

ORDER OF AN EXECUTIVE OFFICER NOTICE OF CLOSURE

To: Canadian Rocky Mountain Resorts
“the Owner”

And To: Piragash Poonanchandran (General Manager)
“the Owner”

And To: Richard Hibbert (Maintenance Manager)
“the Owner”

RE: The “whirlpool” located in Lake Louise, Alberta and municipally described as:
Deer Lodge– Whirlpool, 109 Lake Louise Drive, Lake Louise, AB, T0L 1E0

WHEREAS I, an **Executive Officer of Alberta Health Services**, have inspected the above noted 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 in any manner the prevention or suppression of disease, namely:

- a. The pH of the whirlpool measured below 6.8.
- b. The level of the water flowing into the skimmer was too high therefore the skimmer could not work properly.
- c. Dip and read strips were being used to test for chlorine levels.
- d. There were leaks/dripping water observed in the mechanical room coming from the pipes for the whirlpool.
- e. Anti-entrapment plans were out of date, no information regarding expiration date of the drain covers was available.

AND WHEREAS such inspection disclosed that the following breaches of the Public Health Act and the Public Swimming Pools Regulation, Alberta Regulation 204/2014 and the Pool Standards there under exist in and about the above noted premises, namely:

- a. The pH of the whirlpool was below 6.8. This is in contravention of Section 4.4 of the Pool Standards, July 2014 (Amended January 2018), which states: “the pH of the water in a public swimming pool must be maintained at no less than 6.8 and no greater than 7.6”.
- b. The level of the water flowing into the skimmer was too high therefore the skimmer could not work properly. This is in contravention of Section 3.2 of the Pool Standards, July 2014 (Amended January 2018), which states: “When a public swimming pool is

in use, it must be operated to maximize the flow of the water through the skimming devices.”.

- c. The strips being used to test for chlorine levels were not appropriate to adequately test chlorine levels. This is in contravention of Section 5.2.3 of the Pool Standards, July 2014 (amended January 2018) which states that: “Dip and read strips must not be used to measure chlorine, pH or alkalinity.
- d. There were leaks/dripping water observed in the mechanical room coming from the pipe for the whirlpool. This is in contravention of Section 11(b) of the Public Swimming Pool Regulation AR 204/2014, which states that “must be maintained in a state of repair that provides for the safe and sanitary operation of the pool”.
- e. Anti-entrapment plans were out of date, no information regarding expiration date of the drain covers was available. This is in contravention of Section 9.1 of the Pool Standards, July 2014 (amended January 2018), which states: “Every owner or owner’s agent, if any, must assess anti-entrapment risks, develop and implement an appropriate anti-entrapment plan to meet the requirements of this section”.

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 premises.
2. That the Owner immediately undertake and diligently pursue the completion of the following work in and about the above noted premises, namely:
 - a. Calibrate the automated controller and raise the pH of the pool to be within the 6.8-7.6 range.
 - b. Ensure the skimmers are working as designed to remove contaminated water from the surface.
 - c. Acquire appropriate testing chemicals for chlorine levels.
 - d. Repair any leaks in the plumbing.
 - e. Complete an updated anti-entrapment plan.
3. That until such time as the work referred to above is completed, the above noted premises shall remain closed.

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 Banff, Alberta, September 1st, 2023.

Confirmation of a verbal order issued to Richard Hibbert, on August 31st 2023.

Executive Officer
Alberta Health Services

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 by submitting a Notice of Appeal form within ten (10) days after receiving the order to:

Public Health Appeal Board
c/o Central Reception
Main Floor, ATB Place North Tower
10025 Jasper Avenue NW
Edmonton, Alberta, T5J 1S6
Phone: 780-222-5186
Fax: 780-422-0914
Email: HealthAppealBoard@gov.ab.ca
Website: <https://www.alberta.ca/public-health-appeal-board.aspx>

A Notice of Appeal form may be obtained by contacting the Public Health Appeal Board or visiting their website.

Health Legislation, Regulations and Standards

Electronic versions of the Public Health Act and Regulations are available at the Alberta King's Printer Bookstore 10611 - 98 Avenue, Main Floor, Park Plaza, Edmonton, Alberta, T5K 2P7 or <https://www.alberta.ca/alberta-kings-printer.aspx>.

Health Legislation and regulations are available for purchase. Please contact Alberta King's Printer Bookstore 10611 - 98 Avenue, Main Floor, Park Plaza, Edmonton, Alberta, T5K 2P7 or <https://www.alberta.ca/alberta-kings-printer.aspx>.

Copies of standards are available by visiting: <https://www.alberta.ca/health-standards-and-guidelines.aspx>

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