

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

To: Quenouille Holdings Ltd
PO Box 3449
Banff, Alberta
T1L 1E1

Tim Smith – Maintenance Manager
1 Juniper Way
Banff, Alberta
T1L 1E1

Re: The Swimming Pool located in Banff, Alberta and municipally described as:

Juniper Hotel Whirlpool
1 Juniper Way
Banff, Alberta

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 might become injurious or dangerous to the public health or which might hinder in any manner the prevention or suppression of disease, namely:

- a. Gap around the grate and frame of the main drain covers of a size that is a finger/toe entrapment.
- b. Alkalinity of the whirlpool water was measured as 20ppm.
- c. Alkalinity and combined chlorine levels of the whirlpool water are not being measured and recorded on a weekly basis.

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. Gap around the grate and frame of the main drain covers of a size that is a finger/toe entrapment. This is in contravention of Section 19(1) of the Swimming Pool, Wading Pool and Water Spray Park Regulation and Part 3, Section 7(2) of the Pool Standards.
- b. Alkalinity of the whirlpool water was measured as 20ppm. This is in contravention

of Part 3, Section 3(3) of the Pool Standards.

- c. Alkalinity and combined chlorine levels of the whirlpool water are not being measured and recorded on a weekly basis. This is in contravention of Part 3, Sections 3(3) and 4(1)(d) of the Pool Standards.

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 swimming pool, namely:
 - a. Replace the main drain covers with covers that meet ANSI/ASME A112.119.8, are properly secured and are installed in a manner that does not create an entrapment hazard.
 - b. Maintain the alkalinity of the whirlpool water between 80-120ppm.
 - c. Measure and record the alkalinity and combined chlorine levels of the whirlpool water at least once a week.
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 Canmore, Alberta, this 13th day of May, 2011 confirming a Verbal Order given on the 12th day of May, 2011.

Diane Luka
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

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
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Claresholm

Claresholm Public Health
5221 2nd Street W
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Claresholm, AB T0L 0T0
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Didsbury

Didsbury Health Unit
PO Box 130
1210 -20th Avenue
Didsbury, AB T0M 0W0
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Okotoks

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Strathmore

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www.calgaryhealthregion.ca/envhealth