

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

**To: 905753 Alberta Ltd.**  
Po Box 1387  
Banff T1L 1B3

**Robert Henderson (Director)**  
1001, 300 Meredith Rd NE  
Calgary, Ab T2E 7A8

**Lynne Henderson (Director)**  
1001, 300 Meredith Rd NE  
Calgary, Ab T2E 7A8

**Jason Henderson (Director and Manager)**  
453 Marten Street, Box 1387  
Banff, Alberta T1L 1B3

**Re:** The Whirlpool located in Banff, Alberta and municipally described as:

**Best Western Siding 29 Lodge**  
453 Marten St.  
Banff, Alberta  
T1L 1B3

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. The presence of *Pseudomonas aeruginosa* in two consecutive microbiological samples collected on August 9, 2010 and August 16, 2010.
- b. Alkalinity of the whirlpool water measured 50 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 whirlpool, namely:

- a. The presence of *Pseudomonas aeruginosa* in two consecutive microbiological samples collected on August 9, 2010 and August 16, 2010. This is in contravention

of Section 16(b) of the Pool, Wading Pool and Water Spray Park Regulation, Alberta Regulation 293/2006.

- b. Alkalinity of the whirlpool water measured 50 ppm. This is in contravention of Part 3, Section 3(3) 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. Maintain the alkalinity of the whirlpool water between 80 and 120 ppm.
  - c. Submit a water sample for bacteriological analysis to the Provincial Laboratory of Public Health (Microbiology) for microbiological testing.
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, and until such time as a water sample from paragraph 2c is confirmed to be satisfactory, the above noted whirlpool shall remain closed and secured from unauthorized entry.

Dated at Canmore, Alberta, this 20<sup>th</sup> day of August, 2010, confirming a Verbal Order given on the 19<sup>th</sup> of August, 2010.

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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, 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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**Re: The Whirlpool located in Banff, Alberta and municipally described as Best Western Siding 29 Lodge, 453 Marten Street, Banff, Alberta, T1L 1B3**

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**Airdrie**

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604 Main Street South  
Airdrie, AB T4B 3K7  
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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 2nd Street W  
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Phone: 403-625-4061  
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**Didsbury**

Didsbury Health Unit  
PO Box 130  
1210 -20th Avenue  
Didsbury, AB T0M 0W0  
Phone: 403-335-7292  
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**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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[www.calgaryhealthregion.ca/envhealth](http://www.calgaryhealthregion.ca/envhealth)

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