

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

**To: Cavalier Enterprises Ltd.**  
**612 Spadina Crescent East**  
**Saskatoon, Saskatchewan**  
**S7K 3G9**

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

Sheraton Cavalier  
2620 32 Avenue NE  
Calgary, Alberta  
T1Y 6B8

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 pH of the whirlpool measured greater than 8.
- b. The free available chlorine of the whirlpool measured less than 0.5 ppm.
- c. The whirlpool water was turbid such that the bottom of the basin could not be seen.
- d. The flow meter is not operational.

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 pH of the whirlpool measured greater than 8. This is in contravention of Section 11 (3) of the Swimming Pool, Wading Pool and Water Spray Park Regulation.
- b. The free available chlorine of the whirlpool measured less than 0.5 ppm. This is in contravention of Section 11 (1)(b) of the Swimming Pool, Wading Pool and Water Spray Park Regulation.
- c. The whirlpool water was turbid such that the bottom of the basin could not be seen. This is in contravention of Section 17 of the Swimming Pool, Wading Pool and

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Water Spray Park Regulation.

- d. The flow meter for the whirlpool is not operating. This is in contravention of Section 9 and 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 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. Ensure the pH of the whirlpool is within the range of 6.8 to 7.6.
  - b. Ensure that the free available chlorine of the whirlpool is 2 ppm or above.
  - c. Treat the whirlpool water to ensure that the bottom of the basin can be easily seen.
  - d. Repair or replace the flow meter.
3. That until such time as the work referred to in paragraph 2, items a, b, and c is completed to the satisfaction of the undersigned, or an executive officer of Alberta Health Services, the above noted whirlpool shall remain closed and secured from unauthorized entry.
4. The work referred to in paragraph 2, item d, must be completed by September 7, 2010.

Dated at Calgary, Alberta, this 27<sup>th</sup> day of August, 2010 following a verbal order issued the 26<sup>th</sup> day of August, 2010 to Jennifer Johnson.

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Sarah Yusuf, B.Sc., BEH, 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, 24<sup>th</sup> 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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32 Avenue NE, Calgary, Alberta.**

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**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  
Phone: 403-678-5656  
Fax: 403-678-5068

**Claresholm**

Claresholm Public Health  
5221 2<sup>nd</sup> Street W  
PO Box 1391  
Claresholm, AB T0L 0T0  
Phone: 403-625-4061  
Fax: 403-625-4062

**Didsbury**

Didsbury Health Unit  
PO Box 130  
1210 -20th Avenue  
Didsbury, AB T0M 0W0  
Phone: 403-335-7292  
Fax: 403-335-7610

**Okotoks**

Okotoks Public Health Centre  
11 Cimarron Commons  
Okotoks, AB T1S 2E9  
Phone: 403-995-2600  
Fax: 403-995-2639

**Strathmore**

Public Health Building  
650 Westchester Road  
Strathmore, AB T1P 1H8  
Phone: 403-361-7200  
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[www.calgaryhealthregion.ca/envhealth](http://www.calgaryhealthregion.ca/envhealth)

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