pool Standards, 2006 (Alberta).
  - m. Install main drain covers which meet ANSI/ASME 112.19.8 (2007).
3. That until such time as the work referred to in paragraph 2, items a through f, is completed to the satisfaction of the undersigned, or an executive officer of Alberta Health Services, the above noted swimming pool shall remain closed and secured from unauthorized entry.
4. The work referred to in paragraph 2, items g through l, and is to be completed by October 31, 2009.
5. The work referred to in paragraph 2, item m, and is to be completed by March 24, 2010.

Dated at Canmore, Alberta, this 25th day of September, 2009 confirming verbal order given on the 24th day of September, 2009.

---

Diane Luka  
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.**

---

**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)