

ORDER OF AN EXECUTIVE OFFICER NOTICE OF CLOSURE

To: 6965083 Canada Inc.
Norman Kahn, Derek McCallum (Directors)

Jan Smith (Manager)

RE: The swimming pool located in Calgary, Alberta and municipally described as:
**Hull Estates
1200 6 Street SW
Calgary, Alberta
T2R 1H3**

WHEREAS I, an **Executive Officer** of **Alberta Health Services**, have inspected the above premises 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 premises which are or may become injurious or dangerous to the public health or which might hinder the prevention or suppression of disease, namely:

- a. Bacteriological water sample taken on August 9, 2011 was not processed by the Provincial Lab.
- b. Bacteriological water sample taken on August 15, 2011 was not processed by the Provincial Lab.
- c. Bacteriological water sample taken on August 22, 2011 was not processed by the Provincial Lab.
- d. Bacteriological water sample taken on August 29, 2011 had total coliforms present and had a heterotrophic plate count of 2370 colony forming units/mL.
- e. Free available chlorine was measured at 0 ppm.
- f. Current main drain covers do not meet ASME requirements for anti-entrapment.
- g. Current pool signage does not indicate that bathers shower before entering the pool.

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. Bacteriological water sample taken on August 9, 2011 was not processed by the Provincial Lab. This is in contravention of Section 15 of the Swimming Pool, Wading Pool, and Water Spray Park Regulation.
- b. Bacteriological water sample taken on August 15, 2011 was not processed by the Provincial Lab. This is in contravention of Section 15 of the Swimming Pool, Wading Pool, and Water Spray Park Regulation.
- c. Bacteriological water sample taken on August 22, 2011 was not processed by the Provincial Lab. This is in contravention of Section 15 of the Swimming Pool, Wading Pool, and Water Spray Park Regulation.

- d. Bacteriological water sample taken on August 29, 2011 had total coliforms present and had a heterotrophic plate count of 2370 colony forming units/mL. This is in contravention of Section 16 of the Swimming Pool, Wading Pool, and Water Spray Park Regulation.
- e. Free available chlorine was measured at 0 ppm. This is in contravention of Section 11(1) of the Swimming Pool, Wading Pool, and Water Spray Park Regulation.
- f. Current main drain covers do not meet ASME requirements for anti-entrapment. This is in contravention of Section 19 of the Swimming Pool, Wading Pool, and Water Spray Park Regulation.
- g. Current pool signage does not indicate that bathers shower before entering the pool. This is in contravention of Section IV(2) of the Pool Standards (2006).

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.
2. That the owner immediately undertake and diligently pursue the completion of the following work in and about the above noted premises, namely:
 - a. Treat the swimming pool water to eliminate any possible source of contamination and then chemically balance the pool.
 - b. Submit a bacteriological sample to the Provincial Lab.
 - c. Acquire ASME approved main drain covers for the swimming pool to meet anti-entrapment requirements.
 - d. Acquire pool signage indicating that bathers must shower before entering the pool.
3. That until such time as the work referred to in 2a is completed to the satisfaction of an Executive Officer of Alberta Health Services, and a satisfactory bacteriological sample from 2b has been confirmed from the Provincial Lab, the above noted swimming pool shall remain closed. Items 2c and 2d must be completed by May 6, 2012.

The above conditions were noted at the time of inspection and may not necessarily reflect all deficiencies. You are advised that further work may be required to ensure full compliance with the Public Health Act and regulations, or to prevent a public health nuisance.

DATED at Calgary, Alberta, September 14, 2011.

Sarah Yusuf, B.Sc., BEH, CPHI(C)
Executive Officer
Environmental Health Officer

YOU HAVE THE RIGHT TO APPEAL

A person who a) is directly affected by a decision of a Regional Health Authority, and
b) feels himself aggrieved by the decision

may appeal the decision within ten (10) days after receiving the order to the Public Health Appeal Board located at 24th Floor, Telus Plaza, 10025 - Jasper Avenue, Edmonton, Alberta, T5J 1S6 Telephone (780) 427-2813.

The terms of this Order remain in effect notwithstanding the filing or proposed filing of any such appeal. If you appeal, you may also make an application to the Board for a stay of this Order pending the appeal.

A copy of the Public Health Appeal form may be obtained by contacting Alberta Health Services at (780) 342-0122 or the Public Health Appeal Board (780) 427-2813.

You are advised that all orders remain in effect pending such an appeal

HEALTH LEGISLATION, REGULATIONS AND STANDARDS

Electronic versions of the Public Health Act and Regulations are available at the Alberta Queen's Printer Bookstore 10611 - 98 Avenue, Main Floor, Park Plaza, Edmonton, Alberta, T5K 2P7 or www.qp.gov.ab.ca.

Health Legislation and regulations are available for purchase. Please contact Alberta Queen's Printer Bookstore 10611 - 98 Avenue, Main Floor, Park Plaza, Edmonton, Alberta, T5K 2P7) or www.qp.gov.ab.ca.

Copies of standards are available by contacting the Health Protection Branch of Alberta Health & Wellness at (780) 427-4518, or by visiting: www.health.alberta.ca/about/health-legislation.html

Confirmation of an oral order issued to Jan Smith on August 30, 2011.

Order of an Executive Officer – Notice of Closure

RE: The Swimming Pool located in Calgary, Alberta and municipally described as: Hull Estates, 1200 6 Street SW, Calgary, Alberta.

Page 4

AIRDRIE Regional Health Centre

604 Main Street South
Airdrie, AB T4B 3K7
Phone: 403-912-8400
Fax: 403-912-8410

BANFF Health Unit

303 Lynx Street
PO Box 1266
Banff, AB T1L 1B3
Phone: 403-762-2990
Fax: 403-762-5570

CALGARY - Southport Atrium

10101 Southport Road SW
Calgary, AB T2W 3N2
Phone: 403-943-2288
Fax: 403-943-8056

CANMORE Public Health

#104, 800 Railway Avenue
Canmore, AB T1W 1P1
Phone: 403-678-5656
Fax: 403-678-5068

CLARESHOLM Public Health

5221 2nd Street W
PO Box 1391
Claresholm, AB T0L 0T0
Phone: 403 625-4061
Fax: 403-625-4062

COCHRANE Community Health Centre

60 Grande Boulevard
Cochrane, AB T4C 0S4
Phone: 403-851-6000
Fax: 403- 851-6009

OKOTOKS Health and Wellness Centre

11 Cimarron Common
Okotoks, AB T1S 2E9
Phone: 403-995-2600
Fax: 403-995-2639

STRATHMORE Public Health Office

650 Westchester Road
Strathmore, AB T1P 1H8
Phone: 403-361-7200
Fax: 403-361-7244

www.albertahealthservices.ca/eph.asp

INACTIVE