

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

**To:** Condo Corp Plan #0122575-Chateau World  
1200 Harvie Heights Road  
Harvie Heights, Alberta T1W-2W2

**Re:** The Swimming Pool located in Harvie Heights, Alberta and municipally described as:  
  
Banff Gate Mountain Lodge Whirlpool  
1400 Harvie Heights Road  
Harvie Heights, Alberta

WHEREAS I, an **Executive Officer** of **Alberta Health Services**, have inspected the above noted whirlpool 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 whirlpool which are or may become injurious or dangerous to the public health or which might hinder the prevention or suppression of disease, namely:

- a. One of the main drains covers for the whirlpool was broken.
- b. The alkalinity of the whirlpool water was 20ppm.
- c. The bather load and temperature range of the whirlpool was not posted.
- d. The whirlpool water temperature was 41C.
- e. Combined chlorine level of the whirlpool water was not being tested and recorded.

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. One of the main drain covers for the whirlpool 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.
- b. The alkalinity of the whirlpool water was 20ppm. This is in contravention of Part 3, Section 3(3) of the Pool Standards.
- c. The bather load and temperature range of the whirlpool was not posted. This is in contravention of Part 4, Section 2(1) of the Pool Standards.
- d. The whirlpool water temperature was 41C. This is in contravention of Part 5, Section 3 of the Pool Standards.
- e. Combined chlorine level of the whirlpool water was not being tested and recorded. This is in contravention of Part 3, Section 4(1)(d) 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. Replace the broken main drain cover with one that is in good repair.
  - b. Maintain the alkalinity of the whirlpool water between 80 and 120 ppm.
  - c. Post the bather load and temperature range of the whirlpool adjacent to the whirlpool.
  - d. Maintain the water temperature of the whirlpool at no more than 40C.
  - e. Test and record the combined chlorine level of the whirlpool water at least once a week.
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 swimming pool shall remain closed and secured from unauthorized entry.

Dated at Canmore, Alberta, this 16th day of April, 2010.

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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.***

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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

**ORDER OF AN EXECUTIVE OFFICER**

**Re: The Whirlpool located in Canmore, Alberta and municipally described as 1200 Harvie Heights Road, Harvie Heights, Alberta**

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**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  
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