

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

To: Boardwalk Reit Property Holdings LTD.
200, 1501 1 Street SW
Calgary, Alberta T2R 0W1
(the "Owner")

Sarcee Trail Place
71 Glamis Drive SW
Calgary, Alberta T3E 6S5

Re: The Swimming Pool located in Calgary, Alberta and municipally described as:
Sarcee Trail Place, 71 Glamis Drive SW, Calgary, Alberta T3E 6S5.

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. The free available chlorine of the swimming pool was estimated to be 50 ppm. Due to the high chlorine level the exact measurement could not be done by Taylor test kit.
- b. The pH measured at 7.8.
- c. Chlorine mechanical feeding pump was not operational.
- d. Operator's test kit for testing chemistry was not accurate.
- e. The operators of the swimming pool could not provide a written sanitation plan.
- f. There is no written protocol in place in case of a faecal or vomit incident.
- g. There is no flow meter for the swimming pool.
- h. One skimmer in the swimming pool is missing a floating ring or a weir.
- i. The maximum bather load is not posted.

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. The free available chlorine of the swimming pool was estimated to be 50 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. The pH measured at 7.8. This is in contravention of Section 11(3) of the Swimming Pool, Wading Pool and Water Spray Park Regulation.
- c. Chlorine mechanical feeding pump was not operational. This is in contravention of Section 12(2)(a) of the Swimming Pool, Wading Pool and Water Spray Park Regulation.
- d. Operator's test kit for testing chemistry was not accurate. This is in contravention of Section 14(1)(2)(a) of the Swimming Pool, Wading Pool and Water Spray Park Regulation.
- e. The operators of the swimming pool could not provide a written sanitation plan. This is in contravention of Section 20(1)(d) of the Swimming Pool, Wading Pool and Water Spray Park Regulation.
- f. There is no written 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.
- g. There is no flow meter for the swimming pool. This is in contravention of Section 9 (3) of the Swimming Pool, Wading Pool and Water Spray Park Regulation.
- h. One skimmer in the swimming pool is missing a floating ring or a weir. This is in contravention of Section 22 (b) of the Swimming Pool, Wading Pool and Water Spray Park Regulation.
- i. The maximum bather load is not posted. This is in contravention of Section 20(1)(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. Chemically balance the pool water.
 - b. Ensure that the pH level is maintained between 6.8 – 7.6.
 - c. Ensure that the chlorine mechanical feeding pump is repaired or replaced, and is operating properly.
 - d. Obtain a new accurate test kit for monitoring of pool chemistry.
 - e. Provide a written sanitation plan.
 - f. Provide a written protocol for faecal and vomit incidents.
 - g. Ensure that the flow meter is installed.
 - h. Ensure that the skimmer is equipped with a floating ring or a weir.
 - i. Ensure that the maximum bather load is posted.
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 16th day of November, 2010 following the verbal order issued on 15th day of November 2010.

Katarina Arendas
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

Airdrie Public Health Centre
604 Main Street South
Airdrie, AB T4B 3K7
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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

Alberta Health Services, *Southport*
10101 Southport Rd SW
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Canmore

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Claresholm

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Okotoks

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www.calgaryhealthregion.ca/envhealth