

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

To: Waymarker Management (Silver Creek) Inc.
3408-114th Avenue S.E.
Calgary, Alberta T2Z 3V6

Silver Creek Lodge
1818 Mountain Avenue
Canmore, Alberta T1W 3M3

Re: Two whirlpools located in Canmore, Alberta and municipally described as:

Silver Creek Lodge: Hot Tub #1 and Hot Tub #3
1818 Mountain Avenue
Canmore, Alberta T1W 3M3

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 whirlpools which are or may become injurious or dangerous to the public health or which might hinder the prevention or suppression of disease, namely:

- a. A pH reading of 8.3.
- b. A free available chlorine reading greater than 100 ppm.

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 whirlpools, namely:

- c. A pH reading of 8.3, which is in contravention of section 11(3) of the Swimming Pool Regulation, Alberta Regulation 293/2006.
- d. A free available chlorine reading greater than 100 ppm, which is in contravention of section 9(1)(b) of the Swimming Pool 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 whirlpools and secure them from unauthorized entry.
2. That the Owner undertake and diligently pursue the completion of the following work in and about the above noted whirlpools, namely:
 - a. Chemically balance the whirlpool to ensure the whirlpool water chemistry meets the parameters required by the Swimming Pool, Wading Pool, and Water Spray Park Regulation (AR 293/2006) and Alberta Pool Standards (2006).
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 whirlpools shall remain closed and secured from unauthorized entry.

Dated at Canmore, Alberta, this 24th day of December, 2009.

Lindsay Sullivan
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, 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 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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Calgary/Mountain View/Rocky View
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Canmore
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