

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

To: 1339850 Alberta INC. DBA Best Western Premier

TO: Alim Jessa, Owner

AND TO: Douglas Chan, General Manager

86 Freeport BLVD NE

Calgary, AB

T3J 5J9

(the "Owner")

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

Best Western Premier Whirlpool

86 Freeport BLVD NE

Calgary, AB

T3J 5J9

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 free chlorine residual of the whirlpool measured 0 ppm.
- b. The alkalinity of the whirlpool measured 50 ppm.
- c. The bacteriological water sample taken on May 31, 2011 indicated bacterial contamination consisting of *Pseudomonas aeruginosa*, and HPC count of more than 57000 CFU per mL.
- d. The current pool operator has not taken an approved pool operator's course.

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 whirlpool, namely:

- a. The free chlorine residual of the whirlpool measured 0 ppm. This is in contravention of Section 11(1) of the Swimming Pool, Wading Pool and Water Spray Park Regulation.
- b. The alkalinity of the whirlpool measured 50 ppm. This is in contravention of Section 8 of the Swimming Pool, Wading Pool and Water Spray Park Regulation.
- c. The bacteriological water sample taken on May 31, 2011 indicated bacterial contamination consisting of *Pseudomonas aeruginosa* present and HPC count of more than 57000 CFU per mL. This is in contravention to Section 16 (a) and (b) of the

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Swimming Pool, Wading Pool and Water Spray Park Pool Regulation.

- d. The current pool operator has not taken the pool operator's course. This is in contravention to Section 7 (2) (a) 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 that the free chlorine is at 2.0mg/L and maintain this level of chlorine or above during operation of the whirlpool.
 - b. Ensure that the alkalinity is between 80 and 120 mg/L and maintain the alkalinity within this range during operation of the whirlpool.
 - c. Ensure that the whirlpool is drained, tiles are scrubbed with a brush using a cleaner and then a disinfectant/ sanitizer approved by the Executive Officer must be used.
 - d. Ensure that the plumbing lines for the whirlpool are cleaned and disinfected /sanitized using a disinfectant/ sanitizer approved by the Executive Officer.
 - e. Ensure that the filter media for the whirlpool is changed.
 - f. Ensure that a professional pool company is employed to assist to achieve all of the aforementioned items a-e.
 - g. Following the treatment plan stipulated in the aforementioned a-e, submit a water sample to the Provincial Lab of Public Health.
 - h. Pool operator must successfully complete a pool operator's course approved by the Executive Officer.
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 the Alberta Health Services and the water sample submitted under paragraph 2(g) is deemed to be satisfactory, the above noted whirlpool shall remain closed and secured from unauthorized entry.

Dated at Calgary, Alberta, this 7^h day of June, 2011, following a verbal order issued to Douglas Chan on the 3rd day of June, 2011.

Salima Kassam BTech., 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

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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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Fax: 403-912-8410

Banff

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Banff, AB T1L 1B3
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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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Didsbury

Didsbury Health Unit
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Okotoks

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www.calgaryhealthregion.ca/envhealth