

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

To: Northland Properties Corporation
310 1755 West Broadway
Vancouver, BC V5T 2J8
(the "Owner")

Sandman Hotel
888 7 Avenue SW
Calgary, Alberta T2P 3J3

Re: The Swimming Pool located in Calgary, Alberta and municipally described as: **Sandman Hotel Whirlpool, 888 7 Avenue SW, Calgary, Alberta T2P 3J3**

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. Free available chlorine estimated over 20 ppm. Due to the high chlorine level the exact measurement could not be done by Taylor test kit.
- b. Total alkalinity tested at 30 ppm.
- c. Temperature of the whirlpool water tested at 43 degrees Celsius.
- d. Main drain covers were rusty and not anchored adequately. There was a gap between the main drain and the floor.
- e. The main drains were not equipped with anti-entrapment devices.
- f. Several tiles were missing from the pool basin.
- g. Build up of scum in the skimmer and on the bottom of the whirlpool.

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. Free available chlorine tested over 20 ppm. Due to the high chlorine level the exact measurement could not be done by Taylor test kit. This is in contravention of Section 18 of the Swimming Pool, Wading Pool and Water Spray Park Regulation.
- b. Total alkalinity tested at 30 ppm. This is in contravention of Part III, Section 3(3) of the Pool Standards 2006.
- c. Temperature of the water tested at 43 degrees Celsius. This is in contravention of Part V, Section 3 of the Pool Standards 2006.
- d. The main drain covers were rusty and not anchored adequately. There was a gap

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- between main drain and the floor. This is in contravention of Section 22(b) of the Swimming Pool, Wading Pool and Water Spray Park Regulation.
- e. The main drains were not equipped with anti-entrapment devices. This is in contravention of Section 19(1) of the Swimming Pool, Wading Pool and Water Spray Park Regulation and Part VII, Section 1(a) of the Pool Standard, 2006.
 - f. Several tiles were missing on the pool basin. This is in contravention of Section 22(a)(iii) of the Swimming Pool, Wading Pool and Water Spray Park Regulation.
 - g. Build up of scum in the skimmer and on the bottom of the whirlpool. This is in contravention of Section 22(a)(ii) 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. Ensure that the whirlpool water is chemically balanced.
 - b. Ensure that total alkalinity is maintained between 80-120 ppm.
 - c. Ensure that the temperature of the whirlpool does not exceed 40 degrees Celsius while in use.
 - d. Ensure that the main drains have approved covers of an adequate size that are in good repair and are securely anchored.
 - e. Ensure that the main drain covers are approved and installed in accordance with the ASME and ANSI requirements.
 - f. Ensure that the skimmer and whirlpool basin is cleaned.
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 Calgary, Alberta, this 4th day of November 2010, following the verbal order on 3rd day of November 2010.

Katarina Arendas
Executive Officer
Alberta Health Services

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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

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
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Claresholm

Claresholm Public Health
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Didsbury

Didsbury Health Unit
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Okotoks

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Strathmore

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www.calgaryhealthregion.ca/envhealth