

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

To: Kananaskis Alpine Resort Inc
3500, 855 – 2 St SW
Calgary, Alberta
T2P 4J8

Re: The whirlpool located in Kananaskis, Alberta and municipally described as:

Summit Spa at the Delta Lodge at Kananaskis
1 Centennial Drive
Kananaskis, Alberta
T0L 2H0

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 microbiological water sample submitted on Dec 29, 2009 showed the presence of *Pseudomonas aeruginosa* and had a Heterotrophic plate count of greater than 57000 bacteria per millilitre.
- b. The microbiological water sample submitted on January 4, 2010 had a Heterotrophic plate count of 930 bacteria per millilitre.

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 microbiological water sample submitted on Dec 29, 2009 showed the presence of *Pseudomonas aeruginosa* and had a Heterotrophic plate count of greater than 57000 bacteria per millilitre. This is in contravention of Section 16 (a) and (b) of the Swimming Pool, Wading Pool and Water Spray Park Regulation.
- b. The microbiological water sample submitted on January 4, 2010 had a Heterotrophic plate count of 930 bacteria per millilitre. This is in contravention of Section 16 (a) of the Swimming Pool, Wading Pool and Water Spray Park Regulation.

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.
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 2b is confirmed to be satisfactory, the above noted whirlpool shall remain closed and secured from unauthorized entry.

Dated at Canmore, Alberta, this 8th day of January, 2010, confirming the verbal order given on the 7th day of January, 2010.

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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