

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

To: McKenzie Gold's Gym Corp.
Golds Gym McKenzie
12686 48 Street SE
Calgary, AB T2Z 0B1
(the "**Owner**")

Re: The Swimming Pool located in Calgary, Alberta and municipally described as:
Golds Gym McKenzie
12686 48 Street SE
Calgary, Alberta

WHEREAS I, an **Executive Officer** of the **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. Water samples are not being submitted from the swimming pool on a weekly basis.
- b. Swimming pool operators are unable to display adequate knowledge of pool operations and maintenance.
- c. Tests for free chlorine, combined chlorine and pH are not being taken during the pool operating hours.
- d. A record book is not being kept of pool water quality testing results.
- e. Weirs are not provided on two of the skimmers.

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. Water samples are not being submitted from the swimming pool on a weekly basis. This is in contravention of Section 15(1) of the Swimming Pool, Wading Pool and Water Spray Park Regulation.
- b. Swimming pool operators are unable to display adequate knowledge of pool

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Re: Swimming Pool Golds Gym McKenzie located at 12686 48 Street SE in Calgary, Alberta

operations and maintenance. This is in contravention of Section 7(2)(a) of the Swimming Pool, Wading Pool and Water Spray Park Regulation.

- c. Tests for free chlorine, combined chlorine and pH are not being taken during the pool operating hours. This is in contravention of Section 14(2) of the Swimming Pool, Wading Pool and Water Spray Park Regulation.
- d. A record book is not being kept of pool water quality testing results. This is in contravention of Section 14(1) of the Swimming Pool, Wading Pool and Water Spray Park Regulation.
- e. Weirs are not provided on two of the skimmers. This is in contravention of Section 22(b) 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 water sample for bacteriological analysis from the swimming pool on a weekly basis.
 - b. 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.
 - c. Manually check the free available chlorine, combined chlorine and pH on a daily basis at minimum, and as often as necessary.
 - d. Maintain a log of pool water quality testing results.
 - e. Ensure that employees responsible for the swimming pool successfully complete an approved pool operator's course.
 - f. Ensure that all skimmers are equipped with weirs.
3. That until such time as the work referred to in paragraph 2, items a through d, is completed to the satisfaction of the undersigned, or an executive officer of Alberta Health Services and the water sample submitted under paragraph 2(a) is deemed to be satisfactory, the above noted swimming pool shall remain closed and secured from unauthorized entry.
4. The work referred to in paragraph 2(e) and 2(f) must be completed by March 1, 2010.

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Re: **Swimming Pool Golds Gym McKenzie located at 12686 48 Street SE in Calgary, Alberta**

Dated at Calgary, Alberta, this 20th day of January, 2010 following a verbal order issued the 18th day of January, 2010.

Dana East, B.Sc., B.Tech, CPHI(C)
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.

Airdrie

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Fax: 403-912-8410

Banff

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303 Lynx Street
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Calgary/Mountain View/Rocky View

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Canmore

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Claresholm

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Okotoks

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