

ORDER OF AN EXECUTIVE OFFICER NOTICE OF CLOSURE

To: Damien Callaghan and Westmont Hospitality Group

RE: The “pool” located in Lethbridge, Alberta and municipally described as:
Holiday Inn Lethbridge - 2375 Mayor Magrath Drive S – Kid’s Pool

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. Multiple floor drain covers are broken. This is a danger for entrapment and a cutting hazard.
- b. There are several areas of the play equipment that are extremely rusty. Flakes of rusted metal are falling off.
- c. Total Alkalinity was measured too low (22ppm).
- d. The pH was measured too high (7.8).
- e. The chlorine level was measured too low (1.40 ppm).
- f. Large amounts of sediment and dirt were observed under the water near the play equipment.
- g. The last water test (August 11, 2021) indicated that Total Coliforms were present.
- h. Due to the very high temperature of the wading pool (36.7 degrees C), this pool should be getting tested weekly for Pseudomonas. It is currently not being tested for this.
- i. Daily inspections of anti-entrapment covers is not occurring.

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. Multiple floor drain covers are broken. This is a danger for entrapment and a cutting hazard which is in contravention of section 9.6.2 of the Pool Standards which states that: If upon visual inspection the cover of a submerged suction outlet is cracked, broken, improperly secured or missing, the pump shall be immediately shut down and the public swimming pool closed, and only reopened when the cover is repaired or replaced.
- b. There are several areas of the play equipment that are extremely rusty. Flakes of rusted metal are falling off which is in contravention of section 11(b) the Swimming Pools Regulation which states that: In accordance with the Pool Standards, a pool must be maintained in a state of repair that provides for the safe and sanitary operation of the pool.

- c. Total Alkalinity is too low (22ppm) which is in contravention of section 4.5.1 of the Pool Standards which states that: the total alkalinity of the public swimming pool water must be maintained at no less than 60 milligrams per litre and no greater than 180 milligrams per litre, or at levels where chlorine and pH requirements can be maintained in accordance with Section 4.0 of the Pool Standards.
- d. The pH is too high (7.8) which is in contravention of section 4.4 of the Pool Standards which states that: 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.
- e. The chlorine level was too low (1.40 ppm) which is in contravention of section 4.1.2 of the Pool Standards which states that: The minimum free chlorine residual in a public swimming pool must be maintained as follows: 2.0 milligrams per litre in a public swimming pool with an operating water temperature of greater than 30 degrees Celsius.

AND

Section 4.1.3 of the Pool Standards which states that: The minimum free chlorine residual in a public swimming pool must be maintained as follows: 2.0 milligrams per litre in a recirculating, stand-alone water spray park or stand-alone wading pool regardless of the operating water temperature.

- f. Large amounts of sediment and dirt were observed under the water near the play equipment which is in contravention of Section 11(a)(ii) of the Pool Regulation which states that: In accordance with the Pool Standards, a pool must be maintained so that all the surfaces in the public swimming pool premises with which patrons come into contact are maintained in a clean and sanitary condition.
- g. The last water test (August 11, 2021) indicated that Total Coliforms were present which is in contravention of Section 6.1(b) of the Pool Standards which states that: The quality of water in a public swimming pool must be maintained so that the water does not show the presence of total coliforms in a 100 millilitre sample.
- h. Due to the very high temperature of the wading pool (36.7 degrees C), this pool should be getting tested weekly for Pseudomonas. It is currently not being tested for this which is in contravention of section 7.1.2 of the Pool Standards which states that: A water sample for Pseudomonas aeruginosa must be taken weekly for public swimming pools operating at 30 degrees Celsius or greater.
- i. Daily inspections of anti-entrapment covers is not occurring which is in contravention of section 9.6.1 of the Pool Standards which states that: The covers of each submerged suction outlet, including equalizer and vacuum outlets, shall be routinely inspected prior to opening each day and throughout the day when the public swimming pool is in use.

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. Replace all broken drain covers with covers that meet the ANSI/APSP-16 2011 Standard.
 - b. Repair/refinish the rusted or damaged portions of play equipment. Ensure these are easy to clean and in safe condition.
 - c. Ensure alkalinity is maintained between 60 and 180 ppm.
 - d. Ensure the pH is maintained between 6.8 and 7.6.
 - e. Ensure the free chlorine residual is maintained at 2.0 ppm.
 - f. Ensure that the general pool sanitation is maintained.
 - g. Ensure that Total Coliforms are not present in the subsequent water sample.
 - h. Ensure that the water temperature is returned to normal levels (<30 degrees C) or alternatively start testing for Pseudomonas with every weekly water sample.
 - i. Ensure a procedure is implemented to ensure anti-entrapment covers are checked daily.
3. That until such time as the work referred to above is completed to the satisfaction of an Executive Officer of Alberta Health Services; 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 Lethbridge, Alberta, August 17, 2021.

Confirmation of a verbal order issued to Damien Callaghan on August 16, 2021.

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 Alberta Health Services at 780-342-0122 or by contacting the Public Health Appeal Board.

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 at 780-427-4518 or by visiting: <https://www.alberta.ca/health-standards-and-guidelines.aspx>

Lethbridge • Lethbridge Community Health • South Zone

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www.albertahealthservices.ca/eph.asp