

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

To: Gold's Gym
200 Barclay Pr SW
Calgary, Alberta
T2P 4R5

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

Gold's Gym
200 Barclay Pr SW
Calgary, Alberta

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. Bacteriological water samples are not being submitted to the Provincial Laboratory on a weekly basis.
- b. The PH was measured at 7.9.
- c. The alkalinity of the whirlpool measured at 60 parts per million.
- d. The automated monitoring system has not been calibrated.
- e. Swimming pool operators are unable to display adequate knowledge over pool operations and maintenance.
- f. There is no protocol in place in case of a faecal or vomit incident.

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. Bacteriological water samples are not being submitted to the Provincial Laboratory on a weekly basis. This is in contravention of Section 15 (1) of the Swimming Pool, Wading Pool and Water Spray Park Regulation.
- b. The pH was measured at 7.9. This is in contravention of Section 11 (3) of the

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Swimming Pool, Wading Pool and Water Spray Park Regulation.

- c. The alkalinity of the whirlpool was measured at 60 parts per million. This is in contravention of Section 8 of the Swimming Pool, Wading Pool and Water Spray Park Regulation.
- d. The automated monitoring system has not been calibrated. This is in contravention of Section 12 (2)(b) of the Swimming Pool, Wading Pool and Water Spray Park Regulation.
- e. Swimming pool operators are unable to display adequate knowledge over pool operations and maintenance. This is in contravention of Section 7(2)(a) of the Swimming Pool, Wading Pool and Water Spray Park Regulation.
- f. There is no protocol in place in case of a faecal or vomit incident. This is in contravention of Section 20(1)(c) 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 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. Submit a bacteriological water sample to the Provincial Laboratory of Public. Water samples must then be submitted once per week thereafter.
 - b. Manually check the water chemistry at least once daily and as often as necessary to ensure that the water quality is maintained.
 - c. Calibrate the automated monitoring equipment such that the pool water chemistry is accurate.
 - d. Demonstrate that there is a responsible person who can operate and maintain the pool, whether directly on site or available for contact, to the satisfaction of the Executive Officer.
 - e. Provide a faecal/vomit response plan.
 - f. Ensure that employees responsible for the swimming pool successfully complete an approved pool operator's course.

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3. That until such time as the work referred to in paragraph 2, items a through e, 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.
4. The work referred to in paragraph 2, item f, must be completed by March 1, 2010.

Dated at Calgary, Alberta, this 19th day of January, 2010 following a verbal order issued on the 18th day of January 2010.

Jodie Dicks
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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