

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

To: World Mark
91 Three Sisters Drive
Canmore, AB T1W 2X4

Re: The Outdoor Whirlpool located in Canmore, Alberta and municipally described as:

World Mark
91 Three Sisters Drive
Canmore, AB T1W 2X4

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 presence of total coliforms in the microbiological sample collected on December 21, 2009.
- b. No microbial sample was submitted between the December 7, 2009 and the Dec 21, 2009 microbial samples.
- c. The rate of filtration through the whirlpool filter exceeded the maximum 12.5 GPM/sq ft filtration rate required by the Pool Standards (whirlpool measured 17.6 GPM/sq ft).

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 whirlpool, namely:

- a. The presence of total coliforms in the microbiological sample collected on December 21, 2009. This is in contravention of section 16(c) of the Swimming Pool Regulation, Alberta Regulation 293/2006.
- b. No microbial sample was submitted between the December 7, 2009 and Dec 21, 2009 microbial samples. This is in contravention of section 15(1) of the Swimming Pool Regulation, Alberta Regulation 293/2006.
- c. The rate of filtration through the whirlpool filter exceeded the maximum 12.5 GPM/sq ft filtration rate required by the Pool Standards (whirlpool measured 17.6 GPM/sq ft). This is in contravention of Section 2(5) of the Pool Standards (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 a water sample from the whirlpool following treatment to the Provincial Laboratory of Public Health (Microbiology) for microbiological testing.
 - c. Install an acceptable filter that is of sufficient size (i.e. flow through the filter does not exceed 12.5 GPM/sq ft).
3. That until such time as the work referred to in paragraph 2(a) is completed to the satisfaction of the undersigned, or an executive officer of Alberta Health Services, and until such time as a water sample from paragraph 2(b) is confirmed to be satisfactory, the above noted whirlpool shall remain closed and secured from unauthorized entry.
4. The work referred to in paragraph 2 (c) is to be completed by February 1, 2010.

Dated at Canmore, Alberta, this 23rd 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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